



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 119024

Record No.: CB 119024

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125365

In Control: City Clerk

File Created: 07/03/2017

Final Action: 08/02/2017

**Title:** AN ORDINANCE relating to funding for housing and community development programs; adopting The City of Seattle 2017 Annual Action Plan to the 2014 - 2017 Consolidated Plan for Housing and Community Development and authorizing its submission to the United States Department of Housing and Urban Development; authorizing acceptance of grant funds from that department for programs and activities included in the Annual Action Plan; amending Ordinance 125207, which adopted the 2017 Budget, by modifying appropriations to various departments and budget control levels in the 2017 Adopted Budget; and lifting a proviso; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

**Notes:**

Date  
Filed with City Clerk: 8/2/2017

Mayor's Signature: 7/26/2017

**Sponsors:** Burgess

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

**Attachments:** Att A - 2017 Annual Action Plan v2

**Drafter:** adam.schaefer@seattle.gov

**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	07/03/2017	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	07/05/2017	sent for review	Council President's Office			
1	Council President's Office	07/06/2017	sent for review	Affordable Housing, Neighborhoods, and Finance Committee			

**Legislative Summary Continued (CB 119024)**

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- Action Text:** The Council Bill (CB) was sent for review. to the Affordable Housing, Neighborhoods, and Finance Committee
- Notes:**
- 1 Full Council 07/10/2017 referred Affordable Housing, Neighborhoods, and Finance Committee
- 1 Affordable Housing, Neighborhoods, and Finance Committee 07/19/2017 pass as amended Pass
- Action Text:** The Committee recommends that Full Council pass as amended the Council Bill (CB).  
In Favor: 3 Chair Burgess, Vice Chair Herbold, Member Johnson  
Opposed: 0
- 1 Full Council 07/24/2017 passed Pass
- Action Text:** The Council Bill (CB) was passed by the following vote, and the President signed the Bill:  
**Notes:**  
In Favor: 7 Councilmember Bagshaw, Councilmember Burgess, Councilmember González , Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember Sawant  
Opposed: 0
- 1 City Clerk 07/25/2017 submitted for Mayor's signature Mayor
- 1 Mayor 07/28/2017 Signed
- 1 Mayor 08/02/2017 returned City Clerk
- 1 City Clerk 08/02/2017 attested by City Clerk
- Action Text:** The Ordinance (Ord) was attested by City Clerk.  
**Notes:**
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**CITY OF SEATTLE**

**ORDINANCE**

125365

**COUNCIL BILL**

119024

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5 AN ORDINANCE relating to funding for housing and community development programs;  
6 adopting The City of Seattle 2017 Annual Action Plan to the 2014 – 2017 Consolidated  
7 Plan for Housing and Community Development and authorizing its submission to the  
8 United States Department of Housing and Urban Development; authorizing acceptance of  
9 grant funds from that department for programs and activities included in the Annual  
10 Action Plan; amending Ordinance 125207, which adopted the 2017 Budget, by  
11 modifying appropriations to various departments and budget control levels in the 2017  
12 Adopted Budget; and lifting a proviso; and ratifying and confirming certain prior acts; all  
13 by a 3/4 vote of the City Council.  
14

15 WHEREAS, the United States Department of Housing and Urban Development (HUD) has  
16 required each local jurisdiction seeking certain federal assistance to provide an annual  
17 action plan for its current Consolidated Plan for Housing and Community Development,  
18 which guides the allocation of funds from the Community Development Block Grant  
19 (CDBG) Program, HOME Investment Partnerships (HOME) Program, Emergency  
20 Solutions Grant (ESG) Program, and Housing Opportunities for Persons with AIDS  
21 (HOPWA) Program; and

22 WHEREAS, Ordinance 124496 adopted the City's 2014 – 2017 Consolidated Plan for Housing  
23 and Community Development ("the Consolidated Plan"); and

24 WHEREAS, the Mayor has proposed a 2017 Annual Action Plan (AAP) to the Consolidated  
25 Plan; and

26 WHEREAS, a draft version of the AAP was released for public view and comment in November  
27 2016; and

1 WHEREAS, the AAP was developed with input from a number of publicly vetted needs  
2 assessments and policy documents, and the AAP will be available for public review and  
3 comment for 15 days prior to the passage of this ordinance; and

4 WHEREAS, the City Council placed a proviso on \$362,500 in the 2017 Adopted Budget for the  
5 King Street Station activation (the "Project"), as part of The Mayor's Commercial  
6 Affordability Action Plan, and the money may be spent for no other purpose except to  
7 support the Office of Economic Development showing how it will work with community  
8 leaders in Chinatown-International District (CID) and Pioneer Square on advancing the  
9 Project; and

10 WHEREAS, the Office of Economic Development has determined that more time is needed to  
11 complete additional feasibility assessments; therefore the Project will not be able to  
12 proceed in 2017, as originally anticipated, without jeopardizing compliance with HUD's  
13 Expenditure Timeliness requirements; and

14 WHEREAS, the Office of Economic Development will continue to work closely with  
15 community leaders in the CID and Pioneer Square to define the project scope, identifying  
16 the different ways in which the Project will involve the adjacent communities in  
17 development, provide commercial affordability opportunities to food and retail small  
18 businesses, including low-income immigrant and refugee entrepreneurs, and provide area  
19 benefits to CID and Pioneer Square, including cross-cultural interactions; and

20 WHEREAS, the Office of Economic Development will use community input to define the  
21 Project in a Request for Proposal; and

22 WHEREAS, the Office of Economic Development is committed to including community leaders  
23 on the panel for selecting a project partner; and

1 WHEREAS, Ordinance 125207 adopted the City's 2017 Annual Budget based upon assumptions  
2 about CDBG, HOME, ESG, and HOPWA grant amounts from HUD; and

3 WHEREAS, the actual grant amounts from HUD differ from those assumptions; NOW,

4 THEREFORE,

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

6 Section 1. The Seattle City Council adopts the 2017 Annual Action Plan to the 2014 –  
7 2017 Consolidated Plan for Housing and Community Development (AAP), attached to this  
8 ordinance as Attachment 1.

9 Section 2. The Mayor and the Director of Human Services (Director) or their designees  
10 are authorized to submit the adopted AAP, together with any necessary supplementary material,  
11 to the United States Department of Housing and Urban Development (HUD) as the application  
12 by the City for financial assistance under certain HUD programs; to represent the City in seeking  
13 HUD approval of the AAP; to make and submit to HUD such modifications to the AAP as HUD  
14 may require, provided that no substantial policy changes are involved; and to sign and deliver on  
15 behalf of the City such assurances and certifications as may be necessary to obtain HUD  
16 approval. The Director or Director's designee is further authorized to make such technical and  
17 conforming changes to the AAP as may be deemed reasonably necessary, and to amend the  
18 AAP, if necessary or appropriate under federal regulations, to reflect funding of specific  
19 activities, final appropriations in any Adopted Budget or amendments to an Adopted Budget, or  
20 changes in activities that are consistent with the policies and priorities established in the City's  
21 2014 – 2017 Consolidated Plan for Housing and Community Development (Consolidated Plan).  
22 Any substantial amendment as defined by the Citizen Participation Plan of the Consolidated Plan  
23 shall require approval by the Council by ordinance or resolution.

1 Section 3. The restrictions imposed by the following budget proviso are removed and  
2 they are no longer restrictions for any purpose of Ordinance 125207.

Department	2017 Green Sheet	Proviso	Budget Control Level
Executive	171-1-A-3	Of the appropriation in the 2017 budget for the Office of Economic Development's (OED) CDBG - Office of Economic Development BCL, \$362,500 is appropriated for the King Street Station activation described in the Mayor's Commercial Affordability Action Plan and may be spent for no other purpose. None of the money appropriated for this purpose may be spent except to support the work OED is to report on as enumerated below, until OED files with the City Clerk a report showing that: (1) OED has worked closely with community leaders in Chinatown-International District (CID) and Pioneer Square to define the project scope, identifying the different ways in which the project will involve the adjacent communities in development, provide commercial affordability opportunities to food and retail small businesses, including low-income immigrant and refugee entrepreneurs, and provide area benefits to CID and Pioneer Square, including cross-cultural interactions; (2) used this community input to define the project in the Request for Proposal; and (3) committed to including community leaders on the panel for selecting a project partner. OED should provide a courtesy copy of the report to the chair of the Council's Committee on Civil Rights, Utilities, Economic Development & Arts.	CDBG – Office of Economic Development (17810-6XD10)

3  
4 Section 4. The allocations set forth in the AAP do not constitute appropriations and are  
5 not final decisions to undertake any project or to award any subgrant or contract. The authority

1 of the respective City departments and offices to implement the activities set forth in the AAP is  
2 subject to sufficient appropriations in the City of Seattle 2017 Adopted Budget, as amended by  
3 this ordinance or in any separate ordinance. Implementation of any specific project or program is  
4 also subject to a final determination by the appropriate office or department after completion of  
5 any necessary review under environmental and related laws. No part of the AAP is intended to  
6 confer any legal rights or entitlements on any persons, groups, or entities.

7 Section 5. The Mayor or the Mayor's designee is authorized to execute, deliver, and  
8 perform for and on behalf of The City of Seattle such agreements as are reasonably necessary to  
9 accept financial assistance from HUD for the following grant programs up to the maximum  
10 amounts listed below:

11	Community Development Block Grant (CDBG)	\$8,848,381
12	HOME Investment Partnership (HOME)	\$2,397,161
13	Housing Opportunities for Persons with AIDS (HOPWA)	\$2,032,386
14	Emergency Solutions Grant (ESG)	\$808,890

15 CDBG funds, when received, shall be deposited into the CDBG Main Fund (17810).  
16 HOME funds, when received, shall be deposited into the HOME Subfund (16490) of the Low-  
17 Income Housing Fund (16400). HOPWA and ESG funds, when received, shall be deposited into  
18 the Human Services Operating Fund (16200). The Mayor or the Mayor's designee is further  
19 authorized to execute and deliver such other documents relating to the agreements as may be  
20 required.

21 Section 6. The appropriations for the following items in the 2017 Adopted Budget are  
22 decreased for the funds shown, as follows:

Item	Fund Name and Number	Department	Budget Control Level	Amount
6.1	Low Income Housing Fund / HOME Subfund (16400)	Executive	Low-Income Housing Fund 16400 (16400-XZ-R1)	(\$91,310)
6.2	Community Development Block Grant (17810)	Executive	CDBG – Office of Economic Development (17810-6XD10)	(\$352,822)

1 Section 7. The appropriations for the following items in the 2017 Adopted Budget are  
2 increased for the funds shown, as follows:

Item	Fund Name and Number	Department	Budget Control Level	Amount
7.1	Community Development Block Grant (17810)	Executive	CDBG – Office of Housing (17810-6XZ10)	\$201,485
7.2	Community Development Block Grant (17810)	Human Services Department	CDBG – Human Services Department (17810-6HSD10)	\$752,960
7.3	Human Services Operating Fund (16200)	Human Services Department	Division of Homeless Strategy and Investment (16200-H30ET)	\$237,800
7.4	Community Development Block Grant (17810)	Department of Parks and Recreation	Parks Infrastructure (17810-CIP) (17810-K72441)	\$214,390

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4 Section 8. Unspent funds appropriated in this ordinance shall carry forward to subsequent  
5 fiscal years until they are exhausted or abandoned by ordinance. In accordance with RCW  
6 35.32A.060, the foregoing appropriations are made to meet actual necessary expenditures of the



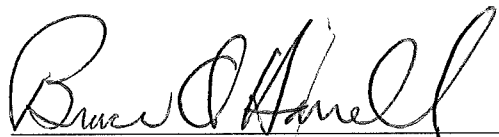
1 City for which insufficient appropriations have been made due to causes which could not  
2 reasonably have been foreseen at the time of the making of the 2017 Budget.

3 Section 9. Execution of the agreements authorized in Section 5 of this ordinance, and  
4 other acts pursuant to the authority and prior to the effective date of this ordinance, are ratified  
5 and confirmed.

6

1 Section 10. This ordinance shall take effect and be in force 30 days after its approval by  
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by a 3/4 vote of all the members of the City Council the 24<sup>th</sup> day of  
5 July, 2017, and signed by me in open session in authentication of its  
6 passage this 24<sup>th</sup> day of July, 2017.

7 

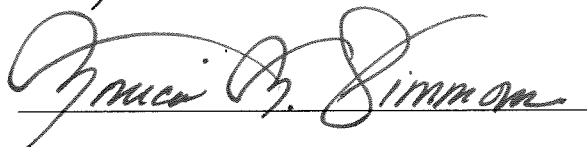
8 President \_\_\_\_\_ of the City Council

9 Approved by me this 28 day of July, 2017.

10 

11 Edward B. Murray, Mayor

12 Filed by me this 2<sup>nd</sup> day of AUGUST, 2017.

13 

14 Monica Martinez Simmons, City Clerk

15 (Seal)  
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20 Attachments:

21 Attachment A – 2017 Annual Action Plan to the 2014 – 2017 Consolidated Plan for Housing and  
22 Community Development