



SEATTLE CITY COUNCIL

Legislative Summary

CB 118330

Record No.: CB 118330

Type: Ordinance (Ord)
124740

Status: Attested by City
Clerk

Version: 2

In Control: City Clerk

File Created: 02/05/2015

Final Action: 04/06/2015

Title: AN ORDINANCE relating to the City Light Department; amending Ordinance 123256 to clarify the role of and support for the City Light Review Panel.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Sawant

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: jaci.dahlvang@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Full Council	02/09/2015	referred	Energy Committee			
1	Energy Committee	03/11/2015	pass				Pass
	Action Text:	The Committee recommends that Full Council pass the Council Bill (CB).					
		In Favor: 3 Chair Sawant, Vice Chair Clark, Member O'Brien					
		Opposed: 0					
1	Full Council	03/16/2015	held				
	Action Text:	The Council Bill (CB) was held.					
1	Full Council	03/30/2015	passed as amended				Pass
	Action Text:	The Motion carried and the Council Bill (CB) passed as amended by the following vote, and the President signed the Bill:					
	Notes:	<u>ACTION 1:</u>					

Motion was made by Councilmember Harrell, duly seconded and carried, to amend Council Bill No. 118330, by adding a new subsection (h) to Section 4 of Ordinance 123256, as shown below:

- (h) The Council continues to expect the Panel to provide the Mayor and the Council with analyses and recommendations on significant elements of the strategic plan including, but not limited to, financial policies, cost allocation, rate design, operational efficiency, and to submit its recommendations to Mayor and the Council or, if a collective recommendation cannot be reached, a recommendation indicating the majority and minority positions and the rationales for those positions.

ACTION 2:

Motion was made and duly seconded to pass Council Bill 118330 as amended.

In Favor: 9 Councilmember Bagshaw, Council President Burgess, Councilmember Clark, Councilmember Godden, Councilmember Harrell, Councilmember Licata, Councilmember O'Brien, Councilmember Rasmussen, Councilmember Sawant

Opposed: 0

- | | | | | |
|---|--------------|---|---------------------------------|------------|
| 2 | City Clerk | 04/01/2015 | submitted for Mayor's signature | Mayor |
| | Action Text: | The Council Bill (CB) was submitted for Mayor's signature. to the Mayor | | |
| | Notes: | | | |
| 2 | Mayor | 04/06/2015 | Signed | |
| | Action Text: | The Council Bill (CB) was Signed. | | |
| | Notes: | | | |
| 2 | Mayor | 04/06/2015 | returned to Clerk | City Clerk |
| | Action Text: | The Council Bill (CB) was returned to Clerk. to the City Clerk | | |
| | Notes: | | | |
| 2 | City Clerk | 04/06/2015 | attested by City Clerk | |
| | Action Text: | The Ordinance (Ord) was attested by City Clerk. | | |
| | Notes: | | | |
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CITY OF SEATTLE
ORDINANCE 124740
COUNCIL BILL 118330

AN ORDINANCE relating to the City Light Department; amending Ordinance 123256 to clarify the role of and support for the City Light Review Panel.

WHEREAS, the Council established the City Light Review Panel ("Panel") through Ordinance 123256 to assist it and the Mayor in guiding the utility through the Six-Year Strategic Plan and updates to it, and in setting rates to support those plans; and

WHEREAS, the Council and the Mayor find Ordinance 123256 unnecessarily limits the effectiveness of the Panel; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 4 of Ordinance 123256 is amended as follows:

Section 4. Role of the Panel.

The Panel shall

(a) review and assess City Light's strategic plan and provide an opinion on the merits of the plan and future revisions to it to the Mayor and the Council. The Council anticipates that the strategic plan will at a minimum consider long term strategies to rehabilitate and maintain City Light's infrastructure, provide for labor-force continuity, maintain a portfolio of resources adequate to meet the needs of its customers, and ensure continued regulatory compliance. The Panel will advise the Council to include other issues that should be part of City Light's strategic planning framework;

(b) assist the Mayor and the Council in engaging rate payers in discussions of the merits and implications of the strategic plan and revisions thereto;

- 1 (c) Reserved~~((provide an assessment to the Mayor and the Council of the adequacy of~~
2 ~~financial policies to protect the financial integrity of the utility and the sufficiency of~~
3 ~~the policies to support implementation of the adopted strategic plan));~~
4 (d) review changes to City Light's rates not already authorized by the Seattle Municipal
5 Code and provide an opinion to the Mayor and the Council on the adequacy and
6 prudence of such rate changes in light of adopted planning assumptions and financial
7 policies;
8 (e) Reserved~~;(in its second year or earlier, and at least once every three years thereafter,~~
9 ~~assess City Light's rate design to ensure that rates send the appropriate signals to~~
10 ~~customers to use electricity efficiently; and))~~
11 (f) Reserved~~((in its second year or earlier, and at least every three years thereafter, assess~~
12 ~~City Light's implementation of marginal cost allocation among customer classes to~~
13 ~~ensure that it provides a fair allocation of costs among customer classes and takes~~
14 ~~account of changes in costs and consumption.)); and~~
15 (g) after the adoption of each update to the strategic plan, work closely with staff
16 designated by the Mayor and the Council to propose, in writing, a biennial work
17 program to the Mayor and Council. Work program items may include, but are not
18 limited to, financial policies, cost allocation, rate design, operational efficiency,
19 issues requested by the Mayor or the Council, and issues the Panel believes the
20 Mayor and the Council should consider.
21 (h) The Council continues to expect the Panel to provide the Mayor and the Council with
22 analyses and recommendations on significant elements of the strategic plan including,
23 but not limited to, financial policies, cost allocation, rate design, operational
24 efficiency, and to submit its recommendations to Mayor and the Council or, if a
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collective recommendation cannot be reached, a recommendation indicating the majority and minority positions and the rationales for those positions.

Section 3. Section 6 of Ordinance 123256 is amended as follows:

Section 6. Reserved.~~((Rate Setting.~~

~~The Council will not adopt rate changes proposed by the Mayor for at least sixty days after the Council Bill authorizing the rate change has been referred by the Council to the relevant standing Committee to allow the Panel sufficient time to review the proposed changes and sufficient opportunity for the public to provide input to both the Panel and the Council. However, this restriction does not apply to rate changes initiated by the Council to address emergent issues or to protect the financial integrity of the utility.))~~

Section 4. Section 8 of Ordinance 123256 is amended as follows:

Section 8. Support for the Panel.

~~((The Executive shall provide logistical and staff support to the Panel, and will))~~ Each year, funding for the Panel shall be determined by the Office of the Mayor in consultation with City Light and the City Budget Office. The funding for the Panel will be included in City Light's annual budget and City Light shall transfer the budgeted amount to the General Subfund to support the work of the Panel. The City Budget Office or the Office of the Mayor, in consultation with the Panel and the City Council, shall administer the funds appropriated by City Light for the support of the Panel. City Light shall make all reasonable efforts to address Panel requests for information or analysis pertinent to the issues under consideration by the Panel, and to do so in a timely manner.

1 ~~((The Panel shall work closely with staff designated by both the Council and the Mayor~~
2 ~~to ensure that, as it discharges its duties, the Panel understands the issues and concerns of the~~
3 ~~elected representatives of the City.))~~

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5 Section 5. This ordinance shall take effect and be in force 30 days after its approval by
6 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
7 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

1 Passed by the City Council the 30th day of March, 2015, and
2 signed by me in open session in authentication of its passage this
3 30th day of March, 2015.

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5 
6 President _____ of the City Council

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8 Approved by me this 6th day of April, 2015.

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11 Edward B. Murray, Mayor

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13 Filed by me this 6th day of April, 2015.

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16 Monica Martinez Simmons, City Clerk

17 (Seal)
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FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Tony Kilduff	4-3580	N/A

Legislation Title:

AN ORDINANCE relating to the City Light Department; amending Ordinance 123256 to clarify the role of and support for the City Light Review Panel.

Summary of the Legislation:

Ordinance 123256 established the City Light Review Panel and defined its role and responsibilities. This legislation replaces several specified tasks with the requirement that the Panel work with the Mayor and Council to develop a biennial work program to guide their activities. The legislation also deletes a redundant section and defines how the Panel will be supported.

Background:

When the Panel was established, the Council had a specific list of issues it wanted the Panel to examine. In the intervening five years, those issues have been addressed and the Council would like the Panel to explore new areas. Specifying them in an ordinance is inflexible. Instead, the Council directs the Panel to work with it and the Mayor every two years to develop a work program that reflects the interests of the Mayor, Council, and the Panel.

Please check one of the following:

X 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*	2014 Appropriation	2015 Anticipated Appropriation

Tony Kilduff
 LEG Expanding Review Panel Charter FISC
 December 10, 2014
 Version #1

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

Appropriations Notes:

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	2014 Revenue	2015 Revenue
TOTAL				

Revenue/Reimbursement Notes:

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	2014 Positions	2014 FTE	2015 Positions*	2015 FTE*
TOTAL							

** 2015 positions and FTE are total 2015 position changes resulting from this legislation, not incremental changes. Therefore, under 2015, please be sure to include any continuing positions from 2014.*

Position Notes:

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	2014	2015 Anticipated
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		Level*	Expenditures	Expenditures
TOTAL				

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

Spending/Cash Flow Notes:

Other Implications:

a) Does the legislation have indirect financial implications, or long-term implications?

(If yes, explain them here.)

No.

b) What is the financial cost of not implementing the legislation?

(Estimate the costs to the City of not implementing the legislation, including estimated costs to maintain or expand an existing facility or the cost avoidance due to replacement of an existing facility, potential conflicts with regulatory requirements, or other potential costs.)

None.

c) Does this legislation affect any departments besides the originating department?

(If so, please list the affected department(s), the nature of the impact (financial, operational, etc), and indicate which staff members in the other department(s) are aware of the proposed legislation.)

Yes. This legislation moves responsibility for support of the Panel from City Light to either CBO or the Mayor's Office.

d) What are the possible alternatives to the legislation that could achieve the same or similar objectives? (Include any potential alternatives to the proposed legislation, such as reducing fee-supported activities, identifying outside funding sources for fee-supported activities, etc.)

No.

e) Is a public hearing required for this legislation?

(If yes, what public hearing(s) have been held to date, and/or what public hearing(s) are planned for the future?)

No.

f) Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

(For example, legislation related to sale of surplus property, condemnation, or certain capital projects with private partners may require publication of notice. If you aren't sure, please check with your lawyer. If publication of notice is required, describe any steps taken to comply with that requirement.)

No.

g) Does this legislation affect a piece of property?

(If yes, and if a map or other visual representation of the property is not already included as an exhibit or attachment to the legislation itself, then you must include a map and/or other visual representation of the property and its location as an attachment to the fiscal note. Place a note on the map attached to the fiscal note that indicates the map is intended for illustrative or informational purposes only and is not intended to modify anything in the legislation.)

No.

h) Other Issues:

STATE OF WASHINGTON -- KING COUNTY

--SS.

323200

No. 124739,740,741,742,743

CITY OF SEATTLE, CLERKS OFFICE

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.

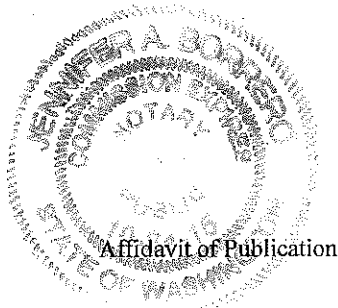
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT: TITLE ONMLY ORDINANCES

was published on

04/23/15

The amount of the fee charged for the foregoing publication is the sum of \$85.25 which amount has been paid in full.



Affidavit of Publication

04/23/2015

Subscribed and sworn to before me on

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

Title Only Ordinances

The full text of the following legislation, passed by the City Council on March 30, 2015, 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. 124739

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

ORDINANCE NO. 124740

AN ORDINANCE relating to the City Light Department; amending Ordinance 123256 to clarify the role of and support for the City Light Review Panel.

ORDINANCE NO. 124741

AN ORDINANCE relating to unsheltered homelessness; lifting a budget proviso imposed on Finance General's Reserves Budget Control Level; changing appropriations to various departments and budget control levels, and from various funds in the Budget; making cash transfers between various City funds; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124742

AN ORDINANCE relating to incentivizing regional partners to develop homeless shelters; lifting a budget proviso imposed on Finance General's Reserves Budget Control Level; changing appropriations to various departments and budget control levels, and from various funds in the Budget; making cash transfers between various City funds; and amending Ordinance 124648, which adopted the 2015 Budget, including the 2015-2020 Capital Improvement Program.

ORDINANCE NO. 124743

AN ORDINANCE relating to the City Light Department; accepting various easements for overhead and underground electrical rights in King County, Washington; placing said easements under the jurisdiction of the City Light Department; and ratifying and confirming certain prior acts.

Date of publication in the Seattle Daily Journal of Commerce, April 23, 2015.

4/23(323200)