

Ordinance No. 122447

Council Bill No. 115944

AN ORDINANCE relating to appropriations for Solid waste facilities in the 2007 City Budget for Seattle Public Utilities; removing a budget proviso that limited expenditures on transfer station upgrades and a new intermodal facility; and amending the Capital Improvement Program to revise project descriptions for solid waste facilities, close out the Intermodal Facility Project, and reallocate funds from the Intermodal Facility Project, to the South Transfer Station Upgrade Project.

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

Date Introduced:	<u>7.23.07</u>		
Date 1st Referred:	<u>7.23.07</u>	To: (committee) <u>Environment, Emergency Management AND Utilities</u>	
Date Re - Referred:		To: (committee)	
Date Re - Referred:		To: (committee)	
Date of Final Passage:	<u>7-30-07</u>	Full Council Vote: <u>8-0</u>	
Date Presented to Mayor:	<u>7-31-07</u>	Date Approved: <u>8.3.07</u>	
Date Returned to City Clerk:	<u>8-6-07</u>	Date Published:	<u>3</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: \_\_\_\_\_

Councilmember

### Committee Action:

7/24/07 more amendment - yes - 370, Kofring  
Liata, Clark

- substitute version 4a for version 3a -  
(E) passed unanimously - 30 yes, Kofring, Liata  
(V) passed CB unanimously 30 yes, Kofring  
As Amended Clark, Liata

7-30-07 Passed 8-0 (Excused: Conlin)

This file is complete and ready for presentation to Full Council. Committee: RC 7/24/07  
(initial/date)

### LAW DEPARTMENT

Law Dept. Review

OMP  
Review

City Clerk  
Review

Electronic  
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Indexed



ORDINANCE 122447

AN ORDINANCE relating to appropriations for solid waste facilities in the 2007 City Budget for Seattle Public Utilities; removing a budget proviso that limited expenditures on transfer station upgrades and a new intermodal facility; and amending the Capital Improvement Program to revise project descriptions for solid waste facilities, close out the Intermodal Facility Project, and reallocate funds from the Intermodal Facility Project to the South Transfer Station Upgrade Project.

WHEREAS, the City Council adopted the 2007 City Budget by Ordinance 122298, which included a budget proviso limiting the expenditure of funds for planning transfer station upgrades to no more than \$1,500,000, and restricting all expenditures for an intermodal transport facility and the design or construction of the transfer station upgrades until Seattle Public Utilities (SPU) completed a re-evaluation of the need for the facility and upgrades; and

WHEREAS, SPU completed a report entitled *Seattle Solid Waste Recycling, Waste Reduction, and Facility Opportunities*, dated April 2007, that was provided to the City Council; and

WHEREAS, the Council and Executive have reached an agreement on a configuration that rebuilds the North and South Transfer Stations, closes out the Intermodal Facility Project, and sets forth a strategy to further reduce the amount of garbage being sent to landfills; and

WHEREAS, removing the budget proviso and amending the 2007-2012 Adopted Capital Improvement Program (CIP) to close out the Intermodal Facility Project, provide design goals for the North Transfer Station Upgrade project, and reallocate the remaining appropriations from the Intermodal Facility Project to the South Transfer Station Upgrade project are consistent with the Solid Waste Facilities Master Plan and Solid Waste Plan, as amended and affirmed; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The restrictions imposed on expenditures for solid waste facilities by the following 2007 City Budget proviso are removed in their entirety and are no longer restrictions for any purpose, including for Subsection 1(b) of Ordinance 122298:



Department	Green Sheet #	Proviso Description	BCL Code
Seattle Public Utilities	21-1-A-3	Limits spending on a solid waste intermodal facility and transfer station upgrades	C230B

Section 2. The 2007-2012 Adopted CIP is hereby amended to close out the Intermodal Facility Project and reallocate \$ 6.3 Million to the South Transfer Station Upgrade Project resulting in the total dollar amounts shown in the 2007 column as follows:

Department	Project Name	Project ID	Total dollar amount shown in 2007
SPU	Solid Waste Facility Master Plan -- Intermodal Transport Facility	C207004	(( <del>\$7,900,000</del> )) <u>\$1,600,000</u>
SPU	Solid Waste Facility Master Plan -- South Transfer Station Rebuild	C207006	(( <del>4,500,000</del> )) <u>\$10,800,000</u>

This amendment shall operate for the purposes of increasing the base for the limit imposed by Subsection 4(c) of Ordinance 122298.

Section 3. The 2007-2012 Adopted CIP is hereby amended further to replace the Intermodal Transport Facility project description in its entirety as shown in Exhibit A. Dollar amounts displayed in Exhibit A show adjustments, if any, made by other sections of this ordinance.

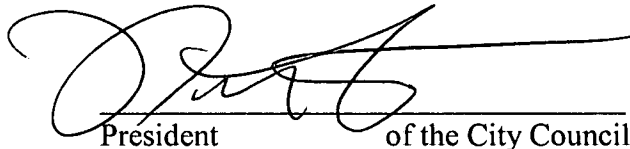
Section 4. The 2007-2012 Adopted CIP is hereby amended further to add the following new sentence after the second sentence in the Solid Waste Facility Master Plan -- North Transfer

1 Station Rebuild project description: "To maintain street view corridors, Seattle Public Utilities  
2 will strive for the North Transfer Station to be rebuilt with new buildings that are the same height  
3 as the existing building and have a footprint that is contained between Ashworth Avenue North  
4 and Interlake Avenue North."  
5

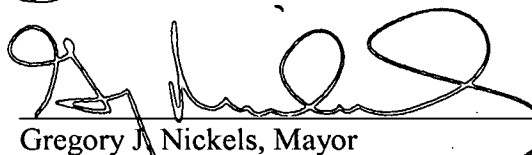
6 Section 5. Any act consistent with the authority of this ordinance that is taken after  
7 passage of this ordinance but prior to its effective date is hereby ratified and confirmed.  
8

9 Section 6. This ordinance shall take effect and be in force thirty (30) days from and after  
10 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days  
11 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.  
12

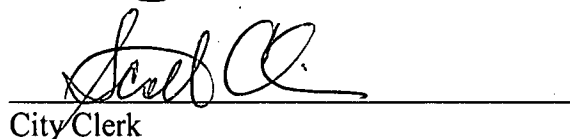
13  
14 Passed by the City Council the 30<sup>th</sup> day of July, 2007, and signed by me in open  
15 session in authentication of its passage this 30<sup>th</sup> day of July, 2007.  
16

17   
18 President \_\_\_\_\_ of the City Council

19 Approved by me this 31<sup>st</sup> day of August, 2007.  
20

21   
22 Gregory J. Nickels, Mayor  
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24 Filed by me this 6<sup>th</sup> day of August, 2007.  
25

26   
27 City Clerk  
28

(Seal)

Exhibit A: CIP Description: Solid Waste Master Plan – Intermodal Transport Facility



**Solid Waste Facility Master Plan -- Intermodal Transport Facility**

**BCL/Program Name:** New Facilities  
**Project Type:** New Facility  
**Project ID:** C207004

**BCL/Program Code:** C230B  
**Start Date:** 1st Quarter 2006  
**End Date:** 4th Quarter 2007

**Location:**

**Neighborhood Plan:** In more than one Plan  
**Neighborhood:** In more than one District

**Neighborhood Plan:** Multiple  
**Urban:** In more than one Urban Village

This project formerly implemented the Solid Waste Facilities Master Plan by planning, designing and building a new solid waste intermodal transfer facility. In the wake of the "Seattle Solid Waste Recycling, Waste Reduction and Facilities Opportunities" report, the Executive, Council and SPU decided not to build an intermodal facility but to proceed with other elements of the master plan. Remaining project budget in 2007 supports planning to date, including costs for the study, and close-out activities.

	LTD	2006	2007	2008	2009	2010	2011	2012	Total
<b>Revenue Sources</b>									
Solid Waste Rates	0	500	1,600	0	0	0	0	0	2,100
<b>Project Total:</b>	0	500	1,600	0	0	0	5	0	2,100
<b>Fund Appropriations/Allocations</b>									
SPU Solid Waste Fund	0	500	1,600	0	0	0	0	0	2,100
<b>Appropriations Total*</b>	0	500	1,600	0	0	0	0	0	2,100
<b>O &amp; M Costs (Savings)</b>			0	0	0	0	0	0	0

*\*This detail is for information only. Funds are appropriated in the budget at the Budget Control Level. Amounts in thousands of dollars.*

**2007-2012 Adopted Capital Improvement Program**

**FISCAL NOTE FOR CAPITAL PROJECTS ONLY**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>DOF Analyst/Phone:</b>
Seattle Public Utilities	Bob Hennessey/615-0740	John McCoy/615-0768

**Legislation Title:** AN ORDINANCE relating to appropriations for solid waste facilities in the 2007 City Budget for Seattle Public Utilities.

**Summary and background of the Legislation:**

In November, 2003, SPU published its Solid Waste Facilities Master Plan (SWFMP) which recommends rebuilding the existing North and South Transfer Stations and constructing a new solid waste intermodal transport facility for loading and transporting waste out of the city. The two transfer stations are more than 40 years old and do not provide sufficient space for current operations.

The Council placed a proviso on spending funds appropriated in SPU's 2007 New Facilities BCL until a study evaluating waste reduction and recycling programs, and the SWFMP could be completed. The purpose of the study was to determine if the City could do more to reduce the amount of waste disposed and, if so, whether the reduction would alter the size, need, and number of facilities to transfer waste for recycling and disposal. The report was completed in April 2007 and the Council and Executive have since agreed on a package of new programs and a facility configuration that includes reconstructing the North and South Transfer Stations, but not building an intermodal facility. This legislation would remove the budget proviso placed on the 2007 New Facilities BCL (C230B), allowing SPU to continue work on the transfer stations. It would also revise budget allocations for the intermodal project and the South Transfer Station project and redefine the scope of the intermodal project.

<b>Project Name:</b>	<b>Project I.D.</b>	<b>Project Location:</b>	<b>Start Date:</b>	<b>End Date</b>
North Transfer Station Rebuild	C207005	1350 North 34 <sup>th</sup> St. Seattle, WA 98103	1/1/2006	12/31/2012
South Transfer Station Rebuild	C207006	8100 2 <sup>nd</sup> Ave. S. Seattle, WA 98108	1/1/2006	12/31/2012
Intermodal Transport Facility	C207004	Unknown	1/1/2006	12/31/2007 (revised)

- *Please check any of the following that apply:*

       **This legislation creates, funds, or anticipates a new CIP Project.** *(Please note whether the current CIP is being amended through this ordinance, or provide the Ordinance or Council Bill number of the separate legislation that has amended/is amending the CIP.)*

**This legislation does not have any financial implications.** (Stop here and delete the remainder of this document prior to saving and printing.)

  X   **This legislation has financial implications.** (Please complete all relevant sections that follow.)

**Appropriations:** This ordinance makes no new appropriations.

Fund Name and Number	Department	Budget Control Level*	2007 Appropriation	2008 Anticipated Appropriation
<b>TOTAL</b>				

\*See budget book to obtain the appropriate Budget Control Level for your department.

**Notes:**

**Spending Plan and Future Appropriations for Capital Projects:**

Spending Plan and Budget	2007	2008	2009	2010	2011	2012	Total
Spending Plan	\$15,041,000	TBD	TBD	TBD	TBD	TBD	TBD
Current Year Appropriation	\$13,341,000						
Future Appropriations		TBD	TBD	TBD	TBD	TBD	TBD

**Notes:** Figures refer to the three facilities projects taken together. The ordinance re-allocates \$6.3 million from the Intermodal Transport Facility Project to the South Transfer Station Project rebuild to allow for property acquisition and associated project and relocation costs to occur in 2007. Overall budget authority is unchanged. The higher spending plan reflects the additional \$1.7 million in unspent authority that will carry forward from 2006 into the South Transfer Station project. SPU labor includes LEED training for New Construction and Major Renovations. Art and Design Commission fees are included in the spending plan estimate. Future appropriations and spending will be presented in the forthcoming 2008-2013 Capital Improvement Program.

**Funding source:** Identify funding sources including revenue generated from the project and the expected level of funding from each source.

Funding Source (Fund Name and Number, if applicable)	2007	2008	2009	2010	2011	2012	Total
Solid Waste Fund 450101	\$15,041,000						
<b>TOTAL</b>	\$15,041,000						

**Notes:**



**Bond Financing Required:** No. The 2007 Solid Waste Fund CIP will be supported by operating cash and a line of credit. The Solid Waste Fund is expecting to issue 25-year bonds in late 2007 to pay-off its existing line of credit and finance a significant portion of the Solid Waste Fund CIP through at least 2009. The legislation for the bond issue will accompany the 2008 Solid Waste Rate Proposal.

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	2007	2008	2009	2010	2011	2012	Total
<b>Uses</b>							
Start Up							
On-going							
<b>Sources (itemize)</b>							

***Notes:***

***Periodic Major Maintenance costs for the project:*** Estimate capital cost of performing periodic maintenance over life of facility. Please identify major work items, frequency.

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

There is no maintenance associated with lifting the proviso.

***Funding sources for replacement of project:*** Identify possible and/or recommended method of financing the project replacement costs.

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

Position Title and Department*	Fund Name	Fund Number	Part-Time/ Full Time	2007 Positions	2007 FTE	2008 Positions**	2008 FTE**
<b>TOTAL</b>							

\* List each position separately

***Notes:***

- **Do positions sunset in the future?** *(If yes, identify sunset date):*

No positions sunset in the future.

- **What is the financial cost of not implementing the legislation:**

If the legislation is not passed, Seattle's solid waste facilities will not be replaced or upgraded, and more frequent down time can be expected. Each time a station is down, the waste is re-directed to other operating stations, but this usually costs thousands of dollars more each day. The other stations in the system have limited capacity and the City's ability to ship waste out of Seattle may be impaired if that capacity is exceeded. The accumulation of waste in Seattle and unsanitary conditions would lead to other costs to the City.

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives:** None

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

No.

- **Other Issues** *(including long-term implications of the legislation):*

Lifting the 2007 budget proviso will allow SPU to proceed with upgrades to the City's solid waste facilities. These improvements will ensure that the City has the ability to transfer waste and recyclables in a safe, economical, and environmentally sound manner.

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

No attachments.



# City of Seattle

Gregory J. Nickels, Mayor

## Office of the Mayor

July 10, 2007

Honorable Nick Licata  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Licata:

I am pleased to transmit the attached proposed Council Bill that will allow Seattle Public Utilities (SPU) to rebuild its solid waste facilities by lifting a current proviso on the project and aligning SPU's capital budget.

Since 2003, SPU's Solid Waste Facilities Master Plan has recommended rebuilding the aging North and South Transfer Stations to enhance worker safety, modernize operations, and support the City's recycling programs. The City Council had endorsed rebuilding the transfer stations as part of a three-station solution that would have also resulted in the construction of an SPU-owned intermodal facility. Last year, the Council expressed its desire to take a different approach with regard to the intermodal facility, and we entered into discussions resulting in an agreement to pursue a two-station solution and maintain the current contract with a private intermodal facility, the Argo yard.

The attached Council Bill is part of a legislative package that will implement the entire agreement. The package will include forthcoming 2008 Solid Waste rates that contain funding for new recycling and waste reduction programs, and a separate Bill authorizing SPU to acquire property adjacent to the South Station.

Thank you for your consideration of this legislation. Should you have questions, please contact Tim Croll of Seattle Public Utilities at 4-7934.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg Nickels", written over a horizontal line.

GREG NICKELS  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council



## ORDINANCE \_\_\_\_\_

AN ORDINANCE relating to appropriations for solid waste facilities in the 2007 City Budget for Seattle Public Utilities; removing a budget proviso that limited expenditures on transfer station upgrades and a new intermodal facility; and amending the Capital Improvement Program to revise project descriptions for solid waste facilities, close out the Intermodal Facility Project, and reallocate funds from the Intermodal Facility Project to the South Transfer Station Upgrade Project.

WHEREAS, the City Council adopted the 2007 City Budget by Ordinance 122298, which included a budget proviso limiting the expenditure of funds for planning transfer station upgrades to no more than \$1,500,000, and restricting all expenditures for an intermodal transport facility and the design or construction of the transfer station upgrades until Seattle Public Utilities (SPU) completed a re-evaluation of the need for the facility and upgrades; and

WHEREAS, SPU completed a report entitled *Seattle Solid Waste Recycling, Waste Reduction, and Facility Opportunities*, dated April 2007, that was provided to the City Council; and

WHEREAS, the Council and Executive have reached an agreement on a configuration that rebuilds the North and South Transfer Stations, closes out the Intermodal Facility Project, and sets forth a strategy to further reduce the amount of garbage being sent to landfills; and

WHEREAS, removing the budget proviso and amending the 2007-2012 Adopted Capital Improvement Program (CIP) to close out the Intermodal Facility Project and reallocate the remaining appropriations to the South Transfer Station Upgrade project are consistent with the Solid Waste Facilities Master Plan and Solid Waste Plan, as amended and affirmed; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

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Section 2. The 2007-2012 Adopted CIP is hereby amended to close out the Intermodal Facility Project and reallocate \$ 6.3 Million to the South Transfer Station Upgrade Project resulting in the total dollar amounts shown in the 2007 column as follows:

This amendment shall operate for the purposes of increasing the base for the limit imposed by Subsection 4(c) of Ordinance 122298.

Section 3. The 2007-2012 Adopted CIP is hereby amended further to replace the Intermodal Transport Facility project description in its entirety as shown in Exhibit A. Dollar amounts displayed in Exhibit A show adjustments, if any, made by other sections of this ordinance.

Section 4. Any act consistent with the authority of this ordinance that is taken after passage of this ordinance but prior to its effective date is hereby ratified and confirmed.

Section 5. 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.



1 Passed by the City Council the \_\_\_\_ day of \_\_\_\_\_, 2007, and signed by me in open  
2 session in authentication of its passage this \_\_\_\_ day of \_\_\_\_\_, 2007.

3  
4  
5 \_\_\_\_\_  
President \_\_\_\_\_ of the City Council

6 Approved by me this \_\_\_\_ day of \_\_\_\_\_, 2007.

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

10 Filed by me this \_\_\_\_ day of \_\_\_\_\_, 2007.

11  
12  
13 \_\_\_\_\_  
City Clerk

14 (Seal)

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17 Exhibit A: CIP Description: Solid Waste Master Plan – Intermodal Transport Facility  
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122447

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**STATE OF WASHINGTON – KING COUNTY**

--SS.

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214304  
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.

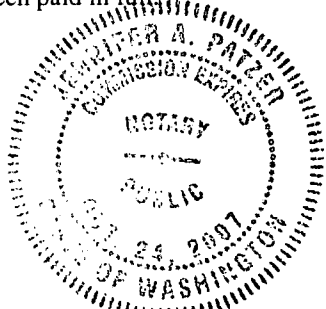
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:122444,447, 449 & 450

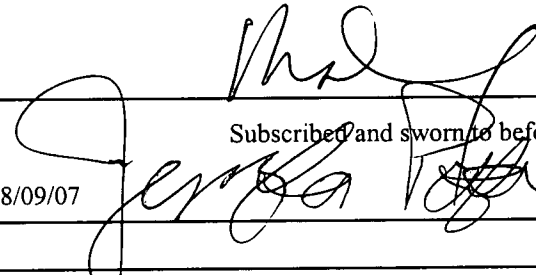
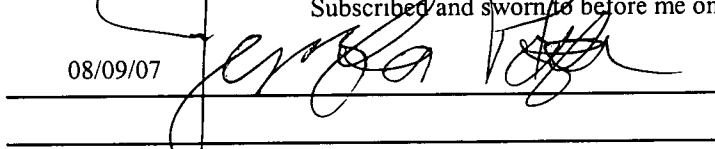
was published on

08/09/07

The amount of the fee charged for the foregoing publication is the sum of \$ 62.78, which amount has been paid in full.



Affidavit of Publication

  
Subscribed and sworn to before me on  
08/09/07  
  
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 July 30, 2007, 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. 122450

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

#### ORDINANCE NO. 122449

AN ORDINANCE relating to the City Light Department, removing a budget proviso that limits spending of an appropriation in City Light's Power Supply and Environmental Affairs - CIP Budget Control Level in the 2007 Adopted Budget, and restricting the use of those funds.

#### ORDINANCE NO. 122447

AN ORDINANCE relating to appropriations for solid waste facilities in the 2007 City Budget for Seattle Public Utilities; removing a budget proviso that limited expenditures on transfer station upgrades and a new intermodal facility; and amending the Capital Improvement Program to revise project descriptions for solid waste facilities, close out the Intermodal Facility Project, and reallocate funds from the Intermodal Facility Project to the South Transfer Station Upgrade Project.

#### ORDINANCE NO. 122444

AN ORDINANCE relating to the budget of the City Light Department; removing a proviso that limits spending of an appropriation in City Light's Customer Services and Energy Delivery - CIP Budget Control Level in the 2007 Adopted Budget.

Publication ordered by JUDITH PIPPIN,  
City Clerk

Date of publication in the Seattle Daily  
Journal of Commerce, August 9, 2007.

8/9(214304)