SEATTLE CITY COUNCIL

Legislative Summary

CB 118489

Record No.: CB 118489 **Type:** Ordinance (Ord) 124866 **Status:** Passed

Version: 1 **In Control:** City Clerk

File Created: 07/15/2015

Final Action: 09/29/2015

Title: AN ORDINANCE relating to King County Conservation Futures Levy proceeds; authorizing the Mayor to amend the Interlocal Cooperation Agreement between the City of Seattle and King County authorized by City of Seattle Ordinance 114978; and authorizing the deposit of 2015 allocations from King County Conservation Futures Levy proceeds into the City of Seattle's 2008 Parks Levy Fund.

Notes:

Date

Filed with City Clerk:

Mayor's Signature:

Sponsors: Godden

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Ex A - Amendment to the Conservation Futures Interlocal Cooperation Agreement, Ex A Att AD – 2015 Conservation Futures Levy Allocations

Drafter: susan.golub@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	Mayor	08/03/2015	Mayor's leg transmitted to Council	City Clerk			
	Action Text: The Council Bill (CB) was Mayor's leg transmitted to Council. to the City Clerk						
	Notes:						
1	City Clerk	08/03/2015	sent for review	Council President's Office			
	Action Text: The Council Bill (CB) was sent for review. to the Council President's Office						
	Notes:						
1	Council President's Office	08/05/2015	sent for review	Parks, Seattle Center, Libraries, and Gender Pay Equity Committee			
	Action Text: The Council Bill (CB) was sent for review. to the Parks, Seattle Center, Libraries, and Gender Pay Equity Committee						

Notes:

1	Full Council	09/08/2015	referred	Parks, Seattle Center, Libraries, and Gender Pay Equity Committee	
1	Parks, Seattle Center, Libraries, and Gender Pay Equity Committee	09/15/2015	pass		Pass

Action Text: The Committee recommends that Full Council pass the Council Bill (CB).

Notes:

In Favor: 3 Chair Godden, Vice Chair Harrell, Member Rasmussen

Opposed: 0

1	Full Council	09/21/2015	passed		Pass

Action Text: The Council Bill (CB) was passed by the following vote and the President signed the Bill:

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

Opposed: 0

1	City Clerk	09/22/2015	submitted for Mayor's signature	Mayor

Action Text: The Council Bill (CB) was submitted for Mayor's signature. to the Mayor

Notes:

1	Mayor	09/29/2015	Signed	

Action Text: The Council Bill (CB) was Signed.

Notes:

1	Mayor	09/29/2015	returned	City Clerk

Action Text: The Council Bill (CB) was returned. to the City Clerk

Notes:

1	City Clerk	09/29/2015	attested by City Clerk	

Action Text: The Ordinance (Ord) was attested by City Clerk.

Notes:

CITY OF SEATTLE

ORDINANCE 124866

COUNCIL BILL 118489

AN ORDINANCE relating to King County Conservation Futures Levy proceeds; authorizing the Mayor to amend the Interlocal Cooperation Agreement between the City of Seattle and King County authorized by City of Seattle Ordinance 114978; and authorizing the deposit of 2015 allocations from King County Conservation Futures Levy proceeds into the City of Seattle's 2008 Parks Levy Fund.

WHEREAS, in 1989, King County Ordinance 9128 established the Conservation Futures Levy (CFL) Fund, appropriated CFL proceeds to the City of Seattle (City), and established conditions for use of the proceeds, including allowable projects, costs, and expenses; and

WHEREAS, in 1990, City Ordinance 114978 authorized the CFL Interlocal Cooperation Agreement (CFL Interlocal) with King County to govern the receipt and use of CFL proceeds, and to define the specific projects (Projects) approved by King County for acquisition using CFL proceeds; and

WHEREAS, the City and King County have previously amended the CFL Interlocal to add additional Projects and to provide for additional allocations of CFL proceeds; and

WHEREAS, on November 17, 2014, the King County Council passed Ordinance 17941, which appropriated a total of $1,775,000 in CFL proceeds to the City of Seattle for the Dakota Place Park Addition, Greenwood Park Addition, Kubota Garden Greenspace Addition, La Villa Meadows Natural Area / Thornton Creek and Morgan Junction Park Addition acquisition Projects; and

WHEREAS, On April 20, 2015, the King County Council passed Ordinance 18023, authorizing the King County Executive to enter into interlocal agreements with the City of Seattle

and the suburban cities for the disbursement of Conservation Futures Funds in Ordinance 17941; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Mayor, or the Mayor's designee, is hereby authorized to negotiate and enter into an amendment to the Conservation Futures Levy (CFL) Interlocal Cooperation Agreement (Interlocal), substantially in the form of Exhibit A (Amendment), to provide for the City's receipt and use of up to $1,775,000 from the 2015 allocations of King County CFL proceeds. The Amendment adds an Attachment AD to the list of approved projects (Projects) in the CFL Interlocal to include the Dakota Place Park Addition, Greenwood Park Addition, Kubota Garden Greenspace Addition, La Villa Meadows Natural Area / Thornton Creek, and Morgan Junction Park Addition acquisition Projects.

Section 2. Funds received pursuant to the Amendment shall be deposited as follows:

Fund	**Department**	**Budget Control Level/Capital Improvement Program**	**Amount (Up To)**
2008 Parks Levy Fund (33860)	Parks and Recreation	2008 Parks Levy – Neighborhood Park Acquisitions (K720010)	$1,175,000
2008 Parks Levy Fund (33860)	Parks and Recreation	2008 Parks Levy – Greenspace Acquisitions (K720011)	$600,000

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

Passed by the City Council the 21st day of September, 2015, and signed by me in open session in authentication of its passage this 21st day of September, 2015.

President _____ of the City Council

Approved by me this 29th day of September, 2015.

Edward B. Murray, Mayor

Filed by me this 29th day of September, 2015.

Monica Martinez Simmons, City Clerk

(Seal)

Exhibits:
Exhibit A – Amendment to the Conservation Futures Interlocal Cooperation Agreement Between King County and the City of Seattle for Open Space Acquisition Projects
Attachment AD – 2015 Conservation Futures Levy City of Seattle Allocations

Attachment A

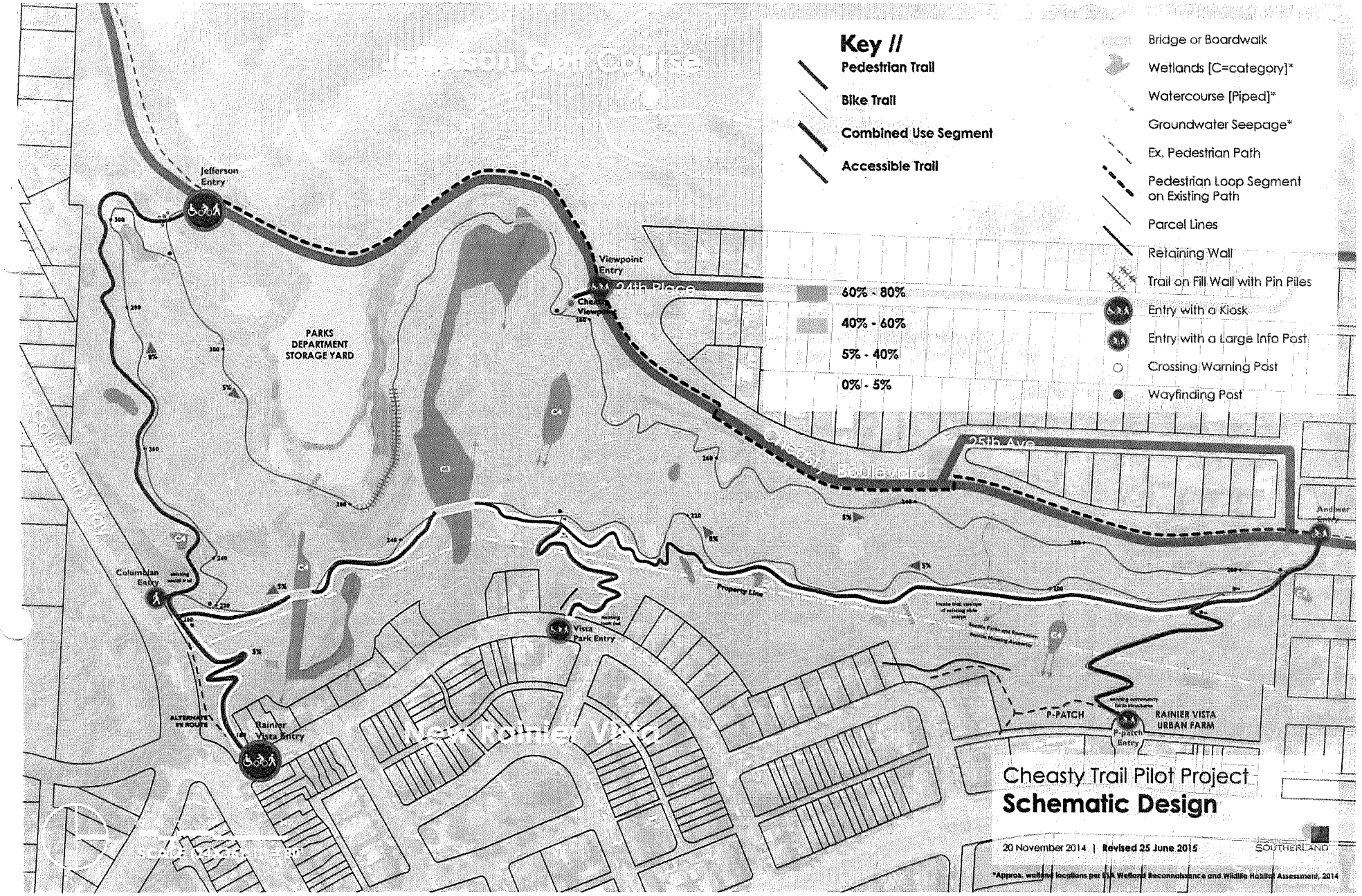

Exhibit A

AMENDMENT TO THE CONSERVATION FUTURES INTERLOCAL COOPERATION AGREEMENT BETWEEN KING COUNTY AND THE CITY OF SEATTLE FOR OPEN SPACE ACQUISITION PROJECTS

Preamble

The King County Council, through Ordinance 9128, has established a Conservation Futures Levy Fund and appropriated proceeds to King County, the City of Seattle, and certain suburban cities through the procedures set forth in Ordinance 8867, as amended by Ordinance 14714. This Amendment is entered into to provide for the allocation of additional funds made available for open space acquisition.

THIS AMENDMENT is entered into between the CITY OF SEATTLE and KING COUNTY, and amends and attaches to and is part thereof of the existing Interlocal Cooperation Agreement (ILA), entered into between the parties on the 5th day of June, 1990, as previously amended.

The parties agree to the following amendments:

Amendment 1: Article 1. Recitals

The following paragraphs are hereby added to the Recitals Section to provide for a Conservation Futures Levy Fund allocation for the Dakota Place Park Addition, Greenwood Park Addition, Kubota Gardens Greenspace Addition, La Villa Meadows Natural Area and Morgan Junction Park Addition acquisition Projects, and hereafter read:

- On November 17, 2014, the King County Council passed Ordinance 17941, which allocated One Million, Seven Hundred Seventy-Five Thousand Dollars ($1,775,000) in CFL proceeds to the City for the Dakota Place Park Addition, Greenwood Park Addition, Kubota Gardens Greenspace Addition, La Villa Meadows Natural Area and Morgan Junction Park Addition acquisition Projects. On April 20, 2015 the King County Council passed Ordinance 18023, authorizing the King County Executive to enter into interlocal agreements with the City for the disbursement of CFL proceeds as provided in Ordinance 17941.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include Attachment AD, which lists 2015 Conservation Futures Levy allocations for the Dakota Place Park Addition, Greenwood Park Addition, Kubota Gardens Greenspace Addition, La Villa Meadows Natural Area and Morgan Junction Park Addition acquisition Projects.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are amended to include Attachment AD, which lists 2015 Conservation Futures Levy proceeds allocations for the Dakota Place Park Addition, Greenwood Park Addition, Kubota Gardens Greenspace Addition, La Villa Meadows Natural Area and Morgan Junction Park Addition acquisition Projects:

> Subject to the terms of this agreement, the County will provide Conservation Futures Levy Funds in the amounts shown in Attachments A through AD to be used for the Projects listed in Attachments A through AD. The City may request additional funds; however, the County has no obligation to provide funds to the City for the Projects in excess of the total amounts shown in Attachments A through AD. The County assumes no obligation for the future support of the Projects described herein, except as expressly set forth in this agreement.

Amendment 4: Attachment AD

The attachments to the interlocal agreement are hereby amended to include references to Attachment AD, which is hereby attached to the Interlocal Cooperation Agreement, incorporated therein, and made a part thereof.

In all other respects, the terms, conditions, duties, and obligations of both parties shall remain the same as agreed to in the Interlocal Cooperation Agreement as previously amended.

This document shall be attached to the existing Interlocal Cooperation Agreement.

IN WITNESS WHEREOF, authorized representatives of the parties hereto have signed their names in the spaces set forth below:

KING COUNTY	CITY OF SEATTLE
Dow Constantine King County Executive	Edward B. Murray Mayor
Date	Date
Acting under the authority of Ordinances 18023 Dated: April 20, 2015	Acting under the authority of Ordinance Dated:
Approved as to form:	Approved as to form:
Dan Satterberg King County Prosecuting Attorney	Pete Holmes Seattle City Attorney

ATTACHMENT AD

2015 CONSERVATION FUTURES LEVY
CITY OF SEATTLE ALLOCATIONS

Jurisdiction	Project	Allocation
Seattle (Ordinance 17941)	Dakota Place Park Addition	$ 375,000
Seattle (Ordinance 17941)	Greenwood Park Addition	$ 100,000
Seattle (Ordinance 17941)	Kubota Gardens Greenspace Addition	$ 300,000
Seattle (Ordinance 17941)	La Villa Meadows Natural Area/Thornton Creek	$ 300,000
Seattle (Ordinance 17941)	Morgan Junction Park Addition	$ 700,000
TOTAL		**$ 1,775,000**

Project Descriptions:

(From Ordinance 18023):

1123822 Seattle – Dakota Place Park Addition
The goal of this new project is to acquire a.13-acre property located immediately to the north of Dakota Place Park in Seattle. It is on the west side of California Avenue SW in the West Seattle Junction Urban Village.

1123823 Seattle – Greenwood Park Addition
This new project will acquire one of two inholding parcels in Greenwood Park, located on Fremont Avenue North at North 88th Street in the Greenwood neighborhood of Seattle. The property contains a small house that will be removed.

1116259 Seattle – Kubota Gardens Greenspace Addition
This new project will acquire up to 7.16 acres of wooded open space adjacent to the Kubota Garden Greenspace. The project will help buffer the garden from encroaching development that would significantly diminish the experience of visiting the garden.

1123824 Seattle – La Villa Meadows Natural Area / Thornton Creek
This new project, the La Villa Meadows Natural Area on Thornton Creek acquisition project, will add a .39-acre inholding to the Thornton Creek natural Area. It currently contains a house that will be removed. The property is located on Thornton Creek, east of Lake City Way and north of NE 100th Street.

1116253 Seattle – Morgan Junction Park Addition
This project will acquire .28 acre property to expand Morgan Junction Park in West Seattle. It is located on California Avenue SW at SW Eddy Street.
2015: $700,000 is added to the Morgan Junction Park Addition CFT Project to help complete funding for acquisition of the property.

City of Seattle **$ 1,775,000**

STATE OF WASHINGTON -- KING COUNTY

--ss.

329281

No. 124864,865,866,867,868

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 ONLY ORDINANCES

was published on

10/09/15

The amount of the fee charged for the foregoing publication is the sum of $100.75 which amount has been paid in full.

JENNIFER A. BARNES NOTARY PUBLIC STATE OF WASHINGTON COMMISSION EXPIRES

Subscribed and sworn to before me on

10/09/2015

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 September 21, 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 124864

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the Superintendent of Parks and Recreation to acquire, through negotiation or condemnation, land and other necessary property rights commonly known as portions of 12754 and13002 NE Riviera Place for open space, park, and recreation purposes, and to execute, accept, and record deeds and convenient documents and agreements deemed by the Superintendent to be necessary to this transaction on behalf of the City; placing conveyed real property under the jurisdiction of the Department of Parks and Recreation; and ratifying and confirming certain prior acts.

Ordinance 124865

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the execution of an Agreement for Activation and Programming of Westlake Park and Occidental Square Park; and ratifying and confirming prior acts.

Ordinance 124866

AN ORDINANCE relating to King County Conservation Futures Levy proceeds; authorizing the Mayor to amend the Interlocal Cooperation Agreement between the City of Seattle and King County authorized by City of Seattle Ordinance 114978; and authorizing the deposit of 2015 allocations from King County Conservation Futures Levy proceeds into the City of Seattle's 2008 Parks Levy Fund.

Ordinance 124867

AN ORDINANCE related to the appropriations for Seattle Center; amending Ordinance 124648, which adopted the 2015 Budget; amending Ordinance 124349, which adopted the 2014 Budget; lifting a proviso; and changing appropriations within the Seattle Center Department.

Ordinance 124868

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property commonly known as 3650 34th Avenue South; and authorizing acceptance and recording of the deed for open space, park, and recreation purposes.

Date of publication in the Seattle Daily Journal of Commerce, October 9, 2015.

10/9(329281)

City of Seattle
Title Only Ordinances

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Contact: Office of the City Clerk at (206) 684-8344.

Ordinance 124859

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

Ordinance 124860

AN ORDINANCE relating to the Special Events Committee, special events permitting, and special events fees; amending Sections 15.52.005, 15.52.010, 15.52.020, 15.52.030, 15.52.040, 15.52.050, 15.52.060, 15.52.080, and 15.52.090 of the Seattle Municipal Code; and repealing and replacing Section 15.52.070 of the Seattle Municipal Code.

Ordinance 124861

AN ORDINANCE requiring owners of certain low-income housing to notify the Office of Housing and the Seattle Housing Authority of the owner's proposed sale of that housing; establishing penalties; and adding a new Chapter 22.907 to the Seattle Municipal Code.

rdinance 124862

AN ORDINANCE related to rental housing; and amending Seattle Municipal Code subsection 22.206.160.C to require the owners of rental housing units to provide additional advance written notice to tenants prior to eviction.

Ordinance 124863

AN ORDINANCE relating to City employment commonly referred to as the Second Quarter 2015 Employment Ordinance; establishing new titles and/or salaries; designating positions as exempt from Civil Service status; amending Seattle Municipal Code Section 4.13.010; amending Seattle Municipal Code Section 4 ?2.080; and ratifying and confirming certain prior acts; all by a 2/3 vote of the City Council.

Date of publication in the Seattle Daily Journal of Commerce, October 9, 2015.

10/9(329280)