



Legislation Text

File #: FCD2020-22, **Version:** 3

Clerk 11/05/2020

A RESOLUTION relating to the operations and finances of the District, adopting the 2021 budget and authorizing improvements.

WHEREAS, pursuant to RCW 86.15.140, the King County Flood Control Zone District (District) held a public hearing on the proposed 2021 budget of the District on November 4, 2020, and

WHEREAS, the board of supervisors (Board) desires to adopt the King County Flood Control Zone District's (District) 2021 budget, and

WHEREAS, by Ordinance 15728, the King County council adopted the District's initial comprehensive plan of development for flood and stormwater control, which is titled "2006 King County Flood Hazard Management Plan," and by Resolution FCD2011-05.1, the District Board amended the initial plan to include a project in the city of Seattle (collectively, the District Comprehensive Plan), and

WHEREAS, pursuant to RCW 86.15.110, the Board must approve by resolution all flood control and storm water control improvements, prior to the extension, enlargement, acquisition or construction of such improvements, and

WHEREAS, RCW 85.15.110, further provides that such approval resolution must state whether the improvements are to be extended, enlarged, acquired or constructed; state that the comprehensive plan has been adopted; state that the improvements generally contribute to the objectives of the comprehensive plan; state that the improvements will benefit the county as a whole; state the estimated costs of the improvements; and identify the data supporting the estimated costs,

WHEREAS, the Board desires to approve improvements in the District's 2021 budget that are not in the

District Comprehensive Plan, or that have been modified by the District's 2021 budget, in accordance with RCW 85.15.110;

WHEREAS, the District reaffirms its commitment to ensuring the transparency in its practices and the effective and efficient implementation of capital projects by contracting with King County, as its primary service provider, and other jurisdictions when appropriate, and

WHEREAS, the District desires to protect, and where possible, enhance aquatic and riparian habitat in a manner that conserves tribal and treaty-reserved natural resources under treaty reserved rights and is consistent with adopted salmon habitat recovery plans in King County, and

WHEREAS, the District acknowledges and affirms its commitment to the interconnectedness of flood risk reduction, environmental stewardship, equity and social justice, and environmental justice;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE KING COUNTY FLOOD CONTROL ZONE DISTRICT:

SECTION 1. The Board hereby adopts the 2021 Budget for the District, as set forth in Attachments A ("Work Program"), B ("2021 Annual Budget"), C ("2021 Annual Operating Budget"), D ("2021 Annual Capital Budget"), E ("2021 - 2026 Six-Year CIP"), F ("2021 Annual District Oversight Budget"), G ("2021 Subregional Opportunity Fund Allocations") and H ("2021-2026 Six-Year CIP Project Allocations"); provided that King County, or other jurisdictions contracted to implement projects, work shall submit predesign reports for capital projects to the District executive director, and shall seek approval from the executive director of project charters. Furthermore, King County, and other service providers as appropriate, shall provide to the District executive director thirty percent design project reports for authorization to proceed with sixty percent design, sixty percent design project reports for authorization to proceed to ninety percent design and ninety percent design project reports for authorization to proceed to one hundred percent design.

SECTION 2. The Board approves the extension, enlargement, acquisition or construction, as applicable,

of the improvements that are included in the District Comprehensive Plan, that are included in the District Comprehensive Plan but have been modified by Attachments C, D and H to this resolution, or that are not included in the District Comprehensive Plan but are identified in Attachments C, D and H to this resolution (collectively, the "Improvements"). The District Comprehensive Plan includes the streams or water courses upon which the Improvements will be enlarged, extended, acquired or constructed. The Board determines that the Improvements generally contribute to the objectives of the District Comprehensive Plan and will be of benefit to the county as a whole.

SECTION 3. The estimated costs of the Improvements are stated in Attachments C, D and H to this resolution and the supporting data for the estimated costs are on file with the director of the King County water and land resources division.

SECTION 4. For Improvements that will be constructed, preliminary engineering studies and plans either have been prepared or will be prepared, and have been filed or will be filed, with the director of the King County water and land resources division.

SECTION 5. The Board authorizes the District executive committee to modify project budgets and schedules identified in Attachment H.

SECTION 6. The Board reiterates its commitment to educating residents of King County about the dangers of dam failure and directs the District executive director to continue to work with the King County Office of Emergency Management on a dam education and outreach program.

SECTION 7. The Board directs the executive director to develop and recommend a bonding policy for the implementation of capital projects. The policy shall be developed by August 31, 2021.

SECTION 8. The Board directs the executive director to undertake a study examining how to increase efficiency and efficacy in flood control capital project planning and delivery. The study shall include, an analysis of capital project planning best practices; recommendations and options to increase efficiency and efficacy in capital project delivery. The policy shall be developed by August 31, 2021.

SECTION 9. The Board directs the executive director to convene a working group to develop recommendations updating its acquisition policy to accommodate an integrated floodplain management approach while also addressing equity and social justice issues and environmental justice concerns. The recommendations shall be transmitted by August 31, 2021.

SECTION 10. The Board directs the executive director to develop and recommend an equity and social justice policy that recognizes an integrated floodplain management approach while also addressing equity and social justice issues and environmental justice concerns. The policy shall be developed by December 31, 2021.

SECTION 11. The Board directs the executive director to develop and recommend a recreation policy that recognizes an integrated floodplain management approach while also addressing equity and social justice issues and environmental justice concerns. The policy shall be developed by December 31, 2021.

SECTION 12. The Board directs the executive director to work collaboratively with King County water and land resources division to develop an integrated approach to identifying, planning, prioritizing and designing flood risk reduction Capital Improvement Projects. This approach will consider risk reduction strategies and projects in a reach and basin context and seek opportunities to collaborate with other partners to achieve cobenefits and leverage public and community investments.

SECTION 13. The Board directs the executive director to work collaboratively with King County water and land resources division to develop a process to reevaluate and reprioritize within Capital Investment Strategies as necessary to prioritize multibenefit projects; encourage an integrated floodplain management approach and focus on equity and social justice and environmental justice. This reevaluation of Capital Investment Strategies will begin with the Cedar River Capital Investment Strategy. New Capital Investment Strategies, including the Sammamish River Capital Investment Strategy planning process that is currently underway will utilize an integrated flood management approach, prioritize multibenefit projects and focus on equity and social justice.

SECTION 14. The District will convene a committee of governments and stakeholders to advise the

District as it considers implementation of flood risk reduction projects in the Green River Valley. The District shall consult closely with the committee as the District develops the Lower Green River Corridor Flood Hazard Management Plan for the Middle and Lower Green River incorporating multiple benefits and values through an integrated floodplain management approach. The committee shall also assist the District with development of a programmatic environmental impact statement to support the flood hazard management plan and on a Capital Investment Strategy for the Middle and Lower Green River.

SECTION 15. The Board directs King County water and land resources division to develop a report outlining potential options for comprehensive flood risk reduction facilities and strategies on Issaquah Creek by April 30, 2021.

SECTION 16. The Board directs the executive director to work collaboratively with the King County Green Jobs Strategy of the department of natural resources and parks to submit a plan developing workforce pathways creating career opportunities and living wage jobs for Black, Indigenous, and youth of color on District capital projects.

SECTION 17. The Board directs King County water and land resources division to use compost from the county's stream of organic recycled material on all capital projects where applicable and to provide a report evaluating the expanded use of organic composted material on capital projects. This report shall be transmitted by April 30, 2021.

SECTION 18. The Board directs the District executive director to provide members of the District Advisory Committee regular reports on capital project delivery by District service providers, capital project milestones and completion, and data relating to the county "Strike Team" and "Countywide Capital Project Team" accomplishments.

SECTION 19. The Board directs King County water and land resources division to provide a monthly report to the District executive director of the status of acquisitions of property necessary to implement capital

projects identified in Attachment H.

SECTION 20. The Board directs King County water and land resources division to provide a report on maintenance and operations of the weir on Lake Sawyer by July 30, 2021. This report shall include research into the legal status of the weir and the legal responsibilities of the owners, an analysis of inspection reports of the weir and the current condition of the weir, and options for continued operations and ownership of the weir.

SECTION 21. The Board directs King County water and land resources division to provide a monthly report to the District executive director on the status of inspections of all facilities monitored and maintained by King County as a service provider to the District.

SECTION 22. The Board directs King County water and land resources division to provide a monthly report to the executive director on the status of recruitment and hiring of all vacant positions funded by the District. If any of the five capital project staff positions created in the FCD Resolution 2019-13 remain unfilled by April 1, 2021, the District may consider reallocating the Operating Budget to achieve project delivery goals through alternative contracting methods.

SECTION 23. The Board directs King County water and land resources division to provide a quarterly report to the District executive director on the status of progress on items in the Work Program as set forth in Attachment A.

SECTION 24. Section 3.6 of the interlocal agreement between the District and King County provides that King County shall notify the District executive director in writing if the county needs to modify or reprioritize capital projects. King County's notifications to the District executive director should include information regarding variations within project budgets of more than twenty percent in the "acquisition," "design," "construction," "contingency" and "total" expenditure categories, shown on Attachment D.