



## Legislation Details (With Text)

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**Title:** AN ORDINANCE changing the submittal date of the wastewater CIP reallocation report to April 15 of each year; and modifying requirements for the contents of the annual wastewater CIP reallocation report and amending Ordinance 14122, Section 6, and K.C.C. 4.04.280.

**Sponsors:** Larry Phillips, Julia Patterson

**Indexes:** Budget, Wastewater

**Code sections:** 4.04.280 -

**Attachments:** 1. Ordinance 14599.pdf, 2. 2003-0103 Transmittal Letter.doc, 3. Revised Staff Report, 4. Staff Report 4-8-03

Date	Ver.	Action By	Action	Result
4/14/2003	2	Metropolitan King County Council	Passed	Pass
4/14/2003	2	Metropolitan King County Council	Hearing Held	
4/8/2003	2	Utilities Committee	Amended	Pass
4/8/2003	2	Utilities Committee	Recommended Do Pass Substitute Consent	Pass
3/10/2003	1	Metropolitan King County Council	Introduced and Referred	

Clerk 04/09/2003

AN ORDINANCE changing the submittal date of the wastewater CIP reallocation report to April 15 of each year; and modifying requirements for the contents of the annual wastewater CIP reallocation report and amending Ordinance 14122, Section 6, and K.C.C. 4.04.280.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 14122, Section 6, and K.C.C. 4.04.280 are each hereby amended to read as follows:

**Wastewater capital improvement budgeting.**

A. This section establishes procedures required for flexible response budgeting provisions applicable to

the wastewater CIP beginning in 2002. Except as specifically provided in this section, budgeting for the wastewater CIP shall be in accordance with other applicable county law.

B. To allow reprogramming flexibility needed to respond in a timely manner to events beyond the control of the wastewater treatment division that result in temporary postponement or acceleration of wastewater CIP projects allocated in the current budget year, and notwithstanding any other provision of county law, current-year budget authorization for the wastewater CIP shall be appropriated at the total CIP fund level rather than CIP project level. Wastewater CIP project budget allocation substitutions may take place during the budget year among the projects specifically adopted in the current six-year wastewater CIP together with carryover projects from previously adopted plans in accordance with the procedures in this section without the need for the enactment of amendatory appropriations ordinances; provided, however, that allocation substitutions for wastewater asset management projects may be done only between projects within wastewater asset management project categories, and not between projects in different wastewater asset management project categories.

C.1. Implementation of the wastewater CIP shall be in accordance with the project funding priorities and project funding levels identified in the annual wastewater six-year CIP as adopted by the county council. Beginning in 2002, on or before (~~March~~) April 15 of each year, the wastewater treatment division shall prepare and submit to the council a wastewater CIP reallocation report. The report shall provide a status report on implementation of all wastewater CIP projects contained in the current adopted six-year wastewater CIP together with those projects carried forward from previous adopted six-year wastewater CIPs, and shall include:

- a. an explanation of significant changes to scope, schedule and impact on work plan and budget since last budget approval;
- b. identification of revisions to milestones and budget for the current year;
- c. a proposal for revisions to scope, budget and schedule for next six months;
- d. a reallocated wastewater six-year CIP including a revised financial plan, all changes to projects,

estimated costs, schedules, and scopes of work to be pursued for the current year, and programmed in the remaining years of the six-year program;

e. a justification for each project postponement or acceleration and substitution;

f. an accounting summary of the current project status and the amount of unexpended project budget balance by project phase and revenue for each project in the current year of the program;

g. the original project cost estimate;

h. the revised project cost estimate that is being used as the basis for the current year fund appropriation and six-year CIP; and

((g-)) i. identification of which projects will be ready for implementation in the current budget year within the constraints of the total current year fund appropriation.

2. For any current project in the adopted program that is not ready for implementation for reasons beyond the control of the wastewater treatment division or if a project needs to be accelerated, the report shall identify for substitution or postponement one or more projects of comparable budget allocation value from within the current adopted six-year wastewater CIP. If the budget allocation for any project to be postponed or accelerated exceeds the budget allocation of the proposed substituted or postponed project or projects, the difference shall be allocated to or from the wastewater CIP contingency appropriation. Any project that is identified for postponement shall be reallocated to the year in the six-year program from which the project that is identified for substitution was originally programmed. If no suitable CIP project exists to receive the reallocated funds, the funds shall remain allocated to the original CIP project.

D. The reallocation report shall be accompanied by a letter of transmittal to the chair of the budget and fiscal management committee or designee, or its successor committee, and the chair of the utilities and technology committee, or its successor committee, and copies of the report and letter shall also be transmitted to each councilmember, and the lead staff for the budget and fiscal management committee and for the utilities and technology committee. Any councilmember who objects to specific project deferrals or advancements

proposed in the reallocation report shall notify the chair of the budget and fiscal management committee, or its successor committee, within fourteen days of receipt by the chair of the reallocation report. The councilmember must specify the project deferrals or advancements to which the member objects. Within thirty days of receipt of the reallocation report by the chair of the budget and fiscal management committee, or its successor committee, the chair will consider the objections raised and notify the executive in writing which project reallocations may go forward. The reallocation report takes effect upon receipt by the executive of the chair's written notice. If a written notice is not provided by the chair, the reallocation report takes effect on the thirty-first day following receipt of the reallocation report by the chair.

E. Any new project proposed for allocation in the current year that is not included in the current or previously adopted wastewater six-year CIP, or any newly proposed project cost or project scope to be added to a project adopted as part of the wastewater six-year CIP that cannot be accommodated by transfers of contingency funds, may be added to the wastewater CIP after going through the normal appropriation process. Transfers of contingency funds that are required after the wastewater CIP reprogramming report is transmitted to the council shall be reported by the department of natural resources to the chair of the budget and fiscal management committee, or its successor committee, and the chair of the utilities and technology committee, or its successor committee, with copies to lead staff for the budget and fiscal management committee and for the utilities and technology committee. Transfers from contingency funds in excess of fifteen percent of the total project cost shall be contingent upon written approval by the chair of the budget and fiscal management committee, or its successor committee.

F. A wastewater CIP contingency project shall be allocated in the current year fund appropriation to provide contingent budget authority to be used according to the requirements established in this chapter. Effective January 1, 2002, the wastewater CIP contingency project amount shall be seven and one-half percent of the current year capital expenditures included in the financial plan of the current year adopted sewer rate, but shall not exceed ten million dollars.

G. On or before August 1, 2001, the wastewater treatment division shall prepare and submit to the chair of the budget and fiscal management committee and the chair of the utilities and technology committee a 2001 CIP appropriations report.

1. The report shall provide a status report on implementation of all wastewater CIP projects contained in the current adopted six-year wastewater CIP together with those projects carried forward from previous adopted six-year wastewater CIPs, and shall include:

a. an explanation of significant changes to scope, schedule and impact on work plan and budget since last budget approval;

b. identification of revisions to milestones and budget for the current year;

c. a proposal for revisions to scope, budget and schedule for next six months;

d. a reallocated wastewater six-year CIP including all changes to projects, estimated costs, schedules, and scopes of work to be pursued for the current year, and programmed in the remaining years of the six-year program;

e. a justification for each project postponement or acceleration and substitution;

f. a revised financial plan;

g. an accounting summary of the current project status and the amount of unexpended project budget balance by project phase and revenue for each project in the current year of the program; and

h. identification of which projects will be ready for implementation in the current budget year within the constraints of the total current year fund appropriation; and

2. The report shall also include the department's proposal for defining project

categories in the 2002 budget, including the list of categories to be funded under the wastewater asset management appropriations beginning in 2002.