

Ordinance No. 122369

Council Bill No. 115840

AN ORDINANCE relating to neighborhood fire stations; removing eight budget provisos that restricted expenditures in the Fleets and Facilities Department's 2007 budget.

EW

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Licata
Councilmember

Nick Licata
Committee Action:

Pass 2-0 NL, JG abstain PS 3/6/07 UTP

CF No. _____

Date Introduced:	<u>3-5-07</u>	
Date 1st Referred:	<u>3-5-07</u>	To: (committee) <u>Public Safety, Govt /</u>
Date Re - Referred:		To: (committee) <u>Relations + Arts</u>
Date Re - Referred:		To: (committee)
Date of Final Passage:	<u>4-2-07</u>	Full Council Vote: <u>9-0</u>
Date Presented to Mayor:	<u>4-3-07</u>	Date Approved: <u>4-6-07</u>
Date Returned to City Clerk:	<u>4-6-07</u>	Date Published: <u>Title pag 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:

3/12/07 FC Held 2 weeks
3-26-07 FC Held 1 week
4-2-07 Passed 9-0

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

Law Department

Law Dept. Review OMP Review City Clerk Review Electronic Copy Loaded See Indexed

ORDINANCE 192369

AN ORDINANCE relating to neighborhood fire stations; removing eight budget provisos that restricted expenditures in the Fleets and Facilities Department's 2007 budget.

WHEREAS, the citizens of the City of Seattle approved the Fire Facilities and Emergency Response Levy on November 4, 2003 in order to seismically upgrade, renovate and replace emergency facilities including 32 neighborhood fire stations; and,

WHEREAS, unprecedented escalation in construction costs after 2003 has increased the costs of improving neighborhood fire stations by \$67 million as identified in the Neighborhood Fire Station Financial Update written by the Fleets and Facilities Department in January 2006; and,

WHEREAS, in order to reduce the costs of the neighborhood station program, the City Council commissioned a consultant report to recommend reductions in the scope of the neighborhood fire station projects that are cost-effective and would not have a negative impact on fire protection and emergency medical services; and,

WHEREAS, the Mayor proposed a 2007-2012 Capital Improvement Program that provides an additional \$67 million from Real Estate Excise Tax revenues in order to build the neighborhood fire station improvements identified as part of the Fire Facilities and Emergency Response Levy; and,

WHEREAS, the City Council, in approving the 2007-2012 Capital Improvement Program and the 2007 Budget, wanted to consider the report of its consultant before allowing the design of the eight neighborhood fire station projects that begin in 2007, and appropriated the funds in the amounts proposed with provisos that no more than \$150,000 could be spent on each of these eight neighborhood fire station projects until such time as the Council passes an ordinance approving the spending of the remaining appropriated funds; and,

WHEREAS, the eight fire stations affected by this spending limit are Fire Stations #14 (SODO), #33 (Rainer Beach), #30 (Mount Baker), #35 (Crown Hill), #37 (High Point), #38 (Ravenna/Bryant), #39 (Lake City), and #41 (Magnolia); and,



1 WHEREAS, the Council's consultant did not recommend reductions in scope and the Council
2 directs the Fleets and Facilities Department to proceed expeditiously with the
3 neighborhood fire station projects; NOW, THEREFORE,

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

5 Section 1. The restrictions imposed by the following budget provisos are removed and
6 there are no longer restrictions for any purpose including for Subsection 1(b) of Ordinance
7 122298:

8 Department	Green Sheet #	Proviso Description	Project ID(s)
9 Fleets and Facilities 10 Department	#093-1-B-1	Limits to \$150,000 11 spending on Fire 12 Station 14 Project	A1FL114
13 Fleets and Facilities 14 Department	#093-1-B-1	Limits to \$150,000 15 spending on Fire 16 Station 30 Project	A1FL130
17 Fleets and Facilities 18 Department	#093-1-B-1	Limits to \$150,000 19 spending on Fire 20 Station 33 Project	A1FL133
21 Fleets and Facilities 22 Department	#093-1-B-1	Limits to \$150,000 23 spending on Fire 24 Station 35 Project	A1FL135
25 Fleets and Facilities 26 Department	#093-1-B-1	Limits to \$150,000 27 spending on Fire 28 Station 37 Project	A1FL137
Fleets and Facilities Department	#093-1-B-1	Limits to \$150,000 spending on Fire Station 38 Project	A1FL138
Fleets and Facilities Department	#093-1-B-1	Limits to \$150,000 spending on Fire Station 39 Project	A1FL139
Fleets and Facilities Department	#093-1-B-1	Limits to \$150,000 spending on Fire Station 41 Project	A1FL141



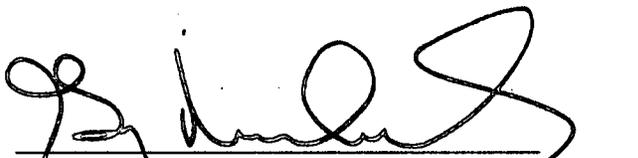
1 Section 2. Any act consistent with the authority of this ordinance taken after passage of
2 this ordinance is hereby ratified and confirmed.

3 Section 3. This ordinance shall take effect and be in force thirty (30) days from and after
4 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days
5 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

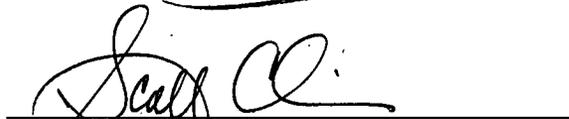
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7 Passed by the City Council the 2nd day of April, 2007, and signed by me in open
8 session in authentication of its passage this 2nd day of April, 2007.

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12 President _____ of the City Council

13 Approved by me this 6th day of April, 2007.

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17 
18 Gregory J. Nickels, Mayor

19 Filed by me this 6th day of April, 2007.

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21 
22 City Clerk

23 (Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Fleets and Facilities	Chris Potter/ 386-1576	Ellen Schroer/ 733-9841

Legislation Title: AN ORDINANCE relating to neighborhood fire stations; removing eight budget provisos that restricted expenditures in the Fleets and Facilities Department's 2007 budget.

- **Summary of the Legislation:** This legislation satisfies and lifts the budget proviso restrictions set forth in Green Sheet #093-1-B-1 enacted with the 2007 Adopted Budget.

Background: *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):* As part of the 2007 Budget adoption process, the City Council enacted eight budget provisos restricting Fleets and Facilities from spending more than \$150,000 on any one of eight Fire Facilities Levy neighborhood fire station projects until the Council considered the report of its consultant regarding the scope of Fire Levy projects. The eight projects affected by the proviso are: Fire Stations 14 (SODO), 33 (Rainer Beach), 30 (Mount Baker), 35 (Crown Hill), 37 (High Point), 38 (Ravenna/Bryant), 39 (Lake City), and 41 (Magnolia).

The Council's consultant has completed its work and found that no reductions in Levy scope are possible without jeopardizing services provided by the Fire Department.

- *Please check one of the following:*

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

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

Note: This legislation removes restrictions on the use of funds that are already appropriated to the Fleets and Facilities Department in the 2007 Adopted Budget.

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 have appropriations that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below.*

Fund Name and Number	Department	Budget Control Level*	2007 Appropriation	2008 Anticipated Appropriation
TOTAL				\$0

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

Notes:

Planned costs for these eight neighborhood fire station projects included in the 2007-2012 Capital Improvement Program total \$49.7 million. The provisos restrict spending on each project to \$150,000 until the provisos are lifted.

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.*

Not applicable.

Fund Name and Number	Department	Revenue Source	2007 Revenue	2008 Revenue
TOTAL				

Notes:



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

Impact: This table should only reflect the actual number of positions created by this legislation. In the event that positions have been, or will be, created as a result of previous or future legislation or budget actions, please provide details in the Notes section below the table.

Not applicable.

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

* List each position separately

** 2008 positions and FTE are total 2008 position changes resulting from this legislation, not incremental changes. Therefore, under 2008, please be sure to include any continuing positions from 2007.

Notes:

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

Not applicable.

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.

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

Annual appropriations and cash flow are shown in the 2007-2012 Capital Improvement Program for each project.

Notes:

- **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 if the legislation is not implemented.)



Starting in May 2007, the cost of delaying these eight projects will be about \$120,000 per month. This \$120,000 per month is the expected increase in construction costs of these projects, less expected interest earnings on cash balances.

- **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.)*

If these provisos are not lifted, the Fleets & Facilities Department cannot move forward with the Neighborhood Fire Station projects, as set forth in the implementation of the 2003 Fire Facilities and Emergency Response Levy Program.

- **Is the legislation subject to public hearing requirements:** *(If yes, what public hearings have been held to date, and/or what plans are in place to hold a public hearing(s) in the future.)*

No.

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

Please list attachments to the fiscal note below:

STATE OF WASHINGTON – KING COUNTY

--SS.

209904
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:122363,369,371&372

was published on

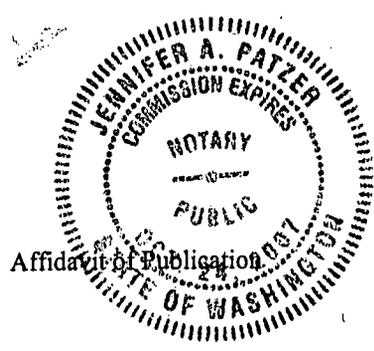
04/11/07

The amount of the fee charged for the foregoing publication is the sum of \$ 69.75, which amount has been paid in full.

Subscribed and sworn to before me on

04/11/07

Notary public for the State of Washington,
residing in Seattle



State of Washington, King County

City of Seattle

JUDICIAL NOTICE OF PUBLICATION

The full text of the following ordinance, as passed by the City Council on April 12, 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 206-465-8947.

ORDINANCE NO. 122363

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

ORDINANCE NO. 122365

AN ORDINANCE relating to neighborhood fire stations, removing eight budget provisions that did not expend funds in the Fire and Facilities Department's 2007 budget.

ORDINANCE NO. 122371

AN ORDINANCE relating to City of Seattle property commonly known as the Northgate South Lot, declaring as a public use certain portions of the Northgate South Lot to utility and other City needs, authorizing a lot boundary adjustment of the Northgate South Lot, authorizing the grant and acceptance of deeds and easements, and authorizing the transfer of jurisdiction of certain Northgate South Lot property from Seattle Public Utilities to the Seattle Department of Transportation.

ORDINANCE NO. 122372

AN ORDINANCE relating to City employment, authorizing the execution of a memorandum of understanding between the City of Seattle and the Public Service and Industrial Employees Local 1238 establishing the job title and pay rate of the Drainage and Wastewater Collection Worker Apprentices, authorizing the execution of a memorandum of understanding between the City of Seattle and the International Brotherhood of Electrical Workers Local No. 77 establishing the job title and pay rate of Craft Instructor Apprenticeship and ratifying and confirming prior acts.

Publication ordered by JUDITH PIPPIN, City Clerk.

Date of publication in the Seattle Daily Journal of Commerce, April 11, 2007. 4/11/2007041