



SEATTLE CITY COUNCIL

Legislative Summary

CB 119043

Record No.: CB 119043

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125386

In Control: City Clerk

File Created: 06/23/2017

Final Action: 08/18/2017

Title: AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the Superintendent of Parks and Recreation to enter into a Project Partnership Agreement with the Seattle District United States Army Corps of Engineers for purposes of executing the Alki Coastal Erosion Control Project; and ratifying and confirming certain prior acts.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Juarez

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att 1 - Project Partnership Agreement v2

Drafter: Rebecca Rufin

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	07/11/2017	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	07/11/2017	sent for review	Council President's Office			
1	Council President's Office	07/13/2017	sent for review	Parks, Seattle Center, Libraries, and Waterfront Committee			
Action Text: The Council Bill (CB) was sent for review. to the Parks, Seattle Center, Libraries, and Waterfront Committee							
Notes:							
1	Full Council	07/31/2017	referred	Parks, Seattle Center, Libraries, and Waterfront Committee			

- 1 Parks, Seattle Center, Libraries, and Waterfront Committee 08/03/2017 pass as amended Pass

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

Notes:

In Favor: 3 Chair Juarez, Vice Chair Bagshaw, Member Harrell

Opposed: 0

- 1 Full Council 08/07/2017 passed Pass

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

Notes:

In Favor: 8 Councilmember Bagshaw, Councilmember Burgess, Councilmember González , Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember Juarez, Councilmember O'Brien

Opposed: 0

- 1 City Clerk 08/11/2017 submitted for Mayor's signature Mayor
- 1 Mayor 08/18/2017 Signed
- 1 Mayor 08/18/2017 returned City Clerk
- 1 City Clerk 08/18/2017 attested by City Clerk

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

Notes:

CITY OF SEATTLE

ORDINANCE 125386

COUNCIL BILL 119043

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the Superintendent of Parks and Recreation to enter into a Project Partnership Agreement with the Seattle District United States Army Corps of Engineers for purposes of executing the Alki Coastal Erosion Control Project; and ratifying and confirming certain prior acts.

WHEREAS, the Department of Parks and Recreation (DPR) owns and maintains the Emma Schmitz Memorial Overlook Park, located at 4503 Beach Drive SW; and

WHEREAS, the park contains a seawall built circa 1927, approximately 400 feet long, comprised of 10-foot-tall concrete slabs embedded in large concrete footings, and held in position by a series of recycled streetcar rails; and

WHEREAS, the existing seawall provides vital protection for a 54-inch diameter King County Metro sewer line, which is embedded about 2 feet behind the seawall, as well as Beach Drive SW and other City-owned infrastructure, from tidal and storm damage; and

WHEREAS, the existing seawall is badly deteriorated and in danger of collapse in the event of severe storm or tidal activity; and

WHEREAS, the U.S. Army Corps of Engineers (USACE), Seattle District, has partnered with DPR to design and implement a coastal storm damage reduction project under Section 103 of the Rivers and Harbors Act of 1962, as amended; and

WHEREAS, USACE has assessed the seawall's condition and proposed its replacement in its Alki Coastal Erosion Control Project Detailed Project Report/Environmental Assessment, which was approved by USACE's Northwestern Division on August 26, 2016; and

1 WHEREAS, USACE has projected a total cost of \$2,841,000 to design and build a replacement
2 seawall; and

3 WHEREAS, USACE now proposes a Project Partnership Agreement (PPA) with The City of
4 Seattle that would entail a cost-sharing agreement of 65 percent federal (USACE), 35
5 percent non-federal sponsor (DPR) for implementation of the full project, and the non-
6 federal sponsor's cost share can be remitted through a combination of cash payment and
7 in-kind services; NOW, THEREFORE,

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

9 Section 1. The Superintendent of Parks and Recreation ("Superintendent"), or the
10 Superintendent's designee, is authorized to execute for and on behalf of The City of Seattle a
11 Project Partnership Agreement (PPA) that will implement design and construction of a new
12 seawall at Emma Schmitz Memorial Overlook Park as fully described in the U.S. Army Corps of
13 Engineers' Alki Coastal Erosion Control Project Detailed Project Report/Environmental
14 Assessment. The Superintendent is further authorized to make such minor revisions to the
15 stipulations contained in the PPA, and any necessary or convenient amendments to the PPA,
16 including monetary revisions based on actual construction costs, as the Superintendent deems to
17 be in the best interest of the City, and consistent with the purposes of this ordinance.

18 Section 2. Any act consistent with the authority of this ordinance taken after its
19 passage and prior to its effective date is ratified and confirmed.

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 7th day of August, 2017,
and signed by me in open session in authentication of its passage this 7th day of
August, 2017.



President _____ of the City Council

Approved by me this 18th day of August, 2017.



Edward B. Murray, Mayor

Filed by me this 18th day of August, 2017.



Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment 1 – Project Partnership Agreement Between the Department of the Army and The City of Seattle, Washington for Design and Construction of the Alki Coastal Erosion Control Project

STATE OF WASHINGTON -- KING COUNTY

--ss.

353143

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:125377-387 TITLE ONLY

was published on

08/23/17

The amount of the fee charged for the foregoing publication is the sum of \$224.70 which amount has been paid in full.



Affidavit of Publication

A handwritten signature in black ink, appearing to be "K. J. ...", written over a horizontal line.

Subscribed and sworn to before me on

08/23/2017

A handwritten signature in black ink, appearing to be "M. J. ...", written over a horizontal line.

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, approved by the City Council on August 7, 2017, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Ordinance 125377

Council Bill 119047

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

Ordinance 125378

Council Bill 119044

AN ORDINANCE relating to City employment; authorizing execution of a collective bargaining agreement between The City of Seattle and the Seattle Fire Chiefs Association, IAFF, Local 2898 to be effective January 1, 2016 through December 31, 2018; amending Ordinance 125207, which adopted the 2017 Budget, by increasing appropriations to the Seattle Fire Department for providing the 2015, 2016, and 2017 payments thereof; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Ordinance 125379

Council Bill 119046

AN ORDINANCE relating to automated fixed camera revenue; amending Ordinance 125207, which adopted the 2017 Budget; changing appropriations to various departments and budget control levels, and from various funds in the 2017 Budget; and amending Sections 5.81.010 and 5.82.010 of the Seattle Municipal Code; all by a 3/4 vote of the City Council.

Ordinance 125380

Council Bill 119019

AN ORDINANCE relating to City employment, commonly referred to as the Second Quarter 2017 Employment Ordinance; establishing new titles and/or salaries; designating positions as exempt from Civil Service status; returning positions to Civil Service status; and ratifying and confirming certain prior acts; all by a 2/3 vote of the City Council.

Ordinance 125381

Council Bill 119020

AN ORDINANCE relating to City employment; adopting a 2017 Citywide Position List.

Ordinance 125382

Council Bill 119023

AN ORDINANCE authorizing, in 2017, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Department of Education and Early Learning, Department of Parks and Recreation, Human Services Department, Law Department, Information Technology Department, Seattle Fire Department, Seattle Police Department, and Seattle Public Utilities to accept specified grants and private funding and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

Ordinance 125383

Council Bill 119022

AN ORDINANCE amending Ordinance 125207, which adopted the 2017 Budget, including the 2017-2022 Capital Improvement Program (CIP) (commonly known as the 2nd quarter supplemental); changing appropriations to various departments and budget control levels, and from various funds in the Budget; adding new projects; revising project allocations for certain projects in the 2017-2022 CIP; creating both new exempt and non-exempt positions; making cash trans-

fers between various City funds; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Ordinance 125384

Council Bill 119029

AN ORDINANCE relating to the Technology Matching Fund Program; making allocations and authorizing implementation of certain Technology Matching Fund projects in 2017; providing that 2017 appropriations for the Technology Matching Fund from the Cable Television Franchise Subfund and from the Information Technology Fund shall automatically carry forward into the 2018 fiscal year; allowing that any unspent funds from an individual project may be applied to another project that meets the goals of the Digital Equity Initiative; and ratifying and confirming certain prior acts.

Ordinance 125385

Council Bill 119040

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the Superintendent to enter into a Use, Occupancy and Maintenance Agreement with Seattle Public Theater for the provision of theater arts programming, education, and services at the Department of Parks and Recreation's Green Lake Park Bathhouse Theater.

Ordinance 125386

Council Bill 119043

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the Superintendent of Parks and Recreation to enter into a Project Partnership Agreement with the Seattle District United States Army Corps of Engineers for purposes of executing the Alki Coastal Erosion Control Project; and ratifying and confirming certain prior acts.

Ordinance 125387

Council Bill 118985

AN ORDINANCE relating to land use and zoning; amending Sections 23.76.004, 23.76.022, and 23.88.020 of the Seattle Municipal Code to provide that interpretations by the Director of the Seattle Department of Construction and Inspections are not administrative remedies that must be exhausted prior to seeking judicial review.

Date of publication in the Seattle Daily Journal of Commerce, August 23, 2017.

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