Resolution No. 31481

The City of Seattle – Legislative Department

Resolution sponsored by: Clark

A RESOLUTION of intention to disestablish the 1983 Pioneer Square Parking and Business Improvement Area, and fixing a date and place for a hearing thereon, and superseding Resolution 31471.

Committee Action:

Date	Recommendation	Vote

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

Related Legislation File:

Date Introduced and Referred: Sept. 3, 2013	To: (committee): Full Council for Introduction + Adoption
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: 9/3/13	Date Presented to Mayor: 9/3/13
Date Signed by Mayor:	Date Returned to City Clerk:
Published by Title Only Published in Full Text ✓	Date Returned Without Concurrence:

Full Council Action:

Date	Decision	Vote
Sept. 3, 2013	Adopted	7-0 (excused: Burgess; Godden)

Teri Allen / Martha Lester
FAS PSBIA Disestablish - New RES
August 27, 2013
Version #5

CITY OF SEATTLE
RESOLUTION 31482

A RESOLUTION of intention to disestablish the 1983 Pioneer Square Parking and Business Improvement Area, and fixing a date and place for a hearing thereon, and superseding Resolution 31471.

WHEREAS, the authorization for assessments under the current Pioneer Square Parking and Business Improvement Area ("1983 PSBIA"), which was established in 1983 by Ordinance 111244 as amended by Ordinance 114396, Ordinance 115838 and Ordinance 122000, does not have an expiration date; and

WHEREAS, the City Council introduced Resolution 31472 on August 5, 2013, initiating a new Pioneer Square Parking and Business Improvement Area; and

WHEREAS, the City Council wishes to declare its intent to disestablish the 1983 PSBIA, and to set a public hearing for the public and all affected persons to consider its disestablishment; and

WHEREAS, Resolution 31471, adopted on August 12, 2013, stated the intention to disestablish the 1983 PSBIA and set a public hearing date of September 4, 2013, but that resolution was inadvertently not published in accordance with state law; therefore the City Council will take testimony on the previously-publicized date of September 4, 2013, and this new resolution sets a date for an additional public hearing on September 18, 2013; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE MAYOR CONCURRING, THAT:

Section 1. The City Council of The City of Seattle declares its intention to disestablish the current Pioneer Square Parking and Business Improvement Area, which was established in 1983 by Ordinance 111244 and amended by Ordinance 114396, Ordinance 115838 and Ordinance 122000, in accordance with Chapter 35.87A RCW

BAS CITY CLERK

Section 2. A hearing shall be held on this matter before the Government Performance and Finance Committee in the City Council Chambers, City Hall, 600 Fourth Avenue, 2nd Floor, Seattle, Washington 98104 on Wednesday, September 18, 2013, at 9:30 a.m., or as soon thereafter as the same may be heard. The City Council will hear all protests and receive all evidence for or against the proposed action.

Section 3. The City Clerk is requested to publish this Resolution in a newspaper of general circulation in Seattle and mail a complete copy of this Resolution to each Ratepayer within the area, at least ten days prior to the hearing.

Section 4. Resolution 31471 is superseded.

Adopted by the City Council the 3rd day of September, 2013, and signed by me in open session in authentication of its adoption this 3rd day of September, 2013.

President _____ of the City Council

THE MAYOR CONCURRING:

Michael McGinn, Mayor

Filed by me this 4th day of September, 2013.

Monica Martinez Simmons, City Clerk

(Seal)

2013 CITY CLERK

Form revised: December 12, 2012

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Finance and Administrative Services	Teri Allen/684-5226	Jennifer Devore/615-1328

Legislation Title:

A RESOLUTION of intention to disestablish the 1983 Pioneer Square Parking and Business Improvement Area, and fixing a date and place for a hearing thereon, and superseding Resolution 31471.

Summary of the Legislation:
This Resolution is a companion to the two resolutions that must be prepared, per RCW 35.87A, to form a new and expanded Pioneer Square Parking and Business Improvement Area (PSBIA). This resolution states City Council's intention to disestablish the existing PSBIA and declares a public hearing date and place for the initiative. After the public hearing, the Council may propose a bill to disestablish the current PSBIA.

Resolution 31471, adopted on August 12, 2013, stated the intention to disestablish the 1983 PSBIA and set a public hearing date of September 4, 2013, but that resolution was inadvertently not published in accordance with state law. Therefore this new resolution sets a date for an additional public hearing on September 18, 2013, and supersedes Resolution 31471.

Background:
The existing PSBIA, which was established in 1983, does not have an expiration date. A proposal was developed by the PSBIA's Ratepayer Advisory Board recommending the continuation and expansion of the current PSBIA to begin January 1, 2014. The existing PSBIA will be disestablished so that the new and expanded parking and business improvement area can be established.

Please check one of the following:

____ **This legislation does not have any financial implications.**

__X__ **This legislation has financial implications.**

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Appropriations:

Fund Name and Number	Department	Budget Control Level*	2013 Appropriation	2014 Anticipated Appropriation
TOTAL				

Appropriations Notes: No appropriation authority is required to expend these funds.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Department	Revenue Source	2013 Revenue	2014 Revenue
19810 Pioneer Square Improvement Area	Finance and Administrative Services	Ratepayer Assessments		($ 200,000)
TOTAL				**($ 200,000)**

Revenue/Reimbursement Notes: The revenue reduction represents the estimated ratepayer assessment collections for 2013 and 2014 under the current PSBIA. These funds, held in trust by the City, will be replaced by ratepayer assessment revenues through the proposed new parking and business improvement area created in companion legislation.

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

Position Title and Department	Position # for Existing Positions	Fund Name & #	PT/FT	2013 Positions	2013 FTE	2014 Positions*	2014 FTE*
TOTAL							

Position Notes:

Do positions sunset in the future? Not applicable.

Spending/Cash Flow:

Fund Name & #	Department	Budget Control Level	2013 Expenditures	2014 Anticipated Expenditures
19810 Pioneer Square Improvement Area	Finance and Administrative Services	Not applicable	$0	($200,000)
TOTAL			**$0**	**($ 200,000)**

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Spending/Cash Flow Notes: None.

Other Implications:

a) **Does the legislation have indirect financial implications, or long-term implications?**
No.

b) **What is the financial cost of not implementing the legislation?**
None. The PSBIA is established as a revenue-neutral program.

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?**
None. Improvement area services are in addition to, and not a replacement of, basic City services, and are funded by assessments on the properties that benefit from the services. If the legislation is not passed, the services under the improvement area will not be provided.

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?** Yes. After adoption, this resolution must be published.

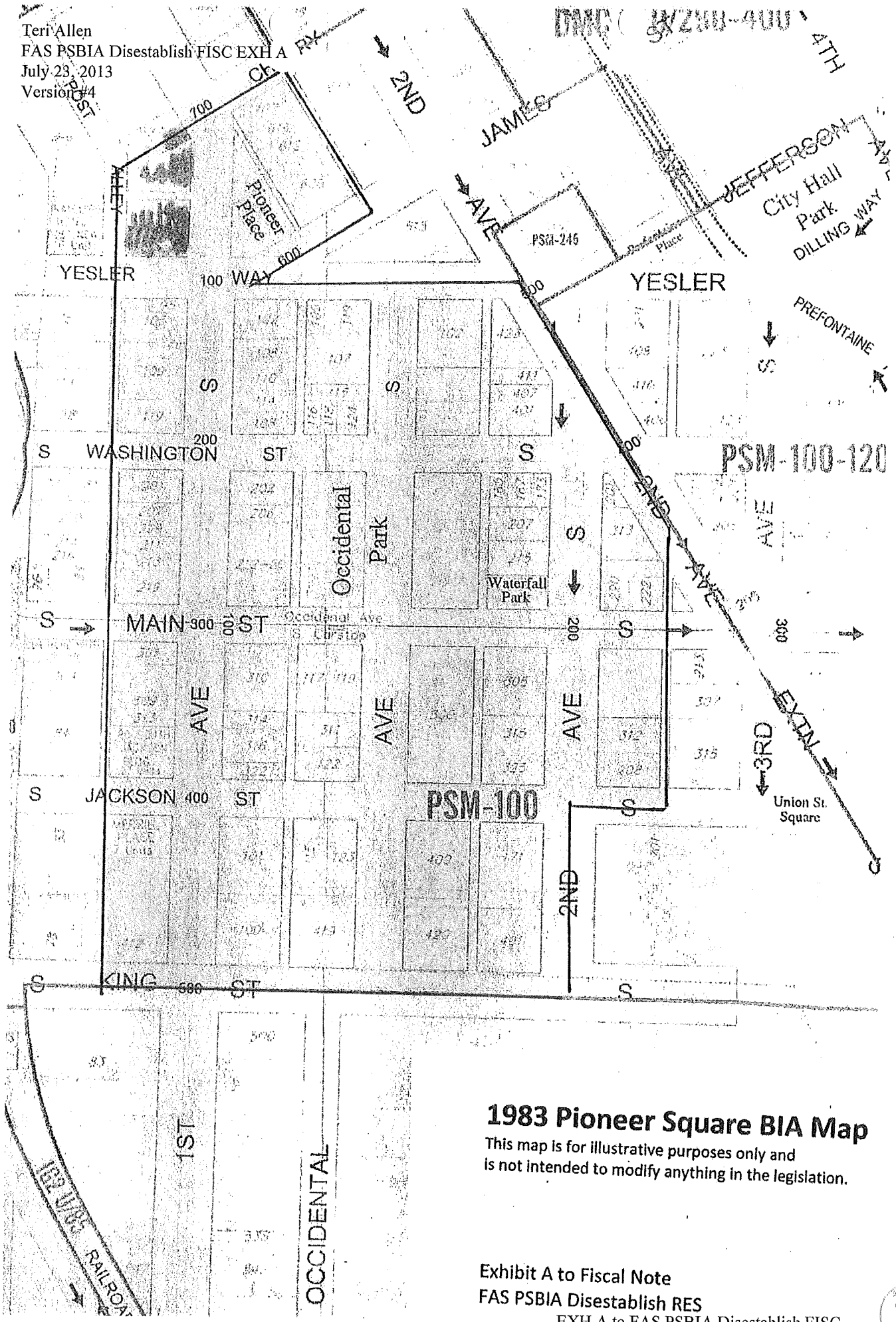
g) **Does this legislation affect a piece of property?** Yes.

h) **Other Issues:** None.

List attachments to the fiscal note below:
Exhibit A: 1983 Pioneer Square BIA Map

DIS CITY CLERK

Teri Allen
FAS PSBIA Disestablish FISC EXH A
July 23, 2013
Version #4



1983 Pioneer Square BIA Map

This map is for illustrative purposes only and
is not intended to modify anything in the legislation.

Exhibit A to Fiscal Note
FAS PSBIA Disestablish RES
EXH A to FAS PSBIA Disestablish FISC

2013 CITY CLERK

STATE OF WASHINGTON -- KING COUNTY

--ss.

302237 No.

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:RESOLUTION 31482

was published on

09/07/13

The amount of the fee charged for the foregoing publication is the sum of $132.66 which amount has been paid in full.

JENNIFER A. [illegible] NOTARY PUBLIC COMMISSION EXPIRES 10-24-15 STATE OF WASHINGTON

Subscribed and sworn to before me on

09/09/2013

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

RESOLUTION 31482

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Section 4. Resolution 31471 is superseded.

Adopted by the City Council the 3rd day of September, 2013, and signed by me in open session in authentication of its adoption this3rd day of September, 2013.

/s/ Sally J. Clark

President of the City Council

THE MAYOR CONCURRING:

/s/ Michael McGinn, Mayor

Filed by me this 4th day of September, 2013.

/s/ Monica Martinez Simmons, City Clerk

(Seal)

Date of publication in the Seattle Daily Journal of Commerce, September 7, 2013.

9/7(302237)

STATE OF WASHINGTON -- KING COUNTY

--ss.

303048 No. 31467,68,81,82,83

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 RESOLUTION

was published on

10/01/13

The amount of the fee charged for the foregoing publication is the sum of $82.50 which amount has been paid in full.

Subscribed and sworn to before me on

10/01/2013

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

State of Washington, King County

City of Seattle

Title Only Resolution

The full text of the following legislation, passed by the City Council on September 3, 2013, 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.

RESOLUTION NO. 31467

A RESOLUTION endorsing the City Light Department's Wholesale Energy Risk Management Policy; establishing it as the policy governing wholesale energy risk management at the City Light Department; and superseding Resolution 31365.

RESOLUTION NO. 31468

A RESOLUTION granting conceptual approval for Puget Sound Bike Share to construct, maintain, and operate a bike-share program in public places located within Major Institution Overlay Districts, designated Urban Centers and Urban Villages, and commercially- or industrially-zoned parcels lying between these areas in the City of Seattle.

RESOLUTION NO. 31481

A RESOLUTION of intention to establish a Pioneer Square Parking and Business Improvement Area, and fixing a date and place for a hearing thereon, and superseding Resolution 31473.

RESOLUTION NO. 31482

A RESOLUTION of intention to disestablish the 1983 Pioneer Square Parking and Business Improvement Area, and fixing a date and place for a hearing thereon, and superseding Resolution 31471.

RESOLUTION NO. 31483

A RESOLUTION of intention to establish a five-year SoDo (South of Downtown) Parking and Business Improvement Area and fixing a date and place for a hearing thereon, and superseding Resolution 31470.

Date of publication in the Seattle Daily Journal of Commerce, October 1, 2013.

10/1(303048)