



SEATTLE CITY COUNCIL

Legislative Summary

CB 118623

Record No.: CB 118623

Type: Ordinance (Ord)

Status: Passed

Version: 1

124994

In Control: City Clerk

File Created: 01/06/2016

Final Action: 02/18/2016

Title: AN ORDINANCE amending the 2016-2021 Adopted Capital Improvement Program; authorizing acceptance of pass-through grant funds from King County; granting budget authority for expenditure of said grant funds; and authorizing the Director of Seattle Public Utilities to use such pass-through grant funds and to enter into agreements for the acquisition of certain properties and the design of habitat restoration projects along the Cedar River.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Herbold

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att 1 - Adjustment to CIP Budget, Att 2 - Cedar River Land Acquisition Map, Att 3 - Royal Arch Reach Parcel List

Drafter: bob.hennessey@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	01/19/2016	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	01/19/2016	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	01/21/2016	sent for review	Civil Rights, Utilities, Economic Development, and Arts Committee			

- Action Text: The Council Bill (CB) was sent for review. to the Civil Rights, Utilities, Economic Development, and Arts Committee
- 1 Full Council 02/08/2016 referred Civil Rights, Utilities, Economic Development, and Arts Committee
- Action Text: The Council Bill (CB) was referred. to the Civil Rights, Utilities, Economic Development, and Arts Committee
- Notes:
- 1 Civil Rights, Utilities, Economic Development, and Arts Committee 02/09/2016 pass Pass
- Action Text: The Committee recommends that Full Council pass the Council Bill (CB).
In Favor: 3 Chair Herbold, Vice Chair Sawant, Member O'Brien
Opposed: 0
- 1 Full Council 02/16/2016 passed Pass
- Action Text: The Council Bill (CB) was passed by the following vote and the President signed the Bill:
Notes:
In Favor: 9 Councilmember Bagshaw, Councilmember Burgess, Councilmember González , Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember Juarez, Councilmember O'Brien, Councilmember Sawant
Opposed: 0
- 1 City Clerk 02/18/2016 submitted for Mayor's signature Mayor
- Action Text: The Council Bill (CB) was submitted for Mayor's signature. to the Mayor
Notes:
- 1 Mayor 02/18/2016 Signed
- Action Text: The Council Bill (CB) was Signed.
Notes:
- 1 Mayor 02/18/2016 returned City Clerk
- Action Text: The Council Bill (CB) was returned. to the City Clerk
Notes:
- 1 City Clerk 02/18/2016 attested by City Clerk
- Action Text: The Ordinance (Ord) was attested by City Clerk.
Notes:
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CITY OF SEATTLE
ORDINANCE 124994
COUNCIL BILL 118623

AN ORDINANCE amending the 2016-2021 Adopted Capital Improvement Program; authorizing acceptance of pass-through grant funds from King County; granting budget authority for expenditure of said grant funds; and authorizing the Director of Seattle Public Utilities to use such pass-through grant funds and to enter into agreements for the acquisition of certain properties and the design of habitat restoration projects along the Cedar River.

WHEREAS, Seattle Public Utilities conducts salmon habitat protection and restoration on the Cedar River as part of the Cedar River Watershed Habitat Conservation Plan (HCP) and, as part of that work, acquires properties for long-term salmon habitat protection; and

WHEREAS, Seattle Public Utilities (SPU) identified certain reaches of the Cedar River to focus its land acquisition efforts because of high salmon habitat restoration potential in these locations; and

WHEREAS, King County and SPU prepared a grant proposal, submitted by King County to the State of Washington Floodplains by Design program, seeking \$5,000,000 in grant funds for certain habitat protection and restoration activities on the Cedar River to be carried out by both King County and Seattle Public Utilities; and

WHEREAS, King County's Floodplains by Design grant proposal was funded by the State of Washington; and

WHEREAS, \$2,000,000 of the \$5,000,000 Floodplains by Design grant will fund land acquisition and river restoration project design to be conducted by SPU and its contractors; and

1 WHEREAS, SPU seeks to acquire certain parcels within the Royal Arch Reach of the Cedar
2 River and commence design of certain floodplain restoration projects with State
3 Floodplains by Design and HCP funds beginning in 2016; NOW, THEREFORE,

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

5 Section 1. The Director of Seattle Public Utilities is authorized to accept \$2,100,000 in
6 Floodplains by Design grant funds from and enter into an agreement with King County to
7 receive pass-through funds from the Washington Department of Ecology to protect and restore
8 land in the lower Cedar River. The funds, when received, shall be deposited in Water Fund
9 43000.

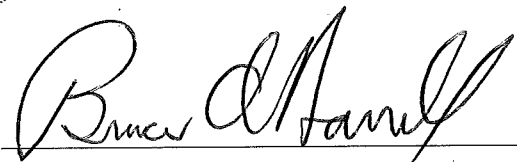
10 Section 2. The 2016-2021 Adopted Capital Improvement Program is amended consistent
11 with Attachment 1 to this ordinance, attached hereto, and an amount of \$2,100,000 shall be
12 appropriated in Water Fund 43000 for activities performed and expenditures made under the
13 Floodplains by Design grant and agreement referenced in Section 1 of this ordinance.

14 Section 3. The Director of Seattle Public Utilities is authorized to execute, deliver, and
15 perform, on behalf of The City of Seattle, agreements for the purposes of acquiring the parcels
16 identified in Attachments 2 and 3 to this ordinance (Cedar River Land Acquisition Map and
17 Royal Arch Reach Parcel List, respectively), and for the design of projects for the protection and
18 restoration of fish habitat on the lower Cedar River.

Section 4. 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.

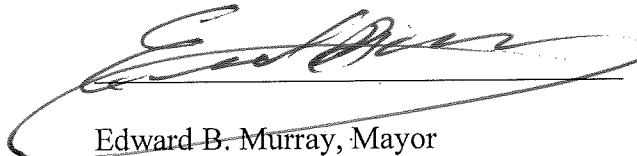
Passed by the City Council the 16th day of February, 2016, and signed by me in open session in authentication of its passage this

16th day of February, 2016.



President _____ of the City Council

Approved by me this 18th day of February, 2016.



Edward B. Murray, Mayor

Filed by me this 18th day of February, 2016.



Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment 1 - Adjustment to CIP Budget

Attachment 2 - Cedar River Land Acquisition Map

Attachment 3 - Royal Arch Reach Parcel List

Seattle Public Utilities

Downstream Fish Habitat

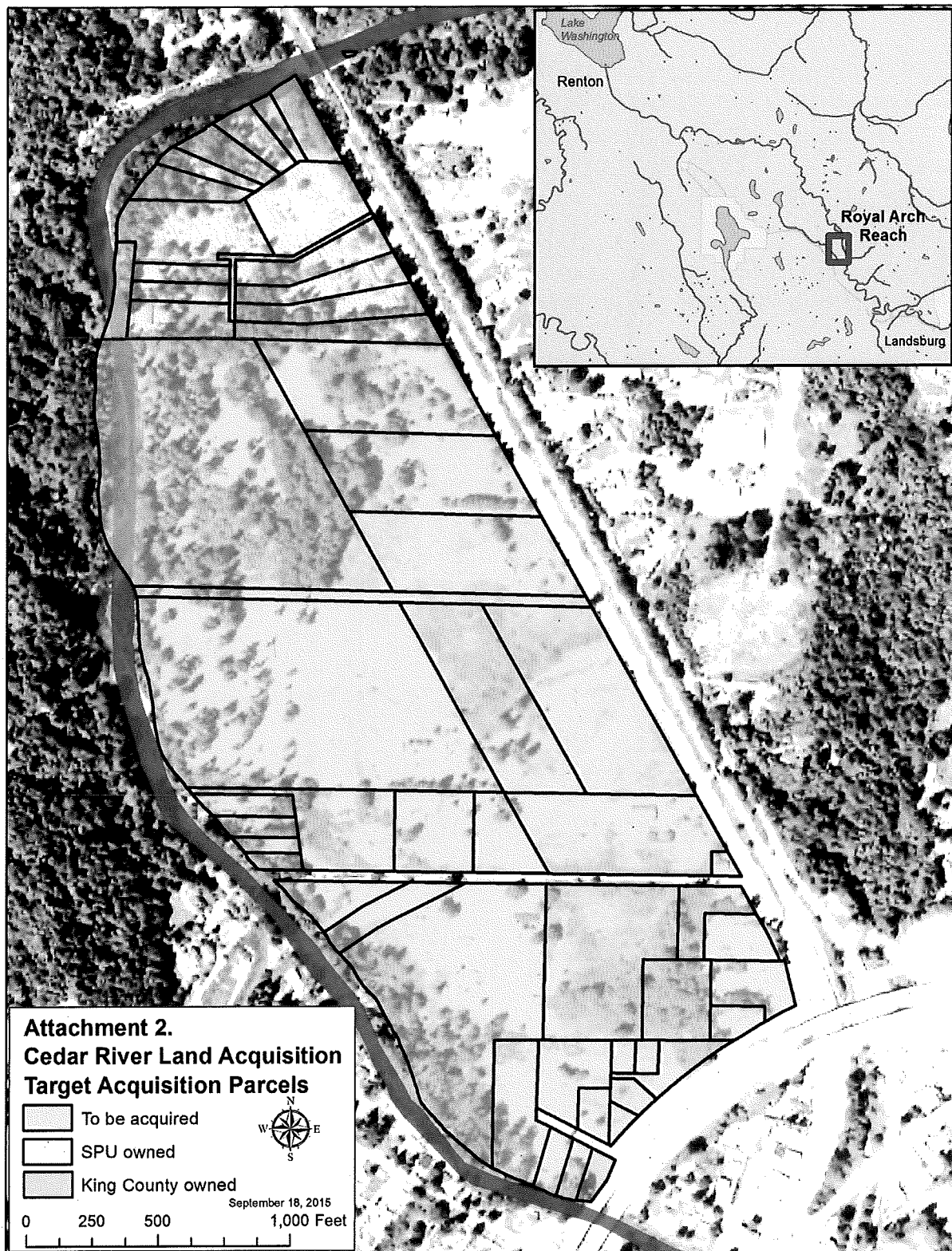
BCL/Program Name:	Habitat Conservation Program	BCL/Program Code:	C160B
Project Type:	Rehabilitation or Restoration	Start Date:	Q1/2001
Project ID:	C1607	End Date:	Q4/2017
Location:	Cedar River Watershed		
Neighborhood Plan:	Not in a Neighborhood Plan	Council District:	Outside Seattle
Neighborhood District:	Not in a Neighborhood District	Urban Village:	Not in an Urban Village

This ongoing program provides protection and restoration of fish habitat along the lower Cedar River, below the City's municipal watershed boundary at the Landsburg Dam and includes both acquisition of habitat lands and habitat restoration on the mainstem of the Cedar River. Although this is an ongoing program, no work is currently planned for 2018. This program is a requirement of the Cedar River Habitat Conservation Plan (HCP.)

	LTD Actuals	2015 Rev	2016	2017	2018	2019	2020	2021	Total
Revenue Sources									
Water Rates	8,592	734	2,7605	342	383	0	0	0	12,70,656
Total:	8,592	734	2,7605	342	383	0	0	0	12,70,656
Fund Appropriations/Allocations									
Water Fund	8,592	734	2,7605	342	383	0	0	0	12,70,656
Total*:	8,592	734	2,7605	342	383	0	0	0	12,70,656
O & M Costs									
(Savings)			13,300	13,300	13,300	13,300	13,300	13,300	79,801
Spending Plan by Fund									
Water Fund		470	2,7605	342	383	0	0	0	3,91,800
Total:		470	2,7605	342	383	0	0	0	3,91,800

*This detail is for information only. Funds are appropriated in the budget at the Budget Control Level. Amounts are in thousands of dollars.

2016 – 2021 Adopted Capital Improvement Program



PIN	OWNER INFO.	SITE ADDRESS	ASSD. VAL.	ACRES
5112400101	HARRISON DOUG L		\$32,000	0.81
5112400112	HARRISON DOUG L	22020 SE 206TH ST 98038	\$207,000	0.42
5112400117	SANDERS RICHARD B+TANA	22012 SE 207TH ST 98038	\$222,000	2.40
5112400109	JAROSZ ANDRZEJ		\$135,000	1.30
5112400111	RAMIREZ- SERNA ADRIAN	20719 RENTON-MAPLE VALLEY RD SE 98038	\$291,000	1.53
2752200040	GANNON G E TREASURER	20825 RENTON-MAPLE VALLEY RD SE 98038	\$273,000	5.67
2752200035	FLETCHER MICHAEL F+LINDA	20925 SE RENTON-MAPLE VALLEY RD 98038	\$348,000	5.00
2752200030	FREITAG KURT B+BARBARA J	21021 RENTON-MAPLE VALLEY RD SE 98038	\$335,000	5.00
2752200025	STUBBINS MARK W	21115 MAPLE VALLEY HWY SE	\$185,000	5.00
2752200020	CURTIS ANNETTA	21123 RENTON-MAPLE VALLEY RD SE 98038	\$385,000	6.77
2752200066	FEUERBORN GARY	22210 SE 214TH ST	\$559,000	2.78
2752200065	CLENNA BRYAN E+LAURA	22250 SE 214TH ST 98038	\$117,000	1.71
2752200064	MONTALVO JENNIFER+JONATHAN	22230 SE 214TH ST 98038	\$300,000	1.80
2752200010	PLOEGMAN ELLEN	21255 RENTON-MAPLE VALLEY RD SE 98038	\$221,000	4.82
2752200081	NORTHWEST PIPELINE		\$28,000	1.06
2752200009	KREBS WILLIAM & LUCINDA		\$222,000	5.88
2752200005	FOLEY'S PRODUCE	21409 RENTON-MAPLE VALLEY RD SE 98038	\$285,900	1.01
2752200004	SELLAND FAMILY LLC C/O SELL		\$90,000	1.79
		TOTAL	\$4,235,900	54.75

SUMMARY and FISCAL NOTE*

Department:	Contact Person/Phone:	Executive Contact/Phone:
Seattle Public Utilities	Cyndy Holtz/6-1990	Aaron Blumenthal/3-2656

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE amending the 2016-2021 Adopted Capital Improvement Program; authorizing acceptance of pass-through grant funds from King County; granting budget authority for expenditure of said grant funds; and authorizing the Director of Seattle Public Utilities to use such pass-through grant funds and to enter into agreements for the acquisition of certain properties and the design of habitat restoration projects along the Cedar River.

Summary and background of the Legislation:

- This ordinance would authorize SPU to accept \$2.1 million in grant funds from, and enter into a grant agreement with, King County to receive pass-through funds from the Washington Department of Ecology to acquire land and design fish habitat restoration work on the lower Cedar River;
- Appropriate \$2.1 million in the 2016 SPU Drinking Water CIP budget; and
- Authorize the Director of SPU to acquire specific parcels on the lower Cedar River in support of the above-referenced grant.
- This CIP project budget is part of SPU's Habitat Conservation Program CIP, referenced in section II.C.F ("2014-2020 Baseline Capital Spending") of the 2015-2020 Financial Baseline documentation of the SPU Strategic Business Plan. This investment has no direct effect on customer rates; appropriation adjustments are fully backed by grant revenues, if passed.

2. CAPITAL IMPROVEMENT PROGRAM

 X This legislation creates, funds, or amends a CIP Project.

Project Name:	Project I.D.:	Project Location:	Start Date:	End Date:	Total Cost:
Downstream Fish Habitat	C1607	Lower Cedar River	7/1/15	12/31/18	\$ 12,756

3. SUMMARY OF FINANCIAL IMPLICATIONS

 X This legislation has direct financial implications

Budget program(s) affected:				
Estimated \$ Appropriation change:	General Fund \$		Other \$	
	2016	2017	2016	2017
			\$2,100,000	
Estimated \$ Revenue change:	Revenue to General Fund		Revenue to Other Funds	

	2016	2017	2016	2017
			\$2,100,000	
Positions affected:	No. of Positions		Total FTE Change	
	2016	2017	2016	2017
Other departments affected:				

3.a. Appropriations

X This legislation adds, changes, or deletes appropriations.

Fund Name and number	Dept	Budget Control Level Name/##	2016 Appropriation Change	2017 Estimated Appropriation Change
Water Fund / 43000	SPU	Habitat Conservation Program /C160B	\$2,100,000	\$0
TOTAL			\$2,100,000	\$0

Appropriations Notes:

3.b. Revenues/Reimbursements

X This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2016 Revenue	2017 Estimated Revenue
Water Fund 43000	SPU	Capital Grants and Contributions	\$2,100,000	\$0
TOTAL			\$2,100,000	\$0

Revenue/Reimbursement Notes:

4. OTHER IMPLICATIONS

a) Does the legislation have indirect or long-term financial impacts to the City of Seattle that are not reflected in the above?

No.

b) Is there financial cost or other impacts of not implementing the legislation?

Not implementing this legislation would result in foregone revenue which would significantly limit the area of land SPU could acquire for habitat protection and restoration on the lower Cedar River.

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

No.

d) Is a public hearing required for this legislation?

No.

e) Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

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

No.

g) Does this legislation affect a piece of property?

Yes, this legislation authorizes SPU to acquire certain parcels and design habitat restoration projects on the lower Cedar River, below the City's municipal watershed ownership boundary, for the purpose of salmon habitat protection and restoration. The parcels are identified in Attachment 2 of the ordinance. A map of the reaches where SPU is focusing its habitat land acquisition efforts is provided in Attachment 3 of the ordinance. SPU obtained Council authority in 2005 and 2007 for acquisition of many other parcels in these reaches. This ordinance expands the list of approved parcels.

h) Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?

N.A.

i) If this legislation includes a new initiative or a major programmatic expansion: What are the long-term and measurable goals of the program? Please describe how this legislation would help achieve the program's desired goals.

This legislation authorizes grant funding for an existing program.

j) Other Issues:

None.