

Ordinance No. 124033

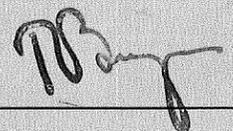
Council Bill No. 117616

AN ORDINANCE relating to the financing of the Alaskan Way Viaduct and Seawall Replacement Program; amending Ordinance 123761 to increase the amount of an interfund loan.

Related Legislation File: _____

Date Introduced and Referred: 10.15.12	To: (committee): Budget
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: 11.19.12	Date Presented to Mayor: 11.20.12
Date Signed by Mayor: 11/26/12	Date Returned to City Clerk: 11/27/12
Published by Title Only <input checked="" type="checkbox"/>	Date Vetoed by Mayor:
Published in Full Text _____	
Date Veto Published:	Date Passed Over Veto:
Date Veto Sustained:	Date Returned Without Signature:

The City of Seattle – Legislative Department

Council Bill/Ordinance sponsored by: 

Committee Action:

Date	Recommendation	Vote
11.9.12	Pass	9-0

This file is complete and ready for presentation to Full Council. _____

Full Council Action:

Date	Decision	Vote
11.19.12	Passed	9-0

LAW DEPARTMENT

CITY OF SEATTLE
ORDINANCE 124033
COUNCIL BILL 117616

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5 AN ORDINANCE relating to the financing of the Alaskan Way Viaduct and Seawall
6 Replacement Program; amending Ordinance 123761 to increase the amount of an
interfund loan.

7 WHEREAS, in 2001 the Nisqually earthquake damaged the Alaskan Way Viaduct and Seawall;
8 and

9 WHEREAS, the Alaskan Way Viaduct and Seawall are at risk of sudden and catastrophic failure
10 in an earthquake and are nearing the end of their useful lives; and

11 WHEREAS, in 2008 the State of Washington and The City of Seattle agreed to guiding
12 principles for replacing the Alaskan Way Viaduct: improve public safety; provide
13 efficient movement of people and goods now and in the future; maintain or improve
14 downtown Seattle, regional, Port of Seattle and state economies; enhance Seattle's
waterfront, downtown and adjacent neighborhoods as a place for people; create solutions
that are fiscally responsible; and improve the health of the environment; and

15 WHEREAS, Ordinance 123142 created the Central Waterfront Partnerships Committee, with the
16 goal of fostering collaboration between a range of civic and community organizations to
17 recommend models for the management, programming and use of new public spaces on
the Central Waterfront, including building a broad coalition to shape the project's vision,
organization and process to ensure that it is successfully completed; and

18 WHEREAS in 2010, the Department of Transportation conducted a preliminary feasibility
19 analysis of special benefits for various program elements of the Alaskan Way Viaduct
20 and Seawall Replacement Program which supports a potential range of special benefits
for a future Local Improvement District; and

21 WHEREAS, a loan of \$2.4 million was authorized in 2012 by Ordinance 123761, and the Mayor
22 and Council anticipated revising the legislation to increase the amount of that loan to
23 accommodate future years' spending; and

24 WHEREAS, in 2013, the Department of Transportation is expected to incur additional costs for
25 improvements that could be financed by a future Local Improvement District; and
26
27



1 WHEREAS, an additional \$11.3 million of principal and interest costs have been identified for
2 2013 which require an increase of the interfund loan from \$2.4 million to \$13.7 million;
3 NOW, THEREFORE,

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

5 Section 1. Section 5 of Ordinance 123761 is hereby amended as follows:

6 Section 5. A loan of up to ~~(((\$2,400,000))~~\$13,700,000 of principal and interest
7 outstanding at any one time is authorized to be made from the City's Consolidated (Residual)
8 Cash Pool, or its participating funds, to the Central Waterfront Improvement Fund. The loan
9 expires December 31, 2016, with interest on the loan at the rate of return of the City's
10 Consolidated (Residual) Cash Pool.

11 Section 2. Section 7 of Ordinance 123761 is hereby amended as follows:

12 Section 7. The Director of Finance may effectuate the loan authorized in Section
13 5 above by transferring cash from one or more of the funds participating in the City's
14 Consolidated (Residual) Cash Pool to the Central Waterfront Improvement Fund, or by carrying
15 the Central Waterfront Improvement Fund in a negative cash position in an amount not to exceed
16 ~~(((\$2,400,000))~~\$13,700,000, until no later than December 31, 2016. The Director of Finance is
17 further authorized to establish, and modify if necessary, from time to time, a repayment plan and
18 schedule pursuant to Seattle Municipal Code 5.06.030.

19 Section 3. This ordinance shall take effect and be in force 30 days after its approval by
20 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
21 shall take effect as provided by Seattle Municipal Code Section 1.04.020.
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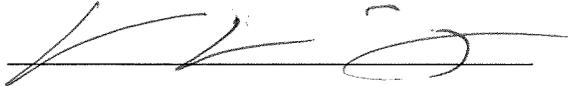


1 Passed by the City Council the 19th day of November, 2012, and
2 signed by me in open session in authentication of its passage this
3 19th day of November, 2012.

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6 President _____ of the City Council

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8 Approved by me this 26 day of Nov, 2012.

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11 Michael McGinn, Mayor

12
13 Filed by me this 27th day of November, 2012.

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15 

16 Monica Martinez Simmons, City Clerk

17 (Seal)



2013 BUDGET LEGISLATION FISCAL NOTE

Department:	Contact Person/Phone:	CBO Analyst/Phone:
SDOT	Bob Chandler/684-7595	Cameron Keyes 684-8048

Legislation Title:

AN ORDINANCE relating to the financing of the Alaskan Way Viaduct and Seawall Replacement Program; amending Ordinance 123761 to increase the amount of an interfund loan.

Summary of the Legislation:

This ordinance increases to \$13.7 million the Central Waterfront Improvement Fund Loan that was authorized in Ordinance 123761 for \$2.4 million.

Background:

Ordinance 123761 authorized an interfund loan for the Central Waterfront Improvement Fund in the amount of \$2.4 million, which consisted of \$2.0 million in 2012 capital costs and \$400,000 in future interest costs. This legislation increases the amounts to \$11.5 million in capital costs and \$2.2 million in future interest costs to reflect the anticipated 2013 spending on design and other pre-construction activities. The interfund loan is expected to be revised again in 2014 to meet future updated cash flow requirements.

The loan from the Consolidated (Residual) Cash Pool to the Central Waterfront Improvement Fund is intended to pay for improvements that could be funded by a local improvement district. The City intends to form and confirm a local improvement district in 2014.

Please check one of the following:

This legislation does not have any financial implications.

(Please skip to "Other Implications" section at the end of the document and answer questions a-h. Earlier sections that are left blank should be deleted. Please delete the instructions provided in parentheses at the end of each question.)

This legislation has financial implications.

(If the legislation has direct fiscal impacts (e.g., appropriations, revenue, positions), fill out the relevant sections below. If the financial implications are indirect or longer-term, describe them in narrative in the "Other Implications" Section. Please delete the instructions provided in parentheses at the end of each title and question.)

Appropriations:

(This table should reflect appropriations that are a direct result of this legislation. In the event that the project/programs associated with this ordinance had, or will have, appropriations in other legislation please provide details in the Appropriation Notes section below. If the appropriation is not supported by revenue/reimbursements, please confirm that there is available fund balance to cover this appropriation in the note section.)



Fund Name and Number	Department	Budget Control Level*	2012 Appropriation	2013 Anticipated Appropriation
N/A				
TOTAL				

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

Appropriations Notes: Appropriations are included in the 2013 Proposed Budget and assumed in the 2013-2018 Proposed Capital Improvement Program.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

(This table should reflect revenues/reimbursements that are a direct result of this legislation. In the event that the issues/projects associated with this ordinance/resolution have revenues or reimbursements that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below the table.)

Fund Name and Number	Department	Revenue Source	2012 Revenue	2013 Revenue
N/A				
TOTAL				

Revenue/Reimbursement Notes: This legislation does not authorize new revenues. Through its passage, the authority to borrow from the City's Consolidated (Residual) Cash Pool loan will be increased to \$13,700,000.

Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact:

(This table should only reflect the actual number of positions affected by this legislation. In the event that positions have been, or will be, created as a result of other legislation, please provide details in the Notes section below the table.)

Position Title and Department	Position # for Existing Positions	Fund Name & #	PT/FT	2012 Positions	2012 FTE	2013 Positions*	2013 FTE*
N/A							
TOTAL							

* 2013 positions and FTE are total 2013 position changes resulting from this legislation, not incremental changes. Therefore, under 2013, please be sure to include any continuing positions from 2012.

Position Notes:

N/A

Do positions sunset in the future?

(If yes, identify sunset date)

Spending/Cash Flow:

(This table should be completed only in those cases where part or all of the funds authorized by this legislation will be spent in a different year than when they were appropriated (e.g., as in the case of certain grants and capital projects). Details surrounding spending that will occur in future years should be provided in the Notes section below the table.)



Fund Name & #	Department	Budget Control Level*	2012 Expenditures	2013 Anticipated Expenditures
TOTAL				

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

Spending/Cash Flow Notes:

N/A

Other Implications:

- a) **Does the legislation have indirect financial implications, or long-term implications?**
 If a local improvement district is not formed for the purposes of this project, the City will need to repay the loan with other sources.
- b) **What is the financial cost of not implementing the legislation?**
 The City would likely incur higher borrowing costs if an interfund loan is not implemented.
- c) **Does this legislation affect any departments besides the originating department?**
 No.
- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**
 The City could issue bonds for these expenditures. However, bonds will have higher finance costs and would have less flexibility than an interfund loan.
- e) **Is a public hearing required for this legislation?**
 No.
- f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
 No.
- g) **Does this legislation affect a piece of property?**
 No.
- h) **Other Issues:** None

List attachments to the fiscal note below: None.





City of Seattle
Office of the Mayor

September 24, 2012

Honorable Sally J. Clark
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill for consideration with the 2013 Proposed and 2014 Endorsed Budget. This legislation increases the \$2.4 million Central Waterfront Improvement Fund interfund loan that was authorized in 2012 to pay for improvements that could be funded by a future local improvement district. The new loan amount is \$13.7 million.

Ordinance 123761 authorized an interfund loan in the amount of \$2.4 million to the Waterfront Improvement Fund to cover 2012 costs and interest. This legislation increases the amount by \$11.3 million to reflect the anticipated 2013 spending and future interest cost. The interfund loan is anticipated to be revised again in 2014 to meet future updated cash flow requirements and eventually repaid by funds from a local improvement district. The City intends to form and confirm a local improvement district in 2014.

Thank you for your consideration of this legislation. Should you have questions, please contact Cameron Keyes at 684-8048.

Sincerely,

Michael McGinn
Mayor of Seattle

cc: Honorable Members of Seattle City Council

Michael McGinn, Mayor
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PO Box 94749
Seattle, WA 98124-4749

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STATE OF WASHINGTON – KING COUNTY

--SS.

291356
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 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

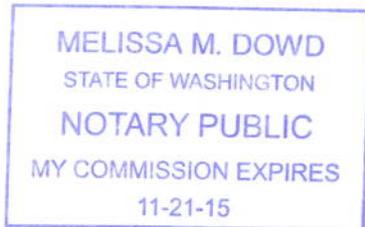
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:124029-124059 TITLE

was published on

12/12/12

The amount of the fee charged for the foregoing publication is the sum of \$428.96 which amount has been paid in full.




Subscribed and sworn to before me on

12/12/2012


Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

ORDINANCE NO. 124037

AN ORDINANCE relating to fleet services, authorizing the transfer to King County of certain vehicles leased from the City by Public Health - Seattle and King County; establishing the method for determining the value of the vehicles to be transferred; authorizing the Director of Finance and Administrative Services to execute an agreement with King County in order to complete the associated transition, including refunding County funds that were originally intended to replace the vehicles being transferred, compensating the City for those vehicle assets, transferring said vehicles; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124038

AN ORDINANCE relating to the Joint Training Facility Project; amending Ordinance 121179, as last amended by Ordinance 123481, to extend the term of an interfund loan.

ORDINANCE NO. 124039

AN ORDINANCE relating to animal licensing; amending Section 9.25.100, Section 9.26.020 and Section 9.26.025 in connection therewith, and adding a new Section 9.25.200 to the Seattle Municipal Code, authorizing the establishment of amnesty periods by Director's rule.

ORDINANCE NO. 124040

AN ORDINANCE relating to animal regulations; changing shelter fees and regulations concerning the municipal spay and neuter clinic, and enhancing the Director's authority relating to pet adoptions, and amending Sections 9.25.030, 9.25.045, 9.25.081, 9.26.050 and 9.26.060 of the Seattle Municipal Code.

ORDINANCE NO. 124041

AN ORDINANCE relating to Seattle Center parking charges; amending Seattle Municipal Code Subsection 17.19.010.B to eliminate the distinction between event and non-event charges and authorizing the Seattle Center Director to establish charges for daily parking based upon minimum and maximum rates.

ORDINANCE NO. 124042

AN ORDINANCE relating to the Seattle Center Department; adopting a fee schedule from which the Seattle Center Director is authorized to set fees for 2013 and 2014 for use of Seattle Center facilities and property; adopting policies for use of Seattle Center facilities and event related service agreements; adding a new Section 17.16.005 to the Seattle Municipal Code; and amending Sections 17.16.010, 17.16.015, 17.16.020, 17.16.030, and 17.16.033 of the Seattle Municipal Code.

ORDINANCE NO. 124043

AN ORDINANCE authorizing, in 2012, acceptance of funding from non-City sources; authorizing the heads of the Office of Sustainability and Environment, the Seattle Fire Department, and the Seattle Police Department to accept specified grants and private funding and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124044

AN ORDINANCE relating to the Building and Construction Codes, Subtitle VI Fire Code; amending Seattle Municipal Code Sections 22.602.045, 22.602.050, 22.602.070, 22.602.080, and 22.602.090, to add, delete and revise various Seattle Fire Department permit, certificate, inspection and plan review fees and related provisions.

ORDINANCE NO. 124045

AN ORDINANCE relating to the electric system of The City of Seattle; authorizing the issuance and sale of municipal light and power revenue bonds for the purposes of providing funds for certain additions and betterments to and extensions of the existing municipal light and power plant and system of the City, paying the costs of issuing and selling those bonds and providing for the reserve fund requirement; providing for the terms, conditions, covenants and manner of sale of those bonds; describing the lien of those bonds; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124046

AN ORDINANCE relating to financing the solid waste system of The City of Seattle, Washington; adopting a system or plan of additions and betterments to and extensions of the solid waste system; authorizing the issuance and sale of solid waste revenue bonds, in one or more series, for the purposes of paying all or part of the cost of carrying out that system or plan, providing a bond reserve and paying the costs of issuing and selling the bonds; authorizing the execution of certain agreements relating thereto; providing for the terms, conditions, covenants and manner of sale of the bonds; describing the lien of the bonds; creating certain accounts of the City relating to the bonds; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124057

AN ORDINANCE relating to the Firefighters' Pension Fund established under RCW 41.16; amending Ordinance 117216 as last amended by Ordinance 123459 to continue the suspension of contributions to the Actuarial Account for an additional two years through 2014, requesting a study of investment options for the Actuarial Account, and clarifying the City Finance Director's authority to invest funds in the account.

ORDINANCE NO. 124058

AN ORDINANCE adopting a budget, including a capital improvement program and position modifications, for The City of Seattle for 2013; creating positions exempt from civil service; all by a two-thirds vote of the City Council.

ORDINANCE NO. 124059

AN ORDINANCE relating to the City Light Department; directing the transfer of certain funds in the Light Fund into the Rate Stabilization Account in 2012.

Date of publication in the Seattle Daily Journal of Commerce, December 12, 2012.
12/12(291356)

The full text of the following legislation, passed by the City Council on November 19, 2012, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>. Contact: Office of the City Clerk at (206) 684-8344.

ORDINANCE NO. 124029

AN ORDINANCE authorizing the Director of Finance and Administrative Services to execute a Third Amendment to the Lease and Concession Agreement between the City of Seattle and BH Music Center; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124030

AN ORDINANCE authorizing the levy of regular property taxes by The City of Seattle for collection in 2013, representing

an increase above the regular property taxes levied for collection in 2012; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124031

AN ORDINANCE relating to the Seattle Center Department; amending Ordinance 123644 to increase and extend the term of an interfund loan to the Seattle Center Operating Fund; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124032

AN ORDINANCE relating to the levy of property taxes; fixing the rates and/or amounts of taxes to be levied, and levying the same upon all taxable property, both real and personal, in The City of Seattle, to finance the departments and activities of City government and to provide for the general obligation bond interest and redemption requirements for the year beginning on the first day of January 2013; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124033

AN ORDINANCE relating to the financing of the Alaskan Way Viaduct and Seawall Replacement Program; amending Ordinance 123761 to increase the amount of an interfund loan.

ORDINANCE NO. 124034

AN ORDINANCE relating to City employment; establishing a 2013 furlough program for certain employees not covered by collective bargaining agreements.

ORDINANCE NO. 124035

AN ORDINANCE relating to City employment; establishing twenty-five (25) unfunded positions in the Personnel Department to be utilized by City departments to perform work that otherwise would be contracted out; and ratifying and confirming prior acts.

ORDINANCE NO. 124036

AN ORDINANCE relating to the Department of Parks and Recreation; establishing the 2013-2014 fee schedule for the use of park properties and other park and recreation facilities and services; superseding previous park and recreation fee schedules; and amending Section 18.28.010 of the Seattle Municipal Code.

Page 2 of 4 andavit

ORDINANCE NO. 124047

AN ORDINANCE related to fees and charges for permits and activities of the Department of Planning and Development and related fees by other departments; amending Seattle Municipal Code Chapter 22.900A, Administration and Enforcement; Chapter 22.900B, General Provisions; Chapter 22.900C, Fees for Land Use Review; Chapter 22.900D, Fees for New and Altered Buildings and Equipment; Chapter 22.900E, Fees for Certificates and Registrations; Chapter 22.900F, Compliance and Other Inspections; and Chapter 22.900G, Fees Collected for Other Departments.

ORDINANCE NO. 124048

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

ORDINANCE NO. 124049

AN ORDINANCE relating to drainage services of Seattle Public Utilities (SPU); amending Section 21.33.010 of the Seattle Municipal Code to update definitions; amending Section 21.33.030 of the Seattle Municipal Code to update exemptions from drainage rates and adjust drainage rates; amending Sections 21.33.050 and 21.33.070 to clarify billing and collection procedures; and amending Section 21.76.040 of the Seattle Municipal Code to revise credits to low income drainage customers.

ORDINANCE NO. 124050

AN ORDINANCE relating to wastewater services of Seattle Public Utilities; amending Section 21.28.040 of the Seattle Municipal Code to adjust the wastewater volume rate; and amending Subsection 21.76.040 A of the Seattle Municipal Code to adjust credits to low-income wastewater customers.

ORDINANCE NO. 124051

AN ORDINANCE relating to drainage and wastewater services of Seattle Public Utilities; adjusting wastewater and drainage rates to pass through increased treatment costs charged by King County; amending Sections 21.28.040 and 21.33.030 of the Seattle Municipal Code to reflect the adjusted rates; and amending Section 21.76.040 of the Seattle Municipal Code to adjust credits to low-income drainage and wastewater customers.

ORDINANCE NO. 124052

AN ORDINANCE, relating to the Seattle Department of Transportation's Commuter Services Program; authorizing the Director of Finance and Administrative Services to adjust parking fees in the Seapark and Seattle Municipal Tower Garages in association with the Commute Trip Reduction

Program's Guaranteed Ride Home Program for City employees; establishing that such fees be lower than regular daily parking fees in those facilities; and deleting obsolete language and amending Ordinance 119758 in connection thereto.

ORDINANCE NO. 124053

AN ORDINANCE relating to contracting indebtedness; authorizing and providing for the issuance and sale of limited tax general obligation bonds to pay all or part of the cost of financing elements of the City's capital improvement program, issuing and selling the bonds, and other City purposes approved by ordinance; providing for terms and sale of the bonds; creating a bond fund; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124054

AN ORDINANCE related to the 2012 Budget; amending Ordinance 123758, which adopted the 2012 Budget, including the 2012-2017 Capital Improvement Program (CIP); creating new appropriations; changing appropriations to various departments and budget control levels, and from various funds in the Budget; adding new projects; creating positions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

ORDINANCE NO. 124055

AN ORDINANCE adopting the 2013 Annual Action Plan to the City of Seattle 2009 - 2012 Consolidated Plan for Housing and Community Development, as amended; authorizing the submission of the 2013 Annual Action Plan to the United States Department of Housing and Urban Development; and authorizing the Human Services Director to make changes to the Plan for certain purposes.

ORDINANCE NO. 124056

AN ORDINANCE relating to the solid waste system of Seattle Public Utilities; revising rates and charges for solid waste services; revising credits to low income customers for solid waste services; offering free disposal at City recycling and disposal stations to low income customers under certain conditions; revising rates for yellow pages phone book recovery fees; establishing conditions for adjustments to 2015 and 2016 solid waste rates; establishing conditions for deposits to and withdrawals from the rate stabilization account of the Solid Waste Fund; and amending Chapters 21.40, 21.76 and 6.255 of the Seattle Municipal Code.