

05-04-09 Council Mtg.

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Sponsor: Bob Ferguson, Reagan Dunn

Proposed No.: 2009-0283

pj

BF MOVED. PASSED 8-0 JH EXCUSED

1 **STRIKING AMENDMENT TO PROPOSED ORDINANCE 2009-0283, VERSION 1**

2 On page 1, beginning on line 10, strike everything through page 2, line 20, and insert:

3 "BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

4 **SECTION 1. Findings:** The council makes the following findings of fact:

5 A. King County government works to ensure the long-term viability of natural
6 resources for its citizens through the preservation of lands for agriculture, forestry, and
7 trails. Further, the preservation of natural basins and watersheds for salmon recovery and
8 species protection is a high priority.

9 B. Ordinance 16084 authorized the county executive to participate with the Port of
10 Seattle in a transaction to acquire the Burlington Northern Santa Fe (BNSF) Eastside Rail
11 Corridor. Public ownership of this vital corridor will preserve the land for use as a trail, as
12 well as its potential for additional transportation options in the future. It is the intent of the
13 council that previous appropriations remain committed for this purpose.

14 C. The Raging River Headwaters, project 315173, proposed to be funded by
15 Conservation Futures Tax (CFT) funds is of equal importance to preserve a vital county
16 natural area from future development by obtaining a conservation easement and

17 development rights on lands surrounding one of the most important rivers for threatened
18 Chinook salmon. This project will also help complete the Mountains to Sound Greenway.

19 SECTION 2. Ordinance 16312, Section 42, as amended is hereby amended by
20 adding thereto and inserting therein the following:

21 GENERAL GOVERNMENT GF TRANSFERS - From the general fund there is
22 hereby appropriated to:

23 General government GF transfer \$0

24 PROVIDED THAT:

25 Of this appropriation, no general fund transfer shall be made to the conservation
26 futures subfund 3151 to support project 315173, raging river headwaters.

27 SECTION 3. Ordinance 16312, Section 125, as amended, is hereby amended by
28 adding thereto and inserting therein the following:

29 From the conservation futures capital improvement project funds a combination of
30 project disappropriations and an appropriation involving the specific projects identified in
31 Attachment A to this ordinance.

32	Fund	Fund Name	Amount
33	3151	Conservation futures subfund	\$1,571,000
34	3581	Parks capital fund	\$ 0

35 ER1 EXPENDITURE RESTRICTION:

36 Of this appropriation for the Envision Public Portal (CIP Project number 377226),
37 \$20,000 shall be expended solely for the inclusion of septic and plumbing permits into the
38 scope of this project.

39 ER2 EXPENDITURE RESTRICTION:

40 Of the appropriation for CIP Project number 395914, KC Animal Shelter Interim
41 Repairs, \$160,000 shall be expended solely for immediate HVAC repairs within the Kent
42 shelter building, including installation of a dryer vent, cat isolation ductwork, and air
43 conditioning for two cat isolation rooms, the design, purchase and installation of an
44 overhead hose rack and replacement of finishes.

45 ER3 EXPENDITURE RESTRICTION:

46 Of the appropriation for CIP Project number 358101, \$25,000 shall be expended for
47 an appraisal of the Elks Run golf course for the purpose of converting lands for ballfields,
48 unless the council has approved a purchase and sale agreement for county owned property
49 commonly known as Summit Pit and \$50,000 shall be used for the development of a
50 paragliding recreational site at the McDonald Mountain recreational area.

51 P1 PROVIDED THAT:

52 None of the funds appropriated for Renton Maintenance Fund Capital Improvement
53 Projects South Regional Maintenance Facility (CIP Project number 300808) or Property
54 Sale Transaction Costs (CIP Project number 700209) may be expended or encumbered
55 until the council has approved a purchase and sale agreement of the county-owned property
56 known as the Summit Pit regional roads maintenance facility.

57 P2 PROVIDED FURTHER THAT:

58 Of this appropriation, \$25,000 shall not be expended until two reports on the status
59 of the emergency radio replacement project (CIP Project number 347301) have been
60 transmitted to council. It is the intent of the council that progress reports for emergency
61 radio replacement project shall be transmitted to the council twice annually. The progress
62 reports shall describe all of the project activities undertaken during the reporting period.

63 The first progress report shall be due April 1, 2009, and also shall include an inventory of
64 county owned hand held radios, a report on the number of new radios needed to serve the
65 new sound transit service contracts and a report on how the radios needed to serve the new
66 ~~sound~~ transit contract will be funded.

67 The progress reports shall be transmitted in the form of 11 copies with the clerk of
68 the council, who shall retain the original and will forward copies to each councilmember
69 and to the lead staff for the general government and labor relations committee, or its
70 successor.

71 P3 PROVIDED FURTHER THAT:

72 Of this appropriation, \$200,000 shall not be expended until the council approves by
73 motion a business case for the expenditure of the remaining funds in the law, safety, and
74 justice integration program (CIP Project number 377108).

75 The executive shall file the business case and proposed motion by May 1, 2009, the
76 business case and a proposed motion in the form of 12 copies with the clerk of the council,
77 who shall retain the original and will forward copies to each councilmember and to the lead
78 staff for the general government and labor relations committee and the law, justice and
79 human services committee, or their successors.

80 P4 PROVIDED FURTHER THAT:

81 Of this appropriation, no amount may be encumbered nor expended toward the
82 interim loan program, described in the executive's 2009 proposed budget under CIP Project
83 number 322801, until the council approves by motion a report that specifies the
84 components, requirements, processes, oversight and reporting of an interim loan program
85 that would be administered by King County. The executive, in collaboration with the

86 mental illness and drug dependency oversight committee, with assistance from council staff
87 and the office of the prosecuting attorney, shall develop this report.

88 This report is due to the council on April 1, 2009. Eleven copies of the report must
89 be filed with the clerk of the council, who shall retain the original and will forward copies
90 to each councilmember and to the lead operating budget, fiscal management and select
91 issues committee, or its successor.

92 P5 PROVIDED FURTHER THAT:

93 Of this appropriation, no more than \$814,187 shall be expended for the voicemail
94 replacement project (CIP Project number 378201). The executive shall transmit to the
95 council by February 1, 2009, a proposed ordinance to reallocate \$1,046,822 to each
96 appropriation unit that contributed to the project fund.

97 The proposed ordinance must be filed in the form of 11 copies with the clerk of the
98 council, who shall retain the original and will forward copies to each councilmember and to
99 the lead staff for the operating budget, fiscal management and select issues committee, or
100 its successor.

101 P6 PROVIDED FURTHER THAT:

102 Of this appropriation for CIP Project number 369002, \$100,000 shall be not be
103 expended or encumbered until the transfer of development rights executive board has
104 evaluated the potential purchase of the Mountains to Sound Greenway acquisition proposal
105 for Raging River forest, Cougar Mountain precipice and wildlife corridors within the
106 Snoqualmie forest, Mount Si and Rattlesnake mountain.

107 The executive shall submit a report on the evaluation of this acquisition proposal in
108 the form of 11 copies with the clerk of the council, who shall retain the original and will

109 forward copies to each councilmember and to the lead staff for the utilities and parks
110 committee, or its successor.

111 P7 PROVIDED FURTHER THAT:

112 CIP Project 315173, raging river headwaters, funds the purchase of development
113 rights and a conservation easement to preserve approximately four thousand acres of
114 working natural forest. Within one week of the purchase, the executive shall report to the
115 council the details of the purchase, including appraisal documents and the final agreement.

116 The report should be presented to the committee of the whole at the first meeting
117 after finalization of the agreement. Additionally, the report must be filed in the form of 12
118 copies with the clerk of the council, who will retain the original and will forward copies to
119 each councilmember and to the committee coordinators for the physical environment
120 committee and the committee of the whole or their successors.

121 P8 PROVIDED FURTHER THAT:

122 It is the intent of the council that the conservation futures oversight committee,
123 when prioritizing new projects for approval, give highest priority to projects within council
124 districts in which disappropriations occurred to support project 315173, raging river
125 headwaters.

126 P9 PROVIDED FURTHER THAT:

127 It is the intent of the council that previous appropriations for CFT projects to
128 acquire the Burlington Northern Santa Fe (BNSF) Eastside Rail Corridor remain committed
129 for this purpose.

130 P10 PROVIDED FURTHER THAT:

131 Of this appropriation, project 315173, raging river headwaters, no more than
132 \$1,000,000 may be expended from funds derived from interfund borrowing and no more
133 than \$600,000 may be expended from funds derived from project 369002, TDR bank.

134 P11 PROVIDED FURTHER THAT:

135 It is the intent of the county that when prioritizing parks capital projects, highest
136 priority will be given to project 358104, east lake sammamish regional, which is
137 disappropriated to support project 315173, raging river headwaters.

138 SECTION 4. Attachment A to this ordinance hereby amends Attachment B to
139 Ordinance 16312, as amended, by adding thereto and inserting therein the projects listed in
140 Attachment A to this ordinance.

141 SECTION 5. Contingent effective date. This ordinance shall only be effective
142 upon submission by the executive to the clerk of the council by June 30, 2009, of a
143 certification in writing that a fully executed purchase and sale agreement has been entered
144 into for the acquisition by King County of development rights and a conservation easement
145 for the Raging river headwaters project."

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147 Delete "Attachment A. Adopted Ordinance 16312, Section 125: General Government
148 Capital Improvement Program" and insert "Attachment A. Adopted Ordinance 16312,
149 Section 125: General Government Capital Improvement Program, dated May 4, 2009."

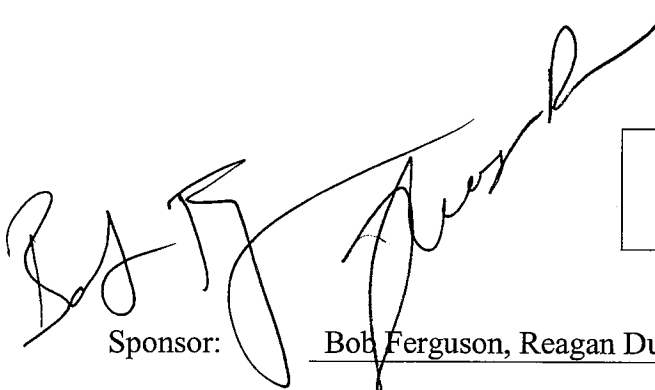
EFFECT: This striking amendment would:

(1) require a report by Executive staff to the Committee of the Whole – at the next meeting after the agreement is finalized –detailing all elements included in the final agreement,

(2) create an effective date for the ordinance, so that if the agreement is not finalized the proposed appropriation and disappropriations will not occur.

- (3) ensure that no General Fund support will be used for this project**
- (4) request that the CFT Oversight Committee, when reprogramming CFT projects, give first consideration to projects within council districts that were disappropriated for Raging River**
- (5) request that the county give first consideration to east lake Sammamish regional project when reprogramming Parks capital projects**
- (6) reprogram projects proposed for cancellation if the agreement is not finalized, and**
- (7) allow up to \$1 million in interfund borrowing and \$600,000 in expenditures from the TDR bank for the project support.**

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Sponsor: Bob Ferguson, Reagan Dunn

Proposed No.: 2009-0283

BF MOVED. PASSED 8-0 JH EXCUSED

1 TITLE AMENDMENT TO PROPOSED ORDINANCE 2009-0283, VERSION 1

2 On page 1, beginning on line 1, strike everything through page 1, line 8, and insert:

3 "AN ORDINANCE making disappropriations that total

4 \$1,216,446 and an appropriation of \$2,787,446 to the

5 conservation futures capital fund for a net increase of

6 \$1,571,000 and an appropriation and disappropriation to

7 the parks capital fund for a net \$0 increase to support the

8 raging river headwaters acquisition project; and amending

9 the 2009 Budget Ordinance, Ordinance 16312, Sections 42

10 and 125, as amended, and Attachment B, as amended."

EFFECT: Amends the title to reflect Striking Amendment S1.