

Ordinance No. 122085

Council Bill No. 115553

AN ORDINANCE relating to the South Lake Union Park Development Project; amending the 2006 Adopted Budget of the Department of Parks and Recreation including transferring appropriations; all by a three-fourths vote of the City Council.

CF No. \_\_\_\_\_

Date Introduced: <u>4-17-06</u>	
Date 1st Referred: <u>4-17-06</u>	To: (committee) <u>Finance and Budget</u>
Date Re - Referred:	To: (committee)
Date Re - Referred:	To: (committee)
Date of Final Passage: <u>4-24-06</u>	Full Council Vote: <u>9-0</u>
Date Presented to Mayor: <u>4-25-06</u>	Date Approved: <u>5/2/06</u>
Date Returned to City Clerk: <u>5/4/06</u>	Date Published: <u>7/2/06</u> T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
Date Vetoed by Mayor:	Date Veto Published:
Date Passed Over Veto:	Veto Sustained:

## The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: M. Oliver  
Councilmember

### Committee Action:

April 19 2006 Passed 15-0 PM 2/2

4-24-06 Passed 9-0

This file is complete and ready for presentation to Full Council. Committee: \_\_\_\_\_  
(initial/date)

*Law Department*

Law Dept. Review

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ORDINANCE 122085

AN ORDINANCE relating to the South Lake Union Park Development Project; amending the 2006 Adopted Budget of the Department of Parks and Recreation including transferring appropriations; all by a three-fourths vote of the City Council.

WHEREAS, Seattle citizens have envisioned the creation of an accessible waterfront park at the south end of Lake Union ever since the Olmsted Park Plan was developed more than one hundred years ago; and

WHEREAS, the 1998 South Lake Union Neighborhood Plan emphasized the development of the South Lake Union Park (SLU Park) as a top priority; and

WHEREAS, Resolution 30080 authorized the property disposition process that led to the sale of City of Seattle (City) property in South Lake Union and set forth a number of policy objectives which continue to guide the City's actions; and

WHEREAS, the 2000 Neighborhood Parks, Green Spaces, Trails and Zoo Levy (hereafter 2000 Parks Levy) identified funding for the development of the SLU Park; and

WHEREAS, the voters of Seattle approved the 2000 Parks Levy on November 7, 2000; and

WHEREAS, Ordinance 121963 authorized the execution of an Agreement between the Seattle Parks Foundation (Foundation) and the City of Seattle (the "Agreement"), delineating each party's roles and responsibilities relative to the design, development, and construction of SLU Park; and

WHEREAS, the Agreement for the SLU Park Development Project provides that the construction of the SLU Park will be undertaken in two phases, the first to begin as soon as possible with funds already identified, and the second to begin after the Foundation has raised the \$10,000,000 stipulated in its Agreement with the City; and

WHEREAS, after the SLU Park Development Project had been designed and its budget approved, the Department of Parks and Recreation determined that the bulkhead was vulnerable and there were three options to deal with the situation: (1) build the SLU Park using the existing bulkhead, postponing its replacement until sometime in the future when it would inevitably fail; (2) cut back the SLU Park by 8,000 square feet, eliminating the ability to moor large ships along the bulkhead and reducing the length of the boardwalk; or (3) replace the bulkhead now rather than later; and



1 WHEREAS, the Project Review Committee, consisting of City Investors, the Foundation, the  
2 Center for Wooden Boats, and City representatives, determined that the most cost  
3 effective, long-term solution dictates that the bulkhead be replaced before the park is  
4 built, thereby avoiding the disruption and higher cost of later replacement once the park  
is completed and in full usage; and

5 WHEREAS, the Foundation and the City of Seattle desire to maintain the size of the overall park  
6 land as reflected in the original project plan and keep the bulkhead at its original length;  
and

7 WHEREAS, the SLU Park Development Project cost has increased by \$4,228,000, comprised of  
8 the bulkhead replacement and related site work and redesign, which had not been  
9 anticipated in the original park design, scope, and approved budget, as well as permit-  
10 related design costs for both phases of the Project, which had not been anticipated in the  
Phase 1 portion of the approved budget; and

11 WHEREAS, various Capital Improvement Projects of the Seattle Department of Parks and  
12 Recreation have excess budget authority in 2006; and

13 WHEREAS, the 1999 Community Center Levy Fund is projected to have a fund balance upon  
14 completion of all the Community Center Levy projects; and

15 WHEREAS, due to the additional cost of replacing the bulkhead, the City Council wants to  
16 require that the added funds estimated for the bulkhead replacement are used solely for  
that purpose and that any under-spending on the bulkhead replacement is recaptured by  
the City; and

17 WHEREAS, the City Council is concerned that the costs of future project phases stay within the  
18 approved SLU Park Development Project budget and be fully offset by pledges and cash  
19 donations raised by the Foundation in its \$10 million fundraising effort, as well as other  
resources identified in the Agreement; and

20 WHEREAS, between 1984 and 2003, the City has invested approximately \$17.5 million in the  
21 purchase and interim development of SLU Park and allocated another \$5 million in 2000  
22 Parks Levy funds toward the planning, design, and development of the Park, and through  
this ordinance appropriates an additional \$4,228,000 for the development of the Park; and

23 WHEREAS, the City Council intends that no additional City funds will be appropriated to  
24 achieve the SLU Park Improvement Plan if private fundraising does not meet its goals,  
25 aside from the provisions relating to possible failure to satisfy conditions on the  
26  
27  
28

availability of the City Investor's additional \$5 million in funding for Phase 2 as contained in Section 3.4 of the Agreement; and

WHEREAS, the City Council wishes to review a then-current project budget and scope along with a status report on the Foundation's fundraising efforts before making any future appropriation for the SLU Park Development Project; NOW, THEREFORE,

**BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

Section 1. To the extent the appropriations in the 2006 Budget for the Department of Parks and Recreation's 2000 Parks Levy – Major Park Development (K723004) Budget Control Level (BCL) from the Cumulative Reserve Subfund – REET II (00161), Cumulative Reserve Subfund – REET I (00163), Cumulative Reserve Subfund – Unrestricted (00164), Shoreline Park Improvement Fund (33110), and 2000 Parks Levy Fund (33850) funding sources have not as of March 24, 2006 been expended or encumbered, those appropriations are reduced to zero.

Section 2. The appropriations shown in parentheses below are reduced from the fund sources shown and, in order to pay for necessary capital costs and expenses incurred or to be incurred, the appropriations without parentheses are increased from the funds shown, as follows:

<u>Item</u>	<u>Fund</u>	<u>Department</u>	<u>Budget Control Level/Capital Improvement Program</u>	<u>Amount</u>
2.1	Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$800,000
2.2	Cumulative Reserve Subfund – REET I (00163)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$579,000
2.3	Cumulative Reserve Subfund – Unrestricted (00164)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$14,183
2.4	Shoreline Park Improvement Fund (33110)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$193,695



2.5	2000 Parks Levy Fund (33850)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$11,812,844
2.6	Cumulative Reserve Subfund - REET II (00161)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$2,578,000
2.7	Cumulative Reserve Subfund – REET I (00163)	Parks and Recreation	1999 Community Center Improvements (K72654)	(\$135,000)
2.8	Cumulative Reserve Subfund – REET I (00163)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$135,000
2.9	Cumulative Reserve Subfund - Unrestricted (00164)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$850,000
2.10	Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	Docks/Piers/Floats/Seawalls/Shorelines (K72447)	(\$500,000)
2.11	Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$500,000
2.12	Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	Ballfields/Athletic Courts/Play Areas (K72445)	(\$100,000)
2.13	Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$100,000
2.14	Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Neighborhood Park Development (K723003)	(\$65,000)
2.15	Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$65,000

provided, however, that the foregoing appropriations are subject to the following conditions:

- a. the appropriations made in Items 2.6, 2.8, 2.9, 2.11, 2.13, and 2.15 above are appropriated solely for the bulkhead replacement, an element of the SLU Park Development Project, and may be spent for no other purpose; and
- b. of the appropriation made in Item 2.5 above, \$634,286 is appropriated solely for the bulkhead replacement, an element of the SLU Park Development Project, and may be spent for no other purpose.

The above budget provisos are effective as restrictions on the purposes for which the appropriations in this section are made. Use of any amount of these restricted portions of these appropriations for any other purpose than that stated, or for any purpose expressly excluded, whether by transfer pursuant to SMC Chapter 5.08 or by any other means, is prohibited.

Section 3. If the Finance Director, pursuant to the procedures in Section 2.2 of the Agreement with the Foundation authorized by Ordinance 121693 (the "Agreement"), concludes that it is more likely than not that the Foundation will not achieve its goal of raising \$10 million in private funds (pledges and cash) by June 30, 2008, it is the Council's intent that the project scope for Phase 2 will be reduced and that the Council will not appropriate additional funds to fill the gap. Further, except as otherwise called for in the Agreement, it is the Council's intent that the City will not appropriate additional funds to the SLU Park Development Project if total costs exceed the Approved Budget of \$29,227, 935, as shown in the Revised Project Budget, Exhibit 1 to the Agreement.

1  
2       Section 4. Funds appropriated under this ordinance that are unexpended or  
3 unencumbered at the end of 2006 shall not lapse but shall be carried forward into future budget  
4 years until fully expended or expressly abandoned by ordinance.

5       Section 5. Any act consistent with the authority and prior to the effective date of this  
6 ordinance is hereby ratified and confirmed.  
7

8       Section 6. Some of the foregoing appropriations are made to meet actual necessary  
9 expenditures of the City for which insufficient appropriation has been made due to causes that  
10 could not reasonably have been foreseen at the time of the making of the 2006 Budget, in  
11 accordance with RCW 35.32A.060.  
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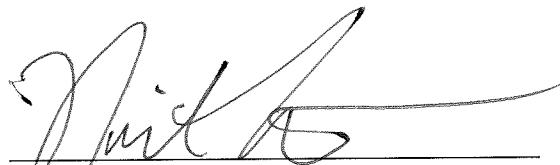
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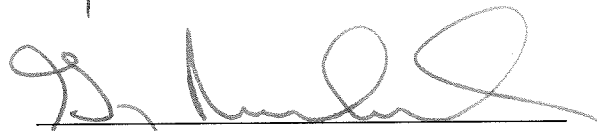
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Section 7. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

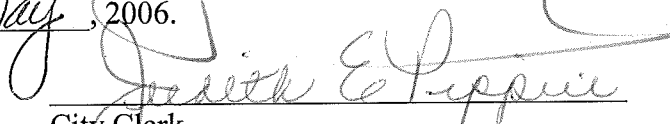
Passed by a three-fourths (3/4) vote of all the members of the City Council the 24<sup>th</sup> day of April, 2006, and signed by me in open session in authentication of its passage this 24<sup>th</sup> day of April, 2006.

  
\_\_\_\_\_  
President \_\_\_\_\_ of the City Council

Approved by me this 2<sup>nd</sup> day of May, 2006.

  
\_\_\_\_\_  
Gregory J. Nickels, Mayor

Filed by me this 4<sup>th</sup> day of May, 2006.

  
\_\_\_\_\_  
City Clerk

(Seal)



**FISCAL NOTE FOR CAPITAL PROJECTS ONLY**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>DOF Analyst/Phone:</b>
Parks & Recreation	Korie Voorheis (684-4135)/ Norm Schwab (684-9292)	Aaron Bert (684-5176)

**Legislation Title:**

AN ORDINANCE relating to the South Lake Union Park Development Project; amending the 2006 Adopted Budget of the Department of Parks and Recreation including transferring appropriations; all by a three-fourths vote of the City Council.

**Summary and background of the Legislation:**

The proposed legislation would amend the 2006 Adopted Budget to allow for construction of Phase I of the South Lake Union (SLU) Park Development project.

Three major pieces of prior legislation comprise the core elements of this project. Initial authorization and \$5 million in funding for the project (South Lake Union Park – Development K733134) is provided by the 2000 Neighborhood Parks, Green Spaces, Trails, and Zoo Levy. Outside funding was leveraged for this project by Ordinance 121902, which allowed the Department to accept a \$5 million grant from City Investors, a private funder. The final piece of legislation was Ordinance 121963. This Ordinance authorized the execution of an agreement between the Seattle Department of Parks and Recreation and the Seattle Parks Foundation providing for the Foundation to raise and donate \$10 million to the City for the development of the South Lake Union Park. The Department will also receive a grant from the Washington State Interagency Committee for Outdoor Recreation in the amount of \$190,042. Additionally, City Investors has committed to donating another \$5 million to the project, contingent on certain conditions being met by the City of Seattle, including:

- The City has approved a final and complete SLU Park Improvement Plan (hereinafter referred to as the "Final Plan").
- The Seattle Parks Foundation and the City have secured all remaining funds needed to complete the Final Plan, less the additional funds from City Investors. It is the parties' intent that the additional funds from City Investors be the final dollars contributed to complete construction of the Final Plan.
- The City shall be within one (1) year of commencing construction on a reconfiguration of Valley Street as described and depicted in Attachment C to Ordinance 121902. A funding plan for the Valley Street Improvements is to be in place and all applicable environmental review requirements are to be fully satisfied with related appeal periods expired.

This is a two phase project. Phase I includes constructing terraces, a boardwalk, a pedestrian bridge, replacement of the existing bulkhead, and installation of utilities. Phase II includes a

new pedestrian and vehicle entry on Valley street, building a centerpiece fountain, installation of a "Great Lawn," installing a model boat pond, and additional landscaping throughout the park.

The original budget for Phase I was \$10 million. This estimate increased by approximately \$4.23 million when it was determined that the existing bulkhead walls (both north and west) are near the end of their useful lifespan. Designers explored three alternatives to the original design for complete bulkhead replacement: 1) reinforcement of existing walls by shoring both walls on the water side; 2) replacement of one wall and shoring the second wall; or 3) pulling the northern edge of the park back by 27 feet, thus eliminating approximately 8,000 square feet of park land to accommodate less costly walls and reducing the length of the west wall. The South Lake Union Park Project Review Committee (Parks, Park Foundation, Center for Wooden Boats, Vulcan) determined that none of the presented options were feasible.

In reviewing the possibility of temporarily extending the life of the bulkhead walls at a lower cost (option 1), the engineers determined that a temporary fix would only increase the life expectancy by approximately 5 – 10 years and would require the park be torn up to allow for construction of new walls in 5-10 years. Additionally, this option posed a higher risk in construction due to its reliance on using a portion of the existing bulkhead.

Option 2 would increase the life expectancy by approximately 10 – 15 years and would require the park be torn up to allow for construction of new walls in 10-15 years. This option would cost at least another \$1.8 million to construct and would not allow for deep water moorage on one side.

Option 3 would have a life expectancy of 50 years, but would reduce the size of the park and the westerly boardwalk, and eliminate the possibility of deep water ship moorage.

In order to provide for a permanent (50 year life) replacement of the bulkhead walls and maintain the footprint of the park and all planned amenities, the Department will need to add \$4.23 million to the existing budget. The proposed legislation provides various sources of funding for the \$4.23 million including a new appropriation of \$2.58 million from the Cumulative Reserve Subfund REET II, and \$1.65 million through transfers of current appropriation authority:

- \$850,000 in funding from the Cumulative Reserve Fund (Unrestricted) will be transferred from the Olympic Sculpture Park Development project (K731006). These funds were provided as interim funding until reimbursement was received from the King County Conservation Futures Fund.
- \$500,000 in funding from Cumulative Reserve Fund (REET II) will be transferred from the Sand Point/Magnuson Park Shoreline Renovation project (K732277); these funds will need to be replaced in 2007. This project has been delayed due to the discovery of hazardous waste and a subsequent agreement with the Army Corps of Engineers to provide mitigation of this waste.
- \$100,000 from the Cumulative Reserve Fund (REET II) will be transferred from the

Bobby Morris Ballfield Renovation project (K732074). This project was completed in 2005 under budget.

- \$65,000 from the Cumulative Reserve Fund (REET II) will be transferred from Southwest Community Center – Teen Center project (K73122), which was completed in 2005 with budget savings.
- \$135,000 from the Cumulative Reserve Fund (REET I) will be transferred from the Northgate Community Center project (K73484). Funding for the Northgate project will temporarily be replaced by transferring Community Center Levy Fund appropriation from the Belltown Community Center project, which is not expected to need its full appropriation in 2006. (Because this transfer will be within the same BCL and Fund Source it does not need new legislative approval.)

Budget appropriation for the Belltown project will be replaced in the 2007 budget. This 2007 appropriation for Belltown will be funded by interest earnings from the 1999 Community Center Levy Fund (33800). The fund currently has a projected balance of over \$500,000 following completion of all nine community center projects. There are currently two centers under construction (Northgate and Van Asselt) and one center in the planning stage (Belltown). All other Community Center Levy projects are completed.

Project Name:	Project I.D.	Project Location:	Start Date:	End Date
South Lake Union Park – Development	K733134	1000 Valley Street	1 <sup>st</sup> Quarter 2002	TBD

- Please check any of the following that apply:

\_\_\_\_\_ This legislation creates, funds, or anticipates a new CIP Project.

\_\_\_\_\_ This legislation does not have any financial implications.

X This legislation has financial implications.

***Appropriations:***

Fund Name and Number	Department	Budget Control Level*	2006 Appropriation	2007 Anticipated Appropriation
Cumulative Reserve Subfund – REET II (00161)	Parks & Recreation	2000 Parks Levy – Major Park Development (K723004)	\$2,578,000	\$0
Cumulative Reserve Subfund – REET I (00163)	Parks and Recreation	1999 Community Center Improvements (K72654)	(\$135,000)	\$0

Cumulative Reserve Subfund – REET I (00163)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$135,000	\$0
Cumulative Reserve Subfund - Unrestricted (00164)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$850,000	\$0
Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	Docks/Piers/Floats/Seawalls/Shorelines (K72447)	(\$500,000)	\$0
Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$500,000	\$0
Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	Ballfields/Athletic Courts/Play Areas (K72445)	(\$100,000)	\$0
Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$100,000	\$0
Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Neighborhood Park Development (K723003)	(\$65,000)	\$0
Cumulative Reserve Subfund – REET II (00161)	Parks and Recreation	2000 Parks Levy – Major Park Development (K723004)	\$65,000	\$0
<b>TOTAL</b>			<b>\$3,428,000</b>	<b>\$0</b>

**Notes:**



**Spending Plan and Future Appropriations for Capital Projects: Amounts listed in '000's.**

<b>Spending Plan and Budget</b>	<b>Prior Years</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>	<b>Total</b>
Spending Plan	3,375	10,818	1,131	13,904	0	0	<b>29,228</b>
Prior Appropriation	9,490	700					<b>10,190</b>
Future Appropriations		4,228	5,000	9,810	0	0	<b>19,038</b>

**Notes:** The funds appropriated by this legislation, along with funds previously appropriated, will cover the cost of Phase I of the development project. It is anticipated that an additional \$10 million will be raised by the Seattle Parks Foundation and will be dispersed to DPR throughout the fundraising campaign.

**Funding source:**

<b>Funding Source (Fund Name and Number, if applicable) in \$000's</b>	<b>Prior Years</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>	<b>Total</b>
2000 Parks Levy Fund (33850)	4,300	700	0	0	0	0	<b>5,000</b>
2000 Parks Levy Fund (33850) (State Grant Funds)	190	0	0	0	0	0	<b>190</b>
2000 Parks Levy Fund (33850) (Grant from City Investors)	5,000	0	0	5,000	0	0	<b>10,000</b>
Cumulative Reserve Subfund REET II – (00161)	0	2,578	0	0	0	0	<b>2,578</b>
Cumulative Reserve Subfund – Unrestricted (00164)	0	850	0	0	0	0	<b>850</b>
Cumulative Reserve Subfund – REET I (00163)	0	135	0	0	0	0	<b>135</b>
Cumulative Reserve Subfund – REET II (00161)	0	665	0	0	0	0	<b>665</b>
South Lake Union Park Trust Fund (63721) – Private Fundraising	0	0	5,000	4,810	0	0	<b>9,810</b>
<b>TOTAL</b>	<b>9,490</b>	<b>4,928</b>	<b>5,000</b>	<b>9,810</b>	<b>0</b>	<b>0</b>	<b>29,228</b>

**Notes:**



**Bond Financing Required: NA**

Type	Amount	Assumed Interest Rate	Term	Timing	Expected Annual Debt Service/Payment
<b>TOTAL</b>					

**Uses and Sources for Operation and Maintenance Costs for the Project:**

O&M	2006	2007	2008	2009	2010	2011	Total
<b>Uses</b>							
Start Up	0	0	0	0	0	0	<b>0</b>
On-going	0	0	0	0	0	0	<b>0</b>
<b>Sources (itemize)</b>	0	0	0	0	0	0	<b>0</b>

**Notes:** There are no new O&M costs associated with this legislation.

**Periodic Major Maintenance costs for the project:** NA. The major maintenance costs of this project will not change as a result of the project changes funded through this legislation.

Major Maintenance Item	Frequency	Cost	Likely Funding Source
<b>TOTAL</b>			

**Funding sources for replacement of project**

NA
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**Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE Impact: NA**

Position Title and Department*	Fund Name	Fund Number	Part-Time/ Full Time	2006 Positions	2006 FTE	2007 Positions**	2007 FTE**
<b>TOTAL</b>							

**Notes:** There are no new regular positions created as a result of this legislation.

- **Do positions sunset in the future?** NA

- **What is the financial cost of not implementing the legislation:** If this legislation is not implemented, the bulkhead walls will need to be replaced within 5-15 years and certain key elements of the park such as the terraces could not be built until bulkhead replacement occurred.

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives:** There are no other alternatives that will achieve the objective of providing deep water moorage, a complete bulkhead replacement, and the installation of terraces, a boardwalk, and a bridge. The alternative to use a portion of the existing walls and replace them at a later date could cost at least an additional \$1.8 million (2005 dollars), will significantly limit the life expectancy of the bulkhead and will delay the construction of Phase I that is planned to commence in the 2<sup>nd</sup> quarter of 2006.

- **Is the legislation subject to public hearing requirements:**

This legislation is not subject to any public hearing requirements as the project was approved in the 2000 Neighborhood Parks, Green Spaces, Trails and Zoo Levy and, thus, is exempt from the City's hearing procedure. However, the schematic plan for the development of SLU Park was completed in 2004, and it included extensive public outreach and input. Six public meetings were held between December 2002 and December 2005. In addition, there have been six community meetings and three public workshops.

- **Other Issues:**

**Please list attachments to the fiscal note below:**

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**STATE OF WASHINGTON – KING COUNTY**

--SS.

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198014  
CITY OF SEATTLE, CLERKS OFFICE

No. TITLE ONLY

**Affidavit of Publication**

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

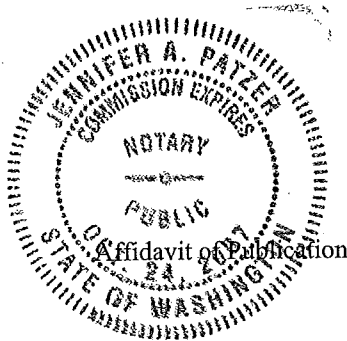
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:122078-122086

was published on

05/08/06

The amount of the fee charged for the foregoing publication is the sum of \$ 117.30, which amount has been paid in full.



*[Signature]*

---

Subscribed and sworn to before me on

05/08/06 *[Signature]*

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Notary public for the State of Washington,  
residing in Seattle

# State of Washington, King County

## City of Seattle

### TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on April 24, 2006, and published here by title only, will be mailed upon request, or can be accessed electronically at <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 684-8344.

#### ORDINANCE NO. 122086

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

#### ORDINANCE NO. 122085

AN ORDINANCE relating to the South Lake Union Park Development Project; amending the 2006 Adopted Budget of the Department of Parks and Recreation including transferring appropriations; all by a three-fourths vote of the City Council.

#### ORDINANCE NO. 122084

AN ORDINANCE relating to South Lake Union Park; authorizing amendments to the Agreement between the Seattle Department of Parks and Recreation and the Seattle Parks Foundation.

#### ORDINANCE NO. 122083

AN ORDINANCE relating to day reporting services for misdemeanants; increasing a half-time Probation Counselor position in the Municipal Courts Compliance section to fulltime; appropriating funds to support the additional position; and revising a budget provision that restricts spending on Jail Services.

#### ORDINANCE NO. 122082

AN ORDINANCE amending the 2005 Adopted Budget, including the 2005-2010 Capital Improvement Program (CIP), changing appropriations to various departments and from various funds in the Budget; and amending the total dollar amounts allocated for projects in 2005 in the 2005-2010 CIP; all by a three-fourths vote of the City Council.

#### ORDINANCE NO. 122081

AN ORDINANCE authorizing the Department of Executive Administration to close certain funds and subfunds; authorizing the transfer of all unexpended and unencumbered balances and other assets and liabilities of those funds and subfunds; and abandoning appropriation authority from those funds and subfunds.

#### ORDINANCE NO. 122080

AN ORDINANCE authorizing the execution of a Memorandum of Agreement to amend the collective bargaining agreement between the City of Seattle and the Seattle Police Dispatchers Guild, Article 13, Section 13.18, relating to staff scheduling of discretionary time.

#### ORDINANCE NO. 122079

AN ORDINANCE transferring jurisdiction of the surplus Oatwood substation property, located at 7710 35th Avenue SW, legally described as Lots 3, 4, 5, and 6, Block 1, Day's Park Addition to the City of Seattle, less portion for street, to the Fleet and Facilities Department for general municipal purposes, including, but not limited to, the relocation of Fire Station No. 37.

#### ORDINANCE NO. 122078

AN ORDINANCE providing for the acquisition by negotiation or by condemnation of land and other property rights at the location commonly known as 7700 35th Avenue SW, legally described as Lots 1 and 2, Block 1, Day's Park Addition to the City of Seattle, Volume 16 of Plats, Page 72, records of King County, Washington, less portion for street, for general municipal purposes including, but not limited to, the relocation of Fire Station No. 37.

Publication ordered by JUDITH PIPPIN, City Clerk.