

Ordinance No. 124442

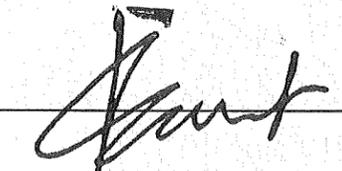
Council Bill No. 118041

AN ORDINANCE relating to the City Light Department, authorizing the extension of the franchise from the City of Lake Forest Park to construct, operate, maintain, replace and repair an electrical light and power system in, across, over, along, under, through and below certain designated public rights-of-way, to September 30, 2014 or the effective date of a replacement franchise agreement, whichever occurs first.

Related Legislation File: _____

Date Introduced and Referred: <u>2.24.14</u>	To: (committee): <u>Energy</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>3.17.14</u>	Date Presented to Mayor: <u>3.18.14</u>
Date Signed by Mayor: <u>3/21/14</u>	Date Returned to City Clerk: <u>3/24/14</u>
Published by Title Only <u>X</u>	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
<u>3.12.14</u>	<u>Pass</u>	<u>3-0</u> <u>(KS, SC, DB)</u>

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

Full Council Action:

Date	Decision	Vote
<u>3.17.14</u>	<u>Passed</u>	<u>9-0</u>

LAW DEPARTMENT

CITY OF SEATTLE
ORDINANCE 124442
COUNCIL BILL 118041

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4 AN ORDINANCE relating to the City Light Department, authorizing the extension of the
5 franchise from the City of Lake Forest Park to construct, operate, maintain, replace and
6 repair an electrical light and power system in, across, over, along, under, through and
7 below certain designated public rights-of-way, to September 30, 2014 or the effective
8 date of a replacement franchise agreement, whichever occurs first.

9 WHEREAS Seattle City Light is authorized to construct, operate, maintain, replace and repair its
10 electrical light and power system in, across, over, along, under, through and below certain
11 designated public rights-of-way in the City of Lake Forest Park under a franchise granted
12 by the City of Lake Forest park Ordinance 779 and accepted by the City of Seattle by
13 Ordinance 119387; and

14 WHEREAS, Seattle City Light's current franchise with the City of Lake Forest Park is scheduled
15 to expire on March 31, 2014; and

16 WHEREAS, the City of Seattle and the City of Lake Forest Park are negotiating the terms and
17 conditions of a new franchise and need additional time to conclude the negotiations; and

18 WHEREAS, it is also required that the Lake Forest Park City Council approve the extension by
19 ordinance for this extension to be effective; NOW, THEREFORE,

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

21 Section 1. That the City of Seattle authorizes the extension of the franchise from the City
22 of Lake Forest Park to construct, operate, maintain, replace and repair an electrical light and
23 power system to serve residential, multi-family and commercial areas, to September 30, 2014 or
24 the effective date of a replacement franchise agreement, whichever occurs first.
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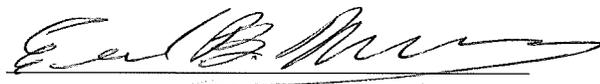


1 Section 2. This ordinance shall take effect and be in force 30 days after its approval by
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 17th day of March, 2014, and
5 signed by me in open session in authentication of its passage this
6 17th day of March, 2014.

7
8 
9 President _____ of the City Council

10
11 Approved by me this 21st day of March, 2014.

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13 
14 Edward B. Murray, Mayor

15
16 Filed by me this 24th day of March, 2014.

17
18 
19 _____

20 Monica Martinez Simmons, City Clerk

21 (Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Seattle City Light	Sandi Fukumoto (684-0423)	Saroja Reddy (615-1232)

Legislation Title:

AN ORDINANCE relating to the City Light Department, authorizing the extension of the franchise from the City of Lake Forest Park to construct, operate, maintain, replace and repair an electrical light and power system in, across, over, along, under, through and below certain designated public rights-of-way, to September 30, 2014 or the effective date of a replacement franchise agreement, whichever occurs first.

Summary of the Legislation:

This ordinance authorizes an extension for the franchise from the City of Lake Forest Park to construct, operate, maintain, replace and repair an electrical light and power system in, across, over, along, under, through and below certain designated public rights-of-way, to September 30, 2014 or the effective date of a replacement franchise agreement, whichever occurs first. The current Franchise Agreement expires on March 31, 2014. Seattle City Light and the City of Lake Forest park have been engaged in negotiations to renew the current franchise. In order to successfully complete these negotiations and comply with the two Cities' legislative timelines, an extension of the existing franchise is warranted.

Background:

Seattle City Light provides electric service to the residents and businesses in the City of Lake Forest Park under a 15 year Franchise Agreement, which was effective beginning March 1, 1999, granted by the City of Lake Forest Park Ordinance 779 and accepted by the City of Seattle by Ordinance 119387. The Franchise Agreement grants Seattle City Light a non-exclusive franchise to operate within the City of Lake Forest Park's rights-of-way, and establishes terms and conditions under which Seattle City Light and the City of Lake Forest Park work together on a variety of franchise issues, including rates as established by the Seattle City Council, fees, and operational requirements.

Since late 2012, Seattle City Light and the City of Lake Forest Park have been engaged in discussions to renegotiate the Franchise Agreement. Meetings were held with the City of Lake Forest Park to discuss what is working well with the current Franchise Agreement and to identify areas for improvement. Subsequently, Seattle City Light has been working internally and with City of Lake Forest Park to draft and negotiate a new franchise agreement that will maintain consistency with Seattle City Light's Strategic Plan, and



provide the City of Lake Forest Park with the same level of outstanding service, reliability, environmental stewardship, and accountability as we provide for customers within the Seattle city limits.

This legislation does not have any financial implications.

This legislation has financial implications.

Other Implications:

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

This legislation extends the term of the current Franchise Agreement and will allow the two parties to continue negotiating the terms of a new long-term franchise agreement to provide electrical service to residents and businesses within the City of Lake Forest Park and for Seattle City Light to continue to construct, operate, maintain, replace and repair its system within the City of Lake Forest Park's rights-of-way.

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

Failure to pass this extension ordinance would not have direct financial impacts until the existing Franchise Agreement expires without a new agreement to replace it. However if a new agreement is not in place by March 30, 2014, then the financial impacts could be significant, and well beyond the scope of this note.

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

No.

b) What are the possible alternatives to the legislation that could achieve the same or similar objectives?

Finalize negotiations and execute a new franchise agreement without the extension and authorize the new agreement through an ordinance with a full ratify and confirm clause for the new franchise.

c) Is a public hearing required for this legislation?

No.

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

No.

e) Does this legislation affect a piece of property?

No.

f) Other Issues:

N/A

List attachments to the fiscal note below: N/A





City of Seattle
Edward B. Murray
Mayor

February 4, 2014

Honorable Tim Burgess
President
Seattle City Council
City Hall, 2nd Floor

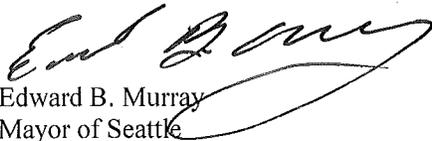
Dear Council President Burgess:

I am pleased to transmit the attached proposed Council Bill that authorizes an extension for the existing franchise agreement from the City of Lake Forest Park for Seattle City Light to construct, operate, maintain, replace and repair an electrical light and power system in, across, over, along, under, through and below certain designated public rights-of-way, to September 30, 2014 or the effective date of a replacement franchise agreement, whichever comes first. The current franchise expires on March 31, 2014. Seattle City Light and the City of Lake Forest Park have been engaged in negotiations to renew the current franchise. In order to successfully complete these negotiations and comply with the two Cities' legislative timelines, additional time is needed and an extension of the existing franchise agreement is warranted.

Seattle City Light provides electric service to the residents and businesses in the City of Lake Forest Park under a 15 year Franchise Agreement, which was effective beginning March 1, 1999. The Agreement grants Seattle City Light a non-exclusive franchise to operate within the City of Lake Forest Park's public rights-of-way, and establishes terms and conditions under which Seattle City Light and the City of Lake Forest Park work together on a variety of franchise issues, including electric rates as established by Seattle City Council, fees, and operational requirements. In late 2012, Seattle City Light engaged the City of Lake Forest Park in discussions to renegotiate the Agreement. Meetings were held with the City of Lake Forest Park to understand what is working well with the current Agreements, as well as to identify areas for improvement. Subsequently, Seattle City Light has been working internally and with the City of Lake Forest Park to draft and negotiate an Agreement that will maintain consistency with Seattle City Light's Strategic Plan, and provide the City of Lake Forest Park with the same level of outstanding service, reliability, environmental stewardship, and accountability as we provide for customers within the Seattle city limits.

Additional time to conclude negotiations will assist in the continuing successful arrangement between Seattle City Light and the City of Lake Forest Park. Thank you for your consideration of this legislation. Should you have questions, please contact Phil West at (206) 684-3718.

Sincerely,



Edward B. Murray
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

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Hearing Impaired use the Washington Relay Service (7-1-1)
www.seattle.gov/mayor



STATE OF WASHINGTON -- KING COUNTY

--SS.

309604
CITY OF SEATTLE, CLERKS OFFICE

No.

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.

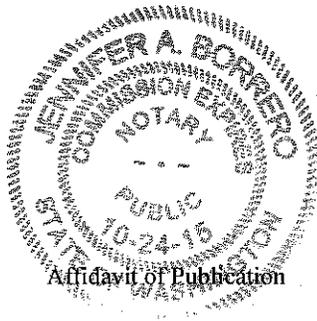
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

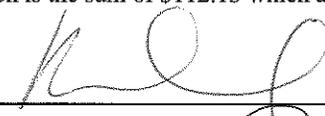
CT:124441-124446 TITLE

was published on

04/08/14

The amount of the fee charged for the foregoing publication is the sum of \$112.13 which amount has been paid in full.





Subscribed and sworn to before me on
04/08/2014 

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on March 17, 2014, 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. 124441

AN ORDINANCE relating to companies and drivers of a new type of for-hire vehicle in order to create a pilot program for transportation network companies and affiliated drivers and vehicles; establishing minimum operating requirements for transportation network companies and affiliated drivers; imposing vehicle inspections; imposing a zero tolerance drug use policy for affiliated drivers; imposing minimum insurance requirements for transportation network companies and affiliated vehicles; requiring rate transparency for transportation network companies; and establishing licensing fees; raising the maximum number of taxicab licenses issued by the City; revising terminology; adding new sections and amending various Sections of Chapter 6.310 of the Seattle Municipal Code.

ORDINANCE NO. 124442

AN ORDINANCE relating to the City Light Department, authorizing the extension

of the franchise from the City of Lake Forest Park to construct, operate, maintain, replace and repair an electrical light and power system in, across, over, along, under, through and below certain designated public right-of-way, to September 30, 2014 or the effective date of a replacement franchise agreement, whichever occurs first.

ORDINANCE NO. 124443

AN ORDINANCE relating to drainage services of Seattle Public Utilities; clarifying definitions and criteria for the wetlands exemption from drainage services charges and updating administrative procedures for bill adjustments and right of entry for inspections related to exemptions; and amending Section 21.33 of the Seattle Municipal Code in connection therewith.

ORDINANCE NO. 124444

AN ORDINANCE relating to City employment; authorizing the execution of a collective bargaining agreement between the City of Seattle and the International Association of Machinists and Aerospace Workers, District Lodge 160, Local 79 to be effective January 1, 2012 through December 31, 2013; providing payment therefor; and ratifying and confirming prior acts.

ORDINANCE NO. 124445

AN ORDINANCE authorizing the Director of Seattle Public Utilities to execute an amendment to the contract with PacificClean Environmental of Washington for organic waste processing services, and ratifying and confirming certain prior acts.

ORDINANCE NO. 124446

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

Date of publication in the Seattle Daily Journal of Commerce, April 8, 2014.

4/8(309604)