



SEATTLE CITY COUNCIL

Select Budget Committee

Agenda

Wednesday, October 30, 2019

9:30 AM

Council Chamber, City Hall
600 4th Avenue
Seattle, WA 98104

Sally Bagshaw, Chair
M. Lorena González, Member
Bruce Harrell, Member
Lisa Herbold, Member
Debora Juarez, Member
Teresa Mosqueda, Member
Mike O'Brien, Member
Abel Pacheco, Member
Kshama Sawant, Member

Chair Info: 206-684-8801; Sally.Bagshaw@seattle.gov
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SEATTLE CITY COUNCIL
Select Budget Committee
Agenda
October 30, 2019 - 9:30 AM

Meeting Location:

Council Chamber, City Hall, 600 4th Avenue, Seattle, WA 98104

Committee Website:

<http://www.seattle.gov/council/committees/budget>

This meeting also constitutes a meeting of the City Council, provided that the meeting shall be conducted as a committee meeting under the Council Rules and Procedures, and Council action shall be limited to committee business.

BUDGET ACTION PROPOSALS

Council Central Staff will present Councilmembers' amendments to the 2020 Proposed Budget in the form of Council Budget Actions (CBAs) and Statements of Legislative Intent (SLIs).

Please Note: Times listed are estimated

SESSION I - 9:30 a.m.

A. Call To Order

B. Approval of the Agenda

C. Items of Business

I. OFFICE OF ARTS AND CULTURE (ARTS)

1. [CBA](#)
[ARTS-1-A-1](#) Add \$50,000 GF to ARTS for the expansion of Coyote Central to the Lake City neighborhood

Attachments: [CBA ARTS-1-A-1](#)

2. [CBA](#)
[ARTS-2-A-1](#) Add \$25,000 GF to ARTS to support racial equity alignment

Attachments: [CBA ARTS-2-A-1](#)

3. [CBA](#)
[ARTS-3-A-1](#) Add \$25,000 of Admissions Tax to ARTS for access to online historical resources

Attachments: [CBA ARTS-3-A-1](#)

II. OFFICE FOR CIVIL RIGHTS (OCR)

4. [CBA](#)
[OCR-1-A-1](#) Add \$25,000 GF to OCR to fund Indigenous People's Day celebrations and impose a proviso

Attachments: [CBA OCR-1-A-1](#)

5. [CBA](#)
[OCR-2-A-1](#) Add \$16,000 GF to OCR for Human Rights Day

Attachments: [CBA OCR-2-A-1](#)

6. [CBA](#)
[OCR-3-A-1](#) Add \$25,000 GF to OCR to fund the City's MLK Unity Day celebration

Attachments: [CBA OCR-3-A-1](#)

7. [CBA](#)
[OCR-4-A-1](#) Add \$252,876 GF to OCR for 2.0 FTE positions to address capacity issues

Attachments: [CBA OCR-4-A-1](#)

III. LAW DEPARTMENT (LAW)

8. [CBA](#) Add \$113,077 GF and 1.0 FTE paralegal position to LAW for a
[LAW-1-A-1](#) Domestic Violence technology expert

Attachments: [CBA LAW-1-A-1](#)

9. [CBA](#) Add \$113,077 GF to LAW for 1.0 FTE paralegal position to be a
[LAW-2-A-1](#) trauma informed advocate for Domestic Violence firearm
enforcement

Attachments: [CBA LAW-2-A-1](#)

IV. OFFICE OF HEARING EXAMINER (HXM)

10. [CBA](#) Add \$23,000 for HXM improvements
[HXM-1-A-1](#)

Attachments: [CBA HXM-1-A-1](#)

V. OFFICE OF IMMIGRANT AND REFUGEE AFFAIRS (OIRA)

11. [CBA](#) Add \$750,000 one-time GF for Rapid Response Fund
[OIRA-1-A-1](#)

Attachments: [CBA OIRA-1-A-1](#)

12. [CBA](#) Add \$116,291 for 1.0 FTE Strategic Advisor 1
[OIRA-2-A-1](#)

Attachments: [CBA OIRA-2-A-1](#)

13. [CBA](#) Add \$50,000 GF for Deferred Action for Childhood Arrivals and
[OIRA-3-A-1](#) Temporary Protected Status application scholarship funding

Attachments: [CBA OIRA-3-A-1](#)

VI. OFFICE OF PLANNING AND COMMUNITY DEVELOPMENT (OPCD)

14. [CBA](#)
[OPCD-1-A-1](#) **Proviso \$150,000 in 2020 for Comprehensive Plan Outreach and Engagement in OPCD**

Attachments: [CBA OPCD-1-A-1](#)
15. [CBA](#)
[OPCD-2-A-1](#) **Proviso \$500,000 in OPCD for the Comprehensive Plan Environmental Impact Statement**

Attachments: [CBA OPCD-2-A-1](#)
16. [CBA](#)
[OPCD-3-A-1](#) **Add \$35,000 GF to OPCD for a natural capital valuation study**

Attachments: [CBA OPCD-3-A-1](#)
17. [CBA](#)
[OPCD-4-A-1](#) **Add \$1,075,000 GF to OPCD to support Central Area community development**

Attachments: [CBA OPCD-4-A-1](#)
18. [CBA](#)
[OPCD-5-A-1](#) **Add \$100,000 GF (one-time) to OPCD to support community-driven development**

Attachments: [CBA OPCD-5-A-1](#)
19. [CBA](#)
[OPCD-100-A-1](#) **Pass CB 119676 OPCD Equitable Development Initiative interfund loan extension**

Attachments: [CBA OPCD-100-A-1](#)

VII. DEPARTMENT OF NEIGHBORHOODS (DON)

20. [CBA
DON-1-A-1](#) Add \$75,000 GF to DON to support the Seattle Rep's Public Works Seattle Program
Attachments: [CBA DON-1-A-1](#)
21. [CBA
DON-2-A-1](#) Add \$75,000 GF to DON to support a South Park Public Safety Coordinator
Attachments: [CBA DON-2-A-1](#)
22. [CBA
DON-3-A-1](#) Add \$34,000 GF (one-time) to DON for Hub in a Box
Attachments: [CBA DON-3-A-1](#)
23. [SLI
DON-4-A-1](#) Request that DON report on long-term funding opportunities to preserve and enhance P-Patches
Attachments: [SLI DON-4-A-1](#)
24. [CBA
DON-5-A-1](#) Add \$250,000 GF to DON for a community-led place-based violence prevention initiative
Attachments: [CBA DON-5-A-1](#)

VIII. SEATTLE PUBLIC UTILITIES (SPU)

25. [CBA
SPU-1-A-1](#) Add \$30,000 in SPU to improve shut-off notifications to multifamily building residents; and cut \$30,000 in an SPU reserve account
Attachments: [CBA SPU-1-A-1](#)
26. [SLI SPU-2-A-1](#) Request that SPU report on the feasibility of using the City's water pipe infrastructure for a municipal broadband network
Attachments: [SLI SPU-2-A-1](#)

27. [SLI SPU-3-A-1](#) Request that SPU negotiate the provision of every-other-week garbage collection with the City's solid waste contractors

Attachments: [SLI SPU-3-A-1](#)

28. [CBA SPU-100-A-1](#) Pass CB 119672 SPU 2020-2022 solid waste rates

Attachments: [CBA SPU-100-A-1](#)

IX. SEATTLE CITY LIGHT (SCL)

29. [SLI SCL-1-A-1](#) Request SCL to report on electrification of all transportation and buildings

Attachments: [SLI SCL-1-A-1](#)

30. [CBA SCL-100-A-1](#) Pass CB 119674 authorizing SCL to issue up to \$250 million in revenue bonds to support its capital program

Attachments: [CBA SCL-100-A-1](#)

SESSION II - 2:00 p.m.

X. DEPARTMENT OF EDUCATION AND EARLY LEARNING (DEEL)

31. [SLI DEEL-1-A-1](#) Request that DEEL conduct stakeholder engagement and report on including labor harmony language in Child Care Assistance Program contracts

Attachments: [SLI DEEL-1-A-1](#)

32. [CBA DEEL-2-A-1](#) Add \$3.88 million GF to DEEL to expand eligibility for the Child Care Assistance Program

Attachments: [CBA DEEL-2-A-1](#)

33. [CBA](#)
[DEEL-3-A-1](#) Impose a proviso on a portion of DEEL Child Care Assistance Program expansion funds to increase access to infant care
- Attachments:* [CBA DEEL-3-A-1](#)
34. [CBA](#)
[DEEL-4-A-1](#) Add \$375,000 GF to DEEL to expand the City's role in connecting families with child care
- Attachments:* [CBA DEEL-4-A-1](#)
35. [CBA](#)
[DEEL-7-A-1](#) Add \$125,000 in one-time GF to DEEL for an access ramp at Concord International Elementary School
- Attachments:* [CBA DEEL-7-A-1](#)
36. [SLI](#)
[DEEL-8-A-1](#) Request that DEEL develop an implementation plan for the Washington State Opportunity Scholarship and report on progress
- Attachments:* [SLI DEEL-8-A-1](#)
37. [SLI](#)
[DEEL-10-A-1](#) Request that DEEL report on data collection, disaggregation, and usage
- Attachments:* [SLI DEEL-10-A-1](#)

XI. SEATTLE FIRE DEPARTMENT (SFD)

38. [CBA](#)
[SFD-1-A-1](#) Add \$1.2 million GF (ongoing) in 2020 to SFD for a third Seattle Fire Department recruit class
- Attachments:* [CBA SFD-1-A-1](#)

XII. OFFICE OF INSPECTOR GENERAL (OIG)

39. [CBA](#)
[OIG-1-A-1](#) Add \$150,000 GF in 2020 (ongoing) to OIG to allow for contracting with outside legal counsel and impose a proviso

Attachments: [CBA OIG-1-A-1](#)

40. [CBA](#)
[OIG-2-A-1](#) Add 1.0 FTE to OIG to create an Operations Manager Position

Attachments: [CBA OIG-2-A-1](#)

XIII. COMMUNITY POLICE COMMISSION (CPC)

41. [CBA](#)
[CPC-1-A-1](#) Add \$150,000 GF in 2020 (ongoing) to CPC to allow for contracting with outside legal counsel and impose a proviso

Attachments: [CBA CPC-1-A-1](#)

42. [CBA](#)
[CPC-2-A-1](#) Add \$200,000 GF in 2020 (one-time) to the CPC to fund Work Plan items

Attachments: [CBA CPC-2-A-1](#)

XIV. OFFICE OF POLICE ACCOUNTABILITY (OPA)

43. [CBA](#)
[OPA-1-A-1](#) Add \$150,000 GF in 2020 (ongoing) to OPA to allow for contracting with outside legal counsel and impose a proviso

Attachments: [CBA OPA-1-A-1](#)

XV. OFFICE OF SUSTAINABILITY AND ENVIRONMENT (OSE)

44. [CBA](#)
[OSE-1-A-1](#) Add \$156,291 GF and 1.0 FTE Strategic Advisor 1 to OSE to support the Green New Deal Oversight Board and the climate action interdepartmental team

Attachments: [CBA OSE-1-A-1](#)

45. [CBA](#)
[OSE-2-A-1](#) Add \$1,040,000 Sweetened Beverage Tax (SBT) to OSE, add \$825,000 SBT to HSD, add \$260,000 SBT to SPR, add \$375,000 SBT to DEEL, and cut \$2,500,000 SBT from DON

Attachments: [CBA OSE-2-A-1](#)

46. [SLI OSE-3-A-1](#) Request that OSE establish high-road contracting standards for electrical contractors

Attachments: [SLI OSE-3-A-1](#)

XVI. SEATTLE DEPARTMENT OF CONSTRUCTION AND INSPECTIONS (SDCI)

47. [CBA](#)
[SDCI-1-A-1](#) Add a term-limited Planning and Development Specialist and \$125,477 GF to SDCI for SEPA rulemaking and outreach

Attachments: [CBA SDCI-1-A-1](#)

48. [CBA](#)
[SDCI-2-A-1](#) Proviso on \$63,000 in SDCI for updates to green building standards

Attachments: [CBA SDCI-2-A-1](#)

49. [SLI](#)
[SDCI-3-A-1](#) Request that OPCD and SDCI prepare a proposal to limit siting of new fossil fuel production and storage facilities

Attachments: [SLI SDCI-3-A-1](#)

50. [CBA](#)
[SDCI-4-A-1](#) Add 1.0 FTE Electrical Inspector and \$106,339 GF to enforce Washington State regulations related to electrical contractor licensing

Attachments: [CBA SDCI-4-A-1](#)

51. [CBA](#)
[SDCI-5-A-1](#) Add \$235,684 GF, 1 FTE Housing and Zoning Technician, and 1 FTE Code Compliance Analyst to SDCI for tenant outreach and Property Owner and Tenant Assistance Group staffing

Attachments: [CBA SDCI-5-A-1](#)
52. [CBA](#)
[SDCI-6-A-1](#) Add \$607,000 GF (ongoing) to SDCI for renter organizing and outreach

Attachments: [CBA SDCI-6-A-1](#)
53. [CBA](#)
[SDCI-7-A-1](#) Add \$534,522 (ongoing) GF to SDCI for eviction legal defense

Attachments: [CBA SDCI-7-A-1](#)
54. [CBA](#)
[SDCI-8-A-1](#) Add \$84,000 GF (one-time) to SDCI for a landlord history resource

Attachments: [CBA SDCI-8-A-1](#)
55. [CBA](#)
[SDCI-100-A-1](#) Do pass CB 119669 SDCI's annual fee ordinance

Attachments: [CBA SDCI-100-A-1](#)

XVII. LEGISLATIVE DEPARTMENT (LEG)

56. [CBA](#)
[LEG-2-A-1](#) Add \$20,770 GF to LEG for two reclassified Communications Division positions

Attachments: [CBA LEG-2-A-1](#)
57. [CBA](#)
[LEG-3-A-1](#) Cut \$430,024 GF from LEG and adopt legislation to reduce Mayor and Council salaries

Attachments: [CBA LEG-3-A-1](#)

58. [CBA](#)
[LEG-4-A-1](#) Add \$71,000 GF to LEG, cut 1 admin staff analyst position and add 1 executive management position

Attachments: [CBA LEG-4-A-1](#)

XVIII. CITY BUDGET OFFICE (CBO)

59. [SLI](#)
[CBO-2-A-1](#) Request CBO to report on steps, timeline and funding to collect high-earners municipal income tax

Attachments: [SLI CBO-2-A-1](#)

60. [SLI](#)
[CBO-3-A-1](#) Request CBO to work with DON and OCR to develop a proposal for a compensation program for Boards and Commissions volunteers

Attachments: [SLI CBO-3-A-1](#)

61. [SLI](#)
[CBO-4-A-1](#) Request a report from CBO on the use and contracted cost of beds at the King County Jail and options for distribution of services inside the King County Jail

Attachments: [SLI CBO-4-A-1](#)

62. [CBA](#)
[CBO-100-A-1](#) Pass CB 119681 CBO SBT Fund Policies Amendment Ordinance

Attachments: [CBA CBO-100-A-1](#)

XIX. OFFICE OF CITY AUDITOR (AUD)

63. [CBA](#)
[AUD-1-A-1](#) Add \$61,976 GF, 3,590 SCL Fund, \$1,544 Drainage and Wastewater Fund, \$1,508 Water Fund and \$538 Solid Waste Fund for salary increases for the Executive Manager and Strategic Advisor positions in the Office of City Auditor.

Attachments: [CBA AUD-1-A-1](#)

XX. BUDGET LEGISLATION (BLG)

64. [CBA](#)
[BLG-1-A-1](#) Pass CB 119667 the 3rd quarter 2019 grant acceptance ordinance, authorizing the acceptance of \$7 million of funding from non-City sources

Attachments: [CBA BLG-1-A-1](#)

65. [CBA](#)
[BLG-2-A-1](#) Pass CB 119668 the 3rd quarter 2019 supplemental appropriations ordinance, revising the 2019 budget

Attachments: [CBA BLG-2-A-1](#)

D. Public Comment**E. Adjournment****Related Budget Legislation:**

[CB 119667](#) AN ORDINANCE authorizing, in 2019, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Department of Education and Early Learning, Seattle Police Department, Seattle Department of Transportation, and the Seattle Fire Department, to accept specified grants, private funding, and subsidized loans and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

Supporting Documents: [Summary and Fiscal Note](#)
[Summary Att A - 3Q Grant Acceptance Ordinance Summary Detail Table](#)

[CB 119668](#) **AN ORDINANCE amending Ordinance 125724, which adopted the 2019 Budget, including the 2019-2024 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; revising project allocations for certain projects in the 2019-2024 CIP; creating non-exempt positions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.**

Supporting

Documents:

[Summary and Fiscal Note](#)

[Summary Att A - 2019 3Q Supplemental Ordinance Summary Detail Table](#)

[CB 119669](#) **AN ORDINANCE relating to fees and charges for permits and activities of the Seattle Department of Construction and Inspections, related fees by other departments, and technical corrections; amending Sections 3.58.090, 15.04.074, 22.900B.010, 22.900B.020, 22.900C.010, 22.900D.010, 22.900D.070, 22.900D.090, 22.900D.100, 22.900D.110, 22.900D.140, 22.900D.145, 22.900D.150, 22.900D.160, 22.900E.020, 22.900E.030, 22.900E.040, 22.900E.050, 22.900E.060, 22.900F.010 and 22.900G.015 of the Seattle Municipal Code (SMC); and repealing Section 22.900G.080 of the SMC.**

Supporting

Documents:

[Summary and Fiscal Note](#)

[Summary Att A - SDCI Permit Fees and Charges Proposed for 2020](#)

[CB 119672](#) **AN ORDINANCE relating to the solid waste system of Seattle Public Utilities; revising rates and charges for solid waste services; revising credits to low income customers for solid waste services; and amending Sections 21.40.050, 21.40.060, 21.40.070, 21.40.080, 21.40.085, and 21.76.040 of the Seattle Municipal Code.**

Supporting

Documents:

[Summary and Fiscal Note](#)

[Summary Ex A - 2020-22 Solid Waste Rate Study](#)

[CB 119674](#) **AN ORDINANCE** relating to the electric system of The City of Seattle; adopting a system or plan of additions and betterments to and extensions of the existing municipal light and electric power generation, transmission, and distribution system of the City; authorizing the issuance and sale of municipal light and power revenue bonds for the purposes of providing funds to pay part of the cost of carrying out that system or plan, providing for the reserve fund requirement (if any), and paying the costs of issuance of the bonds; providing parameters for the bond sale terms including conditions, covenants, and other sale terms; describing the lien of the bonds and authorizing their issuance as either senior lien parity bonds or junior lien bonds; and ratifying and confirming certain prior acts.

Attachments: [Ex A - Outstanding Parity Bonds](#)
[Ex B - Form of Continuing Disclosure Agreement](#)

Supporting Documents: [Summary and Fiscal Note](#)

[CB 119676](#) **AN ORDINANCE** relating to the financing of Equitable Development Implementation Plan projects; amending Ordinance 125462 to extend the term of an interfund loan.

Supporting Documents: [Summary and Fiscal Note](#)

[CB 119681](#) **AN ORDINANCE** relating to Sweetened Beverage Tax revenues; creating a cash balance reserve in the Sweetened Beverage Tax Fund to offset future revenue shortfalls and maintain program expenditures; and amending Section 5.53.055 of the Seattle Municipal Code.

Supporting Documents: [Summary and Fiscal Note](#)



Legislation Text

File #: CBA ARTS-1-A-1, Version: 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
ARTS	1	A	1

Budget Action Title: Add \$50,000 GF to ARTS for the expansion of Coyote Central to the Lake City neighborhood

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Debora Juarez

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$50,000	
Net Balance Effect	\$(50,000)	
Total Budget Balance Effect	\$(50,000)	

Budget Action Description:

This Council Budget Action would add \$50,000 GF to the Office of Arts and Culture (ARTS) to support the expansion of Coyote Central to the Lake City neighborhood. This funding would contribute to a new building, "Coyote North," which will have a dedicated performing arts center, hold classes, provide activities, and give access to professional artists for youth living in the North End.

Coyote Central is a creative space for youth and teenagers to explore interests and build skills in creative pursuits through hands-on projects. Coyote North is currently raising funds to meet their capital and programming goal of \$2.4 million. Coyote North applied to ARTS for funding through its Cultural Facilities Fund competitive process and has been awarded \$90,000. Adding the funding described in this Council Budget Action will give Coyote North a total award of \$140,000.

2020 Seattle City Council Budget Action

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Tab	Action	Option	Version
ARTS	1	A	1

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add funding for expanded arts programming		0	0	ARTS - AR000	ARTS - BO-AR-VA170 - Cultural Space	00100 - General Fund	2020	\$0	\$50,000



Legislation Text

File #: CBA ARTS-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
ARTS	2	A	1

Budget Action Title: Add \$25,000 GF to ARTS to support racial equity alignment

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Bruce Harrell

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$25,000	
Net Balance Effect	\$(25,000)	
Total Budget Balance Effect	\$(25,000)	

Budget Action Description:

This Council Budget Action would add \$25,000 GF to the Office of Arts and Culture (ARTS) to further align the work between the Race and Social Justice Initiative and racially equitable organizations serving artists of color, immigrants, and others experiencing structural oppression such as the Martin Luther King Jr. Commemorative Committee (MLKCC).

Funding will be used for investments such as:

- Expansion of the "Turning Commitment into Action" model to include a series on creative strategies for racial justice and equity;
- Strategizing with community organizations and individuals who are vulnerable to cultural displacement due to development and gentrification; and

2020 Seattle City Council Budget Action

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Tab	Action	Option	Version
ARTS	2	A	1

- Partnering with entities that already have connections to ARTS.

The Council added \$25,000 of one-time funding for this same purpose in the 2019 Adopted Budget. Those funds were awarded to Urban League to partner with MLKCC to organize and host the community-focused celebration of the life of and recognition of the assassination of MLK Jr. Consistent with the 2020 Endorsed Budget, the 2020 Proposed Budget did not include any funding for this purpose.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add funding to support racial equity alignment		0	0	ARTS - AR000	ARTS - BO-AR-VA160 - Arts and Cultural Programs	00100 - General Fund	2020	\$0	\$25,000



Legislation Text

File #: CBA ARTS-3-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
ARTS	3	A	1

Budget Action Title: Add \$25,000 of Admissions Tax to ARTS for access to online historical resources

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Sally Bagshaw

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$0	
Net Balance Effect	\$0	
Other Funds		
Arts and Culture Fund (12400)		
Revenues	\$0	
Expenditures	\$25,000	
Net Balance Effect	\$(25,000)	
Total Budget Balance Effect	\$(25,000)	

Budget Action Description:

This Council Budget Action would add \$25,000 in Admission Tax funding to the Office of Arts and Culture (ARTS) to support gaps in funding for programs that provide free online access to Seattle's historical resources, such as at HistoryLink. This support would come from unspent Admissions Tax funds.

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Tab	Action	Option	Version
ARTS	3	A	1

ARTS annually funds HistoryLink with a \$50,000 contract. If awarded to HistoryLink, the additional \$25,000 would add to the \$50,000 contract for a total of \$75,000 in 2020.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add funding for HistoryLink		0	0	ARTS - AR000	ARTS - BO-AR-VA160 - Arts and Cultural Programs	12400 - Arts and Culture Fund	2020	\$0	\$25,000



SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104

Legislation Text

File #: CBA OCR-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

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Tab	Action	Option	Version
OCR	1	A	1

Budget Action Title: Add \$25,000 GF to OCR to fund Indigenous People's Day celebrations and impose a proviso

Ongoing: Yes Has Budget Proviso: Yes

Has CIP Amendment: No

Primary Sponsor: Kshama Sawant

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$25,000	
Net Balance Effect	\$(25,000)	
Total Budget Balance Effect	\$(25,000)	

Budget Action Description:

This Council Budget Action would add \$25,000 GF to the Office for Civil Rights (OCR) to create a stable source of funding for the City of Seattle's annual Indigenous People's Day celebration, including but not limited to the morning march, the daytime City Hall celebration, and the evening celebration at the Day Break Star Center. The Council Budget Action would also impose a proviso.

The Council added \$5,000 in the 2017 Adopted Budget and \$12,000 in the 2019 Adopted Budget, providing OCR with \$17,000 in ongoing funding for Indigenous People's Day. Consistent with the 2020 Endorsed Budget, the 2020 Proposed Budget includes \$17,000 for this purpose. The \$25,000 added in this Council Budget Action would increase ongoing funding to \$42,000.

This Council Budget Action would impose the following budget proviso:

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OCR	1	A	1

"Of the appropriation in the 2020 budget for the Office for Civil Rights, \$25,000 is appropriated solely for supporting Seattle's annual Indigenous People's Day celebration and may be spent for no other purpose."

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add funding for Indigenous People's Day		0	0	OCR - CR000	OCR - BO-CR-X1R00 - Civil Rights	00100 - General Fund	2020	\$0	\$25,000



Legislation Text

File #: CBA OCR-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OCR	2	A	1

Budget Action Title: Add \$16,000 GF to OCR for Human Rights Day

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Bruce Harrell

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$16,000	
Net Balance Effect	\$(16,000)	
Total Budget Balance Effect	\$(16,000)	

Budget Action Description:

This Council Budget Action would add \$16,000 GF to the Office for Civil Rights (OCR) to create a stable source of funding for the City's "Human Rights Day" Celebration.

Background:

The City of Seattle created the Seattle Human Rights Commission in 1963. The Council also recognized December 10th as the official date for commemoration of the adoption of the Universal Declaration of Human Rights. The City has applied human rights principles in its policy-making; in 2012, the City reaffirmed its commitment to promote human rights by proclaiming Seattle a "Human Rights City" and adopting the Universal Declaration of Human Rights through Resolution 31420. A "Human Rights City" consciously aspires to respect, protect, and fulfill universal human rights as spelled out in the Universal Declaration of Human Rights. Along the same lines, the City has been celebrating Human Rights Day

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OCR	2	A	1

since 2000, and the 2020 celebration will be the 21st annual celebration.

Consistent with the 2020 Endorsed Budget, the 2020 Proposed Budget includes no funding to implement this celebration.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add funding for Human Rights Day		0	0	OCR - CR000	OCR - BO-CR-X1R00 - Civil Rights	00100 - General Fund	2020	\$0	\$16,000



Legislation Text

File #: CBA OCR-3-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OCR	3	A	1

Budget Action Title: Add \$25,000 GF to OCR to fund the City's MLK Unity Day celebration

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Bruce Harrell

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	0									
Yes	0									
No	0									
Abstain	0									
Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$25,000	
Net Balance Effect	\$(25,000)	
Total Budget Balance Effect	\$(25,000)	

Budget Action Description:

This Council Budget Action would add \$25,000 GF to the Office for Civil Rights (OCR) to provide a stable source of funding for the City's Martin Luther King, Jr. (MLK) Unity Day celebrations. The City first began programming to celebrate MLK Unity Day celebrations in 2015, and the City has sponsored a celebration each year since then. The 2020 celebration will be the 6th annual Unity Day.

Consistent with the 2020 Endorsed Budget, the 2020 Proposed Budget does not include any funding in OCR for these celebrations.

Budget Action Transactions

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OCR	3	A	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add funding for MLK, Jr. Unity Day celebrations		0	0	OCR - CR000	OCR - BO-CR-X1R00 - Civil Rights	00100 - General Fund	2020	\$0	\$25,000



Legislation Text

File #: CBA OCR-4-A-1, **Version:** 1

Add \$252,876 GF to OCR for 2.0 FTE positions to address capacity issues

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OCR	4	A	1

Budget Action Title: Add \$252,876 GF to OCR for 2.0 FTE positions to address capacity issues

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	0									
Yes	0									
No	0									
Abstain	0									
Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$252,876	
Net Balance Effect	\$(252,876)	
Total Budget Balance Effect	\$(252,876)	

Budget Action Description:

This Council Budget Action would add \$252,876 GF to the Office for Civil Rights (OCR) and add two positions: 1.0 FTE dispute resolution mediator for a restorative justice approach to resolution of cases regarding violation of the City's civil rights laws and a 1.0 FTE planning and development specialist II position to help with anti-discrimination and anti-harassment training with the Race and Social Justice Initiative.

These positions were added as two part-time temporary positions in the 2019 Second Quarter Supplemental Budget, supported by one-time funding for 2019. Consistent with the 2020 Endorsed Budget, the 2020 Proposed Budget did not include funding for these positions. This Council Budget Action would convert these two part-time, temporary positions into two permanent, full-time positions supported by ongoing funding.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OCR	4	A	1

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Pocket Adjustments		0	0	OCR - CR000	OCR - BO-CR-X1R00 - Civil Rights	00100 - General Fund	2020	\$0	\$252,876
2	Pocket Adjustments	Dispute Resolution Mediator	1	1	OCR - CR000	OCR - BO-CR-X1R00 - Civil Rights	00100 - General Fund	2020	\$0	\$0
3	Pocket Adjustments	Plng&Dev Spec II	1	1	OCR - CR000	OCR - BO-CR-X1R00 - Civil Rights	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA LAW-1-A-1, Version: 1

Add \$113,077 GF and 1.0 FTE paralegal position to LAW for a Domestic Violence technology expert

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LAW	1	A	1

Budget Action Title: Add \$113,077 GF and 1.0 FTE paralegal position to LAW for a Domestic Violence technology expert

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Abel Pacheco

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	0									
Yes	0									
No	0									
Abstain	0									
Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$113,077	
Net Balance Effect	\$(113,077)	
Total Budget Balance Effect	\$(113,077)	

Budget Action Description:

This Council Budget Action adds \$113,077 GF and 1.0 FTE for a paralegal to the City Attorney's Office (LAW) to be a domestic violence technology expert. This includes \$111,077 in ongoing funding and \$2,000 in one-time funding for equipment and office setup. This paralegal will assist the domestic violence unit with prosecution of cases addressing technology-related instances of abuse by adding capacity for collecting technology-based evidence, working with victims, and serving as an expert witness.

LAW's DV Unit currently consists of ten FTEs, along with nine DV victim advocates. None of the positions have specialized expertise in how abusers use technology to abuse their victims and currently the unit does not have the capacity or resources to dedicate to obtaining electronic data to identify abusers and validate evidence for prosecution. The intent of this position and funding is to help fill that gap.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LAW	1	A	1

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add one time funding for equipment costs		0	0	LAW - LW000	LAW - BO-LW-J1500 - Criminal	00100 - General Fund	2020	\$0	\$2,000
2	Add ongoing funding for licensing and training costs		0	0	LAW - LW000	LAW - BO-LW-J1500 - Criminal	00100 - General Fund	2020	\$0	\$1,000
3	Pocket Adjustments		0	0	LAW - LW000	LAW - BO-LW-J1500 - Criminal	00100 - General Fund	2020	\$0	\$110,077
4	Pocket Adjustments	Paralegal - Law	1	1	LAW - LW000	LAW - BO-LW-J1500 - Criminal	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA LAW-2-A-1, Version: 1

Add \$113,077 GF to LAW for 1.0 FTE paralegal position to be a trauma informed advocate for Domestic Violence firearm enforcement

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LAW	2	A	1

Budget Action Title: Add \$113,077 GF to LAW for 1.0 FTE paralegal position to be a trauma informed advocate for Domestic Violence firearm enforcement

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$113,077	
Net Balance Effect	\$(113,077)	
Total Budget Balance Effect	\$(113,077)	

Budget Action Description:

This Council Budget Action adds \$113,077 GF and 1.0 FTE paralegal position to the City Attorney's Office (LAW) to support the Regional Domestic Violence Firearm Enforcement Unit (Unit). This position will expand the Unit's capacity to address "red flag" cases involving individuals suspected of domestic violence and/or who pose an extreme risk.

The Regional Domestic Violence Firearms Enforcement Unit includes members from the King County Prosecuting Attorney's Office, LAW, the Seattle Police Department, and the King County Sheriff's Office. Formed by King County and Seattle in 2018, the mission of the unit is to reduce gun violence and increase victim and community safety through regional collaboration and proactive enforcement of firearm laws including the Extreme Risk Protection Orders approved by votes in an initiative in 2016.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LAW	2	A	1

The Unit currently consists of a Program Manager; three dedicated firearms prosecutors; a “Court Coordinator”; a “Court Orders Problem-Solver”; law enforcement personnel to serve and enforce the orders; a DV-Firearms Advocate to help petitioners and their families; and a paralegal and data/records staffer. This additional advocate position will expand the ability of the Unit to serve as the first point of contact for family or household members initiating extreme risk protection orders and will help educate the public and community partners about these protection orders.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add one time funding for equipment costs		0	0	LAW - LW000	LAW - BO-LW-J1500 - Criminal	00100 - General Fund	2020	\$0	\$2,000
2	Add ongoing funding for licensing and training costs		0	0	LAW - LW000	LAW - BO-LW-J1500 - Criminal	00100 - General Fund	2020	\$0	\$1,000
3	Pocket Adjustments		0	0	LAW - LW000	LAW - BO-LW-J1500 - Criminal	00100 - General Fund	2020	\$0	\$110,077
4	Pocket Adjustments	Paralegal - Law	1	1	LAW - LW000	LAW - BO-LW-J1500 - Criminal	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA HXM-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
HXM	1	A	1

Budget Action Title: Add \$23,000 for HXM improvements

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Abel Pacheco

Council Members:

Staff Analyst: Amy Gore

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0								
	No	0								
	Abstain	0								
	Absent	0								

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$23,000	
Net Balance Effect	\$(23,000)	
Total Budget Balance Effect	\$(23,000)	

Budget Action Description:

This action adds \$23,000 GF to the Office of Hearing Examiner (HXM), including \$8,000 in one-time funding for portable recording equipment and \$15,000 in ongoing funding for a planner to participate in mediation.

Currently, HXM has access to two hearing rooms, one large and one small, resulting in the office only being able to accommodate one large, multi-party public hearing at a time. With the purchase of portable recording equipment, a second larger room could be obtained as needed to conduct two larger hearings simultaneously.

This action also adds \$15,000 ongoing GF to pay for the participation of a planner in the mediation process. Currently, mediation parties must pay for the required participation of a planner.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
HXM	1	A	1

This additional \$23,000 represents a two percent increase in the HXM appropriations for 2020, bringing the total HXM appropriations to \$1.1 million.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add one-time GF for portable recording equipment.		0	0	HXM - HX000	HXM - BO-HX-V1X00 - Office of the Hearing Examiner	00100 - General Fund	2020	\$0	\$8,000
2	Add ongoing GF for mediation planner		0	0	HXM - HX000	HXM - BO-HX-V1X00 - Office of the Hearing Examiner	00100 - General Fund	2020	\$0	\$15,000



Legislation Text

File #: CBA OIRA-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIRA	1	A	1

Budget Action Title: Add \$750,000 one-time GF for Rapid Response Fund

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Amy Gore

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$750,000	
Net Balance Effect	\$(750,000)	
Total Budget Balance Effect	\$(750,000)	

Budget Action Description:

This action adds \$750,000 GF (one-time) to the Office of Immigrant and Refugee Affairs (OIRA) to reestablish the Rapid Response Fund, which was funded with \$150,000 GF in 2017. This fund will support specialized “Know Your Rights” clinics for Deferred Action for Childhood Arrivals (DACA) and Temporary Protected Status (TPS) programs, fund additional community support for outreach regarding public charge and other rule changes that impact access to services utilized by immigrant and refugee residents, and respond to emerging threats from the Trump Administration and policy changes that impact the immigrant and refugee community.

This action increases total appropriations for OIRA from \$3.9 million in the 2020 Proposed Budget to \$4.7 million, an increase of 19 percent.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIRA	1	A	1

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add one-time GF for Rapid Response Fund		0	0	OIRA - IA000	OIRA - BO-IA-X1N00 - Office of Immigrant and Refugee Affairs	00100 - General Fund	2020	\$0	\$750,000



Legislation Text

File #: CBA OIRA-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIRA	2	A	1

Budget Action Title: Add \$116,291 for 1.0 FTE Strategic Advisor 1

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Amy Gore

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$116,291	
Net Balance Effect	\$(116,291)	
Total Budget Balance Effect	\$(116,291)	

Budget Action Description:

This action adds \$116,291 GF (ongoing) and 1.0 FTE (Strategic Advisor 1, Exempt) to support OIRA policy work and the department's programs in a fast-changing federal policy environment that impacts the immigrant and refugee community. The position will focus on the City's approach for serving our immigrant and refugee residents and workers.

This action increases OIRA's staff from 9.5 FTE to 10.5 FTE, an increase of 10.5 percent.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
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2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIRA	2	A	1

1	Pocket Adjustments		0	0	OIRA - IA000	OIRA - BO-IA-X1N00 - Office of Immigrant and Refugee Affairs	00100 - General Fund	2020	\$0	\$116,291
2	Pocket Adjustments	StratAdvsr1,Exempt	1	1	OIRA - IA000	OIRA - BO-IA-X1N00 - Office of Immigrant and Refugee Affairs	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA OIRA-3-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIRA	3	A	1

Budget Action Title: Add \$50,000 GF for Deferred Action for Childhood Arrivals and Temporary Protected Status application scholarship funding

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Abel Pacheco

Council Members:

Staff Analyst: Amy Gore

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$50,000	
Net Balance Effect	\$(50,000)	
Total Budget Balance Effect	\$(50,000)	

Budget Action Description:

This action would add \$50,000 of one-time GF to the Office of Immigrant and Refugee Affairs (OIRA) to provide scholarships to Seattle residents applying to renew their Deferred Action for Childhood Arrivals (DACA) or Temporary Protected Status (TPS) status. Depending on circumstances, DACA and TPS renewal application fees range from \$85 to \$495 per applicant.

In 2018, OIRA used \$20,000 of one-time funding to partner with 21 Progress to provide grants to DACA renewal applicants. There was not funding for this purpose in the 2019 Adopted Budget or in the 2020 Endorsed or Proposed Budget.

Budget Action Transactions

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIRA	3	A	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add GF for DACA and TPS scholarships		0	0	OIRA - IA000	OIRA - BO-IA-X1N00 - Office of Immigrant and Refugee Affairs	00100 - General Fund	2020	\$0	\$50,000



Legislation Text

File #: CBA OPCD-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	1	A	1

Budget Action Title: Proviso \$150,000 in 2020 for Comprehensive Plan Outreach and Engagement in OPCD

Ongoing: No Has Budget Proviso: Yes

Has CIP Amendment: No

Primary Sponsor: Teresa Mosqueda

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$0	
Net Balance Effect	\$0	
Total Budget Balance Effect	\$0	

Budget Action Description:

This Budget Action imposes a proviso \$150,000 GF in the Office of Planning and Community Development's (OPCD) budget proposed for outreach and engagement work regarding the next major Comprehensive Plan update. The proviso will be lifted after OPCD presents its work plan, including plans for a Racial Equity Toolkit, to the Planning, Land Use and Zoning Committee, or its successor committee.

Under the Washington State Growth Management Act, the City is required to update its Comprehensive Plan every eight years. The next major update is due in 2023. The Urban Village Strategy for growth was adopted as a foundation of the Comprehensive Plan in 1994 and has been the guiding strategy for comprehensive plans in Seattle ever since. The purpose of the urban village strategy is to concentrate growth in "urban villages" and "urban centers" where jobs, transit and services are readily available.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	1	A	1

In the 25 years since adoption of the first Comprehensive Plan, communities of color throughout the city have been displaced from areas like the Central District. Data suggests that this is largely driven by a lack of housing options, particularly in areas with high access to opportunity north of the Ship Canal, in the face of unanticipated growth. Coupled with restrictions on development capacity, this has led to gentrification of areas such as the Central District, Chinatown-International District, Beacon Hill, Columbia City, and Delridge.

In 2018, the Council adopted Statement of Legislative Intent (SLI) 29-4-B-1, which requested that "OPCD, DON, and OCR prepare a racial equity analysis of Seattle's strategy for accommodating growth" as part of "pre-planning work in anticipation of the next major update to the Comprehensive Plan." The Council has received a preliminary response to this SLI. A final response is due on December 1, 2019.

This Council Budget Action would impose the following budget proviso:

"None of the money appropriated in the 2020 budget for the Office of Planning and Community Development for outreach and engagement regarding the next major update to the Comprehensive Plan may be spent unless the Chair of the Council's Planning, Land Use and Zoning committee, or the successor committee with purview over the Office of Planning and Community Development, files a certification with the City Clerk that the Office of Planning and Community Development, the Department of Neighborhoods, and the Office for Civil Rights have briefed the committee on their work plan for Comprehensive Plan outreach and engagement, including a racial equity toolkit."

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount



Legislation Text

File #: CBA OPCD-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	2	A	1

Budget Action Title: Proviso \$500,000 in OPCD for the Comprehensive Plan Environmental Impact Statement

Ongoing: No Has Budget Proviso: Yes

Has CIP Amendment: No

Primary Sponsor: Teresa Mosqueda

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$0	
Net Balance Effect	\$0	
Total Budget Balance Effect	\$0	

Budget Action Description:

This Budget Action imposes a proviso on \$500,000 in the Office of Planning and Community Development's (OPCD's) budget to ensure that certain issues are studied in an Environmental Impact Statement (EIS) if an EIS is required for the next major Comprehensive Plan update. The proviso would require:

(1) Analysis of a growth alternative addressing additional housing capacity and diversity - including duplexes, triplexes, fourplexes, and row houses - in areas of the city currently zoned exclusively for single-family houses;

(2) Development of strategies to minimize displacement of low-income residents and communities of color; and

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	2	A	1

(3) Analysis of an alternative name for single-family areas and single-family zones, such as Neighborhood Residential.

Background

Seattle's Comprehensive Plan is a 20-year vision and roadmap for Seattle's future growth. A major update is undertaken every eight years. The City's next Comprehensive Plan update will look ahead to June 2023. OPCD is conducting pre-planning in 2019 and will formally launch the Comprehensive Plan update process in 2020.

The Comprehensive Plan's "Urban Village Strategy" for growth, adopted in 1994, concentrates jobs, housing, and services into four categories of urban villages. It has been the guiding strategy for Comprehensive Plans in Seattle ever since. Of all the areas that allow residential uses in Seattle, 25 percent allows for multifamily residential development, while 75 percent is zoned exclusively for single-family detached houses.

Seattle has seen unprecedented growth over the last decade, adding more than 120,000 residents since 2010 - and this trend is expected to continue. Since 2006, over 80 percent of Seattle's growth has occurred in urban centers and villages. Only 5 percent of new housing units in Seattle from 2010 to 2017 were built in areas zoned Single-family. Even as the population of Seattle as a whole has increased significantly, the population density in some single-family areas has decreased.

Statement of Legislative Intent 29-4-B-1-2019 requested that "OPCD, DON, and OCR prepare a racial equity analysis of Seattle's strategy for accommodating growth" as part of "pre-planning work in anticipation of the next major update to the Comprehensive Plan." The racial equity toolkit is expected to provide policy options to increase the equity of Seattle's growth strategy and address the legacy of discrimination and exclusion in Seattle's public policies and investments, in particular the inequity inherent in the City's Single-family zoning. Washington State House Bill 1923 amended the Revised Code of Washington to encourage cities to adopt additional methods to accommodate residential growth.

Environmental review would likely be required for any policy options to promote greater economic and racial diversity across Seattle's communities by allowing greater housing flexibility in Seattle's current single-family zones. This proviso would require that these topics be studied if an EIS is prepared for the next major Comprehensive Plan update.

This Council budget action would impose the following budget proviso:

"Of the appropriation in the Office of Planning and Community Development (OPCD), \$500,000 is appropriated to be used for solely for the purpose of retaining a consultant or consultants to prepare an Environmental Impact Statement (EIS), if it is determined by OPCD that an EIS is warranted based on the proposed impacts of the next major Comprehensive Plan update. If required, OPCD shall sign a contract for consultant assistance to prepare an EIS in 2020. The appropriation may not be used for any other purpose. If OPCD determines that an EIS is necessary for the next major update, the EIS must include, but is not limited to:

1. At least one growth alternative that provides additional housing capacity and housing type diversity in single-family areas.
2. At least one growth alternative that uses other strategies to minimize displacement of low-income residents and communities of color.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	2	A	1

3. At least one growth alternative that studies an alternative name for single-family zones, such as Neighborhood Residential.

The areas of study 1-3 identified above may be combined into one alternative or studied separately. In developing the EIS scope, the Office should consider other actions to increase residential building capacity, such as those listed in RCW 36.70A.600."

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
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Legislation Text

File #: CBA OPCD-3-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	3	A	1

Budget Action Title: Add \$35,000 GF to OPCD for a natural capital valuation study

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$35,000	
Net Balance Effect	\$(35,000)	
Total Budget Balance Effect	\$(35,000)	

Budget Action Description:

This Council Budget Action adds \$35,000 GF to the Office of Planning and Community Development (OPCD) to contract with an expert in ecosystem services to identify how critical ecosystem services may be incorporated into key areas of City planning and reporting to advance the City's environmental sustainability priorities, with a focus on environmental justice and racial equity.

Two approaches are being considered:

1. Work with the Outside Citywide program, which seeks to leverage City-owned open space across departments for open space purposes. The consultant could support work to better understand the importance of the environmental benefits of open space in preparing for a resilient future; or
2. Embed concepts of ecosystem services into the scope of the next major update to the Comprehensive

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	3	A	1

Plan.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase GF support for natural capital valuation study		0	0	OPCD - PC000	OPCD - BO-PC-X2P00 - Planning and Community Development	00100 - General Fund	2020	\$0	\$35,000



Legislation Text

File #: CBA OPCD-4-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	4	A	1

Budget Action Title: Add \$1,075,000 GF to OPCD to support Central Area community development

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Kshama Sawant

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$1,075,000	
Net Balance Effect	\$(1,075,000)	
Total Budget Balance Effect	\$(1,075,000)	

Budget Action Description:

This budget action adds \$1,075,000 to the Office of Planning and Community Development's (OPCD's) Equitable Development Initiative (EDI) to support community development efforts in the Central Area. The funds will be used to contract with a non-profit community organization in the Central Area, such as the Black Dollar Days Task Force (BDDTF), to build capacity, provide technical assistance, and support community organizing to help Black churches and cultural institutions in the Central Area assess and develop plans for transforming their vacant and underutilized properties into mixed-use buildings, affordable housing, small business retail, social service, and cultural community spaces. Predevelopment, acquisition, and construction funds will be utilized to further develop the plans.

The non-profit awarded this contract will partner with black churches as well as cultural and educational institutions in the Central Area in order to: prevent residential, commercial, and community displacement; advance economic opportunities; build on local community assets; develop healthy and safe

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	4	A	1

neighborhoods that are culturally relevant; and provide equitable access to the Central Area.

Background

The 2020 proposed budget includes \$5.5 million for the EDI to allocate through a competitive grant process which includes review and ranking of proposals by City staff and an Equitable Development Interim Advisory Board. In 2019, this process awarded grants to ten projects across the city. In 2019, the program awarded grants and technical assistance to ten community-based organizations. In 2020, OPCD plans to prepare a Racial Equity Toolkit on their current grant-making criteria and process, to identify ways to improve the program.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add funding to OPCD to support Central Area community development		0	0	OPCD - PC000	OPCD - BO-PC-X2P00 - Planning and Community Development	00100 - General Fund	2020	\$0	\$1,075,000



SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104

Legislation Text

File #: CBA OPCD-5-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	5	A	1

Budget Action Title: Add \$100,000 GF (one-time) to OPCD to support community-driven development

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Bruce Harrell

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0								
	No	0								
	Abstain	0								
	Absent	0								

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$100,000	
Net Balance Effect	\$(100,000)	
Total Budget Balance Effect	\$(100,000)	

Budget Action Description:

This Budget Amendment adds \$100,000 GF to the Office of Planning and Community Development to support community-driven innovative development projects to address the displacement of African Americans in the Central District. The funds will be used by the Equitable Development Initiative (EDI) to contract with a community-focused real estate development company with roots in the African-American community to support the efforts of community based organizations to build capacity for community-driven innovative housing and commercial development projects in historical African-American neighborhoods.

Budget Action Transactions

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	5	A	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add GF to support community-driven development in the Central District		0	0	OPCD - PC000	OPCD - BO-PC-X2P00 - Planning and Community Development	00100 - General Fund	2020	\$0	\$100,000



Legislation Text

File #: CBA OPCD-100-A-1, **Version:** 1

Pass CB 119676 OPCD Equitable Development Initiative interfund loan extension

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPCD	100	A	1

Budget Action Title: Pass CB 119676 OPCD Equitable Development Initiative interfund loan extension

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Budget Committee

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution: CB 119676

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Budget Action Description:

This Council Budget Action recommends passage of Council Bill (C.B.) 119676. This legislation would extend an interfund loan for the Equitable Development Initiative (EDI) program by one year to December 31, 2020. Without the extension, the interfund loan is due on December 31, 2019. With the extension, the interfund loan will be paid from the sale of the former Civic Square Block (anticipated in 2020).



Legislation Text

File #: CBA DON-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DON	1	A	1

Budget Action Title: Add \$75,000 GF to DON to support the Seattle Rep's Public Works Seattle Program

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$75,000	
Net Balance Effect	\$(75,000)	
Total Budget Balance Effect	\$(75,000)	

Budget Action Description:

This Budget Action adds \$75,000 GF (one-time) to the Department of Neighborhoods (DON) Neighborhood Matching Fund program to increase a grant with the Seattle Repertory Theater to support the Public Works Seattle project. The Public Works Seattle project builds partnerships with community based organizations to enable people of all backgrounds to participate in theater workshops and classes, attend performances, and create ambitious works of participatory theater. This project has received \$25,000, the maximum grant amount, from the Neighborhood Matching Fund in 2019. These funds will increase the grant to \$100,000, the Neighborhood Matching Fund grant maximum prior to 2019.

Budget Action Transactions

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DON	1	A	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Provide \$75,000 for the Seattle Rep's Public Works Seattle program		0	0	DON - DN000	DON - BO-DN-I3400 - Neighborhood Matching Fund	00100 - General Fund	2020	\$0	\$75,000



Legislation Text

File #: CBA DON-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DON	2	A	1

Budget Action Title: Add \$75,000 GF to DON to support a South Park Public Safety Coordinator

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$75,000	
Net Balance Effect	\$(75,000)	
Total Budget Balance Effect	\$(75,000)	

Budget Action Description:

This Council Budget Action adds \$75,000 GF to the Department of Neighborhoods to continue the work of the South Park Public Safety Coordinator. The City also provided \$75,000 for this work in 2018 and 2019.

The South Park Public Safety Coordinator was a recommendation of the 2017 South Park Public Safety Taskforce Report, which recommended hiring a bilingual resident to coordinate community public safety efforts in South Park. In 2018, the coordinator was involved in seven CPTED assessments and coordinated 15 community cleanups, over 90 safety partnership and neighborhood coordination meetings, and 110 community safety and outreach events. Their work has continued into 2019.

Budget Action Transactions

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DON	2	A	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add \$75,000 GF to DON to support South Park public safety coordination		0	0	DON - DN000	DON - BO-DN-I3300 - Community Building	00100 - General Fund	2020	\$0	\$75,000



Legislation Text

File #: CBA DON-3-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DON	3	A	1

Budget Action Title: Add \$34,000 GF (one-time) to DON for Hub in a Box

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0								
	No	0								
	Abstain	0								
	Absent	0								

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$34,000	
Net Balance Effect	\$(34,000)	
Total Budget Balance Effect	\$(34,000)	

Budget Action Description:

This Council Budget Action adds \$34,000 GF to the Department of Neighborhoods (DON) to support the Hub in a Box project.

Hub in a Box provides secure equipment to support community responses in the case of a disaster. The Hub in a Box program places supplies in areas where people are not typically engaged with the City and are less likely to want to navigate City processes. Priority will be placed on communities that have lower rates of individual household capacity for emergency preparedness.

These funds will enable the program to install 15 hubs in 2020.

Budget Action Transactions

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DON	3	A	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add \$34,000 to DON to support the Hub in a Box project		0	0	DON - DN000	DON - BO-DN-I3400 - Neighborhood Matching Fund	00100 - General Fund	2020	\$0	\$34,000



Legislation Text

File #: SLI DON-4-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
DON	4	A	1

Budget Action Title: Request that DON report on long-term funding opportunities to preserve and enhance P-Patches

Ongoing: No

Primary Sponsor: Mike O'Brien

Council Members:

Staff Analyst: Lish Whitson

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

This Budget Action requests that the Department of Neighborhoods (DON) work with the Seattle Parks and Recreation (SPR) and the City Budget Office to identify funding opportunities, either through the Metropolitan Parks District or some other ongoing source of funding, for P-Patch maintenance and enhancement, and report to the Finance and Neighborhoods Committee, or its successor committee, and submit a copy to the Central Staff Executive Director, by June 28, 2020.

The SPR generally spends up to \$200,000 a year from Metropolitan Parks District funds to improve P-Patches. This enables the program to maintain and enhance up to five out of the 89 P-Patches a year. In 2019, no P-Patch improvements were funded.

In addition, the 2020 Proposed Budget includes \$3 million in one time funding from the Sweetened Budget Tax for land acquisition, garden relocation, and capital infrastructure improvements for the P-Patch program.

Responsible Council Committee(s):

Finance & Neighborhoods

Date Due to Council: June 28, 2020



Legislation Text

File #: CBA DON-5-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DON	5	A	1

Budget Action Title: Add \$250,000 GF to DON for a community-led place-based violence prevention initiative

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Lish Whitson

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$250,000	
Net Balance Effect	\$(250,000)	
Total Budget Balance Effect	\$(250,000)	

Budget Action Description:

This Council Budget Action adds \$250,000 GF (one-time) to the Department of Neighborhoods (DON) to support the creation of a community-led place-based violence prevention initiative for the Westwood and South Delridge neighborhoods. The project would be modeled on the Rainier Beach: A Beautiful Safe Place for Youth (ABSPY) program. Funding in 2020 will be used to establish a Core Team and evaluate implementation strategies.

ABSPY is a program of the Rainier Beach Action Coalition in collaboration with the Seattle Police Department, the Office of City Auditor, the Seattle Neighborhood Group and other City agencies and community-based organizations. ABSPY uses evidence-informed strategies to identify and address the place-based causes of youth victimization and crime at five focus locations, known as "hotspots" through non-arrest interventions. These interventions include business engagement, school campus safety, positive behavioral interventions and supports, crime prevention through environmental design, safe

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DON	5	A	1

passage activities, and youth and neighborhood engagement.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add \$250,000 GF to DON to support a community-led place-based violence prevention initiative		0	0	DON - DN000	DON - BO-DN-I3300 - Community Building	00100 - General Fund	2020	\$0	\$250,000



Legislation Text

File #: CBA SPU-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SPU	1	A	1

Budget Action Title: Add \$30,000 in SPU to improve shut-off notifications to multifamily building residents; and cut \$30,000 in an SPU reserve account

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Brian Goodnight

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$0	
Net Balance Effect	\$0	
Other Funds		
Water Fund (43000)		
Revenues	\$0	
Expenditures	\$0	
Net Balance Effect	\$0	
Total Budget Balance Effect	\$0	

Budget Action Description:

This budget action would add \$30,000 in the Seattle Public Utilities (SPU) Water Fund to improve the notification process for residents of multifamily buildings when the building is facing an imminent water shut-off. The budget action would also cut \$30,000 from an ongoing reserve account in the SPU Water Fund.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SPU	1	A	1

SPU's current process for multifamily building shut-offs is to inform residents through 30-day notices that are taped to the building's main entrances and exits. SPU also notifies the Seattle Department of Construction and Inspections (SDCI) 10 days before the shut-off is scheduled to occur. This funding will enable the department to perform the following additional actions:

- a) Mailing a 7-day notice directly to residents;
- b) Taping a 24-hour notice to the main entrances and exits and, for buildings that are accessible to SPU staff and have 15 or fewer units, placing door hangers on individual units; and
- c) Notifying SDCI 24 hours before a shut-off is scheduled to occur, and providing SDCI with a single point of contact within SPU for handling impending shut-off interactions.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase appropriations for resident notifications		0	0	SPU - SU000	SPU - BO-SU-N200B - Utility Service and Operations	43000 - Water Fund	2020	\$0	\$30,000
2	Reduce reserve appropriations for supplies		0	0	SPU - SU000	SPU - BO-SU-N000B - General Expense	43000 - Water Fund	2020	\$0	\$(30,000)



Legislation Text

File #: SLI SPU-2-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
SPU	2	A	1

Budget Action Title: Request that SPU report on the feasibility of using the City's water pipe infrastructure for a municipal broadband network

Ongoing: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Brian Goodnight

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

The City of Anacortes is developing a municipal broadband network and has recently deployed fiber optic cables inside of water lines as a method of building out the system. This alternative to traditional deployment techniques is intended to save costs and be less disruptive.

Seattle has previously studied the state of broadband services within the city and opportunities for supporting a municipally-owned broadband network. The evaluation requested by this budget action should build upon the City's previous work. (Reference: www.seattle.gov/tech/initiatives/broadband/studies-and-history)

The Council requests that Seattle Public Utilities (SPU), in coordination with Seattle Information Technology, evaluate the following:

1. The feasibility of installing fiber optic cables inside of City-owned water pipes;
2. The cost for installing fiber optic cables inside of City-owned water pipes, including how the cost compares to traditional fiber optic cable deployment techniques; and
3. The secondary benefits to SPU from having a fiber optic network built into its water facilities, including enhanced monitoring functionality, leak or blockage detection, or improved system maintenance.

The Council further requests that SPU provide a report to the Council by August 3, 2020 summarizing its findings.

Responsible Council Committee(s):

Civil Rights, Utilities, Economic Development & Arts

Date Due to Council: August 3, 2020

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
SPU	2	A	1



Legislation Text

File #: SLI SPU-3-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
SPU	3	A	1

Budget Action Title: Request that SPU negotiate the provision of every-other-week garbage collection with the City's solid waste contractors

Ongoing: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Brian Goodnight

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

The purpose of this Statement of Legislative Intent is to pursue an action that may reduce collection truck emissions, consistent with the Council's recent adoption of Resolution 31895 supporting a Green New Deal for Seattle.

Between June and December 2012, the City conducted an every-other-week (EOW) garbage collection pilot involving approximately 800 customers in four neighborhoods. Seattle Public Utilities (SPU) estimated at the time that if EOW garbage collection were fully implemented, there would be an approximately 35 percent reduction in emissions related to the vehicle fleet used for garbage collection. In terms of the overall fleet of vehicles used for solid waste collection (including recycling and food and yard waste), the emission reduction would be approximately 15 percent.

At the time of the EOW pilot, the City's solid waste contracts allowed for the implementation of EOW garbage collection for the entire city. The City's current solid waste contracts, which took effect in April 2019 and are effective until 2029, contain a provision for conducting pilot tests of alternative collection methods or schedules, but the current solid waste contracts do not contain an option for a permanent change in the collection schedule.

The Council requests that SPU work with the City's current solid waste contractors to reopen their contracts to negotiate the provision of EOW garbage collection.

The Council further requests that SPU provide quarterly reports to the Council with updates on the status of the negotiations. The first quarterly report is expected no later than March 31, 2020.

Responsible Council Committee(s):

Civil Rights, Utilities, Economic Development & Arts

Date Due to Council: March 31, 2020

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
SPU	3	A	1



Legislation Text

File #: CBA SPU-100-A-1, **Version:** 1

Pass CB 119672 SPU 2020-2022 solid waste rates

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SPU	100	A	1

Budget Action Title: Pass CB 119672 SPU 2020-2022 solid waste rates

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Budget Committee

Council Members:

Staff Analyst: Brian Goodnight

Council Bill or Resolution: CB 119672

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Budget Action Description:

This budget action recommends passage of C.B. 119672, Seattle Public Utilities' (SPU's) 2020-2022 solid waste rates ordinance.

This C.B. would establish solid waste rates for residential and commercial customers for the period from April 1, 2020 to March 31, 2023. If approved, solid waste rates would, on average, increase 3.0 percent in 2020, 2.9 percent in 2021, and 2.9 percent in 2022. These proposed rates are below those projected in the Council-adopted 2017 Strategic Business Plan, which were between 3.0 percent and 4.0 percent annually. The proposed rates are also below the six-year solid waste average of 3.4 percent. As proposed, a typical single-family residential customer would have monthly bill increases of \$1.50 in 2020, \$1.50 in 2021, and \$1.60 in 2022.



Legislation Text

File #: SLI SCL-1-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
SCL	1	A	1

Budget Action Title: Request SCL to report on electrification of all transportation and buildings

Ongoing: Yes

Primary Sponsor: Mike O'Brien

Council Members:

Staff Analyst: Eric McConaghy

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

This Statement of Legislative Intent (SLI) requests Seattle City Light (SCL) report to the Sustainability and Transportation Committee, or its successor, by April 3, 2019 on:

1. The expected impacts to SCL operations and capital projects of the shift to exclusive use of electricity for 100 percent of the power demands of buildings and all modes of transportation in the City of Seattle by 2030;
2. How SCL's proposed 2021-2026 Strategic Plan and rate design will be consistent with the goals of Resolution 31895, namely:
 - A. Make Seattle free of climate pollutants, meaning those that cause shifts in climate patterns, including carbon dioxide, black carbon, methane, nitrogen oxides, and fluorinated gases, by 2030;
 - B. Prioritize investment in communities historically most harmed by economic, racial, and environmental injustice;
 - C. Advance an equitable transition from an economy based on extraction and exploitation to one based on regeneration and cooperation, ensuring that those with the least amount of power and wealth are positioned to lead during this transition and are not left behind; and
 - D. Create stable, well-paying jobs that prioritize local hire and are protected by Project Labor Agreements and Labor Harmony Agreements to ensure high-quality work and fair treatment of workers.

Background

SCL is expected to transmit for Council's consideration the proposed 2021-2026 Strategic Plan and the rate design in the second quarter of 2020.

Seattle has committed to eliminating all climate pollution by 2030 as part of Seattle's Green New Deal

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
SCL	1	A	1

Resolution (Resolution 31895). To fulfill this commitment, Seattle will need to convert rapidly from the use of fossil fuels as energy sources for the operation of vehicles and buildings to the use of all-electric modes of transportation and building energy systems.

In 2005, SCL became the first electric utility in the country to achieve zero net greenhouse gas emissions. It has maintained that carbon neutral status every year since. Consequently, transitioning to an all-electric transportation system and all-electric buildings powered by SCL would largely eliminate carbon emissions from these sectors.

Responsible Council Committee(s):

Sustainability & Transportation

Date Due to Council:

April 3, 2020



Legislation Text

File #: CBA SCL-100-A-1, **Version:** 1

Pass CB 119674 authorizing SCL to issue up to \$250 million in revenue bonds to support its capital program

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SCL	100	A	1

Budget Action Title: Pass CB 119674 authorizing SCL to issue up to \$250 million in revenue bonds to support its capital program

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Budget Committee

Council Members:

Staff Analyst: Eric McConaghy

Council Bill or Resolution: CB 119674

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Budget Action Description:

This Council Budget Action recommends passage of Council Bill 119674 authorizing Seattle City Light (SCL) to issue up to \$250 million in revenue bonds to support its capital program. The bond sale is anticipated to occur in October 2020. The proposed SCL capital budget relies on passage of this bill.



Legislation Text

File #: SLI DEEL-1-A-1, **Version:** 1

Request that DEEL conduct stakeholder engagement and report on including labor harmony language in Child Care Assistance Program contracts

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
DEEL	1	A	1

Budget Action Title: Request that DEEL conduct stakeholder engagement and report on including labor harmony language in Child Care Assistance Program contracts

Ongoing: No

Primary Sponsor: Teresa Mosqueda

Council Members:

Staff Analyst: Brian Goodnight

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

The purpose of this Statement of Legislative Intent is to take initial steps toward implementing labor harmony provisions in the contracting vehicles for the City’s Child Care Assistance Program (CCAP), known as Vendor Services Agreements.

In recent years, the Council has taken a number of actions to incorporate labor standard provisions into City contracts or contracting processes. Recent examples include:

- a) Priority Hire and Project Labor Agreement requirements for public works construction projects in 2015;
- b) City Light Energy Efficiency as a Service pilot projects in 2018; and
- c) the Central Waterfront Operations and Maintenance agreement in 2019.

In addition, in April 2019, the Council added a provision to the Families, Education, Preschool, and Promise (FEPP) Levy Implementation and Evaluation Plan that requires the Department of Education and Early Learning (DEEL) to consider “adherence to labor laws and a commitment to labor harmony” in evaluating contractor proposals.

The Council requests that DEEL conduct stakeholder engagement meetings with current or potential CCAP providers to determine if labor harmony provisions are currently in place and how those provisions could be implemented to ensure uninterrupted care. Stakeholder engagement should, at a minimum, include: family child care providers, child care center directors and teachers, and labor organizations.

The Council requests that the stakeholder engagement process include in-person meetings to gather information and solicit feedback on potential options for implementing labor harmony. In order to ensure robust turnout and participation at the meetings, the Council requests that DEEL utilize multiple methods of communications with stakeholders, including email, telephone, text messages, traditional mail, etc.

The Council further requests that DEEL provide a report to the Council summarizing the information

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
DEEL	1	A	1

gathered, feedback received, and implementation options no later than May 1, 2020.

Responsible Council Committee(s):

Gender Equity, Safe Communities, New Americans & Education

Date Due to Council:

May 1, 2020



Legislation Text

File #: CBA DEEL-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DEEL	2	A	1

Budget Action Title: Add \$3.88 million GF to DEEL to expand eligibility for the Child Care Assistance Program

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Brian Goodnight

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$3,884,379	
Net Balance Effect	\$(3,884,379)	
Total Budget Balance Effect	\$(3,884,379)	

Budget Action Description:

This budget action would add \$3,884,379 GF and 10 FTE to the Department of Education and Early Learning (DEEL) to expand eligibility for the Child Care Assistance Program (CCAP).

This funding is intended for DEEL to target additional CCAP expansion efforts towards:

1. Creating supply in areas of the city where child care provider gaps exist;
2. Allowing program participation for students enrolled in advanced degree programs; and
3. Allowing program participation by those who work, but do not reside, in the city.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DEEL	2	A	1

To staff a program expansion of this magnitude, this budget action would provide the following additional positions:

- 1 FTE Manager 1
- 3 FTE Early Education Specialist
- 4 FTE Program Intake Representative
- 1 FTE Grants and Contracts Specialist
- 1 FTE Account Technician II

All of the positions have an assumed start date of April 1, 2020.

Background:

CCAP is a City child care subsidy program that provides eligible and participating families with vouchers that decrease the effective cost of child care for children between one month and 12 years of age at participating child care programs. Historically, to be eligible for CCAP, families had to: (a) reside in Seattle, (b) be employed or in an education or job training program, and (c) have income between 200 percent and 300 percent of the federal poverty level.

In the 2020 Endorsed Budget, CCAP is supported by 8.25 FTE and appropriations of approximately \$3.1 million. As of September 1, DEEL exercised its independent authority to expand CCAP eligibility to include those families making up to 350 percent of the federal poverty level, as well as to families enrolled in ESL or vocational classes. The 2020 Proposed Budget funds this expansion by increasing appropriations for the program by \$3 million, funded with Sweetened Beverage Tax revenues. Of the \$3 million proposed increase, approximately \$1.68 million would be used to fund child care vouchers, \$800,000 would be used for professional development and financial incentives for child care providers, and \$525,000 would be used to support an additional 5.5 FTE.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase appropriations for additional CCAP eligibility expansion		0	0	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00100 - General Fund	2020	\$0	\$3,033,976
2	Pocket Adjustments		0	0	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00100 - General Fund	2020	\$0	\$850,403
3	Pocket Adjustments	Actg Tech II	1	1	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00100 - General Fund	2020	\$0	\$0
4	Pocket Adjustments	Early Ed Spec	3	3	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00100 - General Fund	2020	\$0	\$0
5	Pocket Adjustments	Grants&Contracts Spec	1	1	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00100 - General Fund	2020	\$0	\$0
6	Pocket Adjustments	Manager1,General Govt	1	1	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00100 - General Fund	2020	\$0	\$0
7	Pocket Adjustments	Prgm Intake Rep	4	4	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA DEEL-3-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DEEL	3	A	1

Budget Action Title: Impose a proviso on a portion of DEEL Child Care Assistance Program expansion funds to increase access to infant care

Ongoing: No Has Budget Proviso: Yes

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Brian Goodnight

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$0	
Net Balance Effect	\$0	
Total Budget Balance Effect	\$0	

Budget Action Description:

This budget action would impose a proviso on a portion of the appropriations in the Department of Education and Early Learning (DEEL) for the expansion of the Child Care Assistance Program (CCAP).

Between January and August 2019, on average, infants made up less than three percent of the children begin served by CCAP. The Council requests that DEEL explore strategies for increasing access to infant care through CCAP or other City programs, including an evaluation of whether the subsidy amounts for families with infants can be increased. The Council requests that DEEL provide a written report to the Council no later than March 31, 2020. To ensure that these requests are fulfilled to the Council's satisfaction, this budget action imposes the following proviso:

"No more than \$4.5 million of the money appropriated in the 2020 budget for the Department of

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DEEL	3	A	1

Education and Early Learning may be spent for the Child Care Assistance Program until authorized by future ordinance. Council anticipates that such authority will not be granted until the Department of Education and Early Learning provides a plan for increasing access to infant care through the Child Care Assistance Program."

Background:

In the 2020 Endorsed Budget, CCAP is supported by 8.25 FTE and appropriations of approximately \$3.1 million. The 2020 Proposed Budget includes a \$3 million expansion of the program funded with Sweetened Beverage Tax revenues. Of the \$3 million proposed increase, approximately \$1.68 million would be used to fund child care vouchers, \$800,000 would be used for professional development and financial incentives for child care providers, and \$525,000 would be used to support an additional 5.5 FTE.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount



Legislation Text

File #: CBA DEEL-4-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DEEL	4	A	1

Budget Action Title: Add \$375,000 GF to DEEL to expand the City's role in connecting families with child care

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Brian Goodnight

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$375,000	
Net Balance Effect	\$(375,000)	
Total Budget Balance Effect	\$(375,000)	

Budget Action Description:

This budget action would add \$375,000 GF to the Department of Education and Early Learning (DEEL) to expand the City's role in connecting families with child care.

This action recognizes that child care, especially for infants, can be challenging for families to obtain. One challenge that families face is a lack of access to information and resources that could assist them in selecting child care that is appropriate for their situation.

DEEL should examine access to infant and child care throughout the city and evaluate the role that the City could play in acting as an information clearinghouse and connecting families with child care providers. In evaluating potential strategies, DEEL should consider best practices from other jurisdictions that could be adapted to Seattle's child care ecosystem.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DEEL	4	A	1

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase appropriations for citywide child care evaluation		0	0	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00100 - General Fund	2020	\$0	\$375,000



Legislation Text

File #: CBA DEEL-7-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DEEL	7	A	1

Budget Action Title: Add \$125,000 in one-time GF to DEEL for an access ramp at Concord International Elementary School

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Brian Goodnight

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$125,000	
Net Balance Effect	\$(125,000)	
Total Budget Balance Effect	\$(125,000)	

Budget Action Description:

This budget action would add \$125,000 in one-time GF to the Department of Education and Early Learning (DEEL) to support the creation of an access ramp at Concord International Elementary School.

The access ramp is part of the second phase of a group of infrastructure investments known as the Greening Concord Project. The first phase of projects was completed in 2018 and included the creation of an entryway, community plaza, and pollinator garden. The access ramp will address unsafe access to the school grounds at its southwest corner by replacing a dirt path with a well-lit, tree-lined access ramp that is ADA-compliant.

The total project cost for the access ramp is estimated to be approximately \$355,000. Thus far, approximately \$49,000 has been raised and the project proponents are seeking other grants and funding

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
DEEL	7	A	1

sources as well.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase expenditures for access ramp		0	0	DEEL - EE000	DEEL - BO-EE-IL200 - K-12 Programs	00100 - General Fund	2020	\$0	\$125,000



Legislation Text

File #: SLI DEEL-8-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
DEEL	8	A	1

Budget Action Title: Request that DEEL develop an implementation plan for the Washington State Opportunity Scholarship and report on progress

Ongoing: No

Primary Sponsor: Abel Pacheco

Council Members:

Staff Analyst: Brian Goodnight

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

The Washington State Opportunity Scholarship (WSOS) provides scholarships to low- and middle-income students pursuing degrees, certificates, or apprenticeships in high-demand trade, health care, or Science, Technology, Engineering & Math (STEM) fields. WSOS partners with industry and philanthropic donors whose contributions are matched by the State of Washington to raise funds to support two different pathways: (1) a Baccalaureate Scholarship for those pursuing a bachelor's degree in a STEM or health care field; and (2) a Career and Technical Scholarship for those pursuing a degree or certificate in a high-demand trade, health care or STEM field.

In the 2019 legislative session, the State Legislature modified the WSOS program to allow municipalities to contribute funding to the program, which along with State matching funds are awarded to program participants from that municipality. Seattle has an opportunity to be the first municipality to partner with WSOS and to design a program that matches the workforce needs of the city. Collaboration with WSOS would also further the City's commitment to post-secondary education and training, complementing the Seattle Promise investments included in the Families, Education, Preschool, and Promise Levy.

The Council requests that the Department of Education and Early Learning (DEEL) coordinate with WSOS and industry partners to develop a plan for implementing the municipal match scholarship program in Seattle. Throughout the process, where possible, the Executive should work with WSOS to compile relevant information that could be provided to other municipalities that want to create similar programs.

The Council further requests that DEEL provide a report to the Council by March 31, 2020 summarizing the status of the work with WSOS in developing an implementation plan that complements the City's Seattle Promise program. The report should, at a minimum, include the following information:

- a) Partners participating in the process;
- b) Recommended focus for the scholarships to be offered (i.e., industries to be targeted, baccalaureate degrees or career and technical education certificates, etc.);

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
DEEL	8	A	1

- c) Recommended eligibility criteria and strategies for promoting the opportunity; and
- d) Recommended funding levels, including funding source and estimated number of students to be served.

Responsible Council Committee(s):

Gender Equity, Safe Communities, New Americans & Education

Date Due to Council:

March 31, 2020



Legislation Text

File #: SLI DEEL-10-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
DEEL	10	A	1

Budget Action Title: Request that DEEL report on data collection, disaggregation, and usage

Ongoing: No

Primary Sponsor: Abel Pacheco

Council Members:

Staff Analyst: Brian Goodnight

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

Background

As stated on page 10 of the Implementation and Evaluation Plan (I&E Plan), the overall outcome for the Families, Education, Preschool, and Promise (FEPP) Levy is: “African American/Black, Hispanic/Latino, Native American, Pacific Islander, underserved Asian populations, other students of color, refugee and immigrant, homeless, English language learners, and LGBTQ students achieve academically across the preschool to post-secondary continuum.”

The I&E Plan further states, on page 17:

“While FEPP Levy goals and outcomes are often framed at the population level with the intent to achieve outcomes for all Seattle students, [the Department of Education and Early Learning’s (DEEL)] evaluation activities are committed to disaggregating data to better understand who is being served, how well, and with what results. When outcomes are presented merely in aggregate, race-based inequities are hidden and enabled to persist. DEEL commits to disaggregate data by age, race, ethnicity, languages spoken, socioeconomic status, gender, ability, and income to the extent possible to promote equity in our investments.”

Additionally, as part of its work with the FEPP Levy Oversight Committee, in June 2019, DEEL created a Data Workgroup with the following goal: “To create a unified strategy and guidelines for DEEL around collecting and presenting demographic data of the children/students, families and providers we serve.”

Request

The Council requests that DEEL provide a written report or presentation to the Council by May 1, 2020 describing its demographic data collection and analysis process. The report should, at a minimum, include discussion of:

- a. How data are collected;

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
DEEL	10	A	1

- b. Who DEEL partners with for data collection and sharing;
- c. How data are disaggregated for evaluation activities;
- d. Other data sources or considerations used in determining target populations; and
- e. Identified opportunity gaps or inequities currently present in areas where the City invests FEPP levy funds.

The Council requests that DEEL also address the following items in the report:

1. How is DEEL using data to inform the creation of funding opportunities and allocations?
2. How is DEEL ensuring that students experiencing the effects of the largest opportunity gaps are being targeted and supported by FEPP Levy investments?
3. What data are being used to inform the Culturally Specific and Responsive investment strategy?
4. How will DEEL use performance data from recipients of FEPP Levy funds to inform future funding allocations?

Responsible Council Committee(s):

Gender Equity, Safe Communities, New Americans & Education

Date Due to Council:

May 1, 2020



Legislation Text

File #: CBA SFD-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SFD	1	A	1

Budget Action Title: Add \$1.2 million GF (ongoing) in 2020 to SFD for a third Seattle Fire Department recruit class

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Greg Doss

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$1,177,600	
Net Balance Effect	\$(1,177,600)	
Total Budget Balance Effect	\$(1,177,600)	

Budget Action Description:

This Budget Action would add \$1.2 million GF to the Seattle Fire Department (SFD) in 2020 to fund a third recruit class.

The Endorsed and Proposed Budgets include base-level funding for two recruit classes, each containing approximately 30 recruits. This Budget Action would provide funding that is sufficient to fund a third class of 20 recruits. SFD staff have indicated that a third recruit class would allow the department to fill vacancies more quickly.

SFD staff have indicated that an aging workforce is creating a number of firefighter vacancies that are not being filled quickly enough. SFD staff have noted that: 1) 25 percent of SFD Firefighters are 53 years of age or older and are eligible for retirement; and 2) 38 percent of SFD Firefighters are 50 years

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SFD	1	A	1

of age or older and are eligible for retirement. Finally, SFD has indicated that it is increasingly relying on overtime hours to meet mandatory minimum staffing levels required to maintain its citywide response time goals.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add GF for a third recruit class		0	0	SFD - FD000	SFD - BO-FD-F3000 - Operations	00100 - General Fund	2020	\$0	\$1,177,600



Legislation Text

File #: CBA OIG-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIG	1	A	1

Budget Action Title: Add \$150,000 GF in 2020 (ongoing) to OIG to allow for contracting with outside legal counsel and impose a proviso

Ongoing: Yes Has Budget Proviso: Yes

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Greg Doss

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$150,000	
Net Balance Effect	\$(150,000)	
Total Budget Balance Effect	\$(150,000)	

Budget Action Description:

Budget Action Description:

This Council Budget Action adds \$150,000 GF in 2020 (ongoing) to the Office of Inspector General for Public Safety (OIG) for the retention of legal services in order to receive independent legal advice and representation in policing-related matters, particularly with relation to United States v. Seattle, before the U.S. District Court of Western Washington. This Council budget action also imposes a proviso.

No funding for this purpose was included in either the 2020 Endorsed or the 2020 Proposed Budget. The \$150,000 would provide funding to hire independent legal counsel in the event that the OIG finds itself in conflict with the Seattle City Attorney. This type of conflict happened in 2019 when another police accountability agency, the Community Police Commission, chose to independently file a brief that

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIG	1	A	1

responded to an order by the Honorable Judge Robart, pursuant to the 2012 Settlement Agreement between the U.S. District Court and the City of Seattle.

The Seattle City Attorney's Office provides legal services to the Executive and Legislative Branches, except when there is a conflict of interest, specific expertise is required, or existing staff is at capacity. In other instances, a City department may not wish to be represented by the City Attorney's Office because there is disagreement about a particular course of action. In these instances, a department may be required to use its operating budget to retain outside counsel. The cost of outside legal counsel can be difficult for a small city department, such as the police accountability agencies established in Ordinance 125315, to cover within existing appropriation levels.

This Council Budget Action imposes the following proviso:

"Of the appropriation in the 2020 budget for the Office of Inspector General for Police, \$150,000 is appropriated solely for the retention of outside legal counsel for an attorney-client relationship only, and may not be spent for any other purpose."

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add \$150,000 GF in 2020 (ongoing) to OIG to allow for contracting with outside legal counsel		0	0	OIG - IG000	OIG - BO-IG-1000 - Office of Inspector General for Public Safety	00100 - General Fund	2020	\$0	\$150,000



Legislation Text

File #: CBA OIG-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIG	2	A	1

Budget Action Title: Add 1.0 FTE to OIG to create an Operations Manager Position

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Greg Doss

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$0	
Net Balance Effect	\$0	
Total Budget Balance Effect	\$0	

Budget Action Description:

This Budget Action would add 1.0 FTE to the Office of the Inspector General for Public Safety (OIG) for an Operations Manager Position.

Compared with the 2020 Endorsed Budget, the 2020 Proposed Budget adds funding and position authority for two auditor positions: One Senior Auditor \$171,000 (1.0 FTE) and one Auditor \$159,000 (1.0 FTE). Neither the 2020 Endorsed Budget nor the 2020 Proposed Budget provides position authority or funding for an Operations Manager position, which the OIG requested during the development of the Mayor's 2020 Proposed Budget.

OIG staff have expressed a need to increase operational capacity to perform finance, budget, public disclosure, and human resource functions. Many of the finance and human resource duties continue to be performed with the assistance of Legislative Department staff.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OIG	2	A	1

OIG indicates that no new funding is required in 2020. OIG indicates that it can fund the new position with salary savings in 2020. However, OIG would require approximately \$149,000 in additional ongoing annual funding beginning in 2021 in order to pay for ongoing salary, benefits, and indirect costs associated with the new position.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Pocket Adjustments	StratAdvsr2,Exempt	1	1	OIG - IG000	OIG - BO-IG-1000 - Office of Inspector General for Public Safety	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA CPC-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
CPC	1	A	1

Budget Action Title: Add \$150,000 GF in 2020 (ongoing) to CPC to allow for contracting with outside legal counsel and impose a proviso

Ongoing: Yes Has Budget Proviso: Yes

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Greg Doss

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	0									
Yes	0									
No	0									
Abstain	0									
Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$150,000	
Net Balance Effect	\$(150,000)	
Total Budget Balance Effect	\$(150,000)	

Budget Action Description:

Budget Action Description:

This Council Budget Action adds \$150,000 GF in 2020 (ongoing) to the Community Police Commission (CPC) for the retention of legal services in order to receive independent legal advice and representation in policing-related matters, particularly with relation to United States v. Seattle, before the U.S. District Court of Western Washington. This Council budget action also imposes a proviso.

No funding for this purpose was included in either the 2020 Endorsed or the 2020 Proposed Budget. The \$150,000 would provide funding to hire independent legal counsel in the event that the CPC finds itself in conflict with the Seattle City Attorney. This type of conflict happened in 2019 when the CPC chose to independently file a brief that responded to an order by the Honorable Judge Robart, pursuant

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
CPC	1	A	1

to the 2012 Settlement Agreement between the U.S. District Court and the City of Seattle.

The Seattle City Attorney's Office provides legal services to the Executive and Legislative Branches, except when there is a conflict of interest, specific expertise is required, or existing staff is at capacity. In other instances, a City department may not wish to be represented by the City Attorney's Office because there is disagreement about a particular course of action. In these instances, a department may be required to use its operating budget to retain outside counsel. The cost of outside legal counsel can be difficult for a small city department, such as the police accountability agencies established in Ordinance 125315, to cover within existing appropriation levels.

This Council Budget Action imposes the following proviso:

"Of the appropriation in the 2020 budget for the Community Police Commission, \$150,000 is appropriated solely for the retention of outside legal counsel for an attorney-client relationship only, and may not be spent for any other purpose."

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add \$150,000 GF in 2020 (ongoing) to CPC to allow for contracting with outside legal counsel		0	0	CPC - CP000	CPC - BO-CP-X1P00 - Office of the Community Police Commission	00100 - General Fund	2020	\$0	\$150,000



Legislation Text

File #: CBA CPC-2-A-1, **Version:** 1

Add \$200,000 GF in 2020 (one-time) to the CPC to fund Work Plan items

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
CPC	2	A	1

Budget Action Title: Add \$200,000 GF in 2020 (one-time) to the CPC to fund Work Plan items

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Greg Doss

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$200,000	
Net Balance Effect	\$(200,000)	
Total Budget Balance Effect	\$(200,000)	

Budget Action Description:

This Council Budget Action would add \$200,000 GF in 2020 (one-time) to the Community Police Commission (CPC) to fund four one-time projects that are identified in the CPC’s 2020 Work Plan. Funding for these projects was not included in either the 2020 Endorsed Budget or the 2020 Proposed Budget. This Council Budget Action would provide funding for the following:

1. A national search process for a permanent Executive Director (\$70,000).
2. A consultant to support the CPC through a planning process and help with the production of the CPC’s Strategic Plan document (\$50,000).
3. A consultant with subject matter expertise to assist with convening and facilitating a taskforce that will analyze the Seattle Police Department’s complainant appeals process (\$30,000).

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
CPC	2	A	1

4. An organizational development expert to advise the CPC about how to maximize its operations while achieving the CPC's stated goals and statutory duties (\$50,000).

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add \$200,00 GF in 2020 (one-time) to the CPC to fund Work Plan items		0	0	CPC - CP000	CPC - BO-CP-X1P00 - Office of the Community Police Commission	00100 - General Fund	2020	\$0	\$200,000



Legislation Text

File #: CBA OPA-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPA	1	A	1

Budget Action Title: Add \$150,000 GF in 2020 (ongoing) to OPA to allow for contracting with outside legal counsel and impose a proviso

Ongoing: Yes Has Budget Proviso: Yes

Has CIP Amendment: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Greg Doss

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	0									
Yes	0									
No	0									
Abstain	0									
Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$150,000	
Net Balance Effect	\$(150,000)	
Total Budget Balance Effect	\$(150,000)	

Budget Action Description:

This Council Budget Action adds \$150,000 GF in 2020 (ongoing) to the Office of Police Accountability (OPA) for the retention of legal services in order to receive independent legal advice and representation in policing-related matters, particularly with relation to United States v. Seattle, before the U.S. District Court of Western Washington. This Council budget action also imposes a proviso.

No funding for this purpose was included in either the 2020 Endorsed or the 2020 Proposed Budget. The \$150,000 would provide funding to hire independent legal counsel in the event that the OPA finds itself in conflict with the Seattle City Attorney. This type of conflict happened in 2019 when another police accountability agency, the Community Police Commission, chose to independently file a brief that responded to an order by the Honorable Judge Robart, pursuant to the 2012 Settlement Agreement between the U.S. District Court and the City of Seattle.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OPA	1	A	1

The Seattle City Attorney's Office provides legal services to the Executive and Legislative Branches, except when there is a conflict of interest, specific expertise is required, or existing staff is at capacity. In other instances, a City department may not wish to be represented by the City Attorney's Office because there is disagreement about a particular course of action. In these instances, a department may be required to use its operating budget to retain outside counsel. The cost of outside legal counsel can be difficult for a small city department, such as the police accountability agencies established in Ordinance 125315, to cover within existing appropriation levels.

This Council Budget Action imposes the following proviso:

“Of the appropriation in the 2020 budget for the Office of Police Accountability, \$150,000 is appropriated solely for the retention of outside legal counsel for an attorney-client relationship only, and may not be spent for any other purpose.”

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add \$150,000 GF in 2020 (ongoing) to OPA to allow for contracting with outside legal counsel		0	0	SPD - SP000	SPD - BO-SP-P1300 - Office of Police Accountability	00100 - General Fund	2020	\$0	\$150,000



Legislation Text

File #: CBA OSE-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OSE	1	A	1

Budget Action Title: Add \$156,291 GF and 1.0 FTE Strategic Advisor 1 to OSE to support the Green New Deal Oversight Board and the climate action interdepartmental team

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Mike O'Brien

Council Members:

Staff Analyst: Yolanda Ho

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$156,291	
Net Balance Effect	\$(156,291)	
Total Budget Balance Effect	\$(156,291)	

Budget Action Description:

This Budget Action adds \$159,291 GF in ongoing support to the Office of Sustainability and Environment (OSE). In September 2019, the Council passed Ordinance 125926, establishing the Green New Deal Oversight Board (Board) and creating an interdepartmental team (IDT) to implement climate actions. The legislation anticipated that both entities would be staffed by OSE, which does not currently have sufficient staff capacity to support either. This action provides staff support for the Board and IDT by adding \$116,291 GF for 1.0 FTE Strategic Advisor 1. It also adds \$40,000 GF to compensate Board members for whom participating on the Board presents a financial hardship; this amount assumes all 19 members qualify.

The Strategic Advisor position will provide administrative support for the Board and coordinate the efforts of the IDT, which will be comprised of representatives from the Department of Parks and Recreation,

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OSE	1	A	1

Seattle Department of Transportation, Office of Planning and Community Development, Seattle Department of Construction and Inspections, Office of Housing, Seattle Public Utilities, Seattle City Light, Office of Economic Development, Seattle Department of Human Resources, Office of Emergency Management, Department of Neighborhoods, the Mayor's Office, City Council, City Council Central Staff, and other departments as needed. The IDT will facilitate the development and creation of annual climate actions for all City departments that will collectively result in the elimination of climate pollutants by 2030, and measure progress towards this goal.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase GF support for Green New Deal Oversight Board member compensation		0	0	OSE - SE000	OSE - BO-SE-X1000 - Office of Sustainability and Environment	00100 - General Fund	2020	\$0	\$40,000
2	Pocket Adjustments		0	0	OSE - SE000	OSE - BO-SE-X1000 - Office of Sustainability and Environment	00100 - General Fund	2020	\$0	\$116,291
3	Pocket Adjustments	StratAdvsr1,Exempt	1	1	OSE - SE000	OSE - BO-SE-X1000 - Office of Sustainability and Environment	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA OSE-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OSE	2	A	1

Budget Action Title: Add \$1,040,000 Sweetened Beverage Tax (SBT) to OSE, add \$825,000 SBT to HSD, add \$260,000 SBT to SPR, add \$375,000 SBT to DEEL, and cut \$2,500,000 SBT from DON

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Mike O'Brien

Council Members:

Staff Analyst: Yolanda Ho

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$0	
Net Balance Effect	\$0	
Other Funds		
Sweetened Beverage Tax Fund (00155)		
Revenues	\$0	
Expenditures	\$0	
Net Balance Effect	\$0	
Total Budget Balance Effect	\$0	

Budget Action Description:

This Budget Action reduces one-time Sweetened Beverage Tax (SBT) support for capital improvements in the P-Patch program in the Department of Neighborhood (DON) from \$3,000,000 to \$500,000. Currently, the P-Patch Program receives \$200,000 of Parks District funding annually to support

2020 Seattle City Council Budget Action

Tab	Action	Option	Version
OSE	2	A	1

maintenance but has otherwise not received substantial capital improvement funding since 2008.

The \$2,500,000 decrease in SBT is redirected to other priorities, including those identified by the SBT Community Advisory Board (CAB). This action increases SBT support in the Office of Sustainability and Environment (OSE), Human Services Department (HSD), Department of Education and Early Learning (DEEL) and Seattle Parks and Recreation (SPR) for the following one-time expenditures, all of which are eligible for SBT funding under Seattle Municipal Code 5.53.055:

1. Adds \$75,000 SBT to OSE for consultant services to assess scratch cooking infrastructure at Seattle Public Schools (SPS). SPS Nutrition Services does not currently have the capability to prepare food from scratch, which would improve the freshness, quality, variety, and taste of school food. An assessment of operational and renovation requirements to transition to scratch cooking will provide SPS with recommendations and cost estimates to implement this change;
2. Adds \$260,000 SBT to SPR and \$140,000 SBT to OSE for installation of water bottle filling stations at community centers and Seattle Public Schools, respectively, to encourage youth to drink more water. Investments should be prioritized for neighborhoods with higher proportions of low-income households and people of color;
3. Adds \$500,000 SBT to HSD to provide micro-grants to food banks, meal program sites, and home child care programs for kitchen equipment and supplies, such as refrigerators, commercial grade ovens and other appliances, to help them provide fresh food options;
4. Adds \$225,000 SBT to OSE for consultant services to develop an evaluation plan for all SBT-supported programs. This will assess the evaluation capacity needs across SBT-funded programs and services and create a plan to evaluate these programs and services, including identifying shared measurement protocols to collect common measures;
5. Adds \$325,000 SBT to HSD for Family Resource Centers, prioritizing assistance to families with children birth to age three. The 2020 Proposed Budget provides \$800,000 GF to these organizations. This action brings the total investment to \$1,125,000;
6. Adds \$500,000 SBT to OSE for an additional 1,000 Fresh Bucks vouchers, which received a \$2,000,000 SBT increase in the 2020 Proposed Budget. This allows OSE to offer a total of 7,000 vouchers to residents in the “food security gap” (i.e., those who experience food insecurity but do not qualify for other food assistance programs);
7. Adds \$375,000 SBT to DEEL to evaluate how the City can facilitate connecting families with child care providers and develop strategies based on best practices from other jurisdictions. This could involve developing informational materials (e.g., one-pagers and booklets), including translation services, to help connect families with child care providers and conduct community outreach to distribute these materials; and
8. Adds \$100,000 SBT to OSE for consultant support to assist with the CAB's annual report and analyze key issue areas, such as opportunities and gaps in prenatal-to-aged three programs and services in Seattle.

Budget Action Transactions

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
OSE	2	A	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase SBT support to connect families to child care		0	0	DEEL - EE000	DEEL - BO-EE-IL100 - Early Learning	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$375,000
2	Decrease SBT support for P-Patch program		0	0	DON - DN000	DON - BO-DN-I3300 - Community Building	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$(2,500,000)
3	Increase SBT for micro-grants to purchase supplies		0	0	HSD - HS000	HSD - BO-HS-H1000 - Supporting Affordability and Livability	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$500,000
4	Increase SBT support families with children from birth to age three		0	0	HSD - HS000	HSD - BO-HS-H2000 - Preparing Youth for Success	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$325,000
5	Increase SBT support for Community Advisory Board consultant support		0	0	OSE - SE000	OSE - BO-SE-X1000 - Office of Sustainability and Environment	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$100,000
6	Increase SBT support for evaluation plan		0	0	OSE - SE000	OSE - BO-SE-X1000 - Office of Sustainability and Environment	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$225,000
7	Increase SBT support for Fresh Bucks vouchers		0	0	OSE - SE000	OSE - BO-SE-X1000 - Office of Sustainability and Environment	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$500,000
8	Increase SBT support for scratch cooking at Seattle Public Schools		0	0	OSE - SE000	OSE - BO-SE-X1000 - Office of Sustainability and Environment	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$75,000
9	Increase SBT support for water filling stations at Seattle Public Schools		0	0	OSE - SE000	OSE - BO-SE-X1000 - Office of Sustainability and Environment	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$140,000
10	Increase SBT support for water bottle filling stations at community centers		0	0	SPR - PR000	SPR - BO-PR-10000 - Cost Center Maintenance and Repairs	00155 - Sweetened Beverage Tax Fund	2020	\$0	\$260,000



Legislation Text

File #: SLI OSE-3-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
OSE	3	A	1

Budget Action Title: Request that OSE establish high-road contracting standards for electrical contractors

Ongoing: Yes

Primary Sponsor: Mike O'Brien

Council Members:

Staff Analyst: Yolanda Ho

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

This Statement of Legislative Intent requests that the Office of Sustainability (OSE) collaborate with the Office of Housing (OH) to establish high-road contracting standards for electric heat installers, as per the high-road standards and practices established by Resolution 31232 in 2010. Between 2010 and 2014, OSE administered a federally-funded Community Power Works program that offered loans and rebates for eligible energy efficiency improvements to homes. For this program, OSE developed a Community High-Road Agreement (HRA) workforce agreement focused on providing good jobs, equitable access, and quality work. The HRA encouraged living-wage jobs with benefits, training opportunities, and safety guarantees; ensured that all types of businesses and workers, including those in historically underrepresented groups, had access to the program's economic opportunities; and included quality assurance mechanisms to promote high-quality energy efficiency improvements.

The City has set a goal of converting all homes heated by oil to electric heat or to a modern tank by 2029 and is funding the conversion of oil heat systems to electric systems for eligible low-income households using the proceeds from the Heating Oil Tax, enacted by Ordinance 125934. The conversions will be administered by OH. OSE and OH should set up conditions for an HRA with electric heat installers contracted for these conversions. Additionally, OSE should explore the possibility of creating a list of electrical contractors who are willing to agree to an HRA and determine if the City can prioritize these contractors for City-funded projects.

OSE should submit a report to the Sustainability and Transportation Committee, or successor committee, the Council Central Staff Executive Director, and the Green New Deal Oversight Board by June 30, 2020.

Responsible Council Committee(s):

Sustainability & Transportation

Date Due to Council: June 30, 2020



Legislation Text

File #: CBA SDCI-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	1	A	1

Budget Action Title: Add a term-limited Planning and Development Specialist and \$125,477 GF to SDCI for SEPA rulemaking and outreach

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Abel Pacheco

Council Members:

Staff Analyst: Ketil Freeman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$125,477	
Net Balance Effect	\$(125,477)	
Total Budget Balance Effect	\$(125,477)	

Budget Action Description:

The Budget Action adds \$125,477 GF (one-time) and 1.0 term-limited Planning and Development Specialist II position to the Seattle Department of Construction and Inspections (SDCI) Government Policy, Safety & Support BCL to develop the Director's Rules to inform State Environmental Policy Act (SEPA) analysis authorized in Council Bill 119600. This work product would be similar to New York City's City Environmental Quality Review Technical Manual. The position will also conduct associated community engagement and outreach work. The Council expects that outreach provided pursuant to this action will be culturally appropriate and consistent with the City's language access program.

CB 119600 amended the City's SEPA ordinance to, among other things, modify thresholds above which SEPA review is required, limit the duration of SEPA appeals at the Hearing Examiner to 120-days (the period can be longer with agreement by the parties), and make other changes to implement state-level

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	1	A	1

SEPA reform made through E2SHB 1923.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Pocket Adjustments		0	0	SDCI - CI000	SDCI - BO-CI-U2600 - Government Policy, Safety & Support	00100 - General Fund	2020	\$0	\$125,477
2	Pocket Adjustments	Plng&Dev Spec II	1	1	SDCI - CI000	SDCI - BO-CI-U2600 - Government Policy, Safety & Support	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA SDCI-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	2	A	1

Budget Action Title: Proviso on \$63,000 in SDCI for updates to green building standards

Ongoing: No Has Budget Proviso: Yes

Has CIP Amendment: No

Primary Sponsor: Abel Pacheco

Council Members:

Staff Analyst: Ketil Freeman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$0	
Net Balance Effect	\$0	
Total Budget Balance Effect	\$0	

Budget Action Description:

This budget action imposes a proviso on appropriations in the Seattle Department of Construction and Inspections (SDCI) Government Policy, Safety and Support BSL. Expenditures subject to the proviso will be limited to use for updates to green building standards administered by SDCI, as follows:

"Of the appropriations in the Government Policy, Safety and Support BSL, \$63,000 is appropriated solely to develop updates to green building standards and green-building incentive programs, which will be proposed to the Council, and may be spent for no other purpose. The Council anticipates that proposed updates will include incentives to use cross-laminated timber as a construction material."

SDCI administers a variety of programs and regulations that require or provide incentives for using green building practices. These programs include incentives for new downtown buildings to meet a United States Green Building Council Leadership in Energy and Environmental Design (LEED) standard, an

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	2	A	1

incentive pilot program to meet Living Building Challenge standards, and incentives to develop to the Built Green 4-star standard. These programs and regulations were established at various times and were intended to accomplish somewhat different objectives. A comprehensive review of the programs and regulations will help the Council understand whether the programs should be revised to help the City achieve its overall green building and climate protection objectives.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
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Legislation Text

File #: SLI SDCI-3-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
SDCI	3	A	1

Budget Action Title: Request that OPCD and SDCI prepare a proposal to limit siting of new fossil fuel production and storage facilities

Ongoing: No

Primary Sponsor: Mike O'Brien

Council Members:

Staff Analyst: Ketil Freeman

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

This Statement of Legislative Intent requests that the Office of Planning and Community Development (OPCD) and the Seattle Department of Construction and Inspections (SDCI) develop, and conduct any necessary associated environmental review, on a regulatory proposal to limit development of new fossil fuel production and storage facilities within the Seattle city limits.

In August 2019 the Council passed Resolution 31896, which established the docket of Comprehensive Plan amendments the Council will consider in 2020. Resolution 31896 contemplates that the Council will consider the following types of policy changes related to fossil fuels and public health:

"Section 5. Amendments related to fossil fuels and public health. The Council requests that OPCD, in consultation with the Seattle Department of Construction and Inspections, the Office of Sustainability, and the Environmental Justice Committee, draft, evaluate, undertake environmental review and provide recommendations for potential amendments to the Environment, Land Use or Utilities Elements that would clarify the City's intent to protect the public health and meet its climate goals by limiting fossil fuel production and storage."

Any policy and / or regulatory proposal related to the location of fossil fuel production and storage facilities in Seattle's shorelines may be combined with the 2020 update to the Seattle Shoreline Master Program, for which Comprehensive Plan amendments may be adopted outside of the annual Comprehensive Plan amendment cycle.

The report should be submitted to the Chair of the Planning, Land Use and Zoning Committee, or its successor committee, and the Central Staff Executive Director, by June 30, 2020.

Responsible Council Committee(s):

Planning, Land Use & Zoning

Date Due to Council: June 30, 2020

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
SDCI	3	A	1



Legislation Text

File #: CBA SDCI-4-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	4	A	1

Budget Action Title: Add 1.0 FTE Electrical Inspector and \$106,339 GF to enforce Washington State regulations related to electrical contractor licensing

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Teresa Mosqueda

Council Members:

Staff Analyst: Ketil Freeman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$106,339	
Net Balance Effect	\$(106,339)	
Total Budget Balance Effect	\$(106,339)	

Budget Action Description:

This Budget Action adds 1.0 FTE Electrical Inspector and \$106,339 GF to the Seattle Department of Construction and Inspections to enforce state laws and regulations applicable to electrical contractors.

In 2018 the Washington State Legislature passed ESHB 1952. That bill authorizes cities and towns that administer locally adopted electrical codes, like the City of Seattle, to enforce state laws and regulations that are intended to combat the use of unlicensed electrical contractors and uncertified electricians. State law allows local governments enforcing state regulations to pursue civil penalties of \$50 - \$10,000 for violations of state licensing regulations and \$50 - \$500 for hiring electricians who are not certified or for a contractor failing to maintain minimum supervision ratios between trainees and apprentices and more experienced electricians.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	4	A	1

Electrical inspectors at the Washington State Department of Labor and Industries' Electrical Compliance, Outreach, Regulation, and Education (E-CORE) Team currently enforce these regulations. King County has one assigned E-CORE inspector. In 2019, E-CORE issued 6,050 citations, a 19 percent increase over the previous year. Most citations were associated with work involving out-of-state, unlicensed electrical contractors.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Pocket Adjustments		0	0	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$106,339
2	Pocket Adjustments	Elecl Inspector,(J)	1	1	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA SDCI-5-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	5	A	1

Budget Action Title: Add \$235,684 GF, 1 FTE Housing and Zoning Technician, and 1 FTE Code Compliance Analyst to SDCI for tenant outreach and Property Owner and Tenant Assistance Group staffing

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst:

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	0									
Yes	0									
No	0									
Abstain	0									
Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$235,684	
Net Balance Effect	\$(235,684)	
Total Budget Balance Effect	\$(235,684)	

Budget Action Description:

This action adds position authority for 1.0 FTE Housing and Zoning Technician and 1.0 FTE Code Compliance Analyst and \$235,684 GF in appropriation authority to the Seattle Department of Construction and Inspections (SDCI) Compliance BCL to improve outreach and education and facilitate implementation of new tenant protection regulations.

Not including inspectors, SDCI currently has five staff in the Property Owner and Tenant Assistance (POTA) Group who help administer regulations related to tenant protections. Since 2018 customer service calls by landlords and tenants to SDCI's complaint center have increased by 29 percent. Similarly, the length of time to resolve enforcement action related to violations of tenant protection regulations has doubled from approximately 29 days to 58 days.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	5	A	1

In September the Council passed five bills that modify or create new tenant protections. These include Council Bill (CB) 119606, which limits the ability of a landlord to restrict the number of tenants who reside in a unit, and CB 119658, which establishes that a tenant who is subject to domestic violence is not liable for damage caused by an abuser. The other three bills require that notices to terminate, enter, and increase housing costs refer tenants to City resources to find out their rights (CB 119619); that landlords provide receipts and non-electronic payment options to tenants (CB 119620); and that landlords comply with the Rental Registration and Inspection Ordinance (RRIO) program before notices may be issued to terminate a tenancy (CB 119621).

SDCI estimates that two ongoing positions are needed to address the existing workload and implement new regulations: (1) 1.0 FTE Housing and Zoning Technician (\$95,206 annually) to staff complaint and assistance phone-lines and (2) 1.0 FTE Code Compliance Analyst (\$125,477 annually) to provide outreach on City laws to landlords and tenants. Additionally, SDCI estimates that one-time funding of \$7,000 and ongoing funding of \$8,000 is needed to develop and maintain outreach materials.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add \$7,000 one-time to SDCI for POTA education and outreach		0	0	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$7,000
2	Add \$8000 ongoing to SDCI for POTA outreach and education		0	0	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$8,000
3	Pocket Adjustments		0	0	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$220,684
4	Pocket Adjustments	Code Compliance Analyst	1	1	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$0
5	Pocket Adjustments	Housing/Zoning Tech	1	1	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: CBA SDCI-6-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	6	A	1

Budget Action Title: Add \$607,000 GF (ongoing) to SDCI for renter organizing and outreach

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Kshama Sawant

Council Members:

Staff Analyst: Ketil Freeman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$607,000	
Net Balance Effect	\$(607,000)	
Total Budget Balance Effect	\$(607,000)	

Budget Action Description:

This Budget Action adds \$607,000 GF (ongoing) to the Seattle Department of Construction and Inspections (SDCI) Compliance BSL to contract with community-based organizations for renter outreach, education, and organizing. Of the appropriation, the Council expects that the funding would be contracted as follows:

- \$100,000 to a non-profit organization with experience organizing LGBTQ renters to aid LGBTQ seniors;
- \$107,000 to a non-profit organization with experience organizing renter “know your rights” forums, such as the “Renter Rights Boot Camps” organized by Be.Seattle;
- \$200,000 to a non-profit organization, such as the Tenants Union of Washington, which provides renter advocacy services, to fund the establishment of building-based tenant associations; and

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	6	A	1

- \$200,000 to a non-profit organization, such as WACAN, with experience doing direct outreach to renters, such as door-knocking to help renters build capacity and advocacy.

Consistent with the 2020 Endorsed Budget, the proposed budget includes an ongoing appropriation of \$615,000 GF for tenant services grants and contracts. The 2019 Adopted Budget also included \$96,000 GF (one-time) for eviction defense legal services. That one-time appropriation is not included in the proposed budget. SDCI will recompetete tenant service grants and contracts in 2020.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase appropriation for renter organizing and outreach		0	0	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$607,000



Legislation Text

File #: CBA SDCI-7-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	7	A	1

Budget Action Title: Add \$534,522 (ongoing) GF to SDCI for eviction legal defense

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Kshama Sawant

Council Members:

Staff Analyst: Ketil Freeman

Council Bill or Resolution:

Date	Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	0									
Yes	0									
No	0									
Abstain	0									
Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$534,522	
Net Balance Effect	\$(534,522)	
Total Budget Balance Effect	\$(534,522)	

Budget Action Description:

This Budget Action adds \$534,522 GF to the Seattle Department of Construction and Inspections (SDCI) Compliance BCL to contract with the Housing Justice Project of the King County Bar Association or similar organization to provide legal representation for Seattle renters facing eviction. The proposed appropriation would fund six tenant rights attorneys to provide eviction defense legal support. The Housing Justice Project estimates that six attorneys would be sufficient to assist every Seattle renter facing residential eviction in 2020.

The 2020 Endorsed and Proposed Budgets include an ongoing appropriation of \$615,000 for tenant services grants and contracts. The 2019 Adopted Budget also included \$96,000 for eviction defense legal services. That appropriation was one-time and is not included in the Mayor's proposed budget. SDCI will re compete tenant service grants and contracts in 2020.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	7	A	1

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add appropriation for eviction legal defense		0	0	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$534,522



Legislation Text

File #: CBA SDCI-8-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	8	A	1

Budget Action Title: Add \$84,000 GF (one-time) to SDCI for a landlord history resource

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Kshama Sawant

Council Members:

Staff Analyst: Ketil Freeman

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$84,000	
Net Balance Effect	\$(84,000)	
Total Budget Balance Effect	\$(84,000)	

Budget Action Description:

This Budget Action adds \$84,000 GF to the Seattle Department of Construction and Inspections (SDCI) Compliance BCL to contract for the creation of an online search tool that will allow renters and prospective renters to check the history of landlords and rental housing units. The search tool should provide information about Housing Code violations associated with a rental unit and a landlord's history evicting or attempting to evict tenants. In 2018, Councilmember Sawant's office contracted with Be:Seattle for this tool to be developed for rental housing within District 3. The estimated cost for expanding that to include the rental housing in other council districts is \$14,000 for each council district.

The 2020 Endorsed and Proposed Budgets include an ongoing appropriation of \$615,000 for tenant services grants and contracts. SDCI will recomplete tenant service grants and contracts in 2020. In 2019 the Council appropriated \$150,000 to fund creation of Renting in Seattle, an online resource to help renters understand their legal rights.

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	8	A	1

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Add appropriation for landlord history resource		0	0	SDCI - CI000	SDCI - BO-CI-U2400 - Compliance	00100 - General Fund	2020	\$0	\$84,000



Legislation Text

File #: CBA SDCI-100-A-1, **Version:** 1

Do pass CB 119669 SDCI's annual fee ordinance

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
SDCI	100	A	1

Budget Action Title: Do pass CB 119669 SDCI's annual fee ordinance

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Budget Committee

Council Members:

Staff Analyst: Ketil Freeman

Council Bill or Resolution: CB 119669

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Budget Action Description:

This budget action recommends passage of Council Bill (CB) 119669. CB 119669 would amend the Seattle Department of Construction and Inspections (SDCI) fee ordinance. Most fees are proposed to be increased to implement inflationary adjustments and to reflect anticipated annual wage increases that will be effective January 1, 2020, when the CB would go into effect.

The fee adjustments proposed by this legislation will result in an estimated net increase in SDCI's 2020 fee-based revenue of \$1.2 million. Fee revenues are calculated to cover the costs of SDCI's permitting, inspection and enforcement functions and are used for those activities.



Legislation Text

File #: CBA LEG-2-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LEG	2	A	1

Budget Action Title: Add \$20,770 GF to LEG for two reclassified Communications Division positions

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Bruce Harrell

Council Members:

Staff Analyst: Lise Kaye

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$20,770	
Net Balance Effect	\$(20,770)	
Total Budget Balance Effect	\$(20,770)	

Budget Action Description:

This action adds \$20,770 GF (ongoing) to the Legislative Department (LEG) to increase the salaries for two reclassified positions in the Communications Division. Both positions, previously classified as Public Relations Specialist, Sr, were reclassified effective May 26, 2019, to Strategic Advisor-Legislative. This Council Budget Action adds \$20,770 to bring the salaries in the pay range for the new classifications.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase salary and benefits for position #00026859		0	0	LEG - LG000	LEG - BO-LG-G1000 - Legislative Department	00100 - General Fund	2020	\$0	\$10,385

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LEG	2	A	1

2	Increase salary and benefits for position #10003356		0	0	LEG - LG000	LEG - BO-LG-G1000 - Legislative Department	00100 - General Fund	2020	\$0	\$10,385
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Legislation Text

File #: CBA LEG-3-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LEG	3	A	1

Budget Action Title: Cut \$430,024 GF from LEG and adopt legislation to reduce Mayor and Council salaries

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Kshama Sawant

Council Members:

Staff Analyst: Lise Kaye

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$(430,024)	
Net Balance Effect	\$430,024	
Total Budget Balance Effect	\$430,024	

Budget Action Description:

This Council Budget Action cuts \$430,024 from the Legislative Department and reduces the annual salaries of the Mayor and Councilmembers to 100 percent of the Area Median Family Income for a one-person family, or \$76,000. The new salary will take effect in 2020 for seven of the nine councilmembers whose terms expire at the end of 2019 (Districts 1-7) and in 2022 for the remaining two councilmembers (Districts 8 and 9) and the Mayor, whose terms expire at the end of 2021. Legislation will be required to implement the proposed salary reductions.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
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2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LEG	3	A	1

1	Reduce salaries for Councilmembers representing Districts 1 through 7		0	0	LEG - LG000	LEG - BO-LG-G1000 - Legislative Department	00100 - General Fund	2020	\$0	\$(430,024)
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Legislation Text

File #: CBA LEG-4-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LEG	4	A	1

Budget Action Title: Add \$71,000 GF to LEG, cut 1 admin staff analyst position and add 1 executive management position

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Bruce Harrell

Council Members:

Staff Analyst: Lise Kaye

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$0	
General Fund Expenditures	\$71,000	
Net Balance Effect	\$(71,000)	
Total Budget Balance Effect	\$(71,000)	

Budget Action Description:

This action adds \$71,000 GF (ongoing) to the Legislative Department (LEG), cuts 1.0 FTE Administrative Staff Analyst position, and adds 1.0 FTE Executive Manager position. The Administrative Staff Analyst position will be repurposed for a Deputy City Clerk. The \$71,000 GF provides the funding to make up the difference in salaries between these two positions.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase appropriation		0	0	LEG - LG000	LEG - BO-LG-G1000 -	00100 - General Fund	2020	\$0	\$71,000

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
LEG	4	A	1

	for Exec Manager salary				Legislative Department					
2	Pocket Adjustments	Admin Staff Anlyst	(1)	(1)	LEG - LG000	LEG - BO-LG-G1000 - Legislative Department	00100 - General Fund	2020	\$0	\$0
3	Pocket Adjustments	Exec Manager-Legislative	1	1	LEG - LG000	LEG - BO-LG-G1000 - Legislative Department	00100 - General Fund	2020	\$0	\$0



Legislation Text

File #: SLI CBO-2-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
CBO	2	A	1

Budget Action Title: Request CBO to report on steps, timeline and funding to collect high-earners municipal income tax

Ongoing: Yes

Primary Sponsor: Lisa Herbold

Council Members:

Staff Analyst: Dan Eder

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

This Statement of Legislative Intent requests that the City Budget Office provide a report to the Finance and Neighborhoods Committee, or its successor, by March 31, 2020 on implementation of the progressive tax on high-income residents. The report should identify the necessary steps, a proposed implementation timeline, and funding needs for the City to begin collecting as early as practicable in 2020 the progressive tax on high-income residents (passed as Ordinance 119002 on July 10, 2017).

Responsible Council Committee(s):

Finance & Neighborhoods

Date Due to Council: March 31, 2020



Legislation Text

File #: SLI CBO-3-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
CBO	3	A	1

Budget Action Title: Request CBO to work with DON and OCR to develop a proposal for a compensation program for Boards and Commissions volunteers

Ongoing: Yes

Primary Sponsor: Teresa Mosqueda

Council Members:

Staff Analyst: Lise Kaye

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

This action requests, through a Statement of Legislative Intent (SLI), that the Central Budget Office, in partnership with the Department of Neighborhoods and Office for Civil Rights, develop a proposal to provide compensation (through scholarships, stipends, or other benefits such as transit passes) to volunteers on the City's Boards and Commissions whose employers do not pay them for such service to make these engagement opportunities more inclusive and accessible.

The City has over 70 boards and commissions that provide advice and feedback on a broad range of topics to the City Council and the Mayor. This work should include:

- (1) analysis to determine the funding needed to support the recommended approach;
- (2) analysis of existing City resources expended annually to support the boards and commissions to determine if there are efficiencies that could be introduced to free up resources to provide this compensation; and
- (3) a best practices review of other cities that provide compensation to inform implementation of a compensation option for volunteers.

CBO should submit a proposal to the Finance and Neighborhoods Committee, or successor committee, and the Council Central Staff Executive Director, by June 1, 2020.

Responsible Council Committee(s):

Finance & Neighborhoods

Date Due to Council: June 1, 2020



Legislation Text

File #: SLI CBO-4-A-1, **Version:** 1

2020 Seattle City Council Statement of Legislative Intent

Agenda

Tab	Action	Option	Version
CBO	4	A	1

Budget Action Title: Request a report from CBO on the use and contracted cost of beds at the King County Jail and options for distribution of services inside the King County Jail

Ongoing: No

Primary Sponsor: Lorena González

Council Members:

Staff Analyst: Lise Kaye

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Statement of Legislative Intent:

Following the response to SLI 12-70-A-2-2019, and the draw down of contracted services to the lowest possible floor beginning in 2020, this Statement of Legislative Intent requests a report from the City Budget Office (CBO) on the actual use of those contracted beds by the City of Seattle's Jail Services Contract with King County. The report should include the following information:

1. An analysis of the average daily bed use per the contract held by the City by year over the life of the current contract;
2. The 2019 and 2020 cost per bed/per night per the contract; and,
3. Options for flexibility in the distribution of services inside the King County Jail given the City's, and County's, recent commitment to capital improvements in the Jail for the purpose of enhanced shelter services to provide comprehensive services to community members that are the hardest to serve.

The report should be submitted to the Gender Equity, Safe Communities, New Americans & Education Committee, or its successor committee, and a copy to the Central Staff Executive Director, by May 15, 2020.

Responsible Council Committee(s):

Gender Equity, Safe Communities, New Americans & Education

Date Due to Council: May 15, 2020



Legislation Text

File #: CBA CBO-100-A-1, **Version:** 1

Pass CB 119681 CBO SBT Fund Policies Amendment Ordinance

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
CBO	100	A	1

Budget Action Title: Pass CB 119681 CBO SBT Fund Policies Amendment Ordinance

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Budget Committee

Council Members:

Staff Analyst: Yolanda Ho

Council Bill or Resolution: CB 119681

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Budget Action Description:

This Budget Action recommends passage of Council Bill (C.B.) 119681, amending the financial policies regarding the use of Sweetened Beverage Tax (SBT) revenues. This C.B. would:

1. Add an exemption from the prohibition against using SBT revenues to replace other funding sources in the case of existing program expenditures that were previously supported by non-City revenues, such as grants, gifts, and loans; and
2. Add an optional use of revenues to be held in fund balance, up to \$2,000,000, for the sole purpose of supporting existing program expenditures when revenues decline below base program expenditure authority.

These changes are intended to protect against future revenue declines and encourage City departments to seek non-City funding (e.g., grants and other outside funding) to expand existing programs or create new programs that align with SBT financial policies.



Legislation Text

File #: CBA AUD-1-A-1, **Version:** 1

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
AUD	1	A	1

Budget Action Title: Add \$61,976 GF, 3,590 SCL Fund, \$1,544 Drainage and Wastewater Fund, \$1,508 Water Fund and \$538 Solid Waste Fund for salary increases for the Executive Manager and Strategic Advisor positions in the Office of City Auditor.

Ongoing: Yes Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Sally Bagshaw

Council Members:

Staff Analyst: Lise Kaye

Council Bill or Resolution:

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Summary of Dollar Effect

See the following pages for detailed technical information

	2020 Increase (Decrease)	2021 Increase (Decrease)
General Fund		
General Fund Revenues	\$7,180	
General Fund Expenditures	\$69,156	
Net Balance Effect	\$(61,976)	
Other Funds		
Light Fund (41000)		
Revenues	\$0	
Expenditures	\$3,590	
Net Balance Effect	\$(3,590)	
Water Fund (43000)		
Revenues	\$0	
Expenditures	\$1,508	
Net Balance Effect	\$(1,508)	
Drainage and Wastewater Fund (44010)		
Revenues	\$0	

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
AUD	1	A	1

Expenditures	\$1,544	
Net Balance Effect	\$(1,544)	
Solid Waste Fund (45010)		
Revenues	\$0	
Expenditures	\$538	
Net Balance Effect	\$(538)	
Total Budget Balance Effect	\$(69,156)	

Budget Action Description:

This budget action adds \$61,976 GF, 3,590 Seattle City Light Fund, \$1,544 Drainage and Wastewater Fund, \$1,508 Water Fund and \$538 Solid Waste Fund for five percent salary increases (from a base that includes pending 2019 AWI adjustments) for the Executive Manager positions (City Auditor and Deputy City Auditor) and the Strategic Advisor positions (Auditors) in the Office of the City Auditor, to be granted at management's discretion in recognition of 2019 performance.

Budget Action Transactions

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BSL	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase appropriation for salaries in City Auditor's Office		0	0	AUD - AD000	AUD - BO-AD-VG000 - Office of the City Auditor	00100 - General Fund	2020	\$0	\$69,156
2	Increase revenue to GF for salaries in City Auditor's Office		0	0	FG - FG000	FG - BR-FG-REVENUE - Finance General - Revenue	00100 - General Fund	2020	\$7,180	\$0
3	Increase appropriation for salaries in City Auditor's Office		0	0	SCL - CL000	SCL - BO-CL-N - Leadership and Administration - General Expense	41000 - Light Fund	2020	\$0	\$3,590
4	Increase appropriation for salaries in City Auditor's Office		0	0	SPU - SU000	SPU - BO-SU-N100B - Leadership and Administration	43000 - Water Fund	2020	\$0	\$1,508
5	Increase appropriation for salaries in City Auditor's Office		0	0	SPU - SU000	SPU - BO-SU-N100B - Leadership and Administration	44010 - Drainage and Wastewater Fund	2020	\$0	\$1,544
6	Increase appropriation for salaries in City Auditor's Office		0	0	SPU - SU000	SPU - BO-SU-N100B - Leadership and Administration	45010 - Solid Waste Fund	2020	\$0	\$538



Legislation Text

File #: CBA BLG-1-A-1, **Version:** 1

Pass CB 119667 the 3rd quarter 2019 grant acceptance ordinance, authorizing the acceptance of \$7 million of funding from non-City sources

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
BLG	1	A	1

Budget Action Title: Pass CB 119667 the 3rd quarter 2019 grant acceptance ordinance, authorizing the acceptance of \$7 million of funding from non-City sources

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Budget Committee

Council Members:

Staff Analyst: Tom Mikesell

Council Bill or Resolution: CB 116667

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Budget Action Description:

This budget action recommends passage of C.B. 119667, the 3rd quarter 2019 grant acceptance ordinance, which authorizes City departments to accept approximately \$7 million of funding from external sources to support a range of purposes, including:

- Washington State Department of Transportation Regional Mobility Grant: \$4,000,000 to the Transportation Fund to support design and construction of the Market/45th Multimodal Corridor project;
- 2020 -2022 Washington State Department of Transportation Local Programs: \$700,000 to the Transportation Fund for completion of the Ballard-Interbay Regional Transportation System Plan;
- Department of Homeland Security BioWatch Program: \$1,125,138 to the General Fund for the Seattle Fire Department to continue current BioWatch air quality monitoring activity and strengthen the area's capacity to respond to biological terrorism; and,
- Washington State Department of Social and Human Services: \$254,195 to the General Fund to support naturalization assistance for State benefits recipients in the Office of Immigrant and Refugee Affairs' New Citizen Program.

A full list of grants and donation acceptances in C.B. 119667 is included in the Summary ATT A - 3Q Grant Acceptance Ordinance Summary Detail Table.



Legislation Text

File #: CBA BLG-2-A-1, **Version:** 1

Pass CB 119668 the 3rd quarter 2019 supplemental appropriations ordinance, revising the 2019 budget

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
BLG	2	A	1

Budget Action Title: Pass CB 119668, the 3rd quarter 2019 supplemental appropriations ordinance, revising the 2019 budget

Ongoing: No Has Budget Proviso: No

Has CIP Amendment: No

Primary Sponsor: Budget Committee

Council Members:

Staff Analyst: Tom Mikesell

Council Bill or Resolution: CB 119668

Date		Total	LH	BH	KS	AP	DJ	MO	SB	TM	LG
	Yes	0									
	No	0									
	Abstain	0									
	Absent	0									

Budget Action Description:

This budget action recommends passage of Council Bill (C.B.) 119668, the 3rd quarter 2019 supplemental appropriations ordinance. C.B. 119668 would amend the 2019 Adopted Budget to provide expenditure authority to use the grants in the grant acceptance ordinance (C.B. 119667) and for other purposes in various City departments. It also makes several reductions to permitted 2019 expenditures, increasing starting fund balances available for the 2020 budget. The net impact on 2019 appropriations in the 3rd quarter supplemental is a reduction of approximately \$151.7 million, of which approximately \$1.8 million is General Fund (GF). Noteworthy changes include:

- Seattle Police Officer’s Guild Retro Reduction: \$7,420,969 GF decrease in the Seattle Police Department (SPD) for retroactive wage increase payments for the Seattle Police Officers Guild, covering 2015 through 2018, being lower than originally estimated;
- Reduce Appropriations for 2019 Hiring: \$5,000,000 GF decrease in SPD to reflect lower than budgeted sworn officer staffing levels due to an increase in unanticipated separations and difficulties in recruiting and hiring;
- Transfer to Judgement and Claims Fund: \$5,000,000 GF increase in Finance General for a transfer to the Judgement and Claims Fund in the Department of Finance and Administrative Services to provide additional funding due to several large unanticipated settlements and judgements in tort cases, and increased use of outside counsel;
- Support to Office of Labor Standards: \$1,300,000 GF increase in Finance General for a transfer to the Office of Labor Standards (OLS) Fund to support appropriation authority that carried forward to the new OLS Fund but never received the associated general fund resources to cover those expenses;

2020 Seattle City Council Budget Action

Agenda

Tab	Action	Option	Version
BLG	2	A	1

- Expenditure Authority for Grants and Donations: \$3,001,652 increase, of which \$2,301,652 is in the GF, for expenditures supported by grants and donations that would be approved in C.B. 119667; and,
- Changes to Capital Improvements projects: \$32,652,684 net reduction to capital projects, largely in the Transportation Capital Program.



Legislation Text

File #: CB 119667, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE authorizing, in 2019, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Department of Education and Early Learning, Seattle Police Department, Seattle Department of Transportation, and the Seattle Fire Department, to accept specified grants, private funding, and subsidized loans and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Mayor or the Mayor’s designee, the Director of Education, the Chief of Police, the Director of Transportation, and the Fire Chief are authorized to accept the following non-City funding from the grantors listed below; and to execute, deliver, and perform, on behalf of The City of Seattle, agreements for the purposes described below. The funds, when received, shall be deposited in the receiving funds identified below to support future appropriations, or in support of, or as reimbursement for, the corresponding appropriations set forth in the ordinance introduced as Council Bill 119668.

Item	Department	Grantor	Purpose	Fund	Amount
1.1	Department of Education and Early Learning	Casey Family Programs	The Casey Family Programs grant funds a range of school climate improvement activities, through a contract with Seattle Public Schools, that includes: authentic engagement with families and communities, reduces disparities and improves outcomes for boys and men of color, improves school climate and culture, and documents process and captures lessons learned.	General Fund (00100)	\$68,750

1.2	Executive (Office of Immigrant and Refugee Affairs)	Seattle Housing Authority	Support for naturalization assistance to Seattle Housing Authority residents.	General Fund (00100)	\$1,485
1.3	Executive (Office of Immigrant and Refugee Affairs)	Washington State Department of Social and Human Services	WA Department of Social and Human Services support for naturalization assistance for State benefits recipients	General Fund (00100)	\$254,195
1.4	Seattle Department of Transportation	WSDOT	Funding for completion of the Ballard-Interbay Regional Transportation System Plan was allocated to The City of Seattle as part of the 2020-2022 Washington State Department of Transportation (WSDOT) Local Programs Biennial Budget.	Transportation Fund (13000)	\$700,000
1.5	Seattle Fire Department	Washington State Department of Health	The purpose of the Prehospital Participation Grant is to support participation in the trauma system by all licensed, trauma verified EMS services providing care in our state. The grant may be used for any cost associated with providing trauma care, including supplies, equipment, and training.	General Fund (00100)	\$1,266
1.6	Seattle Fire Department	Department of Homeland Security	The Department of Homeland Security's BioWatch Program provides early detection of a bioterrorism event and helps communities prepare a coordinated response. The combination of detection, rapid notification, and response planning helps federal, state, and local decision-makers take steps to save lives and mitigate damage.	General Fund (00100)	\$1,125,138

1.7	Seattle Police Department	Washington Association of Sheriffs and Police Chief	This allocation is supplemental funding to a Federal grant supporting the Internet Crimes Against Children program through the Office of Juvenile Justice & Delinquency Programs for the task force and existing agency budget for the department.	General Fund (00100)	\$425,000
1.8	Seattle Police Department	Bureau of Justice Assistance	This grant provides funding for law enforcement programs aimed at preventing and reducing crime.	General Fund (00100)	\$405,818
1.9	Seattle Department of Transportation	RMG	This grant supports the Market/45th Multimodal Corridor project (MC-TR-C078) design and construction, which will enhance transit speed and reliability on one of Seattle's primary east-west corridors.	Transportation Fund (13000)	\$4,000,000
Total					\$6,981,652

Section 2. The Mayor or the Mayor's designee is authorized to accept the following non-City funding from the donors listed below; and to execute, deliver, and perform, on behalf of The City of Seattle, agreements for the purposes described below. The funds, when received, shall be deposited in the receiving funds identified below to support future appropriations, or in support of, or as reimbursement for, the corresponding appropriations set forth in the ordinance introduced as Council Bill 119668.

Item	Department	Grantor	Purpose	Fund	Amount
2.1	Executive (Office of Immigrant and Refugee Affairs)	Lyft	This item is a donation to assist local citizenship applicants in purchasing bus or train tickets to travel to neighboring cities for citizenship interviews.	General Fund (00100)	\$10,000
2.2	Executive (Office of Immigrant and Refugee Affairs)	Uber	This item is a donation to assist local citizenship applicants in purchasing bus or train tickets to travel to neighboring cities for citizenship interviews.	General Fund (00100)	\$10,000

Total	\$20,000
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Section 3. Any act consistent with the authority of this ordinance taken after its passage and prior to its effective date is ratified and confirmed.

Section 4. 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 _____ day of _____, 2019, and signed by me in open session in authentication of its passage this _____ day of _____, 2019.

President _____ of the City Council

Approved by me this _____ day of _____, 2019.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2019.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
City Budget Office	Jeanette Blankenship (5-0087)	Ben Noble (4-8160)

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE authorizing, in 2019, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Department of Education and Early Learning, Seattle Police Department, Seattle Department of Transportation, and the Seattle Fire Department, to accept specified grants, private funding, and subsidized loans and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

Summary and background of the Legislation: This Council Bill proposes the acceptance of 10 grants and/or private funds or donations from various agencies and organizations.

During the course of a year, City departments receive grant awards or opportunities for other funding resources that are not anticipated in the Adopted Budget. The City Budget Office formally accepts these funds by compiling departmental grants acceptances and similar agreements in separate ordinances second, third, and fourth quarter of the year. The attached ordinance contains grant-related requests received for the third quarter of 2019.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? X Yes No

Appropriation change (\$):	General Fund \$		Other \$	
	2019	2020	2019	2020
	\$0		\$0	
Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2019	2020	2019	2020
	\$2,301,652		\$4,700,000	
Positions affected:	No. of Positions		Total FTE Change	
	2019	2020	2019	2020

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

Yes. This legislation accepts funds from various non-City sources.

Is there financial cost or other impacts of *not* implementing the legislation?
 The same objectives could not be achieved without this legislation.

3.d. Appropriations

This legislation adds, changes, or deletes appropriations.

Appropriations Notes: Appropriations related to items in this ordinance are identified in a companion supplemental ordinance.

3.e. Revenues/Reimbursements

This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Department	Fund	Revenue Source	2019 Revenue	2020 Estimated Revenue
Department of Education and Early Learning	General Fund (00100)	Grants	\$68,750	
Executive (Office of Immigrant and Refugee Affairs)	General Fund (00100)	Grants	\$255,680	
Seattle Department of Transportation	Transportation Fund (13000)	Grants	\$4,700,000	
Seattle Fire Department	General Fund (00100)	Grants	\$1,126,404	
Seattle Police Department	General Fund (00100)	Grants	\$830,818	
Office of Immigrant and Refugee Affairs	General Fund (00100)	Donations	\$20,000	
TOTAL			\$6,991,652	

See Attachment A to this document for details.

3.f. Positions

This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?**
Yes, this legislation impacts a number of departments 2019 budget. The budget appropriation contained in this legislation allow departments to continue programs that for various reasons planned spending was not completed during the calendar year.
- b. Is a public hearing required for this legislation?**
No
- c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?**
No
- d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No
- e. Does this legislation affect a piece of property?**
No
- f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?**
Please see Attachment A to this document for any RSJI implications.
- g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).**
Please see Attachment A to this document for any RSJI implications.

List attachments/exhibits below:

Summary Attachment A – 2019 3Q Grant Acceptance Ordinance Summary Detail Table

2019 Third Quarter Grant Acceptance Ordinance Summary Detail Table

Item #	Title	Description	Amount/FTE
Section 1 – Grant Acceptances			
1.1	Casey Family Programs Grant (Department of Education and Early Learning)	This item accepts a grant in the amount of \$68,750 from the Casey Family Programs. This grant was originally received in 2017 to fund a number of different activities in DEEL including continued work related to Our Best and school climate. Since the original grant was received, DEEL has received additional funding from the Casey Family Programs to support this work. The Casey Family Programs grant funds a range of school climate improvement activities, through a contract with Seattle Public Schools, that includes: authentic engagement with families and communities, reduces disparities and improves outcomes for boys and men of color, improves school climate and culture, and documents process and captures lessons learned. This request reconciles DEEL’s appropriation authority with revenue received to date.	\$68,750
1.2	SHA award adjustment (Executive (Office of Immigrant and Refugee Affairs))	This item accepts a grant in the amount of \$1,485 in from Seattle Housing Authority (SHA). This adjusts the SHA award revenue to the correct 2019 level of \$27,426, which was not known at the time of 2019 budget adoption. This grant supports naturalization assistance for Seattle Housing Authority residents and runs from January 1, 2019 through December 31, 2019.	\$1,485
1.3	DSHS 2019-20 Award Adjustment (Executive (Office of Immigrant and Refugee Affairs))	This item accepts a grant in the amount of \$254,195 from the Washington State Department of Social and Human Services. This increment adds to \$170,805 already budgeted to reach a total grant award of \$425,000. This grant supports naturalization assistance for State benefits recipients in OIRA’s New Citizen Program and runs from July 1, 2019 through June 30, 2020.	\$254,195
1.4	Ballard Magnolia Regional Transportation System Plan (Seattle Department of Transportation)	This item accepts a grant in the amount of \$700,000 from the Washington State Department of Transportation. This funding will be used for completion of the Ballard-Interbay Regional Transportation System Plan was allocated to the City of Seattle as part of the 2020-2022 Washington State Department of Transportation (WSDOT) Local Programs Biennial Budget. This funding allocation stipulates that SDOT will develop a plan and report to improve mobility for people and freight, including an analysis of how to maintain the current and future capacities of the Ballard and Magnolia Bridges, and a recommended timeline for constructing new bridges. The study shall be developed in coordination and partnership with the Port of Seattle, Sound Transit, King County, WSDOT and the Washington Military Department. This appropriation shall remain in place throughout 2019 and 2020 to accommodate the report deadline of November 1, 2020.	\$700,000

Item #	Title	Description	Amount/FTE
1.5	Washington State Pre-Hospital Participation Grant (Seattle Fire Department)	This item accepts a grant in the amount of \$1,266 in the Operations BSL for a grant from the Washington State Department of Health Trauma Care Fund. This grant provides reimbursement for medical supplies purchased by the SFD Medic One Program. The period of performance for this grant is 1/1/19 through 12/31/19. There are no new positions associated with this project and no match required.	\$1,266
1.6	BioWatch 2019-20 Continuation Grant (Seattle Fire Department)	This item accepts a grant in the amount of \$1,125,138 in the Operations BSL for a grant from the Department of Homeland Security. This grant provides for continuation of current BioWatch program activities in the Seattle area. This includes air-quality testing and monitoring for 18 collector sites and strengthening the area's response network with respect to biological terrorism. The period of performance for this grant is 7/1/19 through 4/30/20. There are no new positions associated with this project and no match required.	\$1,125,138
1.7	State ICAC Allocation (Seattle Police Department)	This item accepts a grant in the amount of \$425,000 from the Washington State Legislature. This funding supports the multi-jurisdictional Washington State Internet Crimes Against Children (ICAC) Task Force. The funding will be used for salary and benefits for 50% of Deputy Prosecuting Attorney, training, equipment and overtime for detectives on ICAC investigations. There are no matching requirements or capital improvement projects associated with this item.	\$425,000
1.8	FY 2017 Justice Assistance Grant (Seattle Police Department)	This item accepts a grant in the amount of \$405,818 from the U.S. Department of Justice under the Edward Byrne Memorial Justice Assistance Grant (JAG) program. The Seattle Police Department submits the JAG application for the entire Seattle region which is receiving \$657,975. Of that, Seattle receives \$252,157 which funds three existing civilian Crime Prevention Coordinator positions and was appropriated in the 2019 Second Quarter Supplemental Ordinance. This item accepts and appropriates the remaining award dollars for the surrounding jurisdictions. The term of this grant runs from October 1, 2016 to September 30, 2020. There are no matching requirements or capital improvement projects associated with this item.	\$405,818
1.9	Play Area Renovations Appropriation (Seattle Department of Transportation)	This item accepts a grant in the amount of \$4,000,000 from the Washington State Department of Transportation Regional Mobility Grant (RMG) as part of the Market /45th Multimodal Corridor project (MC-TR-C078). This grant supports the project design and construction which will enhance transit speed and reliability on one the city's primary east west corridors. Funding is appropriated in the 2020 Proposed Budget in the Mobility Capital BSL (BC-TR-19003) and the match will be provided by Move Seattle Levy funds.	\$4,000,000

Item #	Title	Description	Amount/FTE
Section 2 – Accepting Donations			
2.1	Lyft Donation Award (Executive (Office of Immigrant and Refugee Affairs))	This item accepts a donation in the amount of \$10,000 from Lyft, to be used to assist local citizenship applicants in purchasing bus or train tickets to travel to neighboring cities for citizenship interviews.	\$10,000
2.2	Uber Donation Award (Executive (Office of Immigrant and Refugee Affairs))	This item accepts a donation in the amount of \$10,000 from Uber, to be used to assist local citizenship applicants in purchasing bus or train tickets to travel to neighboring cities for citizenship interviews.	\$10,000



Legislation Text

File #: CB 119668, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE amending Ordinance 125724, which adopted the 2019 Budget, including the 2019-2024 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; revising project allocations for certain projects in the 2019-2024 CIP; creating non-exempt positions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The appropriations for the following items in the 2019 Adopted Budget are reduced from the funds shown below:

Item	Department	Fund	Budget Summary Level/BCL Code	Amount
1.1	Human Services Department	General Fund (00100)	Addressing Homelessness (00100-BO-HS-H3000)	(\$125,000)
1.2	Seattle Police Department	General Fund (00100)	East Precinct (00100-BO-SP-P6600)	(\$1,147,960)
1.3	Seattle Police Department	General Fund (00100)	Southwest Precinct (00100-BO-SP-P6700)	(\$383,545)
1.4	Seattle Police Department	General Fund (00100)	Patrol Operations (00100-BO-SP-P1800)	(\$5,000,000)
1.5	Seattle Police Department	General Fund (00100)	Patrol Operations (00100-BO-SP-P1800)	(\$3,551,347)
1.6	Seattle Police Department	General Fund (00100)	West Precinct (00100-BO-SP-P6100)	(\$807,269)
1.7	Seattle Police Department	General Fund (00100)	North Precinct (00100-BO-SP-P6200)	(\$1,530,848)
Total				(\$12,545,969)

Section 2. In order to pay for necessary costs and expenses incurred or to be incurred in 2019, but for which

insufficient appropriations were made due to causes that could not reasonably have been foreseen at the time of making the 2019 Budget, appropriations for the following items in the 2019 Budget are increased from the funds shown, as follows:

Item	Department	Fund	Budget Summary Level/ BCL Code	Amount
2.1	Department of Education and Early Learning	General Fund (00100)	Early Learning (00100-BO-EE-IL100)	\$350,000
2.2	Department of Finance & Administrative Services	General Fund (00100)	Regulatory Compliance and Consumer Protection (00100-BO-FA-RCCP)	\$234,000
2.3	Department of Finance & Administrative Services	Judgment/Claims Fund (00126)	Judgment & Claims Litigation (00126-BO-FA-JR000)	\$7,650,000
2.4	Department of Finance & Administrative Services	Judgment/Claims Fund (00126)	Judgment & Claims Police Action (00126-BO-FA-JR020)	\$750,000
2.5	Department of Finance & Administrative Services	Judgment/Claims Fund (00126)	Judgment & Claims Claims (00126-BO-FA-CJ000)	\$5,000,000
2.6	Department of Finance & Administrative Services	General Fund (00100)	City Finance (00100-BO-FA-CITYFINANCE)	\$85,000
2.7	Finance General	General Fund (00100)	Appropriation to Special Funds (00100-BO-FG-2QA00)	\$5,000,000
2.8	Finance General	General Fund (00100)	Appropriation to Special Funds (00100-BO-FG-2QA00)	\$510,000
2.9	Human Services Department	General Fund (00100)	Promoting Public Health (00100-BO-HS-H7000)	\$162,000
2.10	Human Services Department	General Fund (00100)	Promoting Public Health (00100-BO-HS-H7000)	\$12,250
2.11	Executive (Office of Planning and Community Development)	General Fund (00100)	Planning and Community Development (00100-BO-PC-X2P00)	\$12,125
2.12	Seattle Department of Construction and Inspections	Construction & Inspections (48100)	Permit Services (48100-BO-CI-U2300)	\$9,923
2.13	Seattle Department of Construction and Inspections	Construction & Inspections (48100)	Inspections (48100-BO-CI-U23A0)	\$36,341

		Construction & Inspections (48100)	Compliance (48100-BO-CI-U2400)	\$5,284
		Construction & Inspections (48100)	Land Use Services (48100-BO-CI-U2200)	\$29,849
		Construction & Inspections (48100)	Permit Services (48100-BO-CI-U2300)	\$36,678
		General Fund (00100)	Compliance (00100-BO-CI-U2400)	\$8,349
		General Fund (00100)	Government Policy, Safety & Support (00100-BO-CI-U2600)	\$2,500
		Construction & Inspections (48100)	Government Policy, Safety & Support (48100-BO-CI-U2600)	\$1,538
2.14	Seattle Police Department	General Fund (00100)	Patrol Operations (00100-BO-SP-P1800)	\$52,000
2.15	Finance General	General Fund (00100)	Appropriation to Special Funds (00100-BO-FG-2QA00)	\$1,300,000
Total				\$21,247,837

Section 3. In order to pay for necessary costs and expenses incurred or to be incurred in 2019, but for which insufficient appropriations were made due to causes that could not reasonably have been foreseen at the time of making the 2019 Budget, appropriations for the following items, which are backed by new revenues, in the 2019 Budget are increased from the funds shown, as follows:

Item	Department	Fund	Budget Summary Level/ BCL Code	Amount
3.1	Department of Finance & Administrative Services	Finance & Administrative Services Fund (50300)	Facilities Services (50300-BO-FA-FACILITY)	\$154,000
3.2	Law Department	General Fund (00100)	Civil (00100-BO-LW-J1300)	\$323,500
3.3	Law Department	General Fund (00100)	Criminal (00100-BO-LW-J1500)	\$367,840
3.4	Law Department	General Fund (00100)	Precinct Liaison (00100-BO-LW-J1700)	\$152,000
3.5	Seattle Department of Human Resources	General Fund (00100)	Leadership and Administration (00100-BO-HR-N5000)	\$16,251

		General Fund (00100)	HR Services (00100-BO-HR-N6000)	\$47,268
Total				\$1,060,859

Section 4. Contingent upon the execution of the grant or other funding agreement authorized in Section 1 of the ordinance introduced as Council Bill 119667, the appropriations for the following items in the 2019 Budget are increased from the funds shown, as follows:

Item	Department	Fund	Budget Summary Level/ BCL Code	Amount
4.1	Department of Education and Early Learning	General Fund (00100)	K-12 Programs (00100-BO-EE-IL200)	\$68,750
4.2	Executive (Office of Immigrant and Refugee Affairs)	General Fund (00100)	Office of Immigrant and Refugee Affairs (00100-BO-IA-X1N00)	\$1,485
4.3	Executive (Office of Immigrant and Refugee Affairs)	General Fund (00100)	Office of Immigrant and Refugee Affairs (00100-BO-IA-X1N00)	\$254,195
4.4	Seattle Department of Transportation	Transportation Fund (13000)	Mobility Operations (13000-BO-TR-17003)	\$700,000
4.5	Seattle Fire Department	General Fund (00100)	Operations (00100-BO-FD-F3000)	\$1,266
4.6	Seattle Fire Department	General Fund (00100)	Operations (00100-BO-FD-F3000)	\$1,125,138
4.7	Seattle Police Department	General Fund (00100)	Criminal Investigations (00100-BO-SP-P7000)	\$425,000
4.8	Seattle Police Department	General Fund (00100)	Chief of Police (00100-BO-SP-P1000)	\$405,818
Total				\$2,981,652

Unspent funds so appropriated shall carry forward to subsequent fiscal years until they are exhausted or abandoned by ordinance.

Section 5. Contingent upon the execution of the grant or other funding agreement authorized in Section 2 of the ordinance introduced as Council Bill 119667, the appropriations for the following item in the 2019 Budget are increased from the funds shown, as follows:

Item	Department	Fund	Budget Summary Level/BCL Code	Amount
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5.1	Executive (Office of Immigrant and Refugee Affairs)	General Fund (00100)	Office of Immigrant and Refugee Affairs (00100-BO-IA-X1N00)	\$10,000
5.2	Executive (Office of Immigrant and Refugee Affairs)	General Fund (00100)	Office of Immigrant and Refugee Affairs (00100-BO-IA-X1N00)	\$10,000
Total				\$20,000

Section 6. The appropriations for the following items in the 2019 Adopted Budget are modified, as follows:

Item	Department	Fund	Budget Summary Level/ BCL Code	Additional Budget Appropriation
6.1	Human Services Department	General Fund (00100)	Addressing Homelessness (00100-BO-HS-H3000)	(\$212,985)
		Human Services Fund (16200)	Addressing Homelessness (16200-BO-HS-H3000)	\$212,985
6.2	Human Services Department	General Fund (00100)	Leadership and Administration (00100-BO-HS-H5000)	(\$125,000)
	Department of Neighborhoods	General Fund (00100)	Community Building (00100-BO-DN-I3300)	\$125,000
6.3	Executive (Office of Housing)	Office of Housing Fund (16600)	Leadership and Administration (16600-BO-HU-1000)	(\$523,731)
		Office of Housing Fund (16600)	Homeownership & Sustainability (16600-BO-HU-2000)	\$270,406
		Office of Housing Fund (16600)	Multifamily Housing (16600-BO-HU-3000)	\$253,325
6.4	Executive (Office of Housing)	Office of Housing Fund (16600)	Leadership and Administration (16600-BO-HU-1000)	(\$450,337)
		Office of Housing Fund (16600)	Homeownership & Sustainability (16600-BO-HU-2000)	\$265,874
		Office of Housing Fund (16600)	Multifamily Housing (16600-BO-HU-3000)	\$184,463
		General Fund (00100)	Leadership and Administration (00100-BO-HU-1000)	(\$263)
		General Fund (00100)	Homeownership & Sustainability (00100-BO-HU-2000)	\$263
6.5	Executive (Office of Economic Development)	General Fund (00100)	Business Services (00100-BO-ED-X1D00)	\$400,000

Executive (Office of Planning and Community Development)	General Fund (00100)	Planning and Community Development (00100-BO-PC-X2P00)	(\$400,000)
Net Change			\$0

Section 7. Appropriations in the 2019 Adopted Budget and project allocations in the 2019-2024 Adopted

Capital Improvement Program are modified as follows:

Item	Department	Fund	Budget Summary Level/ BCL Code	BCL Appropriation Change	CIP Project Name	Allocation (in \$000's)
7.1	Seattle Department of Information Technology	Information Technology Fund (50410)	Capital Improvement Projects (50410-BC-IT-C7000)	(\$793,292)	Applications Development - SDOT (MC-IT-C6306)	(\$5,204) <u>\$4,410</u>
7.2	Seattle Department of Transportation	Transportation Fund (13000)	Major Projects (13000-BC-TR-19002)	(\$3,906,986)	Alaskan Way Main Corridor (MC-TR-C072)	(\$45,524) <u>\$41,618</u>
		Central Waterfront Imp Fund (35900)	Major Projects (35900-BC-TR-19002)	(\$11,111,461)	Alaskan Way Main Corridor (MC-TR-C072)	(\$12,146) <u>\$1,035</u>
7.3	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	(\$10,326,894)	S Lander St. Grade Separation (MC-TR-C028)	(\$29,413) <u>\$19,087</u>
		2017 LTGO Taxable Bond Fund (36410)	Mobility-Capital (36410-BC-TR-19003)	(\$2,000,000)	S Lander St. Grade Separation (MC-TR-C028)	(\$2,086) <u>\$86</u>
7.4	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	(\$6,156,889)	S Lander St. Grade Separation (MC-TR-C028)	(\$3,576) <u>(\$2,580)</u>

7.5	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	(\$3,000,000)	Rainier/Jackson Multimodal Corridor (MC-TR-C053)	(((3,000)) \$0
7.6	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	(\$5,296,665)	Route 48 South Electrification (MC-TR-C081)	(((5,296)) \$0
		Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	(\$945,048)	Route 48 South Electrification (MC-TR-C081)	(((985)) (\$40)
7.7	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	(\$4,600,000)	Madison Street Bus Rapid Transit (MC-TR-C051)	(((6,272)) (\$1,672)
7.8	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	(\$1,200,000)	Transit Corridor Improvements (MC-TR-C029)	(((2,659)) (\$1,459)
7.9	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	(\$712,053)	Fauntleroy Way SW Boulevard (MC-TR-C046)	(((1,921)) (\$1,209)
7.10	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	(\$625,150)	Northgate Bridge and Cycle Track (MC-TR-C030)	(((6,155)) (\$5,531)
Total				(\$49,881,146)		

Section 8. To pay for necessary capital costs and expenses incurred or to be incurred, but for which insufficient appropriations were made due to causes that could not reasonably have been foreseen at the time the 2019 Budget was adopted, appropriations in the 2019 Adopted Budget and project allocations in the 2019-2024 Adopted Capital Improvement Program are increased as follows:

Item	Department	Fund	Budget Summary Level/ BCL Code	BCL Appropriation Change	CIP Project Name	Allocation (in \$000's)
8.1	Seattle Department of Transportation	Transportation Fund (13000)	Major Projects (13000-BC-TR-19002)	\$1,200,000	Alaskan Way Main Corridor (MC-TR-C072)	(((\$41,618)) <u>\$42,818</u>
		Central Waterfront Improvement Fund (35900)	Major Projects (35900-BC-TR-19002)	\$460,000	Alaskan Way Main Corridor (MC-TR-C072)	(((\$1,035)) <u>\$1,495</u>
8.2	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$1,098,574	S Lander St. Grade Separation (MC-TR-C028)	(((\$19,087)) <u>\$20,186</u>
8.3	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$5,033,659	S Lander St. Grade Separation (MC-TR-C028)	(((\$20,186)) <u>\$25,219</u>
8.4	Seattle Department of Transportation	Transportation Benefit District Fund (19900)	Mobility-Capital (19900-BC-TR-19003)	\$393,134	Transit Corridor Improvements (MC-TR-C029)	(((\$4,800)) <u>\$5,191</u>
8.5	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	\$600,455	23rd Avenue Corridor Improvements (MC-TR-C037)	(((\$4,765)) <u>\$5,365</u>
8.6	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$200,000	Delridge Multimodal Corridor (MC-TR-C042)	(((\$1,661)) <u>\$1,861</u>
8.7	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	\$856,281	Rainier/Jackson Multimodal Corridor (MC-TR-C053)	(((\$216)) <u>\$640</u>

8.8	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	\$513,749	Freight Spot Improvement Program (MC-TR-C047)	(\$525) <u>\$1,039</u>
8.9	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$200,000	Roosevelt Multimodal Corridor (MC-TR-C013)	(\$4,230) <u>\$4,430</u>
8.10	Seattle Department of Transportation	Move Seattle Levy Fund (10398)	Mobility-Capital (10398-BC-TR-19003)	\$2,111,581	Next Generation Intelligent Transportation Systems (ITS) (MC-TR-C021)	(\$849) <u>\$1,262</u>
8.11	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$544,000	Bike Master Plan - Greenways (MC-TR-C063)	(\$66) <u>\$478</u>
8.12	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$1,074,000	Bike Master Plan - Greenways (MC-TR-C063)	(\$478) <u>\$1,552</u>
8.13	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$609,174	Pedestrian Master Plan - School Safety (MC-TR-C059)	(\$312) <u>\$921</u>
8.14	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$829,100	Pedestrian Master Plan - New Sidewalks (MC-TR-C058)	(\$4,938) <u>\$5,767</u>
8.15	Seattle Department of Transportation	Transportation Fund (13000)	Mobility-Capital (13000-BC-TR-19003)	\$435,405	Bike Master Plan - Protected Bike Lanes (MC-TR-C062)	(\$7,491) <u>\$7,926</u>
8.16	Department of Parks and Recreation	2013 King County Parks Levy (36000)	Fix It First (36000-BC-PR-40000)	\$199,000	Play Area Renovations (MC-PR-41039)	(\$2,147) <u>\$2,346</u>

8.17	Department of Parks and Recreation	Seattle Preschool Levy Fund (17861)	Fix It First (17861-BC-PR-40000)	\$870,350	Joint Preschool Site and Tenant Improvements (MC-PR-41042)	(((\$1)) \$871)
Total				\$17,228,462		

Allocation modifications for the Seattle Department of Transportation, Seattle Public Utilities, and Seattle City Light in this section shall operate for the purposes of increasing or decreasing the base for the limit imposed by subsection 4(c) of Ordinance 125724.

Section 9. Appropriations in the 2019 Adopted Budget and project allocations in the 2019-2024 Adopted Capital Improvement Program are modified as follows:

Item	Department	Fund	Budget Summary Level/ BCL Code	Additional Budget Appropriation	CIP Project Name	Allocation (in \$000's)
9.1	Department of Finance & Administrative Services	REET I Capital Projects Fund (30010)	General Government Facilities - General (30010 -BC-FA-GOVTFAC)	(\$91,254)	Charles Street Campus Development (MC-FA-CHASDEV)	(((\$91,254)) \$0)
		REET I Capital Projects Fund (30010)	General Government Facilities - General (30010 -BC-FA-GOVTFAC)	\$91,254	Seattle Municipal Tower Facility Upgrades (MC-FA-SMTUPG)	(((\$1,573)) \$1,664)
9.2	Department of Finance & Administrative Services	Finance & Administrative Services Fund (50300)	FAS Project Delivery Services (50300 -BC-FA-FASPDS)	(\$5,357,000)	Customer Requested Tenant Improvement Program (MC-FA-FASPDS)	(((\$10,033)) \$4,676)

		Finance & Administrative Services Fund (50300)	General Government Facilities - General (50300 -BC-FA-GOVTFAC)	\$5,357,000	Customer Requested Tenant Improvement Program (MC-FA-CREQTIMP)	(((\$0)) <u>\$5,357</u>)
9.3	Department of Parks and Recreation	REET I Capital Projects Fund (30010)	Fix It First (30010-BC-PR-40000)	\$1,323,265	Municipal Energy Efficiency Program - Parks (MC-PR-41030)	(((\$0)) <u>\$1,323</u>)
	Seattle Center	REET I Capital Projects Fund (30010)	Building and Campus Improvements (30010-BC-SC-S03P01)	\$688,242	Municipal Energy Efficiency Program (MC-SC-S1003)	(((\$0)) <u>\$688</u>)
	Department of Finance & Administrative Services	REET I Capital Projects Fund (30010)	FAS Oversight - External Projects (30010 -BC-FA-EXTPROJ)	(\$2,359,661)	Energy Efficiency for Municipal Buildings (MC-FA-ENEFFMBLD)	(((\$7,304)) <u>\$4,941</u>)
	Seattle Public Library	REET I Capital Projects Fund (30010)	Capital Improvements (30010-BC-PL-B3000)	\$348,154	Library Major Maintenance (MC-PL-B3011)	(((\$0)) <u>\$348</u>)
9.4	Seattle Department of Information Technology (SeaIT)	Information Technology Fund (50410)	Capital Improvement Projects (50410 -BC-IT-C7000)	(\$954,138)	Next Generation Data Center (MC-IT-C9503)	(((\$1,537)) <u>\$583</u>)
		Information Technology Fund (50410)	Capital Improvement Projects (50410 -BC-IT-C7000)	\$954,138	Seattle Municipal Tower Remodel - IT (MC-IT-C9501)	(((\$5,528)) <u>\$6,482</u>)
9.5	Seattle Department of Information Technology (SeaIT)	Information Technology Fund (50410)	Capital Improvement Projects (50410 -BC-IT-C7000)	(\$525,317)	Enterprise Computing (MC-IT-C3200)	(((\$525)) <u>\$0</u>)

		Information Technology Fund (50410)	Capital Improvement Projects (50410-BC-IT-C7000)	\$525,317	Computing Services Architecture (MC-IT-C3201)	(\$5,271) \$5,796
9.6	Seattle Department of Transportation	SSTPI Fund (18500)	Mobility-Capital (18500-BC-TR-19003)	\$653,000	Pedestrian Master Plan - School Safety (MC-TR-C059)	(\$1,137) \$1,790
		SSTPI Fund (18500)	Mobility-Capital (18500-BC-TR-19003)	(\$653,000)	Pedestrian Master Plan - New Sidewalks (MC-TR-C058)	(\$7,950) \$7,297
Net Change				\$0		

Allocation modifications for the Seattle Department of Transportation, Seattle Public Utilities, and Seattle City Light in this section shall operate for the purposes of increasing or decreasing the base for the limit imposed by subsection 4(c) of Ordinance 125724.

Section 10. Appropriations in the 2019 Budget, representing appropriations no longer needed for completing grants or revenue generating service contracts, are abandoned from the Budget Summary Levels and funds shown, as follows:

Item	Department	Fund	Budget Summary Level/BCL Code	Amount
10.1	Seattle Public Utilities	Water Fund (43000)	Distribution (43000-BC-SU-C110B)	(\$13,541,132)
			Transmission (43000-BC-SU-C120B)	(\$8,056,835)
			Watershed Stewardship (43000-BC-SU-C130B)	(\$1,635)
			Water Quality & Treatment (43000-BC-SU-C140B)	(\$1,114,619)
			Water Resources (43000-BC-SU-C150B)	(\$5,053,482)
			Habitat Conservation Program (43000-BC-SU-C160B)	(\$581,846)
			Shared Cost Projects (43000-BC-SU-C410B)	(\$22,713,890)
			Technology (43000-BC-SU-C510B)	(\$2,116)
		Drainage and Wastewater Fund (44010)	Protection of Beneficial Uses (44010-BC-SU-C333B)	(\$5,621,845)
			Sediments (44010-BC-SU-C350B)	(\$1,612,628)

			Combined Sewer Overflows (44010-BC-SU-C360B)	(\$12,349,115)
			Rehabilitation (44010-BC-SU-C370B)	(\$16,280,148)
			Flooding, Sewer Backup & Landslide (44010-BC-SU-C380B)	(\$10,014,092)
			Shared Cost Projects (44010-BC-SU-C410B)	(\$31,325,629)
			Technology (44010-BC-SU-C510B)	(\$256,606)
		Solid Waste Fund (45010)	New Facilities (45010-BC-SU-C230B)	(\$62,170)
			Rehabilitation & Heavy Equipment (45010-BC-SU-C240B)	(\$168,994)
			Shared Cost Projects (45010-BC-SU-C410B)	(\$51,153)
			Technology (45010-BC-SU-C510B)	(\$2,234,352)
Total				(\$131,042,287)

Allocation modifications in this section shall operate for the purposes of increasing or decreasing the base for the limit imposed by subsection 4(c) of Ordinance 125724.

Section 11. The following new position is created in the following department:

Item	Department	Position Title	Position Status	Number
11.1	Seattle Department of Construction and Inspections	Permit Spec II	Full-time	1.0
Total				1.0

The Director of the Seattle Department of Construction and Inspections is authorized to fill this position subject to Seattle Municipal Code Title 4, the City’s Personnel Rules, Civil Service Rules, and applicable employment laws.

Section 12. The following positions are transferred from the Information Technology Department to the Seattle Public Utilities:

Item	Department	Position Title	Position #	Position Status	Number
12.1	Seattle Public Utilities	Info Technol Prof B-BU	24254	Full-time	1.0
	Seattle Public Utilities	Info Technol Prof B-BU	24267	Full-time	1.0
	Seattle Department of Information Technology	Info Technol Prof B-BU	24254	Full-time	(1.0)

	Seattle Department of Information Technology	Info Technol Prof B-BU	24267	Full-time	(1.0)
Net Change					0

Section 13. Any act consistent with the authority of this ordinance taken after its passage and prior to its effective date is ratified and confirmed.

Section 14. 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 a 3/4 vote of all the members of the City Council the _____ day of _____, 2019, and signed by me in open session in authentication of its passage this _____ day of _____, 2019.

President _____ of the City Council

Approved by me this _____ day of _____, 2019.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2019.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
City Budget Office	Jeanette Blankenship (5-0087)	Ben Noble (4-8160)

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE amending Ordinance 125724, which adopted the 2019 Budget, including the 2019-2024 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; revising project allocations for certain projects in the 2019-2024 CIP; creating non-exempt positions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Summary and background of the Legislation: This Council Bill proposes several adjustments to the 2019 Adopted Budget.

The City Budget Office compiles departmental requests for spending adjustments to the Adopted Budget into a quarterly Supplemental Ordinance for review and approval by the City Council. These quarterly Bills accomplish the following:

- Adjusts appropriation authority to Budget Control Levels approved in the Adopted Budget or subsequent legislation;
- Makes changes to departments position authority
- Adjusts for unanticipated actual and projected revenues;
- Appropriates funding backed by new revenue sources, such as grants and private donations.

This supplemental ordinance is accompanied by a Grant Acceptance Ordinance.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? X Yes No

Please see Attachment A to this ordinance for details.

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? X Yes No

Appropriation change (\$):	General Fund \$		Other \$	
	Operating 2019	Capital 2019	Operating 2019	Capital 2019
	(\$1,822,219)		\$14,586,598	(\$164,488,263)

Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	Operating 2019	Capital 2019	Operating 2019	Capital 2019
	\$3,208,511		\$854,000	\$2,977,073
Positions affected:	No. of Positions		Total FTE Change	
	2019	2020	2019	2020
	1.0			

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

Yes, some items in this ordinance represent costs increases to departments in order for them to accomplish the desired objectives as stated in Attachment A to this SUM document.

Is there financial cost or other impacts of *not* implementing the legislation?

The same objectives could not be achieved without this legislation.

3.d. Appropriations

 X This legislation adds, changes, or deletes appropriations.

See Attachment A to this document for details

3.e. Revenues/Reimbursements

X This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Department	Dept	Revenue Source	2019 Revenue	2020 Estimated Revenue
Law Department	General Fund (00100)	Misc Revenues	\$843,340	
Seattle Department of Human Resources	General Fund (00100)	Misc Revenues	\$63,519	
Police Department	General Fund (00100)	Grants	\$830,818	
Department of Education and Early Learning	General Fund (00100)	Grants	\$68,750	
Executive (Office of Immigrant and Refugee Affairs)	General Fund (00100)	Grants	\$255,680	
Seattle Fire Department	General Fund (00100)	Grants	\$1,126,404	
Executive (Office of Immigrant and Refugee Affairs)	General Fund (00100)	Donation	\$20,000	
Parks Department	King County Parks Levy Fund (36000)	Grants	\$199,000	
Finance & Admin Services Dept	Finance & Admin Services Fund (50300)	Misc Revenue	\$154,000	
Dept Of Transportation	Transportation Fund (13000)	Misc Revenues	\$2,318,073	
Dept Of Transportation	Transportation Fund (13000)	Grants	\$700,000	
Dept Of Transportation	Central Waterfront Imp Fund (35900)	Misc Revenues	\$460,000	
TOTAL			\$7,039,584	

See Attachment A to this document for details.

3.f. Positions

This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

Yes, this legislation affects multiple departments.

b. Is a public hearing required for this legislation?

No

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No

e. Does this legislation affect a piece of property?

No

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?

Please see Attachment A to this document for any RSJI implications.

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

Please see Attachment A to this document for any RSJI implications.

List attachments/exhibits below:

Summary Attachment A – 2019 Third Quarter Supplemental Ordinance Summary Detail Table

2019 Third Quarter Supplemental Ordinance Summary Detail Table

Item #	Title	Description	Amount/FTE
Section 1 – Appropriation Decreases – Operating Budgets			
1.1	Shift Appropriation for Safe Parking Program from 2019 into 2020 (Human Services Department)	This item decreases appropriation authority by \$125,000 in the Addressing Homelessness BSL. Due to a late program start, these funds will not be used in 2019 and will be appropriated for the same purpose in the 2020 Proposed Budget.	(\$125,000)
1.2	SPOG Retro Reduction - East Precinct (Seattle Police Department)	This item reduces appropriation authority by \$1,147,960 in the East Precinct BSL. Ordinance 125693 authorized the execution of a new contract between the City of Seattle and the Seattle Police Officers' Guild (SPOG) for 2015-2020, and also approved funding for retroactive wage increases for 2015-2018. The funding estimate included in the ordinance was higher than the actual retroactive payments processed in 2019.	(\$1,147,960)
1.3	SPOG Retro Reduction - Southwest Precinct (Seattle Police Department)	This item reduces appropriation authority by \$383,545 in the Southwest Precinct BSL. Ordinance 125693 authorized the execution of a new contract between the City of Seattle and the Seattle Police Officers' Guild (SPOG) for 2015-2020, and also approved funding for retroactive wage increases for 2015-2018. The funding estimate included in the ordinance was higher than the actual retroactive payments processed in 2019.	(\$383,545)
1.4	Reduce Appropriations for 2019 Hiring (Seattle Police Department)	This item reduces appropriation authority by \$5,000,000 in the Patrol Operations BSL in the Seattle Police Department (SPD). This funding was included in the 2019 Adopted Budget to fund an increase in sworn officers for the department. Due to an increase in unanticipated separations and difficulties in recruiting and hiring, SPD has not been able to achieve their anticipated hiring levels for 2019. This action brings the SPD budget into line with anticipated actual spending for 2019.	(\$5,000,000)
1.5	SPOG Retro Reduction - Patrol Operations (Seattle Police Department)	This item reduces appropriation authority by \$3,551,347 in the Patrol Operations BSL. Ordinance 125693 authorized the execution of a new contract between the City of Seattle and the Seattle Police Officers' Guild (SPOG) for 2015-2020, and also approved funding for retroactive wage increases for 2015-2018. The funding estimate included in the ordinance was higher than the actual retroactive payments processed in 2019.	(\$3,551,347)

Item #	Title	Description	Amount/FTE
1.6	SPOG Retro Reduction - West Precinct (Seattle Police Department)	This item reduces appropriation authority by \$807,269 in the West Precinct BSL. Ordinance 125693 authorized the execution of a new contract between the City of Seattle and the Seattle Police Officers' Guild (SPOG) for 2015-2020, and also approved funding for retroactive wage increases for 2015-2018. The funding estimate included in the ordinance was higher than the actual retroactive payments processed in 2019.	(\$807,269)
1.7	SPOG Retro Reduction - North Precinct (Seattle Police Department)	This item reduces appropriation authority by \$1,530,848 in the North Precinct BSL. Ordinance 125693 authorized the execution of a new contract between the City of Seattle and the Seattle Police Officers' Guild (SPOG) for 2015-2020, and also approved funding for retroactive wage increases for 2015-2018. The funding estimate included in the ordinance was higher than the actual retroactive payments processed in 2019.	(\$1,530,848)
Section 2 – Appropriation Increases – Operating Budgets			
2.1	Child Care Assistance Program (Department of Education and Early Learning)	This item increases appropriation authority by \$350,000 in the Early Learning BSL. This request is necessary to provide additional resources for the Child Care Assistance Program (CCAP) in 2019 due to increased enrollment, higher costs, and expanding eligibility to from 300% to 350% of the Federal Poverty Level as of September 1, 2019. In 2019, the department has made a concerted effort to outreach to new providers and families to ensure that eligible families were aware of the child-care voucher. This has resulted in increased family enrollment in the program as well as some growth in the number of providers who will accept the CCAP vouchers. Additionally, this increase is necessary in order to allow for a market rate increase in the voucher rate paid to providers.	\$350,000
2.2	Abandoned Vehicle Disposal Incremental Resources Needs (Department of Finance & Administrative Services)	This item increases appropriation by \$234,000 in the Regulatory Compliance and Consumer Protection BCL (BO-FA-RCCP) in the Department of Finance and Administrative Services (FAS) for the disposal of derelict vehicles, which is within the scope of work for the City's contract for Vehicle Impound Management Services ("impound contract"). The request is based on the current count of vehicles that the city's vendor disposes of, the increasing per-unit disposal cost, and is in addition to funding granted as part of the 2019-2020 budget. Due to the ongoing need for this service, an additional increase will be requested as part of the 2020 budget.	\$234,000

Item #	Title	Description	Amount/FTE
2.3	Litigation Expenses (Department of Finance & Administrative Services)	This item appropriates \$7,650,000 of fund balance to the Judgment and Claims Litigation BSL of the Judgment and Claims (J/C) Fund in FAS. A total of \$13,400,000 will be appropriated to the J/C Fund to cover expenditures through the end of 2019 with \$750,000 in the Police Action BSL and \$5,000,000 in the Claims BSL. The current expenditures in the fund are anticipated to exceed the budgeted amount for 2019 due to a number of large unanticipated settlements and judgments and increased use of outside counsel.	\$7,650,000
2.4	Judgment and Claims Police Action Increase (Department of Finance & Administrative Services)	This item appropriates \$750,000 of fund balance to the Judgment and Claims Police Action BSL of the Judgment and Claims (J/C) Fund in FAS. A total of \$13,400,000 will be appropriated to the J/C Fund to cover expenditures through the end of 2019 with \$7,650,000 in the Litigation Expenses BSL and \$5,000,000 in the Claims BSL. The current expenditures in the fund are anticipated to exceed the budgeted amount for 2019 due to a number of large unanticipated settlements and judgments and increased use of outside counsel.	\$750,000
2.5	Additional Claims Expenses (Department of Finance & Administrative Services)	This item appropriates \$5,000,000 to the Judgment and Claims Claims BSL of the Judgment and Claims (J/C) Fund in FAS. A total of \$13,400,000 will be appropriated to the J/C Fund to cover expenditures through the end of 2019 with \$750,000 in the Police Action BSL and \$7,650,000 in the Litigation Expenses BSL. The current expenditures in the fund are anticipated to exceed the budgeted amount for 2019 due to a number of large unanticipated settlements and judgments and increased use of outside counsel.	\$5,000,000
2.6	FAS Administrative Needs for OSE Heating Oil Tax (Department of Finance & Administrative Services)	This item increases the appropriation authority by \$85,000 in the City Finance BCL in the General Fund. This appropriation is necessary to begin work with vendors to establish the administrative framework for the proposed Office of Sustainability & Environment (OSE) Heating Oil Tax. This work needs to begin in 2019 as the tax is anticipated to start collections in July 2020 and there is an approximately nine-month timeline to complete administrative set up.	\$85,000
2.7	Transfer to Judgement and Claims Fund (Finance General)	This item appropriates \$5,000,000 of General Fund in Finance General to transfer to the Judgement and Claims Fund (00126) in Finance and Administrative Services. The current expenditures in the Judgement and Claims fund are anticipated to exceed the budgeted amount in 2019 due to a number of large unanticipated settlements and judgments in tort cases and increased use of outside counsel.	\$5,000,000

Item #	Title	Description	Amount/FTE
2.8	Liability Insurance Premium Payments (Finance General)	This item increases appropriation authority by \$510,000 in Finance General in the General Fund. This appropriation is necessary to pay for increased premiums for the City's insurance payments. The increase is primarily driven by a larger than anticipated increase in liability insurance premiums due to several large claims in recent years as well as overall increases in the insurance market. As the liability insurance coverage period is from July to June each year, this payment is due in 2019 and cannot be added during the 2020 budget process.	\$510,000
2.9	Funding for Onsite Nurses at PSH and Shelter Sites (Human Services Department)	This item adds \$162,000 to fund onsite nurses at several City-funded permanent supportive housing and shelter sites. Nurses will cover a late afternoon/evening shift at select locations with a history of high call volumes to 911. There is a corresponding action in the 2020 proposed budget to support this work for a full year in 2020.	\$162,000
2.10	Open and Operate Nurse Call Line for Shelter and PSH in Q3 (Human Services Department)	This item adds \$12,250 to open and operate a nurse call line in partnership with Harborview Medical Center for the remainder of 2019. \$3,000 will go to one-time startup costs, and the remaining \$9,250 will fund three months of operations. There is a corresponding add in the 2020 proposed budget to continue operation of the phone line. This nurse call line will operate 24/7 to answer low-acuity medical questions from staff and clients at permanent supportive housing and shelter locations when onsite nurses are not available. Downtown Emergency Services Center demonstrated in a 2017-18 pilot that nurse call lines are an effective intervention for diverting low-acuity calls from the cost- and labor-intensive 911 system.	\$12,250
2.11	Technical Correction for Encumbrance Carry Forward (Executive (Office of Planning and Community Development))	This item increases appropriation authority by \$12,125 in the Planning and Community Development BSL (BO-PC-X2P00) to correct a carry forward error related to an existing encumbrance for the Multicultural Center ("MCC") Capital Campaign Strategy project. This technical item corrects an error that occurred when OPCD was created from DPD.	\$12,125
2.12	ADU Navigator Staffing (Seattle Department of Construction and Inspections)	This item increases budget authority by \$9,923 in the Seattle Department of Construction and Inspections (SDCI) Permit Services BSL (BO-CI-U2300) for a new Permit Spec II position to serve as an Accessory Dwelling Unit (ADU) Navigator. Mayor Durkan directed SDCI to add a new "ADU Navigator" position via Executive Order 2019-4 to help guide homeowners through the permitting process for ADU and DADUs. This request is for one-time expenses of \$2,200 and one month of salary; ongoing budget authority for this position is included in the 2020 Proposed Budget. This position will be supported by fees in the Construction and Inspections Fund.	\$9,923

Item #	Title	Description	Amount/FTE
2.13	Central Service Six-Fund Surcharge for 2018 (Seattle Department of Construction and Inspections)	This item increases appropriation authority by a total of \$120,539 (including \$10,849 of General Fund) across several Seattle Department of Construction and Inspections (SDCI) BSLs that are allocated Citywide Indirect Costs. This request is necessary for SDCI to pay a City Central Services "Six-Fund" surcharge for 2018, to reconcile the difference between the 2018 Adopted Budget and 2018 actual expenses in the Central Service departments.	\$120,539
2.14	Mental Health Professionals for Crisis Response Unit (Seattle Police Department)	This item increases appropriation authority by \$52,000 in the Chief of Police BSL. This request is for 4 additional contracted Mental Health Professionals (MHP) in the Seattle Police Department Crisis Response Unit (CRU). The CRU, which is currently staffed with one MHP, works to connect individuals in crisis to resources to help address their physical and mental health needs and divert them from the criminal justice system. The addition of four MHPs would greatly expand the department's ability to work with community members before they reach acute stages of behavioral crisis, increasing SPD's service level while decreasing the costs associated with 911 response. Each MHP-Officer team will focus on a precinct.	\$52,000
2.15	Support to Office of Labor Standards (Finance General)	This item increases appropriation authority by \$1,300,000 in the Appropriation to Special Funds BSL. This provides resources to the Office of Labor Standards to support appropriation authority that carried forward to the new OLS Fund but never received the associated general fund resources to cover those expenses. This is a technical item that corrects a previous oversight.	\$1,300,000
Section 3 – Appropriation Increases – Operating Budgets – Backed by Misc Revenues			
3.1	Fort Lawton Maintenance Expenses (Department of Finance & Administrative Services)	This item increases the appropriation authority by \$154,000 in the Facility Services BSL in the Finance and Administrative Services (FAS) Operating Fund. This appropriation is necessary to pay for maintenance on the sewer and main water line at Fort Lawton. These repairs are completed consistent with FAS' lease agreement with the Department of the Army, which commits FAS to maintain these premises. This work is revenue backed and will be funded by a transfer from Department of Parks and Recreation (SPR) and Office of Housing (OH) who are the owners of the property.	\$154,000

Item #	Title	Description	Amount/FTE
3.2	Appropriation for Civil Division MOAs (Law Department)	This item increases appropriation authority by \$323,500 in the Civil BCL. This appropriation will support services provided to City departments under Memorandum of Agreements in 2019. This appropriation is backed by revenue collected from these departments. Specifically, this revenue supports agreements with Office of Housing (\$146,000), Seattle Police Department (\$185,000), and the Legislative Department (\$12,500). Ongoing appropriation for these items will be included in the 2020 Proposed Budget.	\$323,500
3.3	Appropriation for Criminal Division MOAs (Law Department)	This item increases appropriation authority by \$367,840 in the Criminal BCL. This appropriation will support services provided to external agencies under Memorandum of Agreements in 2019. This appropriation is backed by revenue collected from these agencies. Specifically, this revenue supports agreements with the Public Defender's Association (\$221,000) and King County Behavioral Health Division (\$146,840). Ongoing appropriation for these items will be included in the 2020 Proposed Budget.	\$367,840
3.4	Appropriations for Precinct Liaison MOA (Law Department)	This item increases appropriation authority by \$152,000 in the Precinct Liaison BCL. This appropriation will support precinct liaison services provided to Seattle Police Department under Memorandum of Agreement in 2019. This appropriation is backed by revenue collected from this department. Ongoing appropriation for this item will be included in the 2020 Proposed Budget.	\$152,000
3.5	Increase budget authority for two-year health advocacy project manager position costs (Seattle Department of Human Resources)	This item increases appropriation authority by \$16,251 in the Leadership and Administration BSL and \$47,268 in the HR Services BSL. The budget authority is necessary to support the salary and benefits cost of a two-year term-limited temporary position to implement and manage the City's new Advocacy and Well-Being (AWB) program. The position will assist with review and evaluation of vendor proposals, develop change management communication strategies and be responsible for post-implementation activities, strategies and communication. The Health Care Fund will cover the salary and benefits costs.	\$63,519

Item #	Title	Description	Amount/FTE
Section 4 – Appropriation Increases – Operating Budgets – Backed by Grant Revenues			
4.1	Casey Family Programs Grant (Department of Education and Early Learning)	This item increases appropriation authority by \$68,750 in the K-12 Programs BSL from the Casey Family Programs. This grant was originally received in 2017 to fund a number of different activities in DEEL including continued work related to Our Best and school climate. Since the original grant was received, DEEL has received additional funding from the Casey Family Programs to support this work. The Casey Family Programs grant funds a range of school climate improvement activities, through a contract with Seattle Public Schools, that includes: authentic engagement with families and communities, reduces disparities and improves outcomes for boys and men of color, improves school climate and culture, and documents process and captures lessons learned. This request reconciles DEEL's appropriation authority with revenue received to date.	\$68,750
4.2	SHA award adjustment (Executive (Office of Immigrant and Refugee Affairs))	This item increases appropriation authority by \$1,485 in the Office of Immigrant and Refugee Affairs BSL (BO-IA-X1N00) from Seattle Housing Authority (SHA). This adjusts the SHA award revenue to the correct 2019 level of \$27,426, which was not known at the time of 2019 budget adoption. This grant supports naturalization assistance for Seattle Housing Authority residents and runs from January 1, 2019 through December 31, 2019.	\$1,485
4.3	DSHS 2019-20 Award Adjustment (Executive (Office of Immigrant and Refugee Affairs))	This item increases appropriation authority by \$254,195 in the Office of Immigrant and Refugee Affairs BSL (BO-IA-X1N00) from the Washington State Department of Social and Human Services. This increment adds to \$170,805 already budgeted to reach a total grant award of \$425,000. This grant supports naturalization assistance for State benefits recipients in OIRA's New Citizen Program and runs from July 1, 2019 through June 30, 2020.	\$254,195

Item #	Title	Description	Amount/FTE
4.4	Ballard Magnolia Regional Transportation System Plan (Seattle Department of Transportation)	This item increases appropriation authority by \$700,000 in the Mobility-Operations BSL (BO-TR-17003). Funding for completion of the Ballard-Interbay Regional Transportation System Plan was allocated to the City of Seattle as part of the 2020-2022 Washington State Department of Transportation (WSDOT) Local Programs Biennial Budget. This funding allocation stipulates that SDOT will develop a plan and report to improve mobility for people and freight, including an analysis of how to maintain the current and future capacities of the Ballard and Magnolia Bridges, and a recommended timeline for constructing new bridges. The study shall be developed in coordination and partnership with the Port of Seattle, Sound Transit, King County, WSDOT and the Washington Military Department. This appropriation shall remain in place throughout 2019 and 2020 to accommodate the report deadline of November 1, 2020.	\$700,000
4.5	Washington State Pre-Hospital Participation Grant (Seattle Fire Department)	This item increases appropriation authority by \$1,266 in the Operations BSL for a grant from the Washington State Department of Health Trauma Care Fund. This grant provides reimbursement for medical supplies purchased by the SFD Medic One Program. The period of performance for this grant is 1/1/19 through 12/31/19. There are no new positions associated with this project and no match required.	\$1,266
4.6	BioWatch 2019-20 Continuation Grant (Seattle Fire Department)	This item increases appropriation authority by \$1,125,138 in the Operations BSL for a grant from the Department of Homeland Security. This grant provides for continuation of current BioWatch program activities in the Seattle area. This includes air-quality testing and monitoring for 18 collector sites and strengthening the area's response network with respect to biological terrorism. The period of performance for this grant is 7/1/19 through 4/30/20. There are no new positions associated with this project and no match required.	\$1,125,138
4.7	State ICAC Allocation (Seattle Police Department)	This item increases appropriation authority by \$425,000 in the Criminal Investigations BSL from the Washington State Legislature. This funding supports the multi-jurisdictional Washington State Internet Crimes Against Children (ICAC) Task Force. The funding will be used for salary and benefits for 50% of Deputy Prosecuting Attorney, training, equipment and overtime for detectives on ICAC investigations. There are no matching requirements or capital improvement projects associated with this item.	\$425,000

Item #	Title	Description	Amount/FTE
4.8	FY 2017 Justice Assistance Grant (Seattle Police Department)	This item increases appropriation authority by \$405,818 in the Chief of Police BSL from the U.S. Department of Justice under the Edward Byrne Memorial Justice Assistance Grant (JAG) program. The Seattle Police Department submits the JAG application for the entire Seattle region which is receiving \$657,975. Of that, Seattle receives \$252,157 which funds three existing civilian Crime Prevention Coordinator positions and was appropriated in the 2019 Second Quarter Supplemental Ordinance. This item accepts and appropriates the remaining award dollars for the surrounding jurisdictions. The term of this grant runs from October 1, 2016 to September 30, 2020. There are no matching requirements or capital improvement projects associated with this item.	\$405,818
Section 5 – Appropriation Increases – Operating Budgets – Backed by Donations			
5.1	Lyft Donation Award (Executive (Office of Immigrant and Refugee Affairs))	This item increases appropriation authority by \$10,000 in the Office of Immigrant and Refugee Affairs BSL. This donation from Lyft will be used to assist local citizenship applicants in purchasing bus or train tickets to travel to neighboring cities for citizenship interviews.	\$10,000
5.2	Uber Donation Award (Executive (Office of Immigrant and Refugee Affairs))	This item increases appropriation authority by \$10,000 in the Office of Immigrant and Refugee Affairs BSL. This donation from Uber will be used to assist local citizenship applicants in purchasing bus or train tickets to travel to neighboring cities for citizenship interviews.	\$10,000
Section 6 – Net Zero Appropriation Transfers – Operating Budgets			
6.1	General Fund and CDBG Appropriation Change (Human Services Department)	This item has a net zero appropriation impact by decreasing \$212,985 of General Fund appropriation in HSD's Addressing Homelessness BSL (00100-BO-HS-H3000) and increasing \$212,985 of CDBG-funded appropriation in the Human Services Fund Addressing Homelessness BSL (16200-BO-HS-H3000). A corresponding increase of \$212,985 of General Fund appropriation and reduction of \$212,985 of CDBG-backed appropriation occurs in OED, which does not necessitate legislated action since OED spends CDBG out of the General Fund. This action maximizes the CDBG service cap and meets funding obligations to community-based agencies.	\$0
6.2	Technical Correction to Q2 Supplemental (Department of Neighborhoods)	This item corrects a coding mistake in the Q2 Supplemental Ordinance. Item 1.25 appropriated \$125,000 to the Human Services Department, however the amendment passed in committee intended to appropriate the funds in the Department of Neighborhoods.	\$0

Item #	Title	Description	Amount/FTE
6.3	Correct Budget Location for Fringe Benefits (Executive (Office of Housing))	This item transfers appropriation authority in the amount of \$270,406 from the Leadership and Administration BCL in the Office of Housing operating fund, 16600, to the Homeownership and Sustainability BCL in the same fund. This item also transfers appropriation authority in the amount of \$253,325 from the Leadership and Administration BCL in the Office of Housing operating fund, 16600, to the Multifamily Housing BCL in the same fund. These transfers are necessary to avoid a budget exception by correcting the budget location for the office's fringe benefits, such as FICA and Medicare. Currently, the budget for these benefits are in the Pooled Benefits budget program in the Leadership and Administration BCL when they should be spread out across the various budget programs in the Homeownership and Sustainability, and Multifamily Housing BCLs where the expenses are hitting.	\$0
6.4	Correct Budget Locations for Pooled Benefits Billing (Executive (Office of Housing))	This item transfers appropriation authority in the amount of \$78,206 from the Leadership and Administration BCL in the Office of Housing operating fund, 16600, to the Homeownership and Sustainability BCL in the same fund. This item also transfers appropriation authority in the amount of \$372,131 from the Leadership and Administration BCL in the Office of Housing operating fund, 16600, to the Multifamily Housing BCL in the same fund. Lastly, there is a minor transfer of appropriation authority in the amount of \$263 from the Leadership and Administration BCL in the General Fund, 00100, to the Homeownership and Sustainability BCL in the same fund. These transactions are necessary to avoid a budget exception by adding budget for pooled benefits billing to the right locations where the expenses are hitting. There are also minor transfers across budget programs, within the Leadership and Administration BCL in 16600, to correct the location of the health care budget.	\$0

Item #	Title	Description	Amount/FTE
6.5	Transfer \$400,000 CDBG from OPCD to OED (Executive (Office of Economic Development))	This item transfers \$400,000 of Community Development Block Grant (CDBG) appropriation authority from the Planning and Community Development BSL (BO-PC-X2P00) in the Office of Planning and Community Development (OPCD) to the Business Services BSL (BO-ED-X1D00) in the Office of Economic Development (OED). The funds will support the Liberty Bank project, a mixed-use project developed by Capitol Hill Housing. The City's Office of Housing (OH) is providing financing for the upper floor residential units, and OED is providing financing to develop affordable commercial space in the ground floor. Following feasibility analysis, OED has determined that there is a \$650,000 financing gap for two tenant spaces. OED intends to contribute \$250,000 of fee revenue from the New Markets Tax Credit program; this transfer of CDBG funds will fill the remaining gap.	\$0
Section 7 – Capital Appropriation and Project Allocation Decreases			
7.1	SDOT PACT Reduction (Seattle Department of Information Technology)	This item decreases appropriation authority in the amount of \$793,292 from IT Capital Improvement Project (ITD-BC-IT-C700) BSL. Work on the Seattle Department of Transportation (SDOT) PACT project is complete, so project funding is no longer needed and may be returned to SDOT. There is \$1,559,959 of appropriation authority and \$766,667 of revenue left in the project. ITD will retain \$766,667 in expenditure authority in this project to return the unspent revenues collected from SDOT.	(\$793,292)
7.2	Q3 2019 Waterfront Supplemental - Excess Abandonment (Seattle Department of Transportation)	This item decreases appropriation authority in the amount of \$15,018,447 to reflect an abandonment of excess appropriations in Peoplesoft 9.2 for the Central Waterfront Improvement Fund and Transportation Operating Fund for this project (MC-TR-C072). These excess appropriations were carried forward during the change from Summit to Peoplesoft 9.2. This change is technical and does not affect the total project cost.	(\$15,018,447)
7.3	South Lander Grade Separation (Seattle Department of Transportation)	This item decreases appropriation authority by \$12,326,894 in the Mobility Capital BSL (BC-TR-19003). SDOT continues to review the complexly funded S. Lander Grade Separation project for budget accuracy and has determined that federal grant funds can be leveraged more heavily than previously calculated, reducing the requirement for local, state and partnership funds while still meeting grant and partnership match requirements. This request abandons \$2,000,000 Bond authority from the S. Lander Grade Separation project (MC-TR-C028), making this funding available for reprogramming to the Northlake Retaining Wall as part of the 2020 budget process. This request also abandons \$7,172,538 of state grant funds and \$3,153,356 of partnership funds to align more closely with anticipated utilization.	(\$12,326,894)

Item #	Title	Description	Amount/FTE
7.4	S Lander St. Grade Separation (Seattle Department of Transportation)	This item decreases appropriation authority by \$6,156,889 in the Mobility Capital BSL (BC-TR-19003). This request abandons \$6,156,889 of Move Seattle Levy monies in order to align funding with the current project delivery schedule. The abandoned funding is re-appropriated to the Northgate Bridge and Cycle Track project in future years as part of the 2020-2025 Proposed CIP.	(\$6,156,889)
7.5	Rainier/Jackson MultiMod Corr (Seattle Department of Transportation)	This item decreases appropriation authority by \$3,000,000 in the Mobility Capital BSL (BC-TR-19003) (Transportation Fund). The Rainier/Jackson Multimodal project (MC-TR-C058) was originally granted \$7,729,600 by the Puget Sound Regional Council (PSRC) to make Transit Corridor improvements to Route 7. After further planning between SDOT and King County Metro (KCM), it was determined that KCM should take the lead in delivering the corridor improvements and SDOT grants would be transferred to KCM. The award transfer was approved in June 2019 by SDOT, KCM, and PSRC. SDOT will use local funds to complete a set of compatible transit and safety improvements.	(\$3,000,000)
7.6	Route 48 South Electrification (Seattle Department of Transportation)	This item decreases appropriation authority by \$6,241,713 in the Mobility Capital BSL (BC-TR-19003). The Route 48 South Electrification project (MC-TR-C081) was originally granted \$5,456,665 by the Puget Sound Regional Council (PSRC) to install a trolley system on the Route 48 transit corridor, \$5,296,665 of which has been appropriated. After further planning between SDOT and King County Metro (KCM), it was determined that KCM would take the lead in delivering the trolley system, and SDOT grants would be transferred to KCM. The grant transfer was approved in June 2019 by SDOT, KCM, and PSRC. There is also \$945,048 of Move Seattle Levy funding that will be re-appropriated for other improvements along the Route 48 corridor at a later date.	(\$6,241,713)
7.7	Madison Street Bus Rapid Transit (Seattle Department of Transportation)	This item decreases appropriation authority by \$4,600,000 in the Mobility Capital BSL (BC-TR-19003). This request abandons \$4,600,000 Move Seattle Levy in order to align funding with the current project delivery schedule. The abandoned funding is re-appropriated to the future years as part of the 2020-2025 Proposed CIP.	(\$4,600,000)
7.8	Transit Corridor Improvements (Seattle Department of Transportation)	This item decreases appropriation authority by \$1,200,000 in the Mobility Capital BSL (BC-TR-19003). This request abandons \$1,200,000 Move Seattle Levy in order to align funding with the current project delivery schedule. The abandoned funding is re-appropriated to the future years as part of the 2020-2025 Proposed CIP.	(\$1,200,000)

Item #	Title	Description	Amount/FTE
7.9	Fauntleroy Way SW Boulevard (Seattle Department of Transportation)	This item decreases appropriation authority by \$712,053 in the Mobility Capital BSL (BC-TR-19003). This request abandons \$712,053 Move Seattle Levy in order to align funding with the current project delivery schedule. The abandoned funding is re-appropriated to the future years as part of the 2020-2025 Proposed CIP.	(\$712,053)
7.10	Northgate Bridge and Cycle Track (Seattle Department of Transportation)	This item decreases appropriation authority by \$625,150 in the Mobility Capital BSL (BC-TR-19003). This request abandons \$625,150 Move Seattle Levy in order to align funding with the current project delivery schedule. The abandoned funding is re-appropriated to the future years as part of the 2020-2025 Proposed CIP.	(\$625,150)
Section 8 – Capital Appropriation and Project Allocation Increases			
8.1	Q3 2019 Waterfront Supplemental - New Funds (Seattle Department of Transportation)	This item increases appropriation authority by \$1,660,000 for the Alaskan Way Main Corridor. This increase represents new funding from WSDOT for elements being constructed as part of the Main Corridor construction contract and revenue received for short-term leases of property acquired for construction of the Waterfront program.	\$1,660,000
8.2	South Lander Grade Separation (Seattle Department of Transportation)	This item increases appropriation authority by \$1,098,574 in the Mobility Capital BSL (BC-TR-19003) to advance reimbursable spending authority backed by Freight Mobility Strategic Investment Board (FMSIB) and BNSF funds. This does not change Total Project Cost but moves funding from future years into 2019.	\$1,098,574
8.3	South Lander Grade Separation (Seattle Department of Transportation)	This item increases appropriation authority by \$5,033,659 in the Mobility Capital BSL (BC-TR-19003) to increase reimbursable spending authority backed by grants and partnership funds from the National Highway Freight Program (NHFP), Transportation Improvement Board (TIB), Federal Highways Administration (FHWA), and WSDOT.	\$5,033,659
8.4	Transit Corridor Improvements (Seattle Department of Transportation)	This item increases appropriation authority by \$393,134 in the Mobility-Capital BSL (BC-TR-19003) advancing Transportation Benefit District funds (reimbursable spending authority) within the Transit Corridors project (MC-TR-C029) due to the acceleration of work for the One Center City Near Term Action Plan (OCC NTAP). This does not change Total Project Cost but moves funding from future years into 2019.	\$393,134
8.5	23rd Avenue Corridor Impr (Seattle Department of Transportation)	This item increases appropriation authority by \$600,455 in the Mobility Capital BSL (BC-TR-19003), advancing Move Seattle Levy funds in the 23rd Ave Corridor Improvements project (MC-TR-C037) to cover construction costs resulting from accelerated spend. This does not change Total Project Cost but moves funding from future years into 2019.	\$600,455

Item #	Title	Description	Amount/FTE
8.6	Delridge Multimodal Impr (Seattle Department of Transportation)	This item increases appropriation authority by \$200,000 in the Mobility Capital BSL (BC-TR-19003), advancing reimbursable spending authority backed by King County. King County will reimburse design costs in 2019, earlier than previously indicated. This does not change Total Project Cost but moves funding (Transportation Fund) from future years into 2019.	\$200,000
8.7	Rainier/Jackson MultiMod Corr (Seattle Department of Transportation)	This item increases appropriation authority by \$856,281 in the Mobility Capital BSL (BC-TR-19003), advancing Move Seattle Levy funds for design work planned in 2019. This request is necessary as grant funding was abandoned from the project as part of a change in scope, which resulted in a short-term funding gap in 2019. This does not change Total Project Cost but moves funding from future years into 2019.	\$856,281
8.8	Freight Spot Imp Prgm (Seattle Department of Transportation)	This item increases appropriation by \$513,749 in the Mobility Capital BSL (BC-TR-19003) to match Move Seattle funding to accommodate changes in project timing. This does not change Total Project Cost but moves funding from future years into 2019.	\$513,749
8.9	Roosevelt Multimodal Corridor (Seattle Department of Transportation)	This item increases appropriation authority by \$200,000 in the Mobility Capital BSL (BC-TR-19003). This request is necessary as King County will reimburse design costs in 2019, earlier than previously indicated. This does not change Total Project Cost but moves funding (Transportation Fund) from future years into 2019.	\$200,000
8.10	Next Gen ITS Improvements (Seattle Department of Transportation)	This item increases appropriation authority by \$2,111,581 in the Mobility Capital BSL (BC-TR-19003), advancing Move Seattle Levy funding to reflect project timing changes in the Next Generation Intelligent Transportation Systems project, which resulted from ordering equipment for the project earlier than anticipated to get that equipment at a lower price. This does not change Total Project Cost but moves funding from future years into 2019.	\$2,111,581
8.11	BMP - Greenways (Seattle Department of Transportation)	This item increases appropriation authority by \$544,000 in the Mobility Capital BSL (BC-TR-19003) for a grant awarded by WSDOT in their 2019-2021 Pedestrian and Bicycle Program, which was accepted by a prior ordinance. This grant will provide for the construction phase of the 35th Ave SW & SW Graham Street Crossing Improvements by installation of traffic signal with bicycle detection, curb extensions, marked crosswalks, diverters, wayfinding signs and markings. The total project cost is \$823,000. The WSDOT grant is 100% reimbursable for \$544,000 of eligible costs; remaining funding for this project will come from an additional grant as well as Vehicle License Fees.	\$544,000

Item #	Title	Description	Amount/FTE
8.12	Thomas Street Substation Street Improvements (Seattle Department of Transportation)	This item increases appropriation authority by \$1,074,000 in the Mobility Capital BSL (MC-TR-19003) to fund road and greenway improvements made on SDOT's behalf by SCL as part of the Seattle City Light substation project on Thomas Street in South Lake Union. In Q2 2015, a supplemental appropriation was made to fund SCL's work related to the transportation needs in the area using \$800,000 of Developer Mitigation funds; a subsequent 2017 supplemental item added \$274,000 of LCLIP funding to address cost increases on the project. However, funds were not carried forward into 2019; re-appropriation is needed (Transportation Fund) for SDOT to reimburse SCL.	\$1,074,000
8.13	PMP - School Safety (Seattle Department of Transportation)	This item increases appropriation authority by \$609,174 to pay for unanticipated costs in the Mobility-Capital BSL (BC-TR-19003) due to overtime work performed in 2018 as part of the Pedestrian Master Plan - School Safety project (MC-TR-C059). Unanticipated overtime led to an over-expenditure of Street Use Fees, which caused a negative carryforward in 2019 and is reducing the program's 2019 budget below what is required to meet annual deliverables. The funding structure of the project (mainly School Zone Camera funds) makes it impossible to swap funding sources with another capital project to resolve the negative carryforward, so an incremental appropriation of Street Use Fees is requested from the Transportation Fund.	\$609,174
8.14	PMP -New Sidewalk Program (Seattle Department of Transportation)	This item increases appropriation authority by \$829,100 in the Mobility Capital BSL (BC-TR-19003), backed by mitigation funding (MUP #3008972, MUP #3015887, and MUP #3028028-LU) for improvement of NE 50th Street Sidewalk, 70th St and NE 77th St, and crossing improvements at NE 74th St and Sand Point Way NE as part of the Pedestrian Master Plan - New Sidewalk Program (MC-TR-C058). Mitigation fees expire in 2020.	\$829,100
8.15	BMP - Protected Bike Lanes (Seattle Department of Transportation)	This item increases appropriation authority by \$435,405 in the Major Maintenance/Replacement BSL (BC-TR-19001) for reimbursable lighting work being performed for SCL as part of the 2nd Ave PBL, within Bike Master Plan Protected Bike Lanes Program (MC-TR-C062). SDOT will bill SCL for this work, but double-appropriation is required.	\$435,405
8.16	Play Area Renovations Appropriation (Department of Parks and Recreation)	This item increases appropriation authority by \$199,000 in the Fix It First-CIP BSL (BC-PR-40000). This funding will be used for the Play Area Renovations project (MC-PR-41039) to renovate play areas in the park system. This appropriation is supported by the 2013 King County Parks Levy Fund (36000)	\$199,000

Item #	Title	Description	Amount/FTE
8.17	Joint Preschool Site and Tenant Improvements Appropriation (Department of Parks and Recreation)	This item increases appropriation authority by \$870,350 in the Fix It First-CIP BSL (BC-PR-40000). This funding will be used to fund the Joint Preschool Site and Tenant Improvements project (MC-PR-41042). This project provides funding to evaluate, plan, design preschool classrooms and to further perform the necessary alterations, tenant improvements, site improvements, and other related improvements necessary to expand, renovate or construct preschool classrooms at Parks sites/facilities. This appropriation is supported by Seattle Preschool Levy funds (17861). The Seattle Parks Department and the Seattle Department of Education and Early Learning are finalizing an MOA which formalizes the scope of this work.	\$870,350
Section 9 – Net Zero Capital Appropriation and Project Allocation Transfers			
9.1	Gender Neutral Restrooms; Showers and Lockers Increase (Department of Finance & Administrative Services)	This item transfers appropriation authority of \$91,254 between projects within the General Government Facilities BSL. This item amends FAS CIP project: Seattle Municipal Tower Facility Upgrades (MC-FA-SMTUPG), by increasing project allocations by \$91,254 to bring the budget in line with projected final expenses. These funds will be provided with a transfer of \$91,254 from CIP Project: Charles Street Campus Development (MC-FA-CHASDEV). The Charles Street Campus Development project is complete and no longer requires funding.	\$0
9.2	Net zero transfer between FAS master projects (Department of Finance & Administrative Services)	This item transfers appropriation authority of \$5,357,000 between projects within the Project Delivery Services BSL and General Government Facilities BSL. This item amends FAS CIP project: Customer Requested Tenant Improvement (MC-FA-CREQTIMP), in the General Government Facilities BSL by increasing project allocations by \$5,357,000 to correct for an administrative error in the 2019 Second Quarter Supplemental ordinance. These funds will be provided with a corresponding transfer from CIP Project: FAS Project Delivery Services (MC-FA-CTYPDS) in the FAS Project Delivery Services BSL. No additional appropriation is being requested.	\$0
9.3	Municipal Energy Efficiency Program (MEEP) Allocation (Department of Finance & Administrative Services)	This item transfers appropriation authority of \$2,359,661 between various departments BSL to allocate centrally budgeted amounts held in the FAS Municipal Energy Efficiency Program (MEEP). This change transfers \$2,359,661 the individual projects within Seattle Parks and Recreation, Seattle Center and Seattle Public Library. Previously, this funding was budgeted centrally in the Department of Finance and Administrative Services. The MEEP program is managed by the Office of Sustainability and Environment in support of the City's goal to reduce building energy use.	\$0

Item #	Title	Description	Amount/FTE
9.4	NGDC Transfer Out, SMT Remodel Transfer In (Seattle Department of Information Technology)	This item transfers appropriation authority in the amount of \$954,138 within the Capital Improvement Projects BSL (BC-IT-C7000) from the NGDC Master Project to the SMT Remodel Master Project. This is the remaining funding from the original NGDC project and was funded using ITD fund balance. There will be no impact to revenues.	\$0
9.5	Enterprise Computing to Computing Services Architecture Budget Transfer (Seattle Department of Information Technology)	This item combines the appropriation authority of the Enterprise Computing Master Project and Computing Services Architecture Master Project in the IT Capital Improvement Project (ITD-BC-IT-C700) BSL. Seattle IT (ITD) is proposing this consolidation as there are not two distinct bodies of work under its computing capital expenditures. Combining these projects will allow ITD to better plan and track expenditures in this area. There will be no impact to revenues.	\$0
9.6	PMP -New Sidewalk Program (Seattle Department of Transportation)	This item transfers appropriation authority in the amount of \$653,000 of School Safety Traffic and Pedestrian Improvement Funds (18500) from PMP - New Sidewalk Program (MC-TR-C058) in the Mobility-Capital BSL (BC-TR-19003) to the PMP - School Safety project (MC-TR-C059) in the Mobility-Capital BSL (BC-TR-19003). This transfer shifts match funding required to complete the construction phase of the Lowell-Meany Safe Schools grant project into the correct CIP.	\$0
Section 10 – Capital Appropriation Abandonments			
10.1	SPU 2019 Abandonments (Seattle Public Utilities)	This supplemental would take two actions: abandon unwanted carryforwards and use carryforward funds to correct unanticipated negative carryforward amounts resulting from business and system process changes updated to align with new financial best practices.	(\$131,042,287)
Section 11 – Position Adds			
11.1	Permit Specialist Position Add (Seattle Department of Construction and Inspections)	This item adds a new Permit Spec II position in the Seattle Department of Construction and Inspections. This position will serve as an Accessory Dwelling Unit (ADU) Navigator. Mayor Durkan directed SDCI to add a new “ADU Navigator” position via Executive Order 2019-4 to help guide homeowners through the permitting process for ADU and DADUs. This position will be supported by fees in the Construction and Inspections Fund.	1.0
Section 12 – Position Transfers			
12.1	Position Transfers between Seattle Information Technology Department and Seattle Public Utilities	This item transfers two full-time positions from the Seattle Information Technology Department (ITD) to Seattle Public Utilities (SPU). These staff support technology deemed operational to SPU and as a result, should be located in SPU. There will be no funding change for this in 2019.	0



Legislation Text

File #: CB 119669, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to fees and charges for permits and activities of the Seattle Department of Construction and Inspections, related fees by other departments, and technical corrections; amending Sections 3.58.090, 15.04.074, 22.900B.010, 22.900B.020, 22.900C.010, 22.900D.010, 22.900D.070, 22.900D.090, 22.900D.100, 22.900D.110, 22.900D.140, 22.900D.145, 22.900D.150, 22.900D.160, 22.900E.020, 22.900E.030, 22.900E.040, 22.900E.050, 22.900E.060, 22.900F.010 and 22.900G.015 of the Seattle Municipal Code (SMC); and repealing Section 22.900G.080 of the SMC.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 3.58.090 of the Seattle Municipal Code, last amended by Ordinance 125586, is amended as follows:

3.58.090 Fees and charges for Design Commission review

~~((The Commission is authorized to charge fees pursuant to Section 22.900G.080.))~~

The Commission will bill non-City applicants seeking long-term or permanent use of a right-of-way through a street, alley, or other public place vacation pursuant to Chapter 15.62, a skybridge term permit pursuant to Chapter 15.64, or a significant structure pursuant to Chapter 15.65 at the hourly rate of \$120 an hour per Commissioner for subcommittee review, or \$847 an hour for full Commission review. Billing will be sent to the Seattle Department of Transportation for inclusion in the plan review costs charged to the applicant or will be billed directly to the applicant by the Seattle Department of Transportation. For projects billed through the Seattle Department of Transportation, applicant payments made to the Seattle Department of Transportation will be transferred from the Transportation Fund to the Office of Planning and Community Development to support the Commission's work. Fees incurred by the Design Commission may be waived, in whole or in part,

at the discretion of the Commission with the concurrence of the City Budget Director in the following circumstances:

A. When Commission fees, if charged, would be disproportionate to the sums available for the project and could cause abandonment of the project for the following types of projects: art-works, projects funded by grants and donations, neighborhood self-help projects undertaken by volunteers and nonprofit organizations, and small public agency capital improvements;

B. For low-income and special needs housing projects subject to Commission review.

Section 2. Section 15.04.074 of the Seattle Municipal Code, last amended by Ordinance 125492, is amended as follows:

15.04.074 Permit-Fees

* * *

H. Fees for Design Commission reviews shall be collected pursuant to Section 3.58.090.

Section 3. Section 22.900B.010 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900B.010 Base fee and hourly rate

A. The SDCI base fee shall be charged as specified in this Subtitle IX and shall be ~~((\$222))~~ \$231.

B. Any services provided by the Department for which an hourly charge is assessed shall be charged at a rate specified in this Subtitle IX.

The hourly rate for land use review is ~~((\$386))~~ \$394. The rate for all other hourly fees is ~~((\$222))~~ \$231 an hour except where a different hourly rate is specified in this Subtitle IX. Where "SDCI hourly rate" is specified in this Subtitle IX, the rate is ~~((\$222))~~ \$231 an hour.

C. If an hourly rate is specified, overtime shall be charged at that same rate. If no hourly rate is specified, overtime shall be charged at ~~((\$222))~~ \$231 an hour. All overtime shall require approval by the Director. The minimum fee for each overtime request shall be one hour, with minimum increments of 1/4 hour.

in addition to other permit fees established by this Subtitle IX.

Section 4. Section 22.900B.020 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900B.020 Miscellaneous and special fees

* * *

D. Address change. The fee to correct the address on an application or, if applicable, on an issued permit is ~~(((\$60.25))~~ \$62.75. If an address change is requested that is unrelated to an application for a permit or for an issued permit, a fee of one multiplied by the base fee shall be assessed.

E. Copies of electronic and microfilm records. Charges for plans reproduced from electronic records or from the microfilm library are shown in Table B-1 for 22.900B.020.

Table B-1 for 22.900B.020-FEES FOR REPRODUCTIONS FROM ELECTRONIC OR MICROFILM RECORDS	
Page Size	Price
Electronic Records	
8 1/2" × 11"	\$0.70 per printed page
11" × 17"	\$0.70 per printed page
Microfilm Records	
8 1/2" × 11"	(((\$1.50)) <u>\$1.55</u> per copied page
11" × 17"	(((\$1.50)) <u>\$1.55</u> per copied page
Both sizes	\$0.10 per scanned image

* * *

H. Floodplain review and approval where no SDCI permit or license is required. The fee for review of floodplain development on behalf of other agencies or departments shall be charged at the SDCI hourly rate. Floodplain review of documents and similar floodplain services where no development is proposed, including but not limited to Elevation Certificates, Letters of Map Change, and similar documents associated with the National Flood Insurance Program, shall be charged a minimum fee of one-half the base rate due at intake. The charge for review time in excess of the 1/2 hour of review time included in the minimum fee shall be at the

SDCI hourly rate.

Section 5. Section 22.900C.010 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900C.010 Land use fees

* * *

Table C-1 for 22.900C.010-LAND USE FEES	
A. MASTER USE PERMIT, ENVIRONMENTAL CRITICAL AREAS, CITY COUNCIL, and HE	
Hours worked beyond those covered by minimum will be charged the Land Use hourly rate, unless other invoice.	
Type of Land Use Review	Minimum Fee
General-first 10 hours of review	Land Use Hourly × 10
Low-Income Housing-first 24 hours of review ¹	Land Use Hourly × 10
1. Administrative conditional uses (ACUs) ACUs for community centers, child care centers, adult care centers, facilities, and public and private libraries in single-family and multi-family zones shall be charged a minimum fee of \$3,940 for the first 20 hours. Additional hours shall be charged at the <u>Land Use hourly rate</u> ((of \$386 an hour)). This exception applies to ACU only, or an ACU combined with a variance application.	
2. Design Review The minimum fee for Administrative Design Review, Master Planned Community Design Review is ((\$3,860) \$3,940). The minimum fee for full Design Review is ((\$7,720) \$7,880), which covers subsection 15 of this Table C-1 for 22.900C.010 for fees related to Design Review for Tree Protection.	
3. Environmental reviews (SEPA), including projects with more than one addressed site.	
4. Environmentally critical areas (ECA)	
a. Environmentally Critical Areas variance ²	
b. ECA Exception	
c. Environmentally Critical Areas Administrative Conditional Use	
5. Shoreline permits	
a. Substantial development permits	
b. Variances ² and conditional uses	
6. Short subdivisions ³ ; refer to subsection 10 of Table D-2 for 22.900D.010 for additional fees that may apply.	
7. Special exceptions	
8. Variances ² Variances for community centers, child care centers, adult care centers, private schools, religious facilities, and libraries in single-family and multi-family zones shall be charged a minimum fee of ((\$1,930) \$1,970) for the first 20 hours. Additional hours shall be charged at the <u>Land Use hourly rate</u> ((of \$386 an hour)). This exception applies if the application is combined only with an ACU application.	
9. Type II land use approvals such as, but not limited to, planned community/residential development, major site plan approvals, and Type II approvals that are not categorized otherwise in this Table C-1 for 22.900C.010.	

10. The minimum fee for Council conditional uses, Rezones, Public Projects, and all other Type IV and T (\$7,720)) \$7,880, which covers the first 20 hours of review.

11. Full subdivisions ⁴; refer to subsection 10 of Table D-2 for 22.900D.010 for additional fees that may

12. Reserved

13. Reserved

B. MISCELLANEOUS HOURLY LAND USE REVIEWS, RESEARCH, AND OTHER SERVICE

Hours worked beyond those covered by minimum will be charged the Land Use hourly rate, unless other invoice.

Type of Land Use Review	Minimum Land Use Review Fee
14. Concurrency	Reserved
15. Design Review for Tree Protection ⁵	
a. Design review required by Section 25.11.070 or protect exceptional tree if no other land use reviews	Land Use Hourly × 10
b. Design review elected by applicant for tree prote	Land Use Hourly × 10
16. Other Environmentally Critical Area (ECA) revisi site visit under Chapter 25.09 or Chapter 23.60A, inc limited to:	Land Use Hourly × 1
a. ECA review for Wetlands, Fish, & Wildlife Hab Areas on land use or construction permits shall be ch basis	
b. Review to determine Environmentally Critical A Wetlands and Riparian Corridor and Shoreline ECAs an hourly basis	
c. Other miscellaneous ECA reviews, inspections, c required by code or as a condition of approval shall t hourly basis	
17. Early design guidance	Land Use Hourly × 10
18. Establishing use for the record: Refer to subsecti for 22.900D.010 for additional fees that may apply t	Land Use Hourly × 2
19. Extensions of Type IV Council Land Use Decisi	Land Use Hourly × 2
20. Land Use Code Interpretations ⁶	Land Use Hourly × 10
21. Letters for detailed zoning analysis or permit res	Land Use Hourly × 4
22. Lot Boundary Adjustment, Temporary Use > 4 w subsection 10 of Table D-2 for 22.900D.010 for addi apply to this permit type	Land Use Hourly × 5
23. Major Institution - review of annual plan	Land Use Hourly × 6
24. Major phased development permit - minor amen	Land Use Hourly × 2
25. Neighborhood planning	Reserved

26. Noise survey review and variance	See Table F-2 for 22.900F.020, Noise Fees
27. Open space remainder lots and surplus state prop	Land Use Hourly × 4
28. Pre-application conference ⁷	Land Use Hourly × 2
29. Property Use and Development Agreement (PUD amendment)	Land Use Hourly × 2
30. Public benefit feature review	Land Use Hourly × 2
31. Renewals	Land Use Hourly × 2
32. Revisions other than shoreline revisions	Land Use Hourly × 1
33. School use and school development advisory com	Land Use Hourly × 10
34. Shoreline exemptions	Land Use Hourly × 1
35. Shoreline permit revisions not due to required co	Land Use Hourly × 2
36. Special accommodation	Land Use Hourly × 2
37. Structural building overhangs and areaways as a	Land Use Hourly × 2
38. Tree and Vegetation Restoration Review in ECA threshold where SEPA is not required other than for (subsection 25.09.070.E.1.b)	Land Use Hourly × 2
39. Street Improvement Exceptions on a Land Use p	Land Use Hourly × 2
40. Hazardous Tree Removal	Land Use Hourly × 1
C. NON-HOURLY LAND USE FEES	
Type of Land Use Review	Fee
41. Curb cuts as a separate component	
a. Single-family residential	(\$91) <u>\$94.65</u> each
b. Other than single-family residential	(\$180) <u>\$187.15</u> each
42. File Management	SDCI Base Fee × 1
a. Placing projects on hold at applicant request	
b. Splitting or combining projects	
43. Intake appointments for land use reviews; fee is occurrence	SDCI Base Fee × 1
44. Notice. All notice is charged based upon type for	
a. Land use information bulletin (GMR notice)	SDCI Base Fee × 1
b. Posting large sign or placards	(\$137.60) <u>\$143.10</u>
c. Mailed notice	SDCI Base Fee per 500 pieces of mail or portions thereof
d. DJC decision publication	(\$215.90) <u>\$224.50</u>
e. Neighborhood newspaper publication	Rate charged by newspaper
f. Public meeting room rental	(\$138.60) <u>\$144.20</u>
45. Rebuild Letters	

a. With research	SDCI Base Fee × 1
b. Without research	(\$46.50) <u>\$48.40</u>
46. Records research by the Public Resource Center	SDCI Base Fee × 1
47. Recording Fees, for LBA or Short Subdivision	Rate charged by King County ⁹
48. Shoreline Extensions	SDCI Base Fee × 1
49. Zoning Coaching	SDCI Base Fee × 1

Footnotes to Table C-1 for 22.900C.010: ¹ For purposes of these land use fees, low-income housing is the definition of "housing, low income" in Section 23.84A.016; and (2) where at least 50 percent of the total site is committed to low-income housing use for at least 20 years. ² The single variance fee shall be applied to multiple variances. ³ Includes short subdivisions in environmentally critical areas. ⁴ Includes unit-lot subdivisions in environmentally critical areas. ⁵ This fee applies if design review is initiated only for tree protection and tree removal under Items 1-14. ⁶ The fees for interpretations of Chapters 25.12, 25.16, 25.20, 25.21, 25.22, 25.24, and 25.25 of the Department of Neighborhoods. ⁷ The pre-application conference fee covers a one-hour conference and pre-application review time that normally occurs, for a total of two hours. Additional pre-application review time will be charged. See also subsection 22.900C.010.D. ⁸ Additional notice may be given in circumstances including but not limited to: new environmental review signs; reposting of the land use review or environmental signs; new component of the project; notice; revised decisions; and changes to the scope of the project. ⁹ Recording fees will be charged the same as King County at the time of document recording.

* * *

Section 6. Section 22.900D.010 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900D.010 Development permit fees

* * *

Table D-1 for 22.900D.010 - CALCULATION OF THE DEVELOPMENT FEE INDEX	
Total Valuation	Development Fee Index
\$0 to \$1,000	(\$216) <u>\$231</u> for the first \$1,000 of value or fraction thereof
\$1,001 to \$25,000	(\$216) <u>\$231</u> for the first \$1,000 of value plus \$1.25 of value or fraction thereof
\$25,001 to \$50,000	(\$516) <u>\$531</u> for the first \$25,000 of value plus \$1.25 of value or fraction thereof
\$50,001 to \$75,000	(\$816) <u>\$831</u> for the first \$50,000 of value plus \$1.25 of value or fraction thereof
\$75,001 to \$100,000	(\$1,103.50) <u>\$1,118.50</u> for the first \$75,000 of value plus additional \$100 of value or fraction thereof
\$100,001 to \$175,000	(\$1,378.50) <u>\$1,393.50</u> for the first \$100,000 of value plus additional \$1,000 of value or fraction thereof

\$175,001 to \$250,000	((\$1,791) <u>\$1,806</u> for the first \$175,000 of value plus additional \$1,000 of value or fraction thereof
\$250,001 to \$500,000	((\$2,203.50) <u>\$2,218.50</u> for the first \$250,000 of value plus additional \$1,000 of value or fraction thereof
\$500,001 to \$750,000	((\$3,516) <u>\$3,531</u> for the first \$500,000 of value plus additional \$1,000 of value or fraction thereof
\$750,001 to \$1,000,000	((\$4,766) <u>\$4,781</u> for the first \$750,000 of value plus additional \$1,000 of value or fraction thereof
\$1,000,001 to \$1,500,000	((\$6,016) <u>\$6,031</u> for first \$1,000,000 of value plus additional \$1,000 of value or fraction thereof
\$1,500,001 to \$2,000,000	((\$8,391) <u>\$8,406</u> for the first \$1,500,000 of value plus additional \$1,000 of value or fraction thereof
\$2,000,001 to \$2,500,000	((\$10,766) <u>\$10,781</u> for first \$2,000,000 of value plus additional \$1,000 of value or fraction thereof
\$2,500,001 to \$3,000,000	((\$12,891) <u>\$12,906</u> for the first \$2,500,000 of value plus additional \$1,000 of value or fraction thereof
\$3,000,001 to \$3,500,000	((\$15,016) <u>\$15,031</u> for first \$3,000,000 of value plus additional \$1,000 of value or fraction thereof
\$3,500,001 to \$4,000,000	((\$17,016) <u>\$17,031</u> for first \$3,500,000 of value plus additional \$1,000 of value or fraction thereof
\$4,000,001 to \$4,500,000	((\$19,016) <u>\$19,031</u> for first \$4,000,000 of value plus additional \$1,000 of value or fraction thereof
\$4,500,001 to \$5,000,000	((\$20,766) <u>\$20,781</u> for the first \$4,500,000 of value plus additional \$1,000 of value or fraction thereof
\$5,000,001 to \$10,000,000	((\$22,516) <u>\$22,531</u> for the first \$5,000,000 of value plus additional \$1,000 of value or fraction thereof
\$10,000,001 to \$25,000,000	((\$37,516) <u>\$37,531</u> for the first \$10,000,000 of value plus additional \$1,000 of value or fraction thereof
\$25,000,001 to \$50,000,000	((\$82,516) <u>\$82,531</u> for the first \$25,000,000 of value plus additional \$1,000 of value or fraction thereof
\$50,000,001 to \$75,000,000	((\$157,516) <u>\$157,531</u> for the first \$50,000,000 of value plus additional \$1,000 of value or fraction thereof
\$75,000,001 to \$100,000,000	((\$220,016) <u>\$220,031</u> for the first \$75,000,000 of value plus additional \$1,000 of value or fraction thereof
\$100,000,001 to \$150,000,000	((\$282,516) <u>\$282,531</u> for the first \$100,000,000 of value plus additional \$1,000 of value or fraction thereof
\$150,000,001 to \$200,000,000	((\$382,516) <u>\$382,531</u> for the first \$150,000,000 of value plus additional \$1,000 of value or fraction thereof
\$200,000,001 and up	((\$482,516) <u>\$482,531</u> for the first \$200,000,000 of value plus additional \$1,000 of value or fraction thereof

Table D-2 for 22.900D.010 - CALCULATION OF DEVELOPMENT FEES DETERMINED BY V

Type of Development	Percent of Development Fee Index (DFI) Calculated from Project Value as Specified in Table D-1 ¹ for 22.900D.010	
	Permit Fee	Plan Review Fee
1. Building, with or without mechanical equipment and/or electrical without use	100% of DFI	100% of DFI
2. STFI (Subject to field inspection and/or mechanical ²)	100% of DFI((9))	40% of DFI
3. Energy code compliance review Alternative and/or Simulated Performance Alternative	(included in subsection 1 of this Table D-2 for 22.900D.010)	SDCI hourly rate, 1 hour minimum
4. Mechanical permit:		
a. Submitted as part of a building permit application (if associated with other work)	(included in subsection 1 of this Table D-2 for 22.900D.010)	Mechanical review at the SDCI hourly rate, 1 hour minimum
b. If ((≥ \$50,000 in value and) submitted separately from a building permit application associated with other work) or if applied for a mechanical only permit; also see Section 22.900D.090 for mechanical equipment fees)	100% of DFI	((All other applicable reviews at the)) SDCI hourly rate, 1 hour minimum
((c. If < \$50,000 in value and submitted from a building permit application with other work) or if applied for a mechanical only permit; also see Section 22.900D.090 for mechanical equipment fees))	((100% of DFI))	((100% of DFI for Initial Mechanical Review; all other applicable reviews (including Mechanical Corrections Reviews) at the SDCI hourly rate, 0.5 hour minimum))
5. Blanket permit review fees:		
a. ((Initial tenant)) Tenant alterations within 18 months of the date of issuance of first certificate of occupancy within the area where the area of work is more than 100 square feet	((\$2.85)) \$2.95 per 100 square feet ¹	((\$3.25)) \$3.35 per 100 square feet ¹
b. ((Initial tenant)) Tenant alterations after 18 months of the date of issuance of first certificate of occupancy	100% of DFI	((60%)) 100% of DFI
6. Initial tenant alterations applied within 18 months of the date of issuance of first certificate of occupancy (nonblanket permit) for tenant improvements to shell and core	50% of DFI based on new building value of shell and core	50% of DFI based on new building value of shell and core

7. Standard plans:		
a. Establishment of standard plan, temporary structures. (For swimming pools, see subsection 16 of this Table D-2 for additional fees)	100% of DFI	200% of DFI, plus SDCI hourly rate for review/approval of "options"
b. Establishment of already permitted standard plan	100% of DFI	100% of DFI, plus SDCI hourly rate for review/approval of "options"
c. Subsequent reviews of standard temporary structures	100% of DFI	60% of DFI, plus SDCI hourly rate for review/approval of "revisions"
d. Subsequent reviews of standard temporary structures	See subsection 18 of this Table D-2 for 22.900D.010	See subsection 18 of this Table D-2 for 22.900D.010
8. Factory-built housing and commercial structures:		
a. Modular construction, 3 or fewer modules	Base fee × 1	Base fee × 1 for each module
b. Modular construction, more than 3 modules	Base fee × 1	Base fee × 1 for each module, plus SDCI hourly rate for structural review
Special Development Fees		
9. Establishing use for the record:		
a. Applications with no construction	Base Fee × 1.5	None
b. Applications with construction: subsection 17 of Table C-1 for 22.900C.010 for additional Land Use Fees that apply to this type	100% of DFI	100% of DFI
10. Building review associated with actions and/or LBAs	None	SDCI hourly rate; 0.25 hour minimum
11. Noise survey reviews	None	See Table F-2 for 22.900F.020 Noise Fees
12. Parking facilities:		
a. Outside a building	See Section 22.900D.060	
b. Within or on a building	See subsection 22.900D.010.C	

13. Renewal (or Reestablishment) permits and/or separate mechanical subsection 22.900D.010.G and subsection 22.900D.010.L for exceptions and to fee	Base fee × 1.5	SDCI hourly rate
14. Single-family seismic retrofit:		
a. Permit for work in full compliance Impact Standards/Plans	Base fee × 1	None
b. Permit for work in partial compliance Project Impact Standards/Plans with engineering design of those portions compliance	Base fee × 1	SDCI hourly rate with 1 hour minimum
c. Voluntary seismic upgrades require engineering/design and not per Project Standards/Plans	100% of DFI	100% of DFI
15. Review of ((Unreinforced Masonry Building Designation or Retrofit Standard)) unreinforced masonry		
a. Review to change unreinforced masonry bearing wall building designation	None	SDCI base fee × 1
b. Review to determine seismic retrofit of previously retrofitted unreinforced building	None	SDCI hourly rate; 1 hour minimum
16. Special inspection	Base fee × 1	
17. Swimming pools ⁴ :		
a. Unenclosed pools accessory to Group R-3 occupancy	Base fee × 4	
b. Unenclosed pools accessory to Group R-3 other than Group R-3	Base fee × 6	
c. Principal use unenclosed pools	Base fee × 6	
d. Future construction of an unenclosed swimming pool	Base fee × 1	
e. Initial approval of standard plan pool accessory to Group R-3 occupancy	Base fee × 5	
f. Subsequent review of application approved swimming pool standard	Base fee × 1.5	
18. Temporary structures, such as coaches ⁵	Base fee × 2 per structure	
19. Temporary use permits:		
a. For 4 weeks or less ⁶	Base fee × 1.5	
b. For more than 4 weeks ⁶	Base fee × 2	
20. Phased Permits:		
a. Value ≤ \$5,000,000 in value	Base fee × 1	

b. Value > \$5,000,000 in value	Base fee × 2	
21. ECA Small Project Waiver on permit	None	SDCI hourly rate((;)) ; 0.25 hour minimum
22. Street Improvement Exception permit	SDCI Land Use Hourly × 2	Land Use Hourly rate for each review hour spent beyond 2 hour minimum fee
23. Building Permit Shop Drawing	None	SDCI hourly rate: 1.75 hour minimum
24. Sprinkler Shop Drawings	None	SDCI hourly rate: 0.75 hour minimum
25. Sprinkler Only Permit Submit and/or Add/Alt)	Base fee × 0.75	See Chapter 22.900G.
26. Code Alternate Request	None	SDCI hourly rate, 2 hour minimum
27. Commercial Re-Roofing Perm	Base fee × .5	
Footnotes to Table D-2 for 22.900D.010 ¹ The minimum permit fee or plan review fee for value-based f review fee for subject-to-field-inspection (STFI) value-based plan review is (((\$89)) \$92.45. ³ This fee is reflect the use and occupancy established in the shell and core permit. The value used shall be the new c the shell and core permit. ⁴ If a swimming pool is located within an enclosed building and is included in fee shall not be charged for the swimming pool. The swimming pool area will be considered as floor are This fee shall not apply to any on-site, temporary construction office where a valid building permit is in temporary uses shall be charged according to Table C-1 for 22.900C.010.		

F. Blanket permits

~~((1. The application fee for a blanket permit to cover initial nonstructural tenant alterations within the first three years of the first tenant alteration permit shall be charged at the rate of \$6 per 100 square feet of space to be improved within the life of the permit. A deposit based on the estimated value of the work to be completed during the life of the permit shall be collected at the time of application. As individual tenant spaces are reviewed, the amount of the fee equivalent to the floor space examined shall be deducted from the deposit per Table D-2 for 22.900D.010.))~~

~~((2.))~~ 1. The application fee for a blanket permit to cover nonstructural tenant alterations ~~((in previously-occupied space, or to cover initial nonstructural tenant alterations after three years of the first tenant~~

alteration permit,)) is one times the base fee. A deposit based on the estimated value of the proposed work within 18 months shall be collected at the time of application. As individual tenant spaces are reviewed, the fee for the work to be done shall be calculated according to Table D-2 for 22.900D.010 and deducted from the deposit.

((3-)) 2. If the estimated blanket fee deposit is used up in less time than the life of the permit and work remains to be done, an additional deposit shall be paid based on the estimated floor area remaining to be improved during the remaining life of the permit. If a portion of the deposit is unused at the end of the life of the permit and work remains to be done, credit for the balance of the deposit may be transferred from the expiring permit to a new blanket permit. To minimize additional accounting costs associated with blanket permits, if more than two deposits are made during the life of the blanket permit, the minimum amount of each subsequent deposit shall be \$2,000.

* * *

H. Certificate of Occupancy. The issuance of a Certificate of Occupancy for existing buildings, either if no Certificate of Occupancy has previously been issued or if a change of occupancy is requested, requires a building permit. If there is no construction valuation (there is no work ((which)) that would require a building permit), the minimum building permit fee shall be assessed. In addition to the minimum building permit fee, if records research, plan examination, or inspection is required, charges shall be assessed at the SDCI hourly rate. If work is being done as authorized by a permit, the permanent Certificate of Occupancy fee is not assessed in addition to the building permit fee. The fee for a temporary Certificate of Occupancy shall be charged at the rate of 1/2 the base fee. The fee for the duplication of a Certificate of Occupancy is ((~~\$37.20~~)) \$38.65 unless records research, plan examination, or inspection is required, in which case charges shall be assessed at the SDCI hourly rate.

* * *

Section 7. Section 22.900D.070 of the Seattle Municipal Code, last amended by Ordinance 124047, is

amended as follows:

22.900D.070 Floodplain development approval or license fee((-))

The fee for ~~((processing and review of applications for))~~ floodplain ~~((development approvals))~~ review shall be charged at the SDCI hourly rate ~~((of 1.5 times the base fee, except that the fee for processing and review of applications for a floodplain development license shall be charged at the rate of one (1) times the base fee))~~.

The fee for floodplain review and processing where no SDCI permit or license is required, including review of a FEMA Elevation Certificate and similar documents, shall be charged pursuant to subsection 22.900B.020.H.

Section 8. Section 22.900D.090 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900D.090 Permit fees for mechanical equipment and systems, other than boilers and pressure vessels and refrigeration systems

* * *

C. The fee to renew or reestablish a furnace permit is 1/2 the base fee.

D. A change fee of 1/4 of the base fee will be charged if work is added to an issued permit or if other information is changed.

* * *

Section 9. Section 22.900D.100 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900D.100 Refrigeration equipment and systems

* * *

C. The fee to renew or reestablish a refrigeration permit is 1/2 the base fee.

D. A change fee of 1/4 of the base fee will be charged if work is added to an issued permit or if other information is changed.

Section 10. Section 22.900D.110 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900D.110 New installations and alterations of boilers and pressure vessels

* * *

B. The fee to renew or reestablish a boiler permit is 1/2 the base fee.

C. A change fee of 1/4 of the base fee will be charged if work is added to an issued permit or if other information is changed.

Table D-12 for 22.900D.110 - INSTALLATION PERMIT FEES FOR BOILERS AND PRESSURE VESSELS		
Type of Installation		Installation Fee
Boilers	Heated By Combustion Products Heating Surface (in Square Feet)	Electric Power Input (in KW)
	0-250	0-200
	>250-500	201-400
	>500-750	401-600
	>750-1,000	601-800
	>1,000	Over 800
Pressure Vessels ¹	Length times diameter in square feet	
	0-15	
	>15-30	
	>30-50	
	>50-100	
	>100	
Burner ²	0-12,500,000 Btu/hr	
	Over 12,500,000 Btu/hr	
Automatic certification	0-12,500,000 Btu/hr	
	Over 12,500,000 Btu/hr	
Monitoring System	Per Boiler	

Footnotes to Table D-12 for 22.900D.110 ¹ Rating size is the product of the two greatest dimensions of the vessel: diameter × overall length for the cylindrical vessels; maximum width × maximum length for rectangular vessels. ² When a burner is installed in conjunction with a boiler, a separate fee shall not be charged for the burner.

Section 11. Section 22.900D.140 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

* * *

Table D-13 for 22.900D.140-PERMIT FEES FOR ELEVATORS AND OTHER CONVEYANCES	
New Installations and Relocations	
Type of Conveyance	Fee
Hydraulic elevators	(\$638.20) <u>\$663.70</u> plus (\$55.05) <u>\$57.25</u> per hoist opening
Cabled geared and gearless elevators	(\$1,223.45) <u>\$1,272.35</u> plus (\$93.10) <u>\$96.85</u> per hoistway opening
Residential hydraulic and cabled elevators	(\$481.55) <u>\$500.80</u>
Dumbwaiters, manual doors	(\$231.75) <u>\$241</u> plus (\$27.55) <u>\$28.65</u> per hoistway opening
Dumbwaiters, power doors	(\$231.75) <u>\$241</u> plus (\$65.60) <u>\$68.25</u> per hoistway opening
Escalators and moving walks	(\$1,816.10) <u>\$1,888.75</u> plus the following: (width in inches + run in feet + vertical rise in feet) × (\$5.55) <u>\$5.80</u>
Accessibility lifts (vertical and inclined)	(\$371.50) <u>\$386.35</u>
Material lifts	(\$446.60) <u>\$464.45</u>
Alterations & Repairs	
Type of Conveyance	Fee
Accessibility lifts (vertical and inclined)	(\$185.20) <u>\$192.60</u> plus (\$27.55) <u>\$28.65</u> for each \$1,000 of construction value or fraction thereof
Other elevators, escalators, walks, dumbwaiters, and lifts	(\$222.30) <u>\$231.15</u> plus (\$37.10) <u>\$38.55</u> for each \$1,000 of construction value or fraction thereof
Elevator Cosmetic Alterations Only:	
Weight differential less than or equal to 5%	(\$222.30) <u>\$231.15</u> plus (\$37.10) <u>\$38.55</u> for each \$1,000 of construction value or fraction thereof, to a maximum fee of (\$446.60) <u>\$464.45</u>
Weight differential greater than 5%	(\$222.30) <u>\$231.15</u> plus (\$37.10) <u>\$38.55</u> for each \$1,000 of construction value or fraction thereof

Alteration or replacement of a door opening device	(((\$266.70)) \$277.40 per opening device
--	---

Section 12. Section 22.900D.145 of the Seattle Municipal Code, last amended by Ordinance 125451, is amended as follows:

22.900D.145 Site and geotechnical review fee

* * *

Table D-SR for 22.900D.145 - SITE AND GEOTECHNICAL REVIEW FEES				
Type of Site Review	Minimum Fee	Time at Which Minimum Fee Is Due	Review Time Included in Minimum Fee	Time at Which Hourly Fees Are Due
1. Pre-application site inspection	3/4 hour at the hourly rate	At the time of application intake	3/4 hour	At the time of application intake
2. Drainage or grading review separate from the development permit part of a MUP application	1/2 hour for each type at the SDCI hourly rate	At the time of application intake	1/2 hour each	At the time of permit issuance
3. Review to determine Environmentally Critical Area exemptions	1/2 hour at the SDCI hourly rate	At the time of application intake	1/2 hour	At the time of decision
4. ECA Review	1/2 hour at the SDCI hourly rate	At the time of application intake	1/2 hour	At the time of permit issuance for additional hours beyond minimum
5. Geotechnical Review (Non ECA)	1/2 hour at the SDCI hourly rate	At the time of permit issuance	1/2 hour	At the time of permit issuance for additional hours beyond minimum
6. Drainage Review	1 hour at the SDCI hourly rate	At the time of application intake	1 hour	At the time of permit issuance for additional hours beyond minimum

7. Post-Issuance Geotechnical Review all permits with geotechnical special inspections	1 hour at the SDCI hourly rate	At the time of permit issuance	1 hour	At the time of final inspection, issuance of Certificate of Occupancy, or permit expiration for additional hours beyond minimum
8. Grading Season Extension Post-Issuance Dry Season Request	1 hour at the SDCI hourly rate	At the time of Post Sub Request	1 hour	At the time Post Sub is granted, for additional hours beyond minimum

POST-ISSUANCE SITE INSPECTIONS AND OTHER REVIEWS					
Type	Description	Action	Worktype	ECA Filter/Action Type	Rate
3001	SF/D	New	Field	ECA 1, 2, 8	1.5 × base rate
3001	SF/D	New	Field	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.5 × base rate
3001	SF/D	New	Field	Non ECA	1.5 × base rate
3001	SF/D	New	Full	ECA 1, 2, 8	1.75 × base rate
3001	SF/D	New	Full	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.75 × base rate
3001	SF/D	New	Full	Non ECA	1.75 × base rate
3001	SF/D	New	Full+/Full C	ECA 1, 2, 8	2.25 × base rate
3001	SF/D	New	Full+/Full C	ECA 3, 4, 5, 6, 7, 10, 11, 12	2 × base rate
3001	SF/D	New	Full+/Full C	Non ECA	2 × base rate
3001	SF/D	ADD/ALT	Field	ECA 1, 2, 8	1.5 × base rate
3001	SF/D	ADD/ALT	Field	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.5 × base rate
3001	SF/D	ADD/ALT	Field	Non ECA	1.5 × base rate
3001	SF/D	ADD/ALT	Full	ECA 1, 2, 8	1.75 × base rate
3001	SF/D	ADD/ALT	Full	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.75 × base rate
3001	SF/D	ADD/ALT	Full	Non ECA	1.5 × base rate
3001	SF/D	ADD/ALT	Full+/Full C	ECA 1, 2, 8	2 × base rate
3001	SF/D	ADD/ALT	Full+/Full C	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.75 × base rate

3001	SF/D	ADD/ALT	Full+/Full C	Non ECA	2 × base rate
3001	COMM, MF, INST	NEW	Field	ECA 1, 2, 8	1.5 × base rate
3001	COMM, MF, INST	NEW	Field	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.5 × base rate
3001	COMM, MF, INST	NEW	Field	Non ECA	1.5 × base rate
3001	COMM, MF, INST	NEW	Full	ECA 1, 2, 8	2.25 × base rate
3001	COMM, MF, INST	NEW	Full	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.75 × base rate
3001	COMM, MF, INST	NEW	Full	Non ECA	1.75 × base rate
3001	COMM, MF, INST	NEW	Full+/Full C	ECA 1, 2, 8	2.75 × base rate
3001	COMM, MF, INST	NEW	Full+/Full C	ECA 3, 4, 5, 6, 7, 10, 11, 12	2.25 × base rate
3001	COMM, MF, INST	NEW	Full+/Full C	Non ECA	2 × base rate
3001	COMM, MF, INST	ADD/ALT	Field	ECA 1, 2, 8	1.5 × base rate
3001	COMM, MF, INST	ADD/ALT	Field	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.5 × base rate
3001	COMM, MF, INST	ADD/ALT	Field	Non ECA	1.5 × base rate
3001	COMM, ((MD)) MF, IND, INST	ADD/ALT	Full	ECA 1, 2, 8	2 × base rate
3001	COMM, ((MD)) MF, IND, INST	ADD/ALT	Full	ECA 3, 4, 5, 6, 7, 10, 11, 12	1.75 × base rate
3001	COMM, ((MD)) MF, IND, INST	ADD/ALT	Full	Non ECA	1.75 × base rate
3001	COMM, ((MD)) MF, IND, INST	ADD/ALT	Full+/Full C	ECA 1, 2, 8	2 × base rate
3001	COMM, ((MD)) MF, IND, INST	ADD/ALT	Full+/Full C	ECA 3, 4, 5, 6, 7, 10, 11, 12	2 × base rate
3001	COMM, ((MD)) MF, IND, INST	ADD/ALT	Full+/Full C	Non ECA	1.75 × base rate
3002	Demo		All		1.25 × base rate
3001, 3005	ANY	TEMP, NONE	All		1.25 × base rate
3005	Grading Only		Field		1.5 × base rate

3005	Grading Only		Full		1.5 × base rate
3005	Grading Only		Full+/Full C		1.75 × base rate

Legend for Table D-SR for 22.900D.145: Post-Issuance Site Inspections and Other Reviews	
Type: 3001 = building permit 3002 = demolition permit 3005 = site permit (e.g., grading, vegetation, curb cut)	Description: SF/D = Single Family/Duplex MF = multi-family COMM = Commercial IND = Industrial Institution DEMO = Demolition Grading Only = Grading outside a building permit
Action: New = New construction ADD/ALT = Addition or alteration to existing building or structure TEMP = Temporary structure or use NONE = work not classified	Worktype: Field = Simple, STFI permit with plans to minimal standards Full = Simple, full plans required Full M = Medium complexity, full plans required Full C = complex, full plans required
ECA Filter/Action Type: ECA 1, 2, 8 = soil-related ECA issues ECA 3, 4, 5, 6, 7, 8, 10, 11,12 = other, non soil-related ECA issues	

Section 13. Section 22.900D.150 of the Seattle Municipal Code, last amended by Ordinance 125451, is amended as follows:

22.900D.150 Electrical permit fees

* * *

Table D-14 for 22.900D.150 - ELECTRICAL PERMIT FEES (When Plans Are Reviewed)	
Total Valuation	Fee
\$0 to \$1,000	\$210 for the first \$1,000 of value or fraction thereof
\$1,001 to \$5,000	\$210 for the first \$1,000 of value plus \$6 for each additional \$100 of value or fraction thereof
\$5,001 to \$25,000	\$450 for the first \$5,000 of value plus \$2.75 for each additional \$100 of value or fraction thereof
\$25,001 to \$50,000	\$1,000 for the first \$25,000 of value plus \$2.50 for each additional \$100 of value or fraction thereof
\$50,001 to \$75,000	\$1,625 for the first \$50,000 of value plus \$2.25 for each additional \$100 of value or fraction thereof
\$75,001 to \$100,000	\$2,187.50 for the first \$75,000 of value plus \$2 for each additional \$100 of value or fraction thereof
\$100,001 to \$175,000	\$2,687.50 for the first \$100,000 of value plus \$8 for each additional \$1,000 of value or fraction thereof

\$175,001 to \$250,000	\$3,287.50 for the first \$175,000 of value plus \$7.50 each additional \$1,000 of value or fraction thereof
\$250,001 to \$500,000	\$3,850 for the first \$250,000 of value plus \$7 for each additional \$1,000 of value or fraction thereof
\$500,001 to \$750,000	\$5,600 for the first \$500,000 of value plus \$6.50 for additional \$1,000 or fraction thereof
\$750,001 to \$1,000,000	\$7,225 for the first \$750,000 of value plus \$6 for each additional \$1,000 of value or fraction thereof
\$1,000,001 to \$1,500,000	\$8,725 for the first \$1,000,000 of value plus \$5.50 for additional \$1,000 of value or fraction thereof
\$1,500,001 to \$2,000,000	\$11,475 for the first \$1,500,000 of value plus \$5 for additional \$1,000 of value or fraction thereof
\$2,000,001 to \$2,500,000	\$13,975 for the first \$2,000,000 of value plus \$4.50 each additional \$1,000 of value or fraction thereof
\$2,500,001 to \$3,000,000	\$16,225 for the first \$2,500,000 of value plus \$4 for additional \$1,000 of value or fraction thereof
\$3,000,001 to \$3,500,000	\$18,225 for the first \$3,000,000 of value plus \$3.50 each additional \$1,000 of value or fraction thereof
\$3,500,001 to \$4,000,000	\$19,975 for the first \$3,500,000 of value plus \$3 for additional \$1,000 of value or fraction thereof
\$4,000,001 to \$4,500,000	\$21,475 for each additional \$4,000,000 of value plus \$2 for each additional \$1,000 of value or fraction thereof
\$4,500,001 to \$5,000,000	\$22,850 for the first \$4,500,000 of value plus \$2.50 each additional \$1,000 of value or fraction thereof
\$5,000,001 to \$10,000,000	\$24,100 for the first \$5,000,000 of value plus \$2.25 each additional \$1,000 of value or fraction thereof
\$10,000,001 and up	\$34,100 for the first \$10,000,000 of value plus \$2 for additional \$1,000 of value or fraction thereof
Correction or revision	SDCI hourly rate, 1 hour minimum
Get started - ((after)) when submitting application with plans - branch circuits only	1/2 base rate plus administrative fee

**Table D-15
for
22.900D.150
-
ELECTRIC
AL
PERMIT
FEES
(When
Plans Are
Not
Required)**

1.
Administrative Fee

a. An administrative fee of \$72.95 will be charged in addition to the other fees specified in this table for all items except subsection 9 of this Table D-15 for 22.900D.150.

b. A change fee of \$58.60 will be charged if work is added to an issued permit and if other information is changed.

2. Services	Size	Fee
a. Services (installation, relocation and temporary installations; size based on conductor ampacity); service fees includes connection to one panel board when a service disconnect is provided ahead of the panel board	1-125A	1/2(($\frac{1}{2}$)) × bas

	126-200A	$3/4 \times$ base fee
	201-300A	$1 \times$ base fee
	301-399A	$1.5 \times$ base fee
	400-599A	$2 \times$ base fee
b. Service repair (mast and meter base only)	Any	$1/2 \times$ base fee

<p>c. Temp orary constr uction power for single - famil y reside nce; Ufer groun d inspec tion is includ ed only if the Ufer install ation inspec tion is condu cted at the same time as the tempo rary power inspec tion</p>	<p>Any</p>	<p>1/2 × base fe</p>
<p>d. Ufer install ation only</p>	<p>Any</p>	<p>Administrati</p>

e. Underground work (race ways only)	Any	1 × base fee	
f. Underground work (race ways only)	Any	1/2 × base fee	
g. SCL Service Meter Project	Any	1/2 × base fee Administrative	
3. Feeders ¹			
	Size	120v-480v	> 480v
	15-25A	\$17.10	1/4 × base fee
	30-50A	\$35.45	1/4 × base fee
	60-125A	1/2 × base fee	1/2 × base fee
	150A & less	3/4 × base fee	1 × base fee
	400A	plan review required	plan review required
4. Connections, Devices, and Branch Circuits ²			
a. Connections			Fee

Light outlet, switches, dimmers, receptacles, luminaires, residential-type fans	\$2.15 each
Track lighting or multi-outlet assembly	\$2.15 for eve
b. Devices and Branch Circuits	Fee
Non-electrical furnace ((³))	\$17.15 each
Dedicated appliances & utilization circuits (cord and plug or direct wired);	
(15-50A) Ranges, water heaters, etc.	\$17.15 each
Floodlight ((⁴)) ³	\$7.80 each

Sign circuit (required for commercial spaces)	\$44.20 each
5. Transformer Installations ((⁴))³	Fee
Up to 300 VA	\$7.80
300 VA to 6 KVA	\$17.15
7 KVA to 15 KVA	\$52.50
16 KVA to 45 KVA	1/2 × base fee
46 KVA to 112.5 KVA	3/4 × base fee
≥ 113 KVA	1 × base fee
6. Motor Installations	Fee
Up to 1/3 HP	\$7.80
1/3 HP to 3/4 HP	\$17.15
1 HP to 3 HP	\$25.70
4 HP to 5 HP	\$33.40
6 HP to 20 HP	1/4 × base fee
21 HP to 50 HP	1/2 × base fee
≥ 51 HP	3/4 × base fee

7. Electrical Furnaces and Heaters	Fee
Up to 2 KW	\$7.80
2 KW to 5 KW	\$17.15
6 KW to 15 KW	\$22.10
16 KW to 30 KW	1/4 × base fe
31 KW to 100 KW	1/2 × base fe
≥ 101 KW	3/4 × base fe
8. Low- voltage and Communi cation Systems	Fee
a. Low- voltage systems ((⁷)) ⁵ - sound systems, security systems, fire alarms, nurse call, industrial controls, and similar	Requires sep each system
Control unit	\$13.35 each
Device (activating, horn, alarm, etc.)	\$2.15 each

<p>Control systems (> 100 volts) shall be based on the feeder schedule.</p>	
<p>b. Communications systems ((⁸))⁶ - voice cable, data cable, coaxial cable, fiber optics, and similar</p>	<p>The maximum</p>
<p>Control unit</p>	<p>\$13.35</p>
<p>Outlet</p>	<p>\$2.15 each</p>
<p>9. Special Events</p>	
<p>a. Inspections occurring during normal business hours - Hourly at the SDCI hourly rate; minimum 1/2 hour</p>	

b. Inspections occurring outside normal business hours - Hourly at the SDCI hourly rate; minimum 1 1/2 hour	
10. Inspection s for which no other fee is listed; including but not limited to Condition al Work and "Get Started" permits	<u>Fee</u>
Each	Hourly at the minimum 1/2
11. Renewabl e Energy Systems (photovolt aic, wind power generation , etc.)	<u>Fee</u>
0 KW to 7.7 KW	$3/4 \times$ base fee
> 7.7 KW to 26 KW	$1 \times$ base fee
Over 26 KW	Plan review

<p>12. Size overcurre nt protection for Electrical Vehicle (EV) charging stations</p>		
<p>Sele ct fee for each char ger to be insta lled.</p>	<p>Charging Station Level 2A (120-240 V)</p>	<p>Charging Station Level 3</p>
<p>15 TO 25 AM P CH G STA TION</p>	<p>\$17.05</p>	<p>1/4 × base fee</p>
<p>30 TO 50 AM P CH G STA TION</p>	<p>\$35.70</p>	<p>1/4 × base fee</p>

<p>60 TO 125 AM P CH G STA TIO N</p>	<p>$1/2 \times$ base fee</p>	<p>$1/2 \times$ base fee</p>
<p>150 TO 225 AM P CH G STA TIO N</p>	<p>$3/4 \times$ base fee</p>	<p>$1 \times$ base fee</p>
<p>250 TO 400 AM P CH G STA TIO N</p>	<p>Requires plan review.</p>	<p>Requires plan review.</p>
<p>OV ER 450 AM P CH G STA TIO N</p>	<p>Requires plan review.</p>	<p>Requires plan review.</p>

13. Selective
Coordination
Study
Review -
SDCI hourly
rate, 1 hour
minimum

Footnotes to
Table D-15
for
22.900D.150
¹ Feeders
will be
charged only
for (a)
subpanels,
(b)
distribution
panels, and
(c) branch
circuits of 60
amperes or
over. ² The
residential
light outlet
fee includes
the
luminaire. ((
³ For
furnaces
where
service
exceeds 25
amperes,
provided an
additional
feeder fee
shall not be
charged. For
furnaces
where
service is 25
amperes or
less, the
furnace fee
shall not
apply
provided a
feeder fee is
charged.)) ((⁴
))³ Outdoor
area lighting

(parking lots, streets, etc.). The floodlight fee is charged per luminaire. ((⁵)⁴ The transformer fee includes the primary feeder and one secondary feeder up to and including the first panelboard or disconnect. Additional secondary panelboards or disconnecting means are charged at the appropriate feeder rate. ((⁶)² Low-voltage systems include, but are not limited to, systems listed in Chapter 7 of the Seattle Electrical Code. Exempt: Residential wireless

security systems. ((⁷))⁶ Communication systems include, but are not limited to, systems listed in Article 770 and Chapter 8 of the Seattle Electrical Code.

Section 14. Section 22.900D.160 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900D.160 Sign, awning, and canopy permit fees

A. Permanent signs. For permanent signs, a permit fee of ~~(((\$147.10))~~ \$153 shall be charged for the first 32 square feet or less of the total display area of the sign plus an additional charge for each 10 square feet or fraction thereof of total display area in excess of 32 square feet as shown in Table D-16 for 22.900D.160. ~~((Adding any on-premises business sign with over 5 square feet of area to an existing structure requires a permit.))~~ A permit is required for all electric signs, and all signs exceeding 5 square feet in area that fall outside the allowances in Section 23.55.012.

Table D-16 for 22.900D.160-PERMANENT SIGN FEES		
Permanent Sign Size	Marginal Rate for Additional Charge	Applied Fee
0 to 32 sq. ft.		(((\$147.10)) <u>\$153</u> for the first 32 sq. ft. thereof
32 to 100 sq. ft.	(((\$23.95)) <u>\$24.90</u>	(((\$147.10)) <u>\$153</u> for the first 32 sq. ft. <u>\$24.90</u> per additional 10 sq. ft.

100 to 150 sq. ft.	((\$26.40) <u>\$27.45</u>)	((\$314.75) <u>\$327.30</u> for the first 100 sq. ft. (\$26.40) <u>\$27.45</u> per additional 10 sq. ft. thereof)
150 to 200 sq. ft.	((\$26.40) <u>\$27.45</u>)	((\$446.75) <u>\$464.55</u> for the first 150 sq. ft. (\$26.40) <u>\$27.45</u> per additional 10 sq. ft. thereof)
200 to 250 sq. ft.	((\$29.15) <u>\$30.30</u>)	((\$578.75) <u>\$601.80</u> for the first 200 sq. ft. (\$29.15) <u>\$30.30</u> per additional 10 sq. ft. thereof)
250 to 300 sq. ft.	((\$29.15) <u>\$30.30</u>)	((\$724.50) <u>\$753.30</u> for the first 250 sq. ft. (\$29.15) <u>\$30.30</u> per additional 10 sq. ft. thereof)
300 to 350 sq. ft.	((\$32.20) <u>\$33.50</u>)	((\$870.25) <u>\$904.80</u> for the first 300 sq. ft. (\$32.20) <u>\$33.50</u> per additional 10 sq. ft. thereof)
350 to 400 sq. ft.	((\$32.20) <u>\$33.50</u>)	((\$1,031.25) <u>\$1,072.30</u> for the first 350 sq. ft. (\$32.20) <u>\$33.50</u> per additional 10 sq. ft. thereof)
400 to 450 sq. ft.	((\$35.50) <u>\$36.90</u>)	((\$1,192.25) <u>\$1,239.80</u> for the first 400 sq. ft. (\$35.50) <u>\$36.90</u> per additional 10 sq. ft. thereof)
450 to 500 sq. ft.	((\$35.50) <u>\$36.90</u>)	((\$1,369.75) <u>\$1,424.30</u> for the first 450 sq. ft. (\$35.50) <u>\$36.90</u> per additional 10 sq. ft. thereof)
500 to 550 sq. ft.	((\$39.20) <u>\$40.75</u>)	((\$1,547.25) <u>\$1,608.80</u> for the first 500 sq. ft. (\$39.20) <u>\$40.75</u> per additional 10 sq. ft. thereof)
550 to 600 sq. ft.	((\$39.20) <u>\$40.75</u>)	((\$1,743.25) <u>\$1,812.55</u> for the first 550 sq. ft. (\$39.20) <u>\$40.75</u> per additional 10 sq. ft. thereof)
600 to 650 sq. ft.	((\$43.25) <u>\$45</u>)	((\$1,939.25) <u>\$2,016.30</u> for the first 600 sq. ft. (\$43.25) <u>\$45</u> per additional 10 sq. ft. thereof)
650 sq. ft. and up	((\$47.75) <u>\$49.65</u>)	((\$2,155.50) <u>\$2,241.30</u> for the first 650 sq. ft. (\$47.75) <u>\$49.65</u> per additional 10 sq. ft. thereof)

* * *

D. Wall Signs. The maximum fee for signs painted on or otherwise applied directly to the building wall without a frame or mechanical fasteners is ((~~\$673.10~~) \$700.05).

* * *

Section 15. Section 22.900E.020 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900E.020 Boiler and pressure vessel certificates of operation

* * *

Table E-1 for 22.900E.020 - FEES FOR CERTIFICATES OF OPERATION FOR BOILERS AND			Reinspection and Certificate Fee
Type of Installation			
Boilers ²	Heating By Combustion Products Heating Surface Square Feet)	Heated By Electricity Electric Power Input (in KW)	
	0-250	0-200	(((\$145)) <u>\$150.75</u>
	251-500	201-400	(((\$269.85)) <u>\$280.65</u>
	501-750	401-600	(((\$396.85)) <u>\$412.75</u>
	751-1,000	601-800	(((\$610.70)) <u>\$635.10</u>
	Over 1,000	Over 800	(((\$754.60)) <u>\$784.75</u>
Controls and limit devices automatic boilers (Charge addition to those fees listed above)	Automatic boilers (input)		Annual
	0-12,500,000 Btu		(((\$145)) <u>\$150.75</u>
	Over 12,500,000		(((\$179.95)) <u>\$187.15</u>
Monitoring systems for automatic boiler (Charged in addition to those fees listed above)			Annual
			(((\$359.85)) <u>\$374.20</u>
Unfired pressure vessels ¹		Rating Size	Biennial
		0-15	(((\$84.15)) <u>\$87.50</u>
		16-30	(((\$145)) <u>\$150.75</u>
		31-50	(((\$236)) <u>\$245.45</u>
		51-100	(((\$306.95)) <u>\$319.20</u>

	Over 100	(((\$451.90)) \$470
Domestic water heaters located in Group A, E, or I occupancy		Biennial (((\$55.05)) \$57.2
Footnotes to Table E-1 for 22.900E.020 ¹ Rating size is the product of the two greatest dimensions of the length for the cylindrical vessels; maximum width × maximum length for rectangular vessels. ² Fees for boilers installed prior to January 1, 1989, consisting of tanks whose contents are heated by electric elements that apply to unfired vessels of the same size.		

Section 16. Section 22.900E.030 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900E.030 Fees for elevator certificates of inspection

* * *

Table E-2 for 22.900E.030 - FEES FOR ELEVATOR CERTIFICATES OF INSPECTION	
Type of Conveyance	Fee for Each Conveyance
Hydraulic elevators	(((\$204.25)) \$212.40
Cable elevators ^{1,2}	(((\$278.35)) \$289.50 plus (((\$21.40)) \$22.25 for each hoistway opening in excess of two
Sidewalk elevators	(((\$185.20)) \$192.60
Hand-powered elevators	(((\$185.20)) \$192.60
Dumbwaiters	(((\$185.20)) \$192.60
Escalators and moving walks	(((\$278.35)) \$289.50
Accessibility lifts (vertical and inclined)	(((\$185.20)) \$192.60
Material lifts	(((\$185.20)) \$192.60
Fire emergency systems, Phase I or both Phase I and Phase II	(((\$93.10)) \$96.85
Footnotes to Table E-2 for 22.900E.030 ¹ Elevators having a continuous hoistway wall of 100 feet or more without openings shall be charged a fee of (((\$451.90)) \$470 plus (((\$21.80)) \$21.65 for each hoistway opening in excess of two. ² The fee for roped hydraulic elevators is the same as cable elevators.	

Section 17. Section 22.900E.040 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900E.040 Refrigeration systems annual operating permit fee

((The annual operating permit fee for any refrigeration system is calculated according to Table E-3 for

~~22.900E.040. The fee for multiple systems on a single premises is based upon the total tonnage at the premises.~~

)) The annual operating permit fee for any refrigeration system is charged at a fee of \$101 per piece of equipment to be inspected.

~~((Table E-3 for 22.900E.040 – REFRIGERATION SYSTEMS ANNUAL OPERATING FEES~~

Size of Equipment	Fee
0-50 tons	\$139.70
51-100 tons	\$212.75
Over 100 tons	\$300.55))

Section 18. Section 22.900E.050 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900E.050 Boiler, refrigeration, and gas piping licenses and examinations

* * *

Table E-4 for 22.900E.050 - FEES FOR BOILER, REFRIGERATION, AND GAS PIPING LICEN

License Fees:	
Refrigeration Contractor	
Class A	(((\$238.15)) <u>\$247.65</u>
Class B	(((\$238.15)) <u>\$247.65</u>
Class C	(((\$380)) <u>\$395.15</u>
Journeyman refrigeration mechanic	(((\$105.85)) <u>\$110.05</u>
Refrigeration operating engineer	(((\$105.85)) <u>\$110.05</u>
Steam engineers and boiler firemen (all grades)	(((\$105.85)) <u>\$110.05</u>
Boiler supervisor, all grades	(((\$117.50)) <u>\$122.15</u>
Gas piping mechanic	(((\$105.85)) <u>\$110.05</u>
Examination fees -all licenses	(((\$47.65)) <u>\$49.55</u>

Section 19. Section 22.900E.060 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900E.060 Registration of special inspectors

* * *

C. The fee for renewal of a special inspector certificate of registration covering one or more types of inspection for which the registrant has been qualified is ~~(((\$58.20))~~ \$60.50.

* * *

Section 20. Section 22.900F.010 of the Seattle Municipal Code, last amended by Ordinance 125811, is amended as follows:

22.900F.010 Monitoring vacant buildings

* * *

Table F-1 for 22.900F.010-Monitoring Vacant Buildings	
Condition of Premises	Fee
Building is closed to entry and premises are in compliance with applicable codes.	(((\$261.40)) <u>\$271.85</u>
Building is closed to entry and premises are not in compliance with applicable codes.	(((\$435)) <u>\$452.35</u>
Building is not closed to entry regardless of compliance with applicable codes.	(((\$521.75)) <u>\$542.60</u>

* * *

Section 21. Section 22.900G.015 of the Seattle Municipal Code, last amended by Ordinance 125704, is amended as follows:

22.900G.015 Fees for review by the Office of Housing

~~((A.))~~ An applicant for a ~~((land use permit who seeks to obtain extra floor area through a developer contribution for affordable housing or who proposes development subject to the mandatory housing affordability requirements (pursuant to Chapters 23.58B and 23.58C)))~~ Master Use Permit, or for the first building permit that includes the structural frame for the structure if no Master Use Permit is required, where the application includes a proposal to provide or make a financial contribution for affordable housing or low-

income housing through the transfer of development rights or transfer of development potential, or as a condition of incentives, or to mitigate housing impacts according to Section 23.34.004, Section 23.49.012, Section 23.49.014, Section 23.49.015, Section 23.49.181, Section 23.54.015, Chapter 23.58A, Chapter 23.58B, Chapter 23.58C, or Section 23.75.085 shall pay a fee with application for the permit in the amount of \$550 to the Office of Housing for review of the application.

~~((B. This subsection 22.900G.015.B applies to low-income housing units that are subject to an agreement pursuant to Sections 23.48.021, 23.49.012, 23.49.014, 23.49.015, 23.50.053, 23.58A.014 or 23.58A.024.~~

~~1. An owner of such housing shall pay an annual monitoring fee of \$65 per unit of low-income rental housing to the Office of Housing to determine compliance with bonus and/or TDR requirements. The fee is not required in any year when, in consideration of The City of Seattle's agreement to make a loan for the purpose of providing long-term affordable housing for low-income households, a regulatory agreement that grants the City of Seattle covenants, restrictions, charges and easements is recorded against the property on which the low-income rental housing is located and is in effect.~~

~~2. An owner of an owner-occupied low-income housing unit shall, prior to closing any sale or other transfer of the unit after the initial sale or transfer, pay a fee in the amount of \$300 to the Office of Housing to determine compliance with bonus and/or TDR requirements.~~

~~C. Fees in the MPC-YT zone~~

~~1. A land use permit applicant who seeks to provide 80 percent of area median income housing to meet an affordable housing production condition in Section 23.75.085 shall pay a fee in the amount of \$550 to the Seattle Department of Construction and Inspections for transfer to the Office of Housing for review of the application.~~

~~2. This subsection 22.900G.015.C.2 applies to 80 percent of area median income housing that is provided to meet an affordable housing production condition in Section 23.75.085:~~

~~a. An owner of such housing shall pay an annual monitoring fee of \$65 per rental unit of 80 percent of area median income rental housing to the Office of Housing to determine compliance with Section 23.75.085.~~

~~b. An owner of an owner-occupied unit of 80 percent of area median income housing shall, prior to closing any sale or other transfer of the unit after the initial sale or transfer, pay a fee in the amount of \$300 to the Office of Housing to determine compliance with Section 23.75.085.))~~

Section 22. Section 22.900G.080 of the Seattle Municipal Code, last amended by Ordinance 125586, is repealed:

~~((22.900G.080 Design Commission fees~~

~~The Commission will bill non-City applicants seeking long-term or permanent use of a right of way through a street, alley, or other public place pursuant to Chapter 15.62, a skybridge term permit pursuant to Chapter 15.64 or a significant structure pursuant to Chapter 15.65 at the hourly rate of \$112 an hour per Commissioner for subcommittee review, or \$791 an hour for full Commission review. Billing will be sent to the Seattle Department of Transportation for inclusion in the plan review costs charged to the applicant or will be billed directly to the applicant by the Seattle Department of Transportation. For projects billed through the Seattle Department of Transportation, applicant payments made to the Seattle Department of Transportation will be transferred from the Transportation Fund to the Office of Planning and Community Development to support the Commission's work. Fees may be waived, in whole or in part, at the discretion of the Commission with the concurrence of the City Budget Director in the following circumstances:~~

~~1. When Commission fees, if charged, would be disproportionate to the sums available for the project and could cause abandonment of the project for the following types of projects: art works, projects funded by grants and donations, neighborhood self-help projects undertaken by volunteers and nonprofit organizations, and small public agency capital improvements;~~

~~2. For low-income and special needs housing projects subject to Commission review.))~~

Section 23. Sections 1 through 22 of this ordinance shall take effect on January 1, 2020.

Section 24. 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 _____ day of _____, 2019, and signed by me in open session in authentication of its passage this _____ day of _____, 2019.

President _____ of the City Council

Approved by me this _____ day of _____, 2019.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2019.

Monica Martinez Simmons, City Clerk

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
SDCI	Shane Muchow/206-684-7396	Christie Parker / 206-684-5211

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to fees and charges for permits and activities of the Seattle Department of Construction and Inspections, related fees by other departments, and technical corrections; amending Sections 3.58.090, 15.04.074, 22.900B.010, 22.900B.020, 22.900C.010, 22.900D.010, 22.900D.070, 22.900D.090, 22.900D.100, 22.900D.110, 22.900D.140, 22.900D.145, 22.900D.150, 22.900D.160, 22.900E.020, 22.900E.030, 22.900E.040, 22.900E.050, 22.900E.060, 22.900F.010, and 22.900G.015 of the Seattle Municipal Code (SMC); and repealing Section 22.900G.080 of the SMC.

Summary and background of the Legislation:

This legislation revises most of SDCI's fees and charges by 4% plus rounding adjustments, beginning on January 1, 2020. The majority of SDCI's fees and charges were last revised effective January 1, 2019 on the same basis but estimated the City of Seattle's Annual Wage Increase (AWI) for 2019, which was estimated at 3%. The proposed 2020 fee revisions include inflationary adjustments to fees, except for the Land Use Hourly rate, which was identified in City Council Green Sheet 33-8-E-2-2019, and electrical, refrigeration and furnace fees, which are held constant in 2020. SDCI has determined that the electrical and refrigeration & furnace cost centers have sufficient revenue streams with their existing fee levels. In addition, SDCI will follow City Council's specifications in Green Sheet 33-8-E-2-2019 to adjust the Land Use Hourly rate from the current \$386 to \$394, which will cascade through other Land Use fees that are based on the Land Use Hourly rate. SDCI is also making an adjustment to the minimum fee in the D-1 Development Fee Index table to realign this fee with the SDCI base rate, as these fees have been aligned in prior years. Finally, SDCI is making a number of technical changes to clarify or simplify existing fees which are not expected to have an impact on fee revenues. These include modifications to electrical, mechanical, refrigeration, and blanket permit fees, along with adding authorization to charge for certain floodplain reviews, zoning coaching appointments, and change fees for furnace, refrigeration and boiler installations.

SDCI is primarily fee-supported and its fees and charges are necessary to support SDCI's permitting operations. All fees collected by SDCI for processing SDCI's permits are used for that purpose, and the fee structure is reflective of the Seattle Municipal Code requirements to recoup the cost of providing the permitting service. Similarly, other fees are set to recover the costs of certain code enforcement activities.

The 2020 inflationary adjustment of 4% is based on guidance provided by the City Budget Office (CBO). Once an agreement is in place for the AWI for 2019-2020-2021, any variance

between the inflationary adjustment of 3% assumed in 2019 and 4% assumed in 2020, can be incorporated in SDCI’s inflationary adjustment for 2021.

As an Enterprise Fund, SDCI must recover all costs associated with administering development permits through permit fees and charges and we usually adjust permit fees and charges for inflation on an annual basis. However, the Land Use Hourly billable rate was held constant from 2000-2016. In 2016, we began to make corrections to the Land Use Hourly rate. Specifically, the adjustments to the Land Use hourly were: from \$250 to \$280 in 2016, then raised to \$315 in 2017, to \$324 in 2018, and then to \$386 in 2019 per City Council Green Sheet 33-8-E-2-2019, which fully adjusted the Land Use Hourly rate to reflect inflation. This legislation proposes raising the Land Use Hourly to \$394 in 2020, per the guidance of the related City Council Green Sheet and necessary to ensure the actual costs of administering development permits are recouped.

Attachment A to this Summary and Fiscal Note, “SDCI Permit Fee and Charges proposed for 2020” provides a summary of all 2019 SDCI fees affected by this proposed ordinance, and proposed changes for 2020. Prior to proposing this legislation, these fees were reviewed to determine whether the cost of providing the service warrants a fee change, if improvements to the fee structure are necessary, or if new fees are required. As indicated above, most fee increases in this proposed ordinance are adjustments based on an estimated AWI for 2020 (4%).

Additionally, SDCI is making technical legislative changes on behalf of the Office of Housing, SDOT, and the Design Commission for fees they collect which are located in Title 22. The Design Commission fees represent two years of inflationary increases because these fees have not changed since 2018. These changes will not have a revenue impact to SDCI. See response to Question 4.a.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes X No

Appropriation change (\$):	General Fund \$		Other \$	
	2020	2021	2020	2021
	\$0	\$0	\$0	\$0
Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2020	2021	2020	2021
	\$694	\$694	\$1,236,322	\$1,236,322
Positions affected:	No. of Positions		Total FTE Change	
	2020	2021	2020	2021
	0	0	0	0

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

No.

Is there financial cost or other impacts of *not* implementing the legislation?

Not implementing this legislation as proposed would create a situation where the revenues SDCI collects through fees would not fully align with the cost of providing permitting services and maintaining sufficient reserves for sound financial management. Without the proposed fee increases SDCI may be required to reduce staff, which would result in longer permit processing and inspection review times. Such reductions would impact the Department's ability to perform its permitting and enforcement responsibilities and delay service to customers.

3.a. Appropriations

This legislation adds, changes, or deletes appropriations.

3.b. Revenues/Reimbursements

This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2020 Estimated Additional Revenue
Construction and Inspections Fund (48100)	SDCI	Boiler	\$56,742
Construction and Inspections Fund (48100)	SDCI	Building Development	\$257,447
Construction and Inspections Fund (48100)	SDCI	Electrical	\$0
Construction and Inspections Fund (48100)	SDCI	Elevator	\$197,522
Construction and Inspections Fund (48100)	SDCI	Land Use	\$464,559
Construction and Inspections Fund (48100)	SDCI	Noise	\$22,726
Construction and Inspections Fund (48100)	SDCI	Other Miscellaneous	\$21,136
Construction and Inspections Fund (48100)	SDCI	Refrigeration & Furnace	\$0
Construction and Inspections Fund (48100)	SDCI	Signs	\$23,830
Construction and Inspections Fund (48100)	SDCI	Site Review & Development	\$192,360
General Fund (00100)	SDOT	Design Commission *	\$694
TOTAL			\$1,237,016

* Design Commission 2020 Estimated Additional Revenue is based on 2018 revenue actuals.

Is this change one-time or ongoing?

On-going.

Revenue/Reimbursement Notes:

None.

3.c. Positions

_____ This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

Yes. The legislation adjusts fees for inflation in Title 22 for Design Commission review of street vacation requests. These fees are collected by the Department of Transportation (SDOT) on behalf of the Design Commission. The proposed changes were developed in coordination with SDOT and the Design Commission. They will not have a revenue impact to SDCI, and are expected to result in only a negligible increase in revenue for the Design Commission, if any, due to the small body of work and associated fees collected for vacations historically and the unpredictable nature of vacation requests.

This legislation clarifies language in Title 22 related to fees collected by SDCI for Office of Housing (OH) review of affordable and low-income housing projects. The proposed changes were developed in coordination with OH, and do not include any changes to the dollar value of OH fees. They will not have a revenue impact to SDCI.

b. Is a public hearing required for this legislation?

No.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No.

e. Does this legislation affect a piece of property?

No.

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

This legislation would result in fee and service charge increases for most SDCI customers but does not result in a disproportionate or disparate impact for any customer, including customers from vulnerable or historically disadvantaged communities.

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

This legislation does not include a new initiative or major programmatic expansion.

List attachments/exhibits below:

Summary Attachment A – SDCI Permit Fees and Charges Proposed for 2020

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
ORDINANCE SECTION 3					
22.900B.010 Base fee and hourly rate					
A. SDCI Base Fee	Base fee for many SDCI services	2019	\$222	\$231	CPI adjustment
B. All Other Hourly Fees - Land Use Hourly - Other than Land Use Review	Hourly rate for land use review	2019	\$386	\$394	CPI-based adjustment
	Hourly rate for all services other than land use review, except where a different hourly rate is specified		\$222	\$231	CPI adjustment
C. SDCI Hourly Rate & Overtime Rate	Hourly rate where "SDCI hourly rate" is specified; Overtime rate for services where no base hourly rate is specified is same as "SDCI hourly rate", minimum fee is one hour with minimum increments of ¼ hour	2019	\$222	\$231	CPI adjustment
ORDINANCE SECTION 4					
22.900B.020 Miscellaneous and special fees					
D. Address Change	Fee to correct the address on an application or an issued permit	2019	\$60.25	\$62.75	CPI adjustment
22.900B.020 Table B-1 Fees for Reproductions from Electronic and Microfilm Records					
E. Microfilm record copy for 8½"x11" and 11"x17" paper	Fee for copies from microfilm records	2019	\$1.50 per copied page	\$1.55 per copied page	CPI adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
H. Floodplain review and approval where no SDCI permit or license is required - Floodplain development review on behalf of other agencies or departments - Review of documents and similar floodplain services where no development is proposed, including but not limited to Elevation Certificates, Letters of Map Change and similar documents associated with the National Flood Insurance Program - Review time in excess of the time included in the minimum fee	SDCI hourly rate	NA	NA	\$231	Cost recovery
	½ Base rate due at intake	NA	NA	\$115.50 for first ½ hour	Cost recovery
	SDCI hourly rate	NA	NA	\$231	Cost recovery
ORDINANCE SECTION 5					
22.900C.010 Table C-1.A – Master Use Permit, Environmental Critical Areas, City Council and Hearing Examiner Approvals and Table C-1.B – Miscellaneous Hourly Land Use Reviews, Research, and Other Services					
1. Administrative conditional uses (ACUs)	ACUs for community centers, child care centers, adult care centers, private schools, religious facilities and public and private libraries in single family and multi-family zones shall be charged a minimum fee	2019	\$1,930 for first 20 hours; additional hours at \$386/hour	\$1,970 for first 20 hours; additional hours at \$394/hour	CPI adjustment
2. Design Review	Administrative Design Review, Master Planned Community Design Review and Streamlined or Hybrid Design Review	2019	\$3,860 minimum	\$3,940 minimum	CPI adjustment
	Full Design Review		\$7,720 minimum for first 20 hours	\$7,880 minimum for first 20 hours	CPI adjustment
8. Variances	Variances for community centers, child care centers, adult care centers, private schools, religious facilities and public and private libraries in single family and multi-family zones	2019	\$1,930 for first 20 hours; additional hours at \$386/hour	\$1,970 for first 20 hours; additional hours at \$394/hour	CPI adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
10. Conditional uses, Rezones, Public Projects and all other Type IV and Type V land use approvals		2019	\$7,720 minimum for first 20 hours	\$7,880 minimum for first 20 hours	CPI adjustment
22.900C.010 Table C-1.C – Non-Hourly Land Use Fees					
41.a. Curb Cuts – Single-family residential	Minimum land use review fee for curb cuts as a separate component	2019	\$91 each	\$94.65 each	CPI adjustment
41.b. Curb Cuts – Other than single-family residential	Minimum land use review fee for curb cuts as a separate component	2019	\$180 each	\$187.15 each	CPI adjustment
44.b. Notice – Posting large sign or placard	Charged upon type for each occurrence	2019	\$137.60	\$143.10	CPI adjustment
44.d. Notice – DJC decision publication	Charged upon type for each occurrence	2019	\$215.90	\$224.50	CPI adjustment
44.f. Notice – Public meeting room rental	Charged upon type for each occurrence	2019	\$138.60	\$144.20	CPI adjustment
45.b. Rebuild Letters – Without research	Non-hourly land use review fee	2019	\$46.60	\$48.40	CPI adjustment
49. Zoning Coaching	SDCI base fee	NA	NA	\$231	Cost Recovery
ORDINANCE SECTION 6					
22.900D.010 Table D-1 – Calculation of the Development Fee Index					
Beginning fee for the first \$1,000 of value for projects with a total valuation of \$0 to \$1,000	Development fee index	2019	\$216	\$231	CPI Adjustment
Beginning fee for the first \$1,000 of value for projects with a total valuation of \$1,001 to \$25,000	Development fee index	2019	\$216	\$231	CPI Adjustment
Marginal rate for each additional \$100 of value or fraction thereof			No change	No change	
Beginning fee for the first \$25,000 of value for projects with a total valuation of \$25,001 to \$50,000	Development fee index	2019	\$516	\$531	CPI Adjustment
Marginal rate for each additional \$100 of value or fraction thereof			No change	No change	

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
Beginning fee for the first \$50,000 of value for projects with a total valuation of \$50,001 to \$75,000 Marginal rate for each additional \$100 of value or fraction thereof	Development fee index	2019	\$816 No change	\$831 No change	CPI Adjustment
Beginning fee for the first \$75,000 of value for projects with a total valuation of \$75,001 to \$100,000 Marginal rate for each additional \$100 of value or fraction thereof	Development fee index	2019	\$1,104 No change	\$1,118.50 No change	CPI Adjustment
Beginning fee for the first \$100,000 of value for projects with a total valuation of \$100,001 to \$175,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$1,379 No change	\$1,393.50 No change	CPI Adjustment
Beginning fee for the first \$175,000 of value for projects with a total valuation of \$175,001 to \$250,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$1,791 No change	\$1,806 No change	CPI Adjustment
Beginning fee for the first \$250,000 of value for projects with a total valuation of \$250,001 to \$500,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$2,204 No change	\$2,218.50 No change	CPI Adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
Beginning fee for the first \$500,000 of value for projects with a total valuation of \$500,001 to \$750,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$3,516 No change	\$3,531 No change	CPI Adjustment
Beginning fee for the first \$750,000 of value for projects with a total valuation of \$750,001 to \$1,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$4,766 No change	\$4,781 No change	CPI Adjustment
Beginning fee for the first \$1,000,000 of value for projects with a total valuation of \$1,000,001 to \$1,500,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$6,016 No change	\$6,031 No change	CPI Adjustment
Beginning fee for the first \$1,500,000 of value for projects with a total valuation of \$1,500,001 to \$2,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$8,391 No change	\$8,406 No change	CPI Adjustment
Beginning fee for the first \$2,000,000 of value for projects with a total valuation of \$2,000,001 to \$2,500,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$10,766 No change	\$10,781 No change	CPI Adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
Beginning fee for the first \$2,500,000 of value for projects with a total valuation of \$2,500,001 to \$3,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$12,891 No change	\$12,906 No change	CPI Adjustment
Beginning fee for the first \$3,000,000 of value for projects with a total valuation of \$3,000,001 to \$3,500,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$15,016 No change	\$15,031 No change	CPI Adjustment
Beginning fee for the first \$3,500,000 of value for projects with a total valuation of \$3,500,001 to \$4,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$17,016 No change	\$17,031 No change	CPI Adjustment
Beginning fee for the first \$4,000,000 of value for projects with a total valuation of \$4,000,001 to \$4,500,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$19,016 No change	\$19,031 No change	CPI Adjustment
Beginning fee for the first \$4,500,000 of value for projects with a total valuation of \$4,500,001 to \$5,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$20,766 No change	\$20,781 No change	CPI Adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
Beginning fee for the first \$5,00,000 of value for projects with a total valuation of \$5,000,001 to \$10,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$22,516 No change	\$22,531 No change	CPI Adjustment
Beginning fee for the first \$10,000,000 of value for projects with a total valuation of \$10,000,001 to \$25,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$37,516 No change	\$37,531 No change	CPI Adjustment
Beginning fee for the first \$25,000,000 of value for projects with a total valuation of \$25,000,001 to \$50,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$82,516 No change	\$82,531 No change	CPI Adjustment
Beginning fee for the first \$50,000,000 of value for projects with a total valuation of \$50,000,001 to \$75,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$157,516 No change	\$157,531 No change	CPI Adjustment
Beginning fee for the first \$75,000,000 of value for projects with a total valuation of \$75,000,001 to \$100,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$220,016 No change	\$220,031 No change	CPI Adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
Beginning fee for the first \$100,000,000 of value for projects with a total valuation of \$100,000,001 to \$150,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$282,516 No change	\$282,531 No change	CPI Adjustment
Beginning fee for the first \$150,000,000 of value for projects with a total valuation of \$150,000,001 to \$200,000,000 Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$382,516 No change	\$382,531 No change	CPI Adjustment
Beginning fee for the first \$200,000,000 of value for projects with a total valuation of \$200,000,001 and up Marginal rate for each additional \$1,000 of value or fraction thereof	Development fee index	2019	\$482,516 No change	\$482,531 No change	CPI Adjustment
22.900D.010 Table D-2 – Calculation of Development Fees Determined by Value					
4.b. Mechanical permit	Type of Development - Permit fee - Plan review fee	2015	If ≥\$50,000 in value and submitted separately from a building permit application (if associated with other work) or if applied for as a mechanical only permit; also see Section 22.900D.090 for mechanical equipment fees No change All other applicable reviews at the SDCI hourly rate, 1 hour minimum	If submitted separately from a building permit application (if associated with other work) or if applied for as a mechanical only permit; also see Section 22.900D.090 for mechanical equipment fees No change SDCI hourly rate, 1 hour minimum	Now applicable to all mechanical permits submitted separately from building permits and mechanical-only permits

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
4.c. Mechanical permit	Type of Development - Permit fee - Plan review fee	2015	If <\$50,000 in value and submitted separately from a building permit application (if associated with other work) or if applied for as a mechanical only permit; also see Section 22.900D.090 for mechanical equipment fees 100% of DFI 100% of DFI for Initial Mechanical Review; all other applicable reviews (including Mechanical Corrections Reviews) at the SDCI hourly rate, 0.5 hour minimum	NA NA NA	Now covered under 4.b.
5.a. Blanket Permit Review Fees for Earlier Alterations	Type of Development - Permit fee - Plan review fee	2011 2019 2019	Initial tenant alterations applied for within 18 months of the date of issuance of the first certificate of occupancy within a building where the area of work is more than 50,000 sq. ft. \$2.85 per 100 sq. ft. \$3.25 per 100 sq. ft.	Tenant alterations applied for within 18 months of the date of issuance of the first certificate of occupancy within a building where the area of work is more than 50,000 sq. ft. \$2.95 per 100 sq. ft. \$3.35 per 100 sq. ft.	Now includes all tenant alterations applied for within 18 months CPI adjustment CPI adjustment
5.b. Blanket Permit Review Fees for Earlier Alterations	Type of Development - Permit fee - Plan review fee	2011 2011 2011	Initial tenant alterations applied for after 18 months of the date of issuance of the first certificate of occupancy 100% of DFI 60% of DFI	Tenant alterations applied for after 18 months of the date of issuance of the first certificate of occupancy No change 100% of DFI	Now includes all tenant alterations applied for after 18 months NA Revised to be consistent with Permit fee
Footnote 1- Minimum permit fee or plan review fee for value-based fees		2019	\$222	\$231	CPI adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
Footnote 2 – Minimum plan review fee for Subject to Field Inspection (STFI) value-based plan review		2019	\$89	\$92.45	CPI adjustment
22.900D.010 Development Permit Fees					
F. Blanket Permits	Initial non-structural tenant alterations	2019	\$6 per 100 sq. ft.	SDCI base rate	Collapses Sections 1 and 2 into one section (Section 1)
H. Certificate of Occupancy Duplication Fee	Duplication of COH unless records research, plan examination or inspection is required	2019	\$37.20	\$38.65	CPI adjustment
ORDINANCE SECTION 7					
22.900D.070 Floodplain development approval or license fee					
Fee for floodplain review	Review where SDCI permit or license is required	1999	1.5 x the base fee	SDCI hourly rate	Technical clean-up
	Review and processing where no SDCI permit or license is required	1999	1 x the base fee	Pursuant to subsection 22.900B.020.H	
ORDINANCE SECTION 8					
22.900D.090 Permit fees for mechanical equipment and systems, other than boilers and pressure vessels and refrigeration systems					
D. Change fee when work is added to an issued permit of if other information is changed	Per record	NA	NA	0.25 x base fee	New fee for 2020
ORDINANCE SECTION 9					
22.900D.100 Refrigeration equipment and systems					
D. Change fee when work is added to an issued permit of if other information is changed	Per record	NA	NA	0.25 x base fee	New fee for 2020
ORDINANCE SECTION 10					
22.900D.110 New installations and alterations of boilers and pressure vessels					
C. Change fee when work is added to an issued permit of if other information is changed	Per record	NA	NA	0.25 x base fee	New fee for 2020

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
22.900D.110 Table D-12 – Installation Fees for Boilers and Pressure Vessels					
Boiler Installation Permit Fee: Heating Surface 0-250 sq ft; Power Input 0-200 KW	Boiler Installation Permit Fee	2019	\$244.50	\$254.25	CPI adjustment
Boiler Installation Permit Fee: Heating Surface >250-500 sq ft; Power Input 201-400 KW	Boiler Installation Permit Fee	2019	\$363	\$377.55	CPI adjustment
Boiler Installation Permit Fee: Heating Surface >500-750 sq ft; Power Input 401-600 KW	Boiler Installation Permit Fee	2019	\$486.85	\$506.30	CPI adjustment
Boiler Installation Permit Fee: Heating Surface >750-1,000 sq ft; Power Input 601-800 KW	Boiler Installation Permit Fee	2019	\$702.70	\$730.85	CPI adjustment
Boiler Installation Permit Fee: Heating Surface Over 1,000 sq ft; Power Input Over 800 KW	Boiler Installation Permit Fee	2019	\$889	\$924.55	CPI adjustment
Pressure Vessel Installation Permit Fee: 0-15 sq ft	Burner Installation Fee	2019	\$164	\$170.60	CPI adjustment
Pressure Vessel Installation Permit Fee: >15-30 sq ft	Boiler Installation Fee	2019	\$214.85	\$223.45	CPI adjustment
Pressure Vessel Installation Permit Fee: >30-50 sq ft	Boiler Installation Fee	2019	\$311.15	\$323.60	CPI adjustment
Pressure Vessel Installation Permit Fee: >50-100 sq ft	Boiler Installation Fee	2019	\$401.10	\$417.15	CPI adjustment
Pressure Vessel Installation Permit Fee: Over 100 sq ft	Burner Installation Fee	2019	\$486.85	\$506.30	CPI adjustment
Burner Installation Fee: 0-12,500,000 Btu/hr	Boiler Installation Fee	2019	\$244.50	\$254.25	CPI adjustment
Burner Installation Fee: Over 12,500,000 Btu/hr	Boiler Installation Fee	2019	\$378.90	\$394.05	CPI adjustment
Automatic Certification: 0-12,500,000 Btu/hr	Boiler Installation Fee	2019	\$244.50	\$254.25	CPI adjustment
Automatic Certification: Over 12,500,000 Btu/hr	Burner Installation Fee	2019	\$378.90	\$394.05	CPI adjustment
Monitoring System	Boiler Installation Fee	2019	\$451.90	\$470	CPI adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
ORDINANCE SECTION 11					
22.900D.140 Table D-13 – Permit Fees for Elevators and Other Conveyances					
Hydraulic Elevators	New Installations and Relocations	2019	\$638.20 plus \$55.05 per hoistway opening	\$663.70 plus \$57.25 per hoistway opening	CPI adjustment
Cabled Geared and Gearless Elevators	New Installations and Relocations	2019	\$1,223.45 plus \$93.10 per hoistway opening	\$1,272.35 plus \$96.85 per hoistway opening	CPI adjustment
Residential Hydraulic and Cabled Elevators	New Installations and Relocations	2019	\$481.55	\$500.80	CPI adjustment
Dumbwaiters, manual doors	New Installations and Relocations	2019	\$231.75 plus \$27.55 per hoistway opening	\$241 plus \$28.65 per hoistway opening	CPI adjustment
Dumbwaiters, power doors	New Installations and Relocations	2019	\$231.75 plus \$65.60 per hoistway opening	\$241 plus \$68.25 per hoistway opening	CPI adjustment
Escalators and moving walks	New Installations and Relocations	2019	\$1,816.10 plus (width in inches + run in feet + vertical rise in feet) x \$5.55	\$1,888.75 plus (width in inches + run in feet + vertical rise in feet) x \$5.80	CPI adjustment
Accessibility lifts (vertical and inclined)	New Installations and Relocations	2019	\$371.50	\$386.35	CPI adjustment
Material lifts	New Installations and Relocations	2019	\$446.60	\$464.45	CPI adjustment
Accessibility lifts (vertical and inclined)	Alterations and Repairs	2019	\$185.20 plus \$27.55 for each \$1,000 of construction value or fraction thereof	\$192.60 plus \$28.65 for each \$1,000 of construction value or fraction thereof	CPI adjustment
Other elevators, escalators, walks, dumbwaiters and lifts	Alterations and Repairs	2019	\$222.30 plus \$37.10 for each \$1,000 of construction value or fraction thereof	\$231.15 plus \$38.55 for each \$1,000 of construction value or fraction thereof	CPI adjustment
Elevator Cosmetic Alterations Only:					
Weight differential less than or equal to 5%	Alterations and Repairs	2019	\$222.30 plus \$37.10 for each \$1,000 of construction value or fraction thereof, to a maximum fee of \$446.60	\$231.15 plus \$38.55 for each \$1,000 of construction value or fraction thereof, to a maximum fee of \$464.45	CPI adjustment
Weight differential greater than 5%	Alterations and Repairs	2019	\$222.30 plus \$37.10 for each \$1,000 of construction value or fraction thereof	\$231.15 plus \$38.55 for each \$1,000 of construction value or fraction thereof	CPI adjustment
Alteration or replacement of a door opening device	Alterations and Repairs	2019	\$266.70 per opening device	\$277.40 per opening device	CPI adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
ORDINANCE SECTION 14					
22.900D.160 Sign, awning and canopy permit fees					
Permanent Signs – Base Fee	Permit fee for each sign for a business entity	2019	\$147.10 for first 32 square feet or less of the total display area of the sign	\$153 for first 32 square feet or less of the total display area of the sign	CPI adjustment
22.900D.160 Table D-16 – Permanent Sign Fees					
0 to 32 sq. ft.	Applied fee	2019	\$147.10 for the first 32 sq. ft. or fraction thereof	\$153 for the first 32 sq. ft. or fraction thereof	CPI adjustment
32 to 100 sq ft.	Marginal rate for additional charge	2019	\$23.95	\$24.90	CPI adjustment
	Applied fee		\$147.10 for the first 32 sq. ft. plus \$23.95 per additional 10 sq. ft. or fraction thereof	\$153 for the first 32 sq. ft. plus \$24.90 per additional 10 sq. ft. or fraction thereof	CPI adjustment
100 to 150 sq. ft.	Marginal rate for additional charge	2019	\$26.40	\$27.45	CPI adjustment
	Applied fee		\$314.75 for the first 100 sq. ft. plus \$26.40 per additional 10 sq. ft. or fraction thereof	\$327.30 for the first 100 sq. ft. plus \$27.45 per additional 10 sq. ft. or fraction thereof	CPI adjustment
150 to 200 sq. ft.	Marginal rate for additional charge	2019	\$26.40	\$27.45	CPI adjustment
	Applied fee		\$446.75 for the first 150 sq. ft. plus \$26.40 per additional 10 sq. ft. or fraction thereof	\$464.55 for the first 150 sq. ft. plus \$27.45 per additional 10 sq. ft. or fraction thereof	CPI adjustment
200 to 250 sq. ft.	Marginal rate for additional charge	2019	\$29.15	\$30.30	CPI adjustment
	Applied fee		\$578.75 for the first 200 sq. ft. plus \$29.15 per additional 10 sq. ft. or fraction thereof	\$601.80 for the first 200 sq. ft. plus \$30.30 per additional 10 sq. ft. or fraction thereof	CPI adjustment
250 to 300 sq. ft.	Marginal rate for additional charge	2019	\$29.15	\$30.30	CPI adjustment
	Applied fee		\$724.50 for the first 250 sq. ft. plus \$29.15 per additional 10 sq. ft. or fraction thereof	\$753.30 for the first 250 sq. ft. plus \$30.30 per additional 10 sq. ft. or fraction thereof	CPI adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
300 to 350 sq. ft.	Marginal rate for additional charge	2019	\$32.20	\$33.50	CPI adjustment
	Applied fee		\$870.25 for the first 100 sq. ft. plus \$32.20 per additional 10 sq. ft. or fraction thereof	\$904.80 for the first 100 sq. ft. plus \$33.50 per additional 10 sq. ft. or fraction thereof	CPI adjustment
350 to 400 sq. ft.	Marginal rate for additional charge	2019	\$32.20	\$33.50	CPI adjustment
	Applied fee		\$1,031.25 for the first 350 sq. ft. plus \$32.20 per additional 10 sq. ft. or fraction thereof	\$1,072.30 for the first 350 sq. ft. plus \$33.50 per additional 10 sq. ft. or fraction thereof	CPI adjustment
400 to 450 sq. ft.	Marginal rate for additional charge	2019	\$35.50	\$36.90	CPI adjustment
	Applied fee		\$1,192.25 for the first 400 sq. ft. plus \$35.50 per additional 10 sq. ft. or fraction thereof	\$1,239.80 for the first 400 sq. ft. plus \$36.90 per additional 10 sq. ft. or fraction thereof	
450 to 500 sq. ft.	Marginal rate for additional charge	2019	\$35.50	\$36.90	CPI adjustment
	Applied fee		\$1,369.75 for the first 450 sq. ft. plus \$35.50 per additional 10 sq. ft. or fraction thereof	\$1,424.30 for the first 450 sq. ft. plus \$36.90 per additional 10 sq. ft. or fraction thereof	
500 to 550 sq. ft.	Marginal rate for additional charge	2019	\$39.20	\$40.75	CPI adjustment
	Applied fee		\$1,547.25 for the first 500 sq. ft. plus \$39.20 per additional 10 sq. ft. or fraction thereof	\$1,608.80 for the first 500 sq. ft. plus \$40.75 per additional 10 sq. ft. or fraction thereof	
550 to 600 sq. ft.	Marginal rate for additional charge	2019	\$39.20	\$40.75	CPI adjustment
	Applied fee		\$1,743.25 for the first 550 sq. ft. plus \$39.20 per additional 10 sq. ft. or fraction thereof	\$1,812.55 for the first 550 sq. ft. plus \$40.75 per additional 10 sq. ft. or fraction thereof	

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
600 to 650 sq. ft.	Marginal rate for additional charge Applied fee	2019	\$43.25 \$1,939.25 for the first 600 sq. ft. plus \$43.25 per additional 10 sq. ft. or fraction thereof	\$45 \$2016.30 for the first 600 sq. ft. plus \$45 per additional 10 sq. ft. or fraction thereof	CPI adjustment
650 sq. ft. and up	Marginal rate for additional charge Applied fee	2019	\$47.75 \$2,155.50 for the first 650 sq. ft. plus \$47.75 per additional 10 sq. ft. or fraction thereof	\$49.65 \$2,241.30 for the first 650 sq. ft. plus \$49.65 per additional 10 sq. ft. or fraction thereof	CPI adjustment
22.900D.160 Sign, awning, and canopy permit fees					
Wall signs	Maximum fee for signs painted on or otherwise applied directly to the building wall without a frame or mechanical feather	2019	\$673.10	\$700.05	CPI adjustment
ORDINANCE SECTION 15					
22.900E.020 Table E-1 – Fees for Certificates of Operation for Boilers and Pressure Vessels					
Boiler Combustion Heating Surface 0-250 sq ft / Power Input 0-200 KW	Reinspection and certificate fee	2019	\$145	\$150.75	CPI adjustment
Boiler Combustion Heating Surface 251-500 sq ft / Power Input 201-400 KW	Reinspection and certificate fee	2019	\$269.85	\$280.65	CPI adjustment
Boiler Combustion Heating Surface 501-750 sq ft / Power Input 401-600 KW	Reinspection and certificate fee	2019	\$396.85	\$412.75	CPI adjustment
Boiler Combustion Heating Surface 751-1,000 sq ft / Power Input 601-800 KW	Reinspection and certificate fee	2019	\$610.70	\$635.10	CPI adjustment
Boiler Combustion Heating Surface Over 1,000 sq ft / Power Input Over 800 KW	Reinspection and certificate fee	2019	\$754.60	\$784.75	CPI adjustment
Controls/Limit Devices for Automatic Boiler 0-12,500,000 Btu	Additional annual reinspection and certificate fee	2019	\$145	\$150.75	CPI adjustment
Controls/Limit Devices for Automatic Boilers Over 12,500,000 Btu	Additional annual reinspection and certificate fee	2019	\$179.95	\$187.15	CPI adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
Monitoring Systems for Automatic Boilers	Additional annual reinspection and certificate fee	2019	\$359.85	\$374.20	CPI adjustment
Unfired Pressure Vessels: 0-15 sq ft	Biennial reinspection and certificate fee	2019	\$84.15	\$87.50	CPI adjustment
Unfired Pressure Vessels: 16-30 sq ft	Biennial reinspection and certificate fee	2019	\$145	\$150.75	CPI adjustment
Unfired Pressure Vessels: 31-50 sq ft	Biennial reinspection and certificate fee	2019	\$236	\$245.45	CPI adjustment
Unfired Pressure Vessels: 51-100 sq ft	Biennial reinspection and certificate fee	2019	\$306.95	\$319.20	CPI adjustment
Unfired Pressure Vessels: Over 100 sq ft	Biennial reinspection and certificate fee	2019	\$451.90	\$470	CPI adjustment
Domestic Water Heaters	Biennial reinspection and certificate fee	2019	\$55.05	\$57.25	CPI adjustment
ORDINANCE SECTION 16					
22.900E.030 Table E-2 – Fees for Elevator Certificates of Inspection					
Hydraulic elevators	Fee for each conveyance	2019	\$204.25	\$212.40	CPI adjustment
Cable elevators	Fee for each conveyance	2019	\$278.35 plus \$21.40 for each hoistway opening in excess of two	\$289.50 plus \$22.25 for each hoistway opening in excess of two	CPI adjustment
Cable elevators having a continuous hoistway wall of 100 feet or more without openings (in footnote to Table E-2)	Fee for each conveyance	2019	\$451.90 plus \$21.80 for each hoistway opening in excess of two	\$470 plus \$21.65 for each hoistway opening in excess of two	CPI adjustment
Sidewalk elevators	Fee for each conveyance	2019	\$185.20	\$192.60	CPI adjustment
Hand-powered elevators	Fee for each conveyance	2019	\$185.20	\$192.60	CPI adjustment
Dumbwaiters	Fee for each conveyance	2019	\$185.20	\$192.60	CPI adjustment
Escalators and moving walks	Fee for each conveyance	2019	\$278.35	\$289.50	CPI adjustment
Accessibility lifts (vertical and inclined)	Fee for each conveyance	2019	\$185.20	\$192.60	CPI adjustment
Material lifts	Fee for each conveyance	2019	\$185.20	\$192.60	CPI adjustment
Fire emergency systems, Phase I or both Phase I and Phase II	Fee for each conveyance	2019	\$93.10	\$96.85	CPI adjustment
ORDINANCE SECTION 17					
22.900E.040 Table E-3 – Refrigeration Systems Annual Operating Fees					
Refrigeration Systems: 0-50 HP	Annual operating fee, based on size of equipment	2019	\$139.70	NA	Replaced with per-equipment fee

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
Refrigeration Systems: 51-100 HP	Annual operating fee, based on size of equipment	2019	\$212.75	NA	Replaced with per-equipment fee
Refrigeration Systems: Over 100 HP	Annual operating fee, based on size of equipment	2019	\$300.55	NA	Replaced with per-equipment fee
Refrigeration Systems	Annual operating fee, based on pieces of equipment to be inspected	NA	NA	\$101	Replaces tonnage-based fees
ORDINANCE SECTION 18					
22.900E.050 Table E-4 – Fees for Boiler, Refrigeration, and Gas Piping Licenses and Examinations					
Refrigeration Contractor Class A	Annual license fee	2019	\$238.15	\$247.65	CPI adjustment
Refrigeration Contractor Class B	Annual license fee	2019	\$238.15	\$247.65	CPI adjustment
Refrigeration Contractor Class C	Annual license fee	2019	\$380	\$395.15	CPI adjustment
Journeyman refrigeration mechanic	Annual license fee	2019	\$105.85	\$110.05	CPI adjustment
Refrigeration operating engineer	Annual license fee	2019	\$105.85	\$110.05	CPI adjustment
Steam engineers and boiler firemen (all grades)	Annual license fee	2019	\$105.85	\$110.05	CPI adjustment
Boiler supervisor, all grades	Annual license fee	2019	\$117.50	\$122.15	CPI adjustment
Gas piping mechanic	Annual license fee	2019	\$105.85	\$110.05	CPI adjustment
Examination fees – all licenses	Annual examination fee	2019	\$47.65	\$49.55	CPI adjustment
ORDINANCE SECTION 19					
22.900E.060 Registration of special inspectors					
C. Renewal of a Special Inspector Certificate of Registration	Covering one or more types of inspection for which the registrant has been qualified	2019	\$58.20	\$60.50	CPI adjustment

Fee Type	Description	Last Modified	Adopted 2019 Fee	Proposed 2020 Fee	Comments
ORDINANCE SECTION 20					
Table F-1 for 22.900F.010 – Monitoring vacant buildings					
- Building is closed to entry and premises are in compliance with applicable codes	Re-inspection fee of buildings closed pursuant to Housing and Building Maintenance Code	2019	\$261.40	\$271.85	CPI adjustment
- Building is closed to entry and premises are not in compliance with applicable codes			\$435	\$452.35	CPI adjustment
- Building is closed to entry and premises are in compliance with applicable codes			\$521.75	\$542.60	CPI adjustment



Legislation Text

File #: CB 119672, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to the solid waste system of Seattle Public Utilities; revising rates and charges for solid waste services; revising credits to low income customers for solid waste services; and amending Sections 21.40.050, 21.40.060, 21.40.070, 21.40.080, 21.40.085, and 21.76.040 of the Seattle Municipal Code.

WHEREAS, Ordinance 125111 adopted solid waste rates for 2017, 2018, and 2019; and

WHEREAS, Resolution 30695 established financial policy targets for the Solid Waste Fund; and

WHEREAS, Resolution 31516 amended Resolution 30695 to strengthen the Solid Waste Fund's financial policies by adding an additional debt service coverage policy; and

WHEREAS, Ordinance 125050 amended and updated certain provisions of the utility discount program, which will provide discounted solid waste rates or credits to more eligible low-income customers; and

WHEREAS, Resolution 31760 adopted a six-year Strategic Business Plan for Seattle Public Utilities, which guides utility investments, service levels, and rate paths through 2023; and

WHEREAS, the Strategic Business Plan included increases in the capital and operating requirements of the Solid Waste Fund, with a resulting increase in revenue requirements; and

WHEREAS, credits for qualified low-income customers should be revised when solid waste rates change;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 21.40.050 of the Seattle Municipal Code, last amended by Ordinance 125111, is amended as follows:

21.40.050 Residential can rates and charges

A. Charges for residential can garbage and rubbish collection and disposal service shall be in accordance with the following schedules:

1. All residences with curbside/alley garbage container pickup: a charge per month or portion thereof, for once-a-week service for each service unit subscribed to, billed directly to the owner, homeowner association, or occupant thereof as follows:

Service Units	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit
Micro-can (10-12 gallon)	\$21.30	\$22.85	\$23.30	\$24.25
Mini-can (18-20 gallon)	\$26.10	\$28.00	\$28.55	\$29.70
32 gallon can	\$34.00	\$36.45	\$37.15	\$38.65
60 to 65 gallon cart	\$68.00	\$72.90	\$74.30	\$77.25
90 to 96 gallon cart	\$102.00	\$109.35	\$111.45	\$115.90))

Service Units	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>
Micro-can (10-12 gallon)	<u>\$24.25</u>	<u>\$25.00</u>	<u>\$25.70</u>	<u>\$26.45</u>
Mini-can (18-20 gallon)	<u>\$29.70</u>	<u>\$30.60</u>	<u>\$31.50</u>	<u>\$32.40</u>
32 gallon can	<u>\$38.65</u>	<u>\$39.80</u>	<u>\$40.95</u>	<u>\$42.15</u>
60 to 65 gallon cart	<u>\$77.25</u>	<u>\$79.55</u>	<u>\$81.85</u>	<u>\$84.20</u>
90 to 96 gallon cart	<u>\$115.90</u>	<u>\$119.40</u>	<u>\$122.85</u>	<u>\$126.40</u>

2. All residences with backyard garbage container pickup: a charge per month or portion thereof, for once-a-week service for each service unit subscribed to, billed directly to the owner, homeowners association, or occupant as follows:

Service Units	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit

32 gallon can	\$47.55	\$50.95	\$51.90	\$54.00
60 to 65 gallon cart	\$95.25	\$102.10	\$104.05	\$108.20
90 to 96 gallon cart	\$142.80	\$153.10	\$156.00	\$162.25))

Service Units	Effective through March 31, 2020	Effective April 1, 2020	Effective April 1, 2021	Effective April 1, 2022
	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit
32 gallon can	\$54.00	\$55.60	\$57.20	\$58.85
60 to 65 gallon cart	\$108.20	\$111.45	\$114.70	\$118.00
90 to 96 gallon cart	\$162.25	\$167.15	\$172.00	\$177.00

3. Multiunit residential consolidated curbside/alley garbage collection service. Multiunit residences with a single combined utility account may consolidate garbage into fewer service units than the number of dwelling units on the premises. Upon request, multiunit residences with multiple combined utility accounts, such as townhouse complexes, may consolidate garbage service if such premises share a single water irrigation meter for which a homeowners association is financially responsible and agrees to be financially responsible for the combined utility account, or as determined by the ((Director)) General Manager/CEO. In the event of consolidation, the total consolidated service volume divided by the number of dwelling units must be at least equal to the minimum equivalent service volume per unit, as determined by the ((Director)) General Manager/CEO.

4. Minimum charge, no pickup service. A charge per month or portion thereof of \$6.85 shall be billed directly to the owner, homeowners association, or occupant of any residence not subscribing to pickup service to cover landfill closure costs, billing, collection, Low Income Rate Assistance, and hazardous waste costs. To be eligible for the minimum charge (zero container rate), a customer may not generate any garbage or rubbish for collection or disposal. With occupied premises, the customer must demonstrate a consistent and effective practice of selective purchasing to minimize refuse, of recycling materials whenever practical, and of composting any yardwaste generated on the premises, and the customer must have qualified for the rate on or before December 31, 1988. A customer is not eligible for the zero container rate by hauling ((his or her)) the

customer's garbage and rubbish to a transfer station, disposal site, or by disposal in another customer's containers or by the use of prepaid stickers. Vacant dwelling units in multiunit residences where each dwelling unit receives a separate combined utility bill qualify for the minimum charge where the conditions of this subsection 21.40.050.A.4 are met. Vacant dwelling units in multiunit residences with a single combined utility account do not qualify for the minimum charge.

5. Extra bundles. A customer may place an extra bundle with its container for regular pickup. The charge will be billed directly to the owner or occupant, unless a prepaid sticker is used. A prepaid sticker authorizes pickup of the bundle when placed with the customer's container. The sticker must be affixed to the bundle in order for the bundle to be picked up by the collector, and the customer not to be billed. The following charges will apply to each extra bundle:

~~((Effective through March 31, 2017: \$10.60 per bundle~~

~~Effective April 1, 2017: \$11.35 per bundle~~

~~Effective April 1, 2018: \$11.55 per bundle~~

~~Effective April 1, 2019: \$12.00 per bundle))~~

Effective through March 31, 2020: \$12.00 per bundle

Effective April 1, 2020: \$12.35 per bundle

Effective April 1, 2021: \$12.70 per bundle

Effective April 1, 2022: \$13.05 per bundle

6. Bulky and white goods pickup. Charges for the pickup of bulky and white goods, as well as additional charges for items containing hazardous waste such as chlorofluorocarbons (CFCs), shall be billed as follows:

	Effective March 30, 2009
Bulky/White Goods Pickup (per item)	\$30.00
Hazardous Waste Charge (per item)	\$8.00

7. Curbside electronics recycling pickup. Curbside electronics pickup service will be available by customer request to all residential can accounts. Each pickup of up to three electronic products set out at the curb shall be billed at \$20. Each pickup of compact fluorescent lightbulbs (CFLs) or household batteries shall be billed at \$5. The ((Director)) General Manager/CEO may establish additional conditions for electronic products eligible for pickup.

8. Curbside/alley compostable waste. A collection charge for weekly service will be billed monthly directly to the owner, homeowners association, or occupant, according to the following schedule:

Service Units	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit
Mini can (10 to 20 gallon)	\$5.65	\$6.05	\$6.15	\$6.40
32 gallon can	\$8.50	\$9.10	\$9.25	\$9.60
90-96 gallon can	\$10.85	\$11.65	\$11.85	\$12.30
Extra bundle	\$5.40	\$5.80	\$5.90	\$6.15))

Service Units	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>
Mini can (10 to 20 gallon)	\$6.40	\$6.60	\$6.80	\$7.00
32 gallon can	\$9.60	\$9.90	\$10.20	\$10.50
90-96 gallon cart	\$12.30	\$12.65	\$13.00	\$13.40
Extra bundle	\$6.15	\$6.35	\$6.55	\$6.75

9. Mandatory curbside/alley compostable waste service and exemptions. Curbside/alley compostable waste service shall be mandatory for all residential solid waste can accounts, except customers who qualify for a home composting exemption or customers with no garbage pickup service, per the provisions of subsection 21.40.050.A.4. To qualify for the home composting exemption, customers must actively compost all vegetative

foodwaste on-site and agree to comply with public and environmental health guidelines and allow Seattle Public Utilities representatives to evaluate their composting methods.

10. New/changed account: a charge of \$10 for the establishment of a new account or for each change in an existing account. This charge shall apply when the owner or property manager of any single-family residence or multifamily structure (duplex, triplex, fourplex, or structure with five or more units) establishes a new account or requests any change in his/her account requiring a change in account number or customer number. The new/changed account charge is not applicable to customers qualified for Low Income Rate Assistance.

11. Physical disability exemption. An exemption will be provided to qualified residents to allow for backyard collection at curbside rates when the resident is physically unable to take ((his or her)) garbage and rubbish containers to the curb. Qualifying criteria shall include, but are not limited to, the resident’s physical condition, qualification for backyard service in other City programs, a physician’s recommendation, the presence of other physically capable persons in the household, special topography, and other unique property conditions, taking into account the contractors’ ability to provide different combinations of container sizes to make curbside pickup feasible.

B. All residential customers requesting and receiving nondetachable container (can) special, nonroutine collection service for garbage, yardwaste, or recyclable materials. The following charges shall apply to special collections of all nondetachable containers (cans), bundles, or bundles-of-yardwaste:

Service Units	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit	Rates per Service Unit
First unit	\$41.70	\$44.70	\$45.55	\$47.37
Each additional unit	\$4.50	\$4.80	\$4.90	\$5.10))

<u>Service Units</u>	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>
First unit	\$47.37	\$48.80	\$50.20	\$51.65
Each additional unit	\$5.10	\$5.25	\$5.40	\$5.55

C. Ancillary and elective (A&E) service charges. The following charges shall apply to residential can customers receiving any of the A&E services listed in the table below.

	<u>Effective through March 31, 2017</u>	<u>Effective April 1, 2017</u>	<u>Effective April 1, 2018</u>	<u>Effective April 1, 2019</u>
<u>Service Units</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>
Deliveries/Pickups/Swap-outs of Cans or Toters	\$26.05	\$27.95	\$28.50	\$29.65
Can or Cart Pressure Washing	\$10.45	\$11.20	\$11.40	\$11.85))

<u>Service Units</u>	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>	<u>Rates per Service Unit</u>
Deliveries/Pickups/Swap-outs of Cans or Toters	\$29.65	\$30.55	\$31.45	\$32.35
Can or Cart Pressure Washing	\$11.85	\$12.20	\$12.55	\$12.90

D. The charges imposed by subsections 21.40.050.A.1 through 21.40.050.A.4, inclusive, shall not apply to residences which elect to use detachable containers supplied either by the City’s contractor or by the customer for the storage of garbage and rubbish. Application for detachable container service for a minimum period of six months shall be made to the ((Director)) General Manager/CEO of Seattle Public Utilities on forms supplied by the ((Director)) General Manager/CEO, and collection of garbage and rubbish from such premises shall be made at such frequency as is necessary as determined by the ((Director)) General Manager/CEO of Seattle Public Utilities, but in no event less than once each week. The monthly charges for detachable container service

for the container and frequency selected shall be in accordance with the rates set forth in Section 21.40.060.

E. The ~~((Director))~~ General Manager/CEO of Seattle Public Utilities may adjust the service level to a single-family residence to match the garbage and rubbish actually collected from the premises, or, for multifamily structures, to match the amount of garbage and rubbish reasonably anticipated from the dwelling units on the premises, and the customer will be responsible for the appropriate charges for the adjusted service level in accordance with this Section 21.40.050.

Section 2. Section 21.40.060 of the Seattle Municipal Code, last amended by Ordinance 125111, is amended as follows:

21.40.060 Residential detachable container rates and charges

A. Account charges. A monthly fixed fee will be charged to each residential detachable container solid waste account, according to the following schedule:

~~((Effective through March 31, 2017: \$37.40~~

~~Effective April 1, 2017: \$40.10~~

~~Effective April 1, 2018: \$40.85~~

~~Effective April 1, 2019: \$42.50))~~

Effective through March 31, 2020: \$42.50

Effective April 1, 2020: \$43.80

Effective April 1, 2021: \$45.05

Effective April 1, 2022: \$46.35

B. Uncompacted container rates. There is imposed upon residential premises that use detachable containers without mechanical compactors a monthly charge for garbage and rubbish collection and disposal service in accordance with the following formula:

$(A * m) + ((B * cy) * m)$, where:

A = Trip rate

B = Volume rate

m = number of trips per month

cy = number of cubic yards picked up at each collection

The following trip and volume rates will apply:

	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
Trip Rate	\$28.05	\$30.05	\$30.60	\$31.80
Volume Rate	\$21.55	\$23.10	\$23.55	\$24.50))

	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
Trip Rate	<u>\$31.80</u>	<u>\$32.75</u>	<u>\$33.70</u>	<u>\$34.70</u>
Volume Rate	<u>\$24.50</u>	<u>\$25.25</u>	<u>\$26.00</u>	<u>\$26.75</u>

C. Compacted container rates. There is imposed upon residential premises that use detachable containers with compactors a monthly charge for garbage and rubbish collection and disposal service in accordance with the following formula:

$(A * m) + ((B * cy) * m)$, where: A = Trip rate B = Volume rate m = number of trips per month cy = number of cubic yards picked up at each collection The following trip and volume rates will apply:

	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
Trip Rate	\$28.05	\$30.05	\$30.60	\$31.80
Volume Rate	\$43.80	\$46.95	\$47.85	\$49.75))

	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
Trip Rate	<u>\$31.80</u>	<u>\$32.75</u>	<u>\$33.70</u>	<u>\$34.70</u>
Volume Rate	<u>\$49.75</u>	<u>\$51.25</u>	<u>\$52.75</u>	<u>\$54.30</u>

D. Pre-paid bag service. Customers located in specific areas designated by Seattle Public Utilities, and who permanently store garbage containers in the right-of-way, will be required to subscribe to pre-paid bag service,

in lieu of detachable container service, for garbage and rubbish collection and disposal, subject to the following charges:

	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
15 gallon bag	\$4.50	\$4.80	\$4.90	\$5.10
30 gallon bag	\$6.40	\$6.85	\$7.00	\$7.30))

	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
15 gallon bag	<u>\$5.10</u>	<u>\$5.25</u>	<u>\$5.40</u>	<u>\$5.55</u>
30 gallon bag	<u>\$7.30</u>	<u>\$7.50</u>	<u>\$7.70</u>	<u>\$7.90</u>

Compostable waste bag rates for pre-paid bag service shall be 32 percent less than the corresponding rates above for garbage service. Recycling bags shall be provided free of charge. Yardwaste shall not be mixed with garbage, refuse, or rubbish for disposal.

Bags set out for collection that are not pre-paid shall be charged at the rate for extra bundles, per subsection 21.40.060.H.

E. Mixed-use building. The ~~((Director))~~ General Manager/CEO of Seattle Public Utilities will determine the appropriate residential collection service level for a mixed-use building according to the estimated amount of residential garbage or refuse generated and to be collected by the City.

F. Charges for lockable containers. Customers using detachable containers (compacted or noncompacted) may have a lock installed by the collection contractors, subject to the following charges. Only customers who own their own containers may install their own locks.

	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
Lock installation	\$103.05	\$110.45	\$112.55	\$117.05
Extra key	\$7.40	\$7.95	\$8.10	\$8.40
Extra padlock	\$14.75	\$15.80	\$16.10	\$16.75))

	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
<u>Lock installation</u>	<u>\$117.05</u>	<u>\$120.55</u>	<u>\$124.05</u>	<u>\$127.65</u>
<u>Extra key</u>	<u>\$8.40</u>	<u>\$8.65</u>	<u>\$8.90</u>	<u>\$9.15</u>
<u>Extra padlock</u>	<u>\$16.75</u>	<u>\$17.25</u>	<u>\$17.75</u>	<u>\$18.25</u>

G. All residential customers receiving detachable container special, nonroutine collection service for garbage, compostable waste, or recycling materials. The following charges shall apply to special collections of all detachable containers or bundles of garbage, compostable waste, or recycling materials. These charges shall be in addition to any charges applicable to regular solid waste collection and disposal service.

Special collections will be charged at 130 percent of the rate for a single pickup of the same size detachable container, per subsections 21.40.060.B and 21.40.060.C.

H. Extra bundles of garbage. A customer may place extra bundles of garbage with the customer's container for regular pickup, according to the following schedule:

~~((Effective through March 31, 2017: \$10.60~~

~~Effective April 1, 2017: \$11.35~~

~~Effective April 1, 2018: \$11.55~~

~~Effective April 1, 2019: \$12.00))~~

Effective through March 31, 2020: \$12.00

Effective April 1, 2020: \$12.35

Effective April 1, 2021: \$12.70

Effective April 1, 2022: \$13.05

The charge will be billed directly to the owner or occupant.

I. Bulky and white goods pickup. Charges for the pickup of bulky and white goods, as well as additional charges for items containing hazardous waste such as chlorofluorocarbons (CFCs), shall be billed as follows:

	Effective March 30, 2009
Bulky/White Goods Pickup (per item)	\$30.00
Hazardous Waste Charge (per item)	\$8.00

J. Curbside electronics recycling pickup. Curbside electronics pickup service will be available by customer request to residential detachable container accounts, with approval by the applicable solid waste account owner or designee. Each pickup of up to three electronic products set out at the curb shall be billed at \$20. Each pickup of compact fluorescent lightbulbs (CFLs) or household batteries shall be billed at \$5. The ~~((Director))~~ General Manager/CEO may establish additional conditions for electronic products eligible for pickup.

K. Residential detachable container customers who are not required to subscribe to pre-paid bag garbage service have the option to subscribe to either residential can curbside/alley compostable waste collection service per the terms of subsection 21.40.050.A.8 or commercial compostable waste collection service per the terms of Section 21.40.070. Customers who are required to subscribe to pre-paid bag garbage service have the option to subscribe to either one or more residential can curbside/alley compostable waste collection services per the terms of subsection 21.40.050.A.8 or pre-paid bag compostable waste collection service per the terms of subsection 21.40.060.D. Detachable container customers are not subject to the provisions of subsection 21.40.050.A.9, which requires mandatory curbside/alley compostable waste service as of March 30, 2009. It shall be mandatory for all residential detachable container customer accounts to subscribe to one of the compostable waste services described in this subsection 21.40.060.K, except in the following circumstances:

1. Existing structures: Existing residential structures that do not have adequate storage space for compostable waste may be exempt from all or portions of this subsection 21.40.060.K if so determined by the ~~((Director))~~ General Manager/CEO of Seattle Public Utilities. The ~~((Director))~~ General Manager/CEO of Seattle Public Utilities, in cases where space constraints are determined to exist, shall also evaluate the feasibility of shared compostable waste containers by contiguous businesses or multifamily structures.

2. New or expanded structures: New residential structures that have demonstrated difficulty in meeting the solid waste and recyclable materials storage space specifications required under Section 23.54.040 may be exempt from all or portions of this Chapter 21.40 as determined by the (~~Director~~) General Manager/CEO of Seattle Public Utilities.

L. Ancillary and elective (A&E) service charges. The following charges shall apply to residential detachable container customers receiving any of the A&E Services listed in the table below.

(Type of Service	Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
Deliveries/Pickups/Swap-outs:				
Can/	\$26.05	\$27.95	\$28.50	\$29.65
Detachable	\$31.40	\$33.65	\$34.30	\$35.65
Drop	\$41.75	\$44.75	\$45.60	\$47.40
Drop	\$65.30	\$70.00	\$71.35	\$74.20
Pickup Ancillary Services:				
Can/ or up	\$2.65	\$2.85	\$2.90	\$3.00
Roll	\$7.75	\$8.30	\$8.45	\$8.80
Rep (CY)	\$7.75	\$8.30	\$8.45	\$8.80
Ente	\$5.20	\$5.55	\$5.65	\$5.90
Container Special Services:				
Detachable Was per C	\$39.20	\$42.00	\$42.80	\$44.50
Drop Stear Box	\$52.20	\$55.95	\$57.00	\$59.30
Can/	\$10.45	\$11.20	\$11.40	\$11.85
Compactor/Drop Box Special Services:				
Com Recd	\$44.35	\$47.55	\$48.45	\$50.40

Dry	\$91.35	\$97.95	\$99.80	\$103.80
Other Ancillary Services:				
Hourly and	\$235.00	\$251.90	\$256.70	\$266.95
Hourly Swap	\$78.20	\$83.85	\$85.45	\$88.85))

Type of Service	Effective through March 31, 2020	Effective April 1, 2020	Effective April 1, 2021	Effective April 1, 2022
Deliveries/Pickups/Swap-outs:				
Can/Toter	\$29.65	\$30.55	\$31.45	\$32.35
Detachable Container	\$35.65	\$36.70	\$37.75	\$38.85
Drop Box (2-8 CY)	\$47.40	\$48.80	\$50.20	\$51.65
Drop Box (10-40 CY)	\$74.20	\$76.45	\$78.65	\$80.95
Pickup Ancillary Services:				
Can/Cart Roll Out (>100 ft or up/down stairs)	\$3.00	\$3.10	\$3.20	\$3.30
Roll Out, Container (<3 CY)	\$8.80	\$9.05	\$9.30	\$9.55
Reposition, Container (>2 CY)	\$8.80	\$9.05	\$9.30	\$9.55
Entering Secured Buildings	\$5.90	\$6.10	\$6.30	\$6.50
Container Special Services:				
Detachable Container Washing and Steam Cleaning, per Container	\$44.50	\$45.85	\$47.20	\$48.55
Drop Box Washing and Steam Cleaning, per Drop Box	\$59.30	\$61.10	\$62.85	\$64.65
Can/Cart Pressure Washing	\$11.85	\$12.20	\$12.55	\$12.90
Compactor/Drop Box Special Services:				
Compactor Disconnect/Reconnect Cycle	\$50.40	\$51.90	\$53.40	\$54.95
Dry Run	\$103.80	\$106.90	\$110.00	\$113.20
Other Ancillary Services:				
Hourly Paid Special, Truck and Driver	\$266.95	\$274.95	\$282.90	\$291.10
Hourly Paid Special, Swamper	\$88.85	\$91.50	\$94.15	\$96.90

Section 3. Section 21.40.070 of the Seattle Municipal Code, last amended by Ordinance 125111, is amended as

follows:

21.40.070 Commercial collection rates and charges((-))

A. Commercial solid waste service rates and charges. There is imposed upon all commercial establishments in the City receiving container or drop service from one of the City’s contract collectors of commercial solid waste or one of the City’s contract collectors of commercial compostable waste the following schedule of rates and charges:

1. Account charges. In addition to any fees for service charged to commercial establishments, per the provisions of this subsection 21.40.070.A, a monthly fixed fee will be charged to each commercial solid waste account, according to the following schedule:

~~((Effective through March 31, 2017: \$25.20~~

~~Effective April 1, 2017: \$27.00~~

~~Effective April 1, 2018: \$27.50~~

~~Effective April 1, 2019: \$28.60))~~

Effective through March 31, 2020: \$28.60

Effective April 1, 2020: \$29.45

Effective April 1, 2021: \$30.30

Effective April 1, 2022: \$31.20

2. Container service rates. The following charges shall apply to commercial establishments receiving container service for solid waste. Compostable waste container service rates shall be 32 percent less than the corresponding rate for primary container service for solid waste (the basic service charge including container rent multiplied by 0.68), plus any applicable taxes. Commercial container service customers may subscribe to one or more residential can curbside/alley compostable waste collection services per the terms of subsection 21.40.050.A.8.

The charge for each detachable container will be calculated in accordance with the following

formula:

$(A * m) + ((B * cy) * m)$, where

A = Trip rate

B = Volume rate

m = number of pickups per month

cy = number of cubic yards picked up at each collection

The following trip and volume rates will apply for uncompacted or compacted material:

	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
Trip Rate	\$16.45	\$17.60	\$17.95	\$18.65
Compacted Volume Rate	\$27.75	\$29.75	\$30.30	\$31.50
Uncompacted Volume Rate	\$56.35	\$60.40	\$61.55	\$64.00))

	Effective through March 31, 2020	Effective April 1, 2020	Effective April 1, 2021	Effective April 1, 2022
Trip Rate	\$18.65	\$19.20	\$19.75	\$20.30
Uncompacted Volume Rate	\$31.50	\$32.45	\$33.40	\$34.35
Compacted Volume Rate	\$64.00	\$65.90	\$67.80	\$69.75

3. Pre-paid bag service. Customers located in specific areas designated by Seattle Public Utilities, and who permanently store garbage containers in the right-of-way, will be required to subscribe to pre-paid bag service, in lieu of detachable container service, for garbage and rubbish collection and disposal, subject to the following charges:

	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
15-gallon bag	\$4.50	\$4.80	\$4.90	\$5.10
30-gallon bag	\$6.40	\$6.85	\$7.00	\$7.30))

	Effective through March 31, 2020	Effective April 1, 2020	Effective April 1, 2021	Effective April 1, 2022
15 gallon bag	\$5.10	\$5.25	\$5.40	\$5.55
30 gallon bag	\$7.30	\$7.50	\$7.70	\$7.90

Customers required to subscribe to pre-paid bag garbage service may also subscribe to either residential can curbside/alley compostable waste collection service per the terms of subsection 21.40.050.A.8 or pre-paid bag compostable waste collection service, at rates which shall be 32 percent less than the rates specified above for pre-paid bag garbage collection. Yardwaste shall not be mixed with garbage, refuse, or rubbish for disposal.

Compostable waste service is optional.

Bags set out for collection that are not pre-paid shall be charged at the rate for extra bundles, per subsection 21.40.070.A.6.

4. Special container pickup charges. Special collections will be charged at 130 percent of the rate for a single pickup of the same size detachable container, per subsection 21.40.070.A.2.

5. Can-unit pickup rates. Customers receiving regularly scheduled can-unit pickup service for one or more cans will be charged according to the following schedule:

	((Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
Per 10-20 gallon can pickup	\$7.30	\$7.85	\$8.00	\$8.30
Per 32 gallon can pickup	\$10.70	\$11.45	\$11.65	\$12.10
Per 60-65 gallon can pickup	\$20.85	\$22.35	\$22.75	\$23.65
Per 90-96 gallon can pickup	\$24.45	\$26.20	\$26.70	\$27.75))

	Effective through March 31, 2020	Effective April 1, 2020	Effective April 1, 2021	Effective April 1, 2022
Per 10-20 gallon can pickup	\$8.30	\$8.55	\$8.80	\$9.05
Per 32 gallon can pickup	\$12.10	\$12.45	\$12.80	\$13.15
Per 60-65 gallon can pickup	\$23.65	\$24.35	\$25.05	\$25.80
Per 90-96 gallon can pickup	\$27.75	\$28.60	\$29.45	\$30.30

When a set number of units are serviced each week, the customer may be billed at a flat monthly collection charge equal to 4.33 times the applicable unit rate, times the number of units serviced each week.

Special collections will be charged at 130 percent of the rate for a single pickup of the same size container, per the rates listed in this subsection 21.40.070.A.

6. Extra garbage and bulky waste collection. The charges for extra garbage collection will be assessed per bundle. Any such charges will be in addition to the customer's regular container collection service charges.

~~((Effective through March 31, 2017: \$10.60 per bundle~~

~~Effective April 1, 2017: \$11.35 per bundle~~

~~Effective April 1, 2018: \$11.55 per bundle~~

~~Effective April 1, 2019: \$12.00 per bundle))~~

Effective through March 31, 2020: \$12.00 per bundle

Effective April 1, 2020: \$12.35 per bundle

Effective April 1, 2021: \$12.70 per bundle

Effective April 1, 2022: \$13.05 per bundle

Bulky waste and white goods pickup. Charges for the pickup of bulky waste and white goods, as well as additional charges for items containing hazardous waste such as chlorofluorocarbons (CFCs), shall be billed as follows:

	Effective January 1, 2011
Bulky Waste/White Goods Pickup (per item)	\$30.00
Hazardous Waste Charge (per item)	\$8.00

7. Overload container charges. A container whose contents exceed 1 foot above the top of the container will be charged at the applicable extra garbage collection rate, per subsection 21.40.070.A.6.

8. Drop box service rates. The following charges shall apply to commercial establishments

receiving drop box service for solid waste. Compostable waste container service rates shall be 32 percent less than the corresponding rate for drop box service for solid waste (the basic service charge multiplied by 0.68).

The following price schedules shall apply for drop box service for both compacted and noncompacted material:

((Service Type	Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
Permanent Account Pickup				
Up to 8 cu yd	\$154.90	\$166.05	\$169.20	\$175.95
Over 8 cu yd	\$207.95	\$222.90	\$227.15	\$236.25
Special/Temporary Pickup				
Up to 8 cu yd	\$170.45	\$182.70	\$186.15	\$193.60
Over 8 cu yd	\$228.75	\$245.20	\$249.85	\$259.85
Monthly Account/Rental	\$107.75	\$115.50	\$117.70	\$122.40))

	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
Permanent Account Pickup				
Up to 8 cu yd	\$175.95	\$181.25	\$186.50	\$191.90
Over 8 cu yd	\$236.25	\$243.35	\$250.40	\$257.65
Special/Temporary Pickup				
Up to 8 cu yd	\$193.60	\$199.40	\$205.20	\$211.15
Over 8 cu yd	\$259.85	\$267.65	\$275.40	\$283.40
Monthly Account/Rental	\$122.40	\$126.05	\$129.70	\$133.45

9. Ancillary and elective (A&E) service charges. The following charges shall apply to commercial establishments receiving any of the A&E services listed in the table below:

((Type of Servic e	Effective through March 31, 2017	Effective April 1, 2017	Effective April 1, 2018	Effective April 1, 2019
Deliveries/Pickups/S wap-outs:				
Can	\$26.05	\$27.95	\$28.50	\$29.65
Det	\$31.40	\$33.65	\$34.30	\$35.65
Drop	\$41.75	\$44.75	\$45.60	\$47.40

Drop	\$65.30	\$70.00	\$71.35	\$74.20
Pickup Ancillary Services:				
Can/for up	\$2.65	\$2.85	\$2.90	\$3.00
Roll (CY)	\$7.75	\$8.30	\$8.45	\$8.80
Rep (CY)	\$7.75	\$8.30	\$8.45	\$8.80
Enter	\$5.20	\$5.55	\$5.65	\$5.90
Container Special Services:				
Detachable Wash Clean	\$39.20	\$42.00	\$42.80	\$44.50
Drop Stear Box	\$52.20	\$55.95	\$57.00	\$59.30
Can	\$10.45	\$11.20	\$11.40	\$11.85
Compactor/Drop Box Special Services:				
Com Disc Cycle	\$44.35	\$47.55	\$48.45	\$50.40
Dry	\$91.35	\$97.95	\$99.80	\$103.80
Other Ancillary Services:				
Hour and	\$235.00	\$251.90	\$256.70	\$266.95
Hour Swap	\$78.20	\$83.85	\$85.45	\$88.85))

	Effective through March 31, 2020	Effective April 1, 2020	Effective April 1, 2021	Effective April 1, 2022
Deliveries/Pickups/Swap-outs:				
Can/Toter	\$29.65	\$30.55	\$31.45	\$32.35
Detachable Container	\$35.65	\$36.70	\$37.75	\$38.85
Drop Box (2-8 CY)	\$47.40	\$48.80	\$50.20	\$51.65

Drop Box (10-40 CY)	\$74.20	\$76.45	\$78.65	\$80.95
Pickup Ancillary Services:				
Can/Cart Roll Out (>100 fit or up/down stairs)	\$3.00	\$3.10	\$3.20	\$3.30
Roll Out, Container (<3 CY)	\$8.80	\$9.05	\$9.30	\$9.55
Reposition, Container (>2 CY)	\$8.80	\$9.05	\$9.30	\$9.55
Entering Secured Buildings	\$5.90	\$6.10	\$6.30	\$6.50
Container Special Services:				
Detachable Container Washing and Steam Cleaning, per Container	\$44.50	\$45.85	\$47.20	\$48.55
Drop Box Washing and Steam Cleaning, per Drop Box	\$59.30	\$61.10	\$62.85	\$64.65
Can/Cart Pressure Washing	\$11.85	\$12.20	\$12.55	\$12.90
Compactor/Drop Box Special Services:				
Compactor Disconnect/Reconnect Cycle	\$50.40	\$51.90	\$53.40	\$54.95
Dry Run	\$103.80	\$106.90	\$110.00	\$113.20
Other Ancillary Services:				
Hourly Paid Special, Truck and Driver	\$266.95	\$274.95	\$282.90	\$291.10
Hourly Paid Special, Swamper	\$88.85	\$91.50	\$94.15	\$96.90

10. Disposal fee for MSW and processing fee for compostable waste drop box service. Disposal fees for MSW drop box service shall be assessed on each MSW drop box load at the rates set forth below, measured on a per tip basis rounded to the next highest 0.01 ton.

~~((Effective through March 31, 2017: \$177.40 per ton~~

~~Effective April 1, 2017: \$190.15 per ton~~

~~Effective April 1, 2018: \$193.75 per ton~~

~~Effective April 1, 2019: \$201.50 per ton))~~

Effective through March 31, 2020: \$201.50 per ton

Effective April 1, 2020: \$207.55 per ton

Effective April 1, 2021: \$213.55 per ton

Effective April 1, 2022: \$219.75 per ton

Processing fees for compostable waste drop box service shall be assessed on each compostable waste drop box load and measured on a per tip basis rounded to the next highest 0.01 ton. Charges for this service shall be as follows:

~~((Effective through March 31, 2017: \$88.75 per ton~~

~~Effective April 1, 2017: \$95.15 per ton~~

~~Effective April 1, 2018: \$96.95 per ton~~

~~Effective April 1, 2019: \$100.85 per ton))~~

Effective through March 31, 2020: \$100.85 per ton

Effective April 1, 2020: \$103.90 per ton

Effective April 1, 2021: \$106.90 per ton

Effective April 1, 2022: \$110.00 per ton

11. Payment of charges-Delinquency and lien

a. Collection and disposal charges shall be against the premises served, and when such charges have not been paid within 90 days after billing, service shall be discontinued and the charges may constitute a lien against the premises served. Notice of the City's lien specifying the amount due and the period covered and giving the legal description of the premises sought to be charged may be filed with the County Auditor within the time required and may be foreclosed in the manner and within the time prescribed for liens for labor and material, as authorized by RCW 35.21.140.

b. Penalty interest at the rate of 12 percent per year, computed monthly, shall be added to collection and disposal charges that become delinquent. Penalty interest shall be imposed on all such charges that remain unpaid 30 days after their bill date and shall continue until such charges are paid.

B. The ~~((Director))~~ General Manager/CEO of Seattle Public Utilities may adjust the service level to a commercial establishment to match the amount of garbage and rubbish actually collected from that

establishment and the customer will be responsible for the appropriate charges for the adjusted service level in accordance with this ~~((section))~~ Section 21.40.070.

Section 4. Section 21.40.080 of the Seattle Municipal Code, last amended by Ordinance 124056, is amended as follows:

21.40.080 Recycling and disposal station rates~~((:))~~

A. Basic ~~((Rates:))~~ rates

The following charges will apply at the City's recycling and disposal stations. ~~((The flat rate will apply to sedans, station wagons, sport utility vehicles (all without trailers or modifications) and all garbage or compostable material must be fully contained within the interior of vehicle.))~~

The per ton rate, subject to the minimum charge, will apply to all ~~((other))~~ vehicles. ~~((, including but not limited to trucks, vans (including minivans), vehicles with trailers or modifications, travel alls, motor homes, modified buses, aid cars and commercial vehicles.~~

		Effective from January 1, 2010
Recyclables*		No Charge
Garbage	per ton	\$145
	minimum/flat rate	\$30
Yard Waste	per ton	\$110
	minimum/flat rate	\$20
Wood Waste	per ton	\$110
	minimum/flat rate	\$20
Tires (maximum of four per load)	per load	\$13
Appliances (maximum of two per load)	per appliance	\$30
	per appliance if included with garbage	\$8))

		Effective through March 31, 2020	Effective April 1, 2020	Effective April 1, 2021	Effective April 1, 2022
Recyclables		No Charge	No Charge	No Charge	No Charge

Garbage	per ton	\$145	\$149	\$153	\$157
	minimum rate	\$30	\$31	\$32	\$33
Yard Waste	per ton	\$110	\$113	\$116	\$119
	minimum rate	\$20	\$21	\$22	\$23
Wood Waste	per ton	\$110	\$113	\$116	\$119
	minimum rate	\$20	\$21	\$21	\$22
Tires (maximum of four per load)	per load	\$13	\$14	\$14	\$14
Appliances (maximum of two per load)	per appliance	\$30	\$30	\$30	\$30
	per appliance if included with garbage	\$8	\$8	\$8	\$8

*Contaminant-free clean recyclables

B. Collection of ~~((Charges))~~ charges. It shall be the duty of the ~~((Director))~~ General Manager/CEO of Seattle Public Utilities, or ~~((his/her))~~ the General Manager/CEO's authorized agent, to issue and sell tickets at City recycling and disposal stations for the privilege of such disposal; provided, that such disposal charges shall not apply to the disposal of earth or other material suitable for road construction when disposal of same has been approved by the ~~((Director))~~ General Manager/CEO of Seattle Public Utilities or ~~((his/her))~~ the General Manager/CEO's authorized agent.

C. State ~~((Tax Collection and Refund))~~ tax collection and refund. The ~~((Director))~~ General Manager/CEO of Seattle Public Utilities, or ~~((his/her))~~ the General Manager/CEO's authorized agent, has the authority to collect taxes due as required by state law and to make refunds to any person entitled thereto under state law.

D. Charitable ~~((Organizations Reusing Goods.))~~ organizations reusing goods

1. Qualified charitable organizations shall be charged on an ongoing basis, rather than on an occasional or incidental basis, for the disposal of refuse generated within Seattle only, that is deposited at City recycling and disposal stations, at the following rates.

~~((Effective January 1, 2010: \$82.65 per ton))~~

Effective through March 31, 2020: \$82.65 per ton

Effective April 1, 2020: \$84.95 per ton

Effective April 1, 2021: \$87.20 per ton

Effective April 1, 2022: \$89.50 per ton

2. Qualified charitable organizations may dispose of white goods at no charge under the following conditions:

a. White goods must be delivered directly to the City's selected vendor for white good processing ("vendor").

b. By the tenth of each month, the qualified charitable organization must provide Seattle Public Utilities with dated receipts from the vendor for all of the white goods disposed of in the previous month.

c. The number of white goods disposed of in a calendar year may not exceed the average the number of white goods delivered to City recycling and disposal stations by the qualified charitable organization in 1997 and 1998. If the above conditions are not met or if limits set forth in subsection 21.40.080.D .2.c are exceeded, qualified charitable organizations shall be charged at a per-unit rate equal to that established by contract between the City and its selected vendor.

3. For purposes of this subsection 21.40.080.D, a charitable organization shall be considered a qualified charitable organization if found by the (~~Director~~) General Manager/CEO of Seattle Public Utilities, or (~~his/her~~) the General Manager/CEO's authorized agent, after application by such organization to the (~~Director~~) General Manager/CEO, to:

a. Be a credit customer of the Seattle Public Utilities;

b. Be a nonprofit charitable organization recognized as such by the Internal Revenue Service; and

c. Be engaged, as a primary form of its doing business, in processing abandoned goods

for resale or reuse.

E. Interest on ~~((Delinquent))~~ delinquent City ~~((Recycling and Disposal Stations Payments))~~ recycling and disposal stations payments. Interest shall accrue on delinquent payments of customers at City recycling and disposal stations at the rate of 12 percent per annum from 30 days after the bill date and shall continue until the bill is paid.

F. Requirements for ~~((Special Event, Free Disposal))~~ special event, free disposal. Under certain conditions, Seattle Public Utilities shall offer free disposal at City recycling and disposal stations for special events. An organization shall be qualified for free disposal for a special event if the organization's written application to the ~~((Director))~~ General Manager/CEO of Seattle Public Utilities is found by the ~~((Director))~~ General Manager/CEO, or ~~((his/her))~~ the General Manager/CEO's authorized agent, to:

1. Be the only such request from the organization for the calendar year;
2. Support the City's goals for cleaner neighborhoods and environments;
3. Not to supplant any current or existing agency responsibilities or activities; and
4. Provide benefit to ~~((SPU))~~ Seattle Public Utilities as well as the community or the City.

G. Waiver of ~~((Residential Disposal Rates Under Certain Circumstances))~~ residential disposal rates under certain circumstances. The ~~((Director))~~ General Manager/CEO of Seattle Public Utilities has discretion to waive disposal rates for City residents for yard waste or refuse for up to 60 days at a time when the ~~((Director))~~ General Manager/CEO determines that unique or emergency situations, ~~((such as))~~ e.g., transitions in collection service, incidents of arson, or windstorms, ~~((etc.))~~ make it prudent to encourage self-haul of refuse or yard waste to City recycling and disposal stations by waiving the disposal fee for a limited period.

H. The Seattle Housing Authority shall be charged for the disposal of up to 5,800 tons per calendar year of refuse that is deposited at City recycling and disposal stations, at the following rates.

~~((Effective January 1, 2010: \$82.65 per ton))~~

Effective through March 31, 2020: \$82.65 per ton

Effective April 1, 2020: \$84.95 per ton

Effective April 1, 2021: \$87.20 per ton

Effective April 1, 2022: \$89.50 per ton

If the actual tons delivered in a calendar year exceed this maximum, the Seattle Housing Authority shall be charged the per ton rate for refuse set forth in subsection 21.40.080.A (~~(of this section)~~) for the additional tons.

I. Requirements for (~~(Special Assistance, Free Disposal)~~) special assistance, free disposal. Seattle Public Utilities shall offer free disposal at City recycling and disposal stations to certified low-income residential utility customers (~~(qualified Low Income Rate Assistance (LIRA) recipients)~~) per (~~(SMC)~~) Section 21.76.040, under the following conditions:

1. Eligible recipients shall request special assistance free disposal no more than once per year.

2. Free disposal per eligible recipient shall be limited to less than or equal to 1,000 pounds of garbage and/or yard waste, and/or two appliances, and/or four tires. If garbage and/or yard waste exceeds 1,000 pounds, the recipient shall be charged the per tons rate, subject to the minimum/flat rate. Three or more appliances shall be charged the current rate each. More than four tires shall not be permitted.

Section 5. Subsection 21.40.085.A of the Seattle Municipal Code, which section was last amended by Ordinance 125111, is amended as follows:

21.40.085 Commercial railyard rate

A. Nonresidential, non-contract solid waste generated within the City and directed by the City to the Argo Yard or its successor facility for transport and disposal shall be charged at the following rates per ton, with the specified total minimum charges per disposal:

(Effective date	Per ton rate	Total minimum charge
Effective through March 31, 2017	\$113.40	\$2,835.00
April 1, 2017	\$121.55	\$3,038.75
April 1, 2018	\$123.85	\$3,096.25

April 1, 2019	\$128.80	\$3,220.00))
---------------	----------	--------------

<u>Effective date</u>	<u>Per ton rate</u>	<u>Total minimum charge</u>
Effective through March 31, 2020	\$128.80	\$3,220.00
April 1, 2020	\$132.70	\$3,316.60
April 1, 2021	\$136.55	\$3,412.80
April 1, 2022	\$140.55	\$3,511.80

* * *

Section 6. Subsection 21.76.040.B of the Seattle Municipal Code, which section was last amended by Ordinance 125111, is amended as follows:

21.76.040 Low-income rate credits

* * *

B. Solid ((Waste)) waste. Certified customers billed directly for Seattle Public Utilities solid waste services shall receive a rate discount equal to 0.5 times the total current residential garbage can or detachable container and compostable waste collection charges. Certified customers who pay for solid waste services indirectly through their rent shall receive the following rate credits based on type of collection service and consistent with Section 21.76.050:

	<u>((Effective through March 31, 2017</u>	<u>Effective April 1, 2017</u>	<u>Effective April 1, 2018</u>	<u>Effective April 1, 2019</u>
Garbage can customers	\$17.00 per month	\$18.20	\$18.55	\$19.30
Detachable container customers	\$13.90 per month	\$14.90	\$15.20	\$15.80
Yardwaste customers	\$5.45 per month	\$5.85	\$5.95	\$6.20))

	<u>Effective through March 31, 2020</u>	<u>Effective April 1, 2020</u>	<u>Effective April 1, 2021</u>	<u>Effective April 1, 2022</u>
Garbage can customers	\$19.30	\$19.90	\$20.50	\$21.10
Detachable container customers	\$15.80	\$16.25	\$16.70	\$17.20
Yardwaste customers	\$6.20	\$6.40	\$6.60	\$6.80

* * *

Section 7. This ordinance does not affect any existing right acquired or liability or obligation incurred under the sections amended or repealed in this ordinance or under any rule or order adopted under those sections, nor does it affect any proceeding instituted under those sections.

Section 8. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance, or the invalidity of its application to any person or circumstance, does not affect the validity of the remainder of this ordinance or the validity of its application to other persons or circumstances.

Section 9. 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 _____ day of _____, 2019, and signed by me in open session in authentication of its passage this _____ day of _____, 2019.

President _____ of the City Council

Approved by me this _____ day of _____, 2019.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2019.

Monica Martinez Simmons, City Clerk

6 1

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle Public Utilities	Spencer Huang/5-0025	Aaron Blumenthal/3-2656

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to the solid waste system of Seattle Public Utilities; revising rates and charges for solid waste services; revising credits to low income customers for solid waste services; and amending Sections 21.40.050, 21.40.060, 21.40.070, 21.40.080, 21.40.085, and 21.76.040 of the Seattle Municipal Code.

Summary and background of the Legislation: The ordinance would adjust Seattle Public Utilities' solid waste rates for residential and commercial customers for the period from April 1, 2020 to March 31, 2023. The ordinance proposes the following adjustments to most solid waste rates on April 1st of each year: 3.0% in 2020, 2.9% in 2021, and 2.9% in 2022. Rate adjustments were last approved in 2016 for 2017, 2018 and 2019. The proposed increased rates would fund operating expenses during the rate period, the completion of the South Recycling Center project, and account for uncertainty in the recycling market. The proposed rate adjustments are in line with inflation expectations and comply with the average overall rate path target of 3.4% per year as established by the Seattle Public Utilities Strategic Business Plan.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes X No

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?
Several City departments incur solid waste costs. These costs will increase commensurate with the rate increases proposed in this legislation.

Is there financial cost or other impacts of *not* implementing the legislation?
The Solid Waste Fund would not fully recover the cost of its business operations and meet its financial policy targets.

X **This legislation adds, changes, or deletes revenues or reimbursements.**

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2019 Revenue	2020 Estimated Revenue
SOLID WASTE FUND - 45010	SPU	Rates	\$0	\$10,524,821
TOTAL			\$0	\$10,524,821

Is this change one-time or ongoing?

This legislation proposes an adjustment to solid waste rates for April 1, 2020 to March 31, 2023.

Revenue/Reimbursement Notes:

This legislation will generate \$10.5 million in 2020 with a 3.0% rate increase on April 1, 2020. A 2.9% rate increase in 2021 will generate \$17.7 million (over 2019 rates) and a 2.9% rate increase in 2022 will generate \$25.2 million (over 2019 rates). The additional revenue is necessary to cover operating costs for the utility, including capital financing and regular inflation updates.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

Several City departments incur solid waste costs, these costs will increase commensurate with the rate increases proposed in this legislation. Utility Tax payments to the general fund will increase.

b. Is a public hearing required for this legislation?

No

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No

e. Does this legislation affect a piece of property?

No

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged

communities? What is the Language Access plan for any communications to the public?

This legislation includes increases to the Utility Discount Program that provide rate relief to low income customers.

- g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).**

None.

List attachments/exhibits below:

Summary Exhibit A – 2020-22 Solid Waste Rate Study

EXHIBIT A



Seattle Public Utilities
2020-2022
Solid Waste Rate Study

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PREFACE - STRATEGIC BUSINESS PLAN COMPARISON

Seattle City Council Resolution 31760, passed November 13, 2017, adopted a six-year Strategic Business Plan (SBP) for Seattle Public Utilities (SPU) which guides utility investments, service levels, and rate paths through 2023. While not a formal rate package, the SBP does give guidance and create accountability for the rate setting process. Table 0-1 compares the overall solid waste increases for 2020-2022 proposed as part of this legislation with those in the SBP.

Table 0-1 Comparison of Overall Solid Waste Weighted Average Rate Increases, 2020-2022

	2020	2021	2022
Strategic Business Plan	4.0%	3.0%	3.8%
Proposed	3.2%	2.9%	2.9%

Several major changes have occurred since the SBP was passed. Table 0-2 provides a high level, year-by-year aggregate overview of the impacts of those changes (discussed in more detail below) on proposed rates. The Revenue Requirement (Rev Req) is the minimum amount of revenue needed to provide solid waste services while satisfying all financial policies.

Table 0-2: Rate Impacts of Changes since SBP on Proposed Rate Increases (\$ millions)

	2020 Change from SBP	% Change in Rev Req	2021 Change from SBP	% Change in Rev Req	2022 Change from SBP	% Change in Rev Req
Expenditures						
Contracts	\$(3.4)	-1.6%	\$(1.0)	-0.5%	\$0.0	0.0%
Branch O&M	\$(2.8)	-1.3%	\$(2.0)	-0.9%	\$(1.4)	-0.6%
Taxes	\$0.4	0.2%	\$0.5	0.2%	\$0.4	0.2%
Capital Finance & Financial Policies	\$(14.9)	-7.1%	\$8.8	4.1%	\$(3.9)	-1.7%
Total Expenditure Requirement	\$(20.7)	-9.8%	\$6.3	2.9%	\$(4.8)	-2.1%
Other Funding Sources	\$27.9	13.2%	\$1.8	0.9%	\$12.5	5.6%
Change in Retail Revenue Requirement	\$7.1	3.4%	\$8.1	3.7%	\$7.7	3.4%
Rate Impacts						
Strategic Business Plan Rate Increases		4.0%		3.0%		3.8%
Change in Retail Rate Requirement		3.4%		3.7%		3.4%
Impact of UDP Update		-1.1%		-1.2%		-1.3%
Impact of Demand		-3.0%		-2.6%		-3.1%
Proposed Rate Increases		3.2%		2.9%		2.9%

Some totals may not add due to rounding

Contracts

The largest change since the SBP has been from the new collections contract that took effect April 1, 2019, which results in approximately \$5 million of annual savings over the old contract. Offsetting the savings are increases to transfer and processing contract expenses driven by increased demand over the rate study period.

Branch O&M

Branch Operations and Maintenance (O&M) has decreased \$2.8 million from the SBP assumption in 2020, \$2 million in 2021, and \$1.4 million in 2022 (See Table 0-3).

O&M changes include savings on solid waste container costs, as those expenses are now borne by collection contractors as per new collections contract effective in 2019, and increases in costs to labor assumptions, fleet, inventory, and maintenance. This is a net reduction over the three year SBP target.

Table 0-3: SBP and Proposed Branch O&M (\$ millions)

	2020 Proposed	2021 Proposed	2022 Proposed
Branch O&M			
Strategic Business Plan	52.1	54.3	56.6
Proposed	49.3	52.3	55.2
Change since SBP	(2.8)	(2.0)	(1.4)

Taxes

The City is paid a transfer tax on solid waste transported to the landfill. Stronger demand in commercial and self-haul sectors leads to an increase in transfer tax payments compared to the Strategic Business Plan.

Capital Finance & Financial Policies

The capital financing expense shown in Table 0-4 is the sum of debt service payments on borrowed funds (e.g. past and future revenue bond issues) plus operating cash contributions to CIP. Capital financing expense under proposed rates is \$10 million lower than SBP assumptions across the three year rate period, or \$14.9 million in lower in 2020, \$8.8 million higher in 2021, and \$3.9 million lower in 2022. Annual debt service payments are similar between the two scenarios, and slightly lower under the proposed. The variance is related to differences in the use of operating cash to finance the CIP.

Table 0-4: Capital Financing Expense and Financial Policies (\$ millions)

	2020		2021		2022		Total		
	SBP	Proposed	SBP	Proposed	SBP	Proposed	SBP	Proposed	Change
Debt Service	15.6	15.4	15.6	15.4	15.6	15.4	46.7	46.3	-0.3
Cash Financed CIP	24.1	19.0	7.5	26.7	3.9	14.5	35.5	60.1	24.6
Subtotal	39.6	34.4	23.1	42.1	19.5	29.9	82.2	106.4	24.3
Change since SBP		(5.2)		19.0		10.4			
Financial Policies	9.7	0.0	10.2	0.0	14.3	0.0	34.3	0.0	-34.3
Total	49.4	34.4	33.3	42.1	33.8	29.9	116.4	106.4	-10.0
Change since SBP		(14.9)		8.8		(3.9)			

Some totals may not add due to rounding

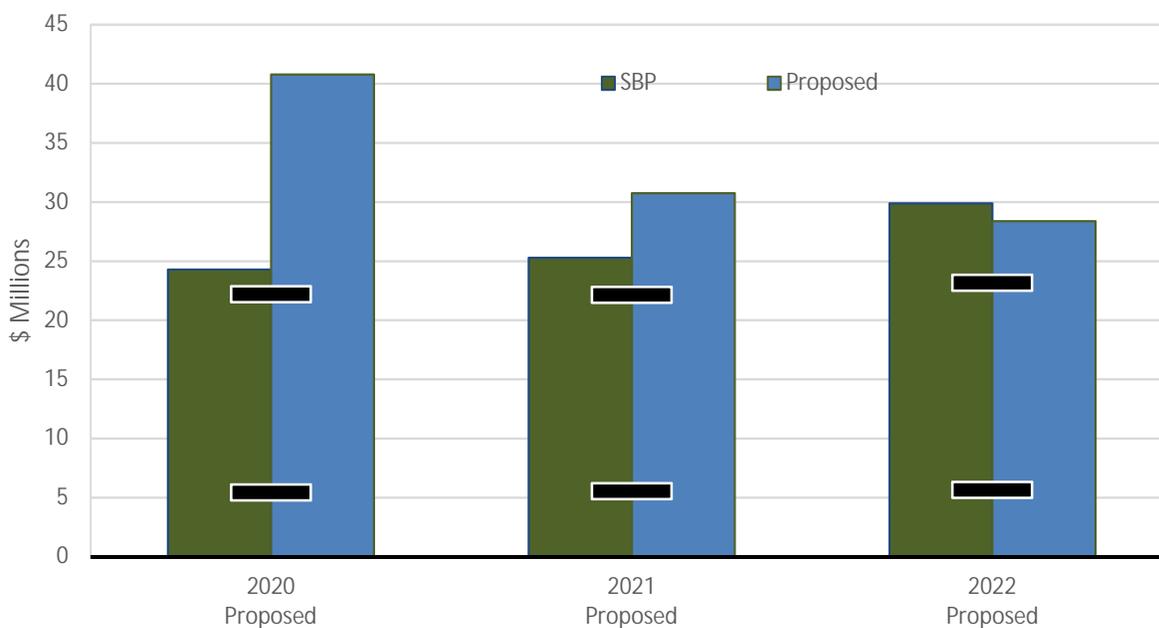
Cash financing under proposed 2020-2022 rates is higher than SPB assumptions due to three factors:

- Higher proposed CIP: CIP is \$24.3 million higher than SBP assumptions. Expected spending on projects in prior years has been delayed, resulting in a shift of costs into the current rate study period.
- Difference in timing of debt issues: There are no new debt issues during the rate period under proposed rates. The SBP included a 2019 issue.
- Higher operating cash reserves: Due to strong demand and lower spending, the 2020 operating cash balance is projected to be \$50.5 million, compared to \$23.5 million in the SBP.

Strong demand in 2017-2018, combined with lower spending resulted in higher cash reserves entering the new rate period than were anticipated at the time the SBP was adopted.

Due to the higher cash reserves, the Solid Waste Fund (SWF) is able to pay for the higher anticipated CIP expense exclusively with operating cash once 2016 bond proceeds are spent down in 2020. As shown in Figure 0-1 below, higher cash balances are drawn down across the rate period to fund CIP under proposed rates. Under SBP assumptions, cash balances are gradually built up, because less cash is required to finance the CIP, and the impact of other financial policies (see Financial Policies below). The minimum cash financial policies are shown in black hashes, with the 20-day contract expense being the lower hash and the 45-days operating expense as the higher hash.

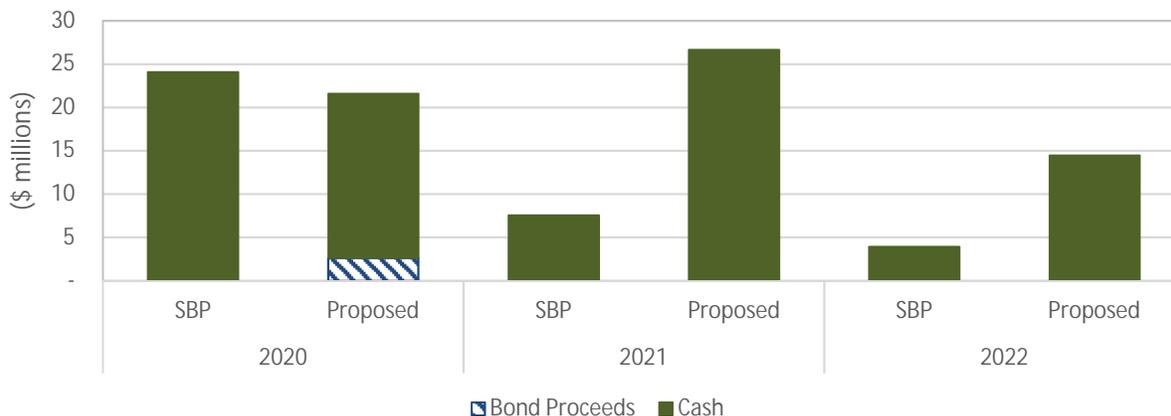
Figure 0-1: Year-End Cash Balances



Total CIP cash financing is higher under proposed rates than SBP assumptions because there are no projected bond issuances during the rate period and projected CIP spending levels are higher (\$24.6 million higher over 3 years). The higher cash reserves discussed above allow for these levels of CIP to be financed under the current rate proposal.

Figure 0-2 below presents an annual snapshot of CIP funding sources under proposed rates and SBP scenarios.

Figure 0-2: Capital Financing



Revenues must be sufficient to both pay cash expense and meet all financial policy targets (See Section 2.1 for more details on the ratemaking process). SBP financial assumptions resulted in debt service coverage being the financial policy requiring the most revenue. Under the current proposal, rates are smoothed for the rate study period, with the financial policy target requiring the most revenue being operating cash in 2023. This means that while financial policies are being exceeded during the rate study period, any excess cash is left in the operating fund, increasing cash balances. These cash balances are being drawn down each year of the rate study period in order to fund construction in progress. The solid waste fund will be generating the amount of revenue required to meet all financial policy targets throughout the SBP period.

Other Funding Sources

The Other Funding Sources category includes prior year operating cash contributions, miscellaneous non-rates revenues, and revenues from the sale of commodities from the recycling waste stream. These funding sources reduce the amount of revenue that needs to be recovered from standard retail rates in the current year.

In 2020, Other Funding Sources is \$27.9 million lower than assumed in the SBP. Of this amount, \$16.3 million was a planned Rate Stabilization Fund (RSF) withdrawal (i.e. a cash influx to SPU) during the SBP that is no longer needed. This withdrawal was originally planned to help maintain operating cash financial targets, as cash was being drawn down to pay for CIP. A stronger cash position in 2018 makes this drawdown no longer necessary, allowing SPU to meet both financial targets and CIP drawdown. The remaining portion of Other Funding Sources decline is primarily due to a decrease in recycling processing revenues. Revenues from the sale of commodities are down \$5.9 million from SBP projections because of a fall in commodity prices due to the China Blue Sky recycling ban.

In 2021 and 2022, Other Funding Sources are \$1.8 million and \$12.5 million lower under proposed rates, with \$9.3 million due to the reduced recycling revenues and the rest being attributed to lower contributions as cash reserves are being drawn down to fund CIP.

Update of the Utility Discount Program (UDP)

The assumptions for UDP have been updated under the proposed rates to be consistent with the policy guidelines set by Mayor and City Council, and the shift in the overall accounting of UDP customers from single family to multifamily customers. Multifamily customers are less costly for SPU to serve compared to single-family homes, and the resulting efficiencies in serving more multi-family customers will increase revenues by \$7.8 million above SBP assumptions in 2020-2022. While changes to UDP do not affect the total amount of revenue required, they do reduce the amount of revenue recovered because as more customers shift to paying a reduced rate, higher overall rates will be required to make the shift revenue neutral. These proposed rates will allow for some expanded UDP enrollment as the program continually develops.

Impact of Demand

Demand for solid waste services, led by strong multi-family and commercial demand, has improved since the SBP, thus allowing a lower rate to recover the same amount of revenue.

1. EXECUTIVE SUMMARY

Seattle Public Utilities (SPU) provides solid waste services to residences and businesses in the City of Seattle (“City”) through the Solid Waste Fund (SWF). It is supported almost entirely by utility fee revenue. Solid waste customers are either billed by SPU (residential customers) or by collection contractors (commercial customers). Contractors pick up garbage, recyclables, and organics from residences and business and deliver garbage and organics to SPU’s transfer stations and recyclables to a contractor recycling facility in SODO. SPU transfers garbage from the transfer stations to a railhead for transport to a contracted disposal site in Oregon. Organics are either picked up by processing contractors or delivered by SPU to contractor-owned sites. In addition, SPU, through the SWF, oversees the City’s Clean City program, provides conservation programs and outreach, oversees hazardous waste disposal programs in conjunction with King County, and maintains and rehabilitates historic landfill sites.

Rates were last increased by 7.2 percent on April 1, 2017, 1.0 percent on April 1, 2018, and 4.0 percent on April 1, 2019 as part of the 2017-2019 Solid Waste Rate Study.

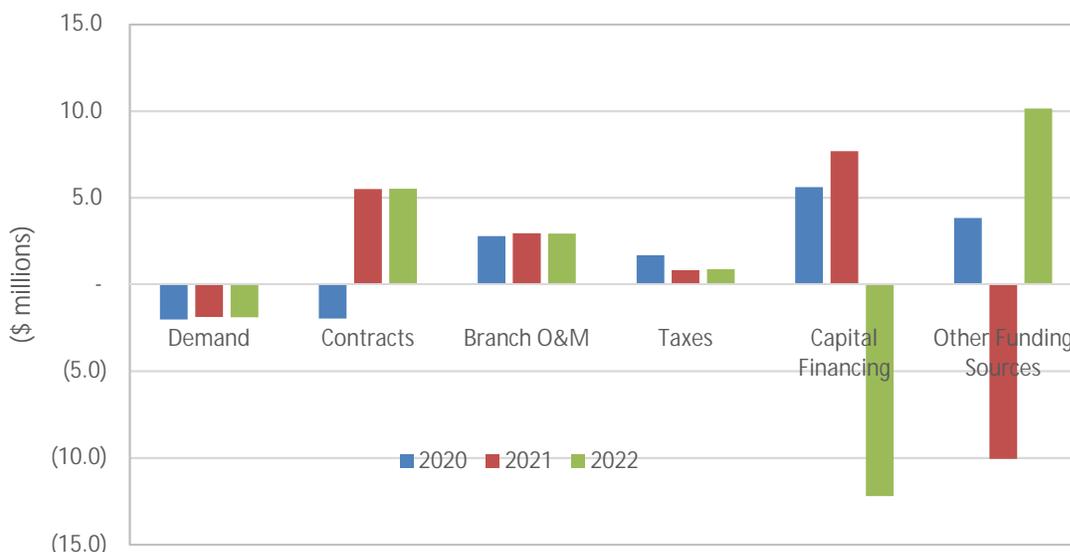
Key elements of the current rate proposal include:

1. **New Solid Waste Collections Contract:** The new contract, which took effect on April 1, 2019, decreases contract and container expense for the rate study period, resulting in annual savings of \$5 million to the Solid Waste Fund.
2. **Update to the Utility Discount Program:** Updated enrollment projections to account for the growing percentage of multi-family household program enrollees. This update provides \$7.8 million in savings over the three-year rate study period.
3. **Completion of Major Capital Facilities:** During this rate period, SPU will commence, build, and enter into service the South Recycling Center. The impact on rates of higher capital spending is substantially offset by the availability of high cash reserves entering the rate period.
4. **Continued Focus on Protecting Bond Ratings:** Rates continue to be set to the more stringent debt service coverage (DSC) policy adopted in 2015, as well as to meet an unofficial policy of maintaining a year-end operating cash balance equal to 45 days of operating expense. These policies help to protect solid waste bond ratings during a period of significant capital expansion, liquidity contraction, and bond funding. Setting rates to meet these policies in the 2017-2019 Rate Study also contributed to increasing cash reserves.
5. **Improved Demand:** Solid waste demand has improved, resulting in a \$6 million positive impact to rates in the proposed rate period. Additionally, the improved demand has helped build up cash reserves in 2017-2019 which are available for use in this rate study period. Increased demand has also contributed to increased contract expense.

1.1. Rate Drivers

Figure 1-1 breaks down the drivers of the rate increase by year followed by an overview of individual drivers. Positive numbers indicate drivers which increase rates, negative numbers indicate drivers which reduce rates. Chapter 3 provides a more detailed description of revenue requirement components.

Figure 1-1: Annual Components of Rate Drivers



Changes in Demand Forecast

Customer counts and subscription levels affect revenues, costs and the required change in rates. The change in the demand forecast for this rate study is a significant driver and reduces the impact on customer bills by \$6 million.

Contracts, Operations and Maintenance, and Taxes

Strong demand is accompanied by higher contract expense. However, savings from the 2019 solid waste collections contract offsets the higher contract expense in 2020. Following the first year, contract costs are expected to increase with demand, keeping in line with the City’s growth. 2020 O&M is expected to be \$49.3 million, with a \$2.5 million decrease from 2019 adopted rates due to savings in container costs from the collections contracts. These savings lower the total revenue requirement and drive down the solid waste rate path. Total taxes are expected to rise slightly as the result of an anticipated increase to revenues.

Capital Financing

Annual capital financing expense fluctuates considerably, with higher financing expense relative to the prior year in 2020 (\$5.6 million higher), a \$7.7 million increase in 2021, and a significant decrease in 2022 (\$12.2 million lower). These fluctuations are primarily related to changes in CIP spending levels and exclusive use of operating cash to fund expenses from late 2019 through the remainder of the rate period. The increased use of cash to finance the CIP is due to the fact that proceeds from the 2016 SWF bond issue are exhausted in early 2020 and sufficient cash reserves are available to substantially fund the remainder of spending throughout the period (see Other Funding Sources below).

Other Funding Sources

Other funding sources include asset sales, recycling commodity revenue, miscellaneous revenues, Rate Stabilization Fund (RSF) withdrawals, and cash contributions. Cash reserves built up in 2017 and 2018, combined with excess revenues generated by meeting the debt services coverage ratio (DSC) binding constraint will be used to fund capital expense once bond proceeds are exhausted in early 2020. There

are no RSF transactions anticipated during the 2020-2022 period. Recycling commodity revenue has decreased significantly in 2017 and 2018 due to the Chinese Blue Sky recycling ban, and depressed commodity rates are expected to continue throughout the proposed rate study period as a result.

1.2. Rate, Bill, and Financial Performance Impacts

Table 1-1 presents the change in the revenue requirement and the monthly impact of rate increases on typical residential can customers, a selection of dumpster customers, and self-haul customers.

With the exception of limited special charges, effective April 1, rate increases will apply to all base commercial, residential, and self-haul rates, with rates increasing by 3.0 percent in 2020, 2.9 percent in 2021, and 2.9 percent in 2022. Because the rate increase is only in effect for nine months of the year, an increase weighted for the April effective date and for rates which are not increasing is used. See Table 1-1.

Table 1-1: Proposed Solid Waste Revenue Requirements and Bill Impacts

	2019 Adopted	2020 Proposed	2021 Proposed	2022 Proposed
Rate Revenue Requirement (\$ millions)	\$206.8	\$217.6	\$224.5	\$231.8
Sample Bills				
Single-Family 32 gallon garbage, 96 gallon yardwaste, 96 gallon recycling	\$50.95	\$52.45	\$53.95	\$55.55
Multi-Family 3 cubic yard detach, 96 gallon foodwaste, 3 cubic yard recycling, typical of a 30 unit building	\$580	\$598	\$615	\$633
Commercial 3 cubic yard detach, option recycling, typical of a busy coffee shop or medium size restaurant	\$519	\$534	\$550	\$565
Self-Haul, per ton	\$145	\$149	\$153	\$157
Rate Increases				
Weighted, System-Wide		3.2%	2.9%	2.9%
April 1, Most Rates		3.0%	2.9%	2.9%

Financial performance of the Solid Waste Fund (SWF) was strong in 2018 and is projected to continue to be strong in 2019. The proposed rate increases will continue to maintain this financial strength, while also providing the lowest rates possible. Table 1-2 displays the current and projected financial performance for the SWF.

Table 1-2: SWF Financial Policy Performance 2018-2023 (\$ millions)

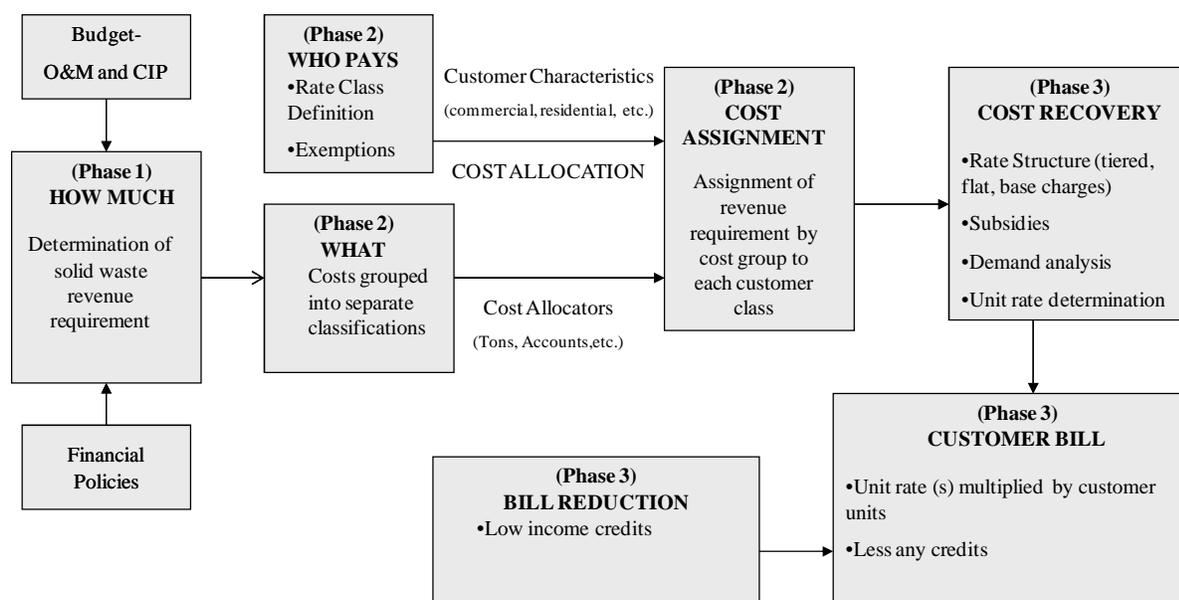
Policy	Target	2018 Actual	2019 Projected	2020 Proposed	2021 Proposed	2022 Proposed	2023 Estimated
Net Income	Generally Positive	\$5.0	\$4.8	\$6.1	\$5.0	\$3.3	\$3.4
Debt Service	1.7x (w Credit for Taxes)	3.50	3.21	3.41	3.38	3.36	3.41
	1.5x (w/o Credit for Taxes)	1.88	1.61	1.70	1.62	1.55	1.56
Cash Balance Year	Year-End Balance:	\$60.1	\$50.8	\$45.8	\$31.8	\$28.9	\$27.5
	20 days contract expense	\$5.9	\$6.2	\$6.4	\$6.7	\$7.0	\$7.3
	45 days operating expense	\$22.2	\$23.2	\$24.1	\$25.2	\$26.4	\$27.4
Cash Financing of	10% or \$2.5M (\$2003)	\$3.5	\$3.6	\$19.0	\$26.7	\$14.5	\$13.1
	Minimum	\$3.4	\$3.5	\$3.6	\$3.7	\$3.8	\$3.9

2. INTRODUCTION

SPU finances the acquisition, operation, and maintenance of Seattle’s solid waste system through the Solid Waste Fund. As an enterprise fund, the SWF functions like a self-supporting business that must generate operating revenues, predominately through user charges (rates), which must be sufficient to cover all operating costs and meet financial policy targets. This document provides a summary of the 2020-2022 Solid Waste Rate Study. It examines the financial and policy issues of the SWF that affect rates. The Solid Waste Comprehensive Plan provides more information about the solid waste system in general.

2.1. Ratemaking Process Overview

The following diagram displays the phases involved in the development of solid waste rates:



Chapter 3 of this document discusses Phase 1 (Revenue Requirement). Chapter 4 addresses Phase 2 (Cost Allocation), while Chapters 5 and 6 discuss Demand and Rate Design, which are included in Phase 3.

2.2. Rate Setting Objectives

To set rates, SPU considers a number of factors to help evaluate policy and rate design decisions under consideration.

- Revenue Requirement: Solid waste rates should be sufficient to meet the SWF’s revenue requirement.
- Equity: Rates should reflect a fair apportionment of the different costs of providing service among groups of customers.
- Customer Payment of Cost of Service: Each customer class should generate sufficient revenue to cover both direct and indirect costs of service to the customer class over time.
- Conservation: The rate structures should encourage waste reduction and recycling activities.
- Rate Stability: Rate levels and structures should be changed in an orderly manner over time.

- Customer Understanding: The rate structures should be clear and understandable to the customer.
- Financial Stability: Revenue recovery from rates and other revenue sources should ensure financial stability, consistent with financial policies of the City.
- System and Administrative Costs: The rate structures should minimize long and short-term administrative costs, including customer service, billing, and contract administration.
- Rate Impact Mitigation: Mitigation of the impacts of solid waste rate increases to certain customers based on social or economic factors may be considered and implemented.

2.3. Financial Policy Overview

Financial policies provide a guiding framework for the finances of the solid waste utility. They represent a balance between the competing goals of fiscal conservatism through higher rates today and minimizing these same rates by spreading costs over time to future ratepayers. The direct effect of the policies is to determine the level at which solid waste rates shall be set, given estimated costs and demand, and to define the general manner in which the capital improvement program is to be financed.

The indirect effects of the policies are to:

- Shape the financial profile that the SWF presents to lenders and other members of the financial community;
- Establish the SWF's exposure to financial risk; and
- Allocate the SWF's costs between current and future ratepayers.

The current SWF financial policies were adopted by City Council in 2004 by Resolution 30695, except for the debt service coverage without credit for taxes policy which was adopted by Council in 2014 by Resolution 31516. The policies and associated targets are as follows:

Financial Policy Rate Impacts

In any future year, the minimum revenue requirement is the lowest amount of revenue necessary to simultaneously satisfy all financial policies in that year. Typically, rates are set to just meet all financial policies in each year, with the financial target requiring the most revenue defined as the binding constraint. For the current rate study however, rates are set to smooth rate increases over the three-year path. As a result, additional revenue is generated in 2020-2022 which is then used to increase cash financing of the capital program. Operating Cash of 45 days is projected to become the binding constraint in 2023.

Net Income

SPU targets generally positive net income. Positive net income is a contingency against projection variances and uncertainties regarding revenues. It is also a signal to bond rating agencies that the City is committed to establishing fees that cover costs.

Debt Service Coverage Ratio

A higher debt service coverage ratio (DSC) means that more revenue is available after debt payments are made. This reduces financial risk and provides more flexibility to respond to revenue shortfalls.

The SWF has two coverage targets associated with two calculation methodologies:

- 1.7 times debt service cost in each year, with credit for City taxes

- 1.5 times debt service cost in each year, without credit for City taxes

The second policy was approved in 2014 to preserve the SWF's bond rating as the fund proceeded through its cyclical capital investment cycle. Under this policy, revenue used to pay taxes to the City is not considered available for making debt service payments. Under the bond covenant however, City taxes are subservient to debt payments.

Operating Cash Balance

The base policy is to maintain an operating cash balance of at least 20 days contract expense. The purpose of the cash balance target is to have sufficient cash on hand to pay operating expenses, taking into account the lag between cash disbursements and cash receipts, and to provide a reserve against projection variances. For 2018, the last year with actuals, contract costs for collection, transfer, and processing of solid waste amounted to \$108 million, resulting in a 20 days cash target of \$5.9 million. In 2020 the cash target is projected to be \$6.4 million.

Since 2015 SPU has sought to maintain higher year-end SWF cash balances on a planning basis, equivalent to 45 days of operating expense. The expectation is that this higher cash balance, combined with the more stringent debt service coverage ratio described above, will enable the SWF to better maintain its bond rating and will provide flexibility in the case of financial hardship or major policy changes. Under this unofficial policy, the cash target for 2018 was \$22.2 million. The projected cash target for 2020 is \$24.1 million.

Cash Contribution to the Capital Improvement Program (CIP)

The cash contribution to the CIP policy is the greater of 10 percent of total CIP expenses or \$2.5 million in 2003 dollars (as adopted by Resolution 30695 in 2004). This policy helps to prevent a rapid increase in debt levels and maintains a minimum investment into the system. The target in 2018, the last year with available actual expenditures, was \$3.5 million, the equivalent of \$2.5 million in 2003 dollars. The 2020 target remains at \$2.5 million in 2003 dollars, or \$3.6 million on \$24 million in CIP spending. SPU proposes, however, to increase cash contributions to CIP in order to keep debt levels and revenue required to meet debt service coverage obligations low.

Proposed 2020-2022 rates assume cash contributions to CIP in excess of targeted levels as proceeds from the 2016 revenue bonds will be exhausted in 2019 and SPU does not plan to issue additional debt during the rate period. Sufficient cash reserves exist to finance higher levels of CIP with operating cash, enabling the SWF to keep debt levels and revenue required to meet debt service coverage obligations lower.

3. REVENUE REQUIREMENT

The Rates Revenue Requirement is the total amount of revenues which must be recovered in a given year from direct service, or “rates” revenues. Rates revenues, together with other funding sources such as cash reserves and non-rates revenues, are used to pay the cash expenses associated with operating the Solid Waste system and to meet the Solid Waste Fund’s financial policy requirements (see Section 2.3).

Table 3-1 summarizes changes in the different components that make up the SWF rates revenue requirement from 2019 to 2022. The change in the 2020 revenue requirement throughout this section is relative to the planned 2019 revenue requirement from the 2017-2019 rate study, and change for 2021 and 2022 reflect changes against the previous year shown in the table.

Table 3-1: Components of the Change in the Solid Waste Revenue Requirement (\$ millions)

	2019 Adopted	2020 Proposed	Change	2021 Proposed	Change	2022 Proposed	Change
Expenditures (\$M)							
Operations & Maintenance (O&M)							
Contracts O&M	118.7	116.8	(2.0)	122.3	5.5	127.8	5.5
Other O&M	46.5	49.3	2.8	52.3	3.0	55.2	2.9
Clean City Expense	8.2	0.0	(8.2)	0.0	0.0	0.0	0.0
Total O&M	173.5	166.1	(7.4)	174.5	8.5	183.0	8.5
Taxes	28.2	29.9	1.7	30.7	0.8	31.6	0.9
Capital Financing							
Cash Financing (Policy Min.)	3.5	3.6	0.1	3.7	0.1	3.8	0.1
Cash Financing (Additional)	9.1	15.4	6.3	23.0	7.6	10.7	(12.3)
Debt Service	16.2	15.4	(0.8)	15.4	(0.0)	15.4	(0.0)
Total Capital Financing	28.8	34.4	5.6	42.1	7.7	29.9	(12.2)
Other Financial Policies	(7.2)	(0.0)	7.2	0.0	0.0	0.0	0.0
Total SWF Funding Requirement	223.3	230.4	7.0	247.3	17.0	244.4	(2.9)
Other Funding Sources							
Clean City Reimbursement	(8.2)	0.0	8.2	0.0	0.0	0.0	0.0
Prior Year Operating Cash	0.8	(5.0)	(5.8)	(14.0)	(8.9)	(2.9)	11.0
RSF Deposit (Withdrawal)	(4.5)	0.0	4.5	0.0	0.0	0.0	0.0
Non-Rates Revenue	(12.9)	(7.7)	5.2	(8.8)	(1.1)	(9.7)	(0.9)
Total Other Funding Sources	(16.6)	(12.7)	3.8	(22.8)	(10.1)	(12.6)	10.1

Net Rates Revenue Requirement	206.8	217.6	10.8	224.5	6.9	231.8	7.2
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2019 may not match documents included with the 2017-2019 Rate Study or SBP. Categories have been adjusted to be comparable to Proposed rates.

The Expenditure section of Table 3-1 presents the operating fund cash spending components that make up the SWF Funding Requirement. Sometimes the SWF must generate MORE revenue than needed to fund cash expense in order to meet all financial policy targets. The Other Financial Policies section of the table presents any additional revenues required to meet policy targets in excess of cash expense. The Other Funding Sources section presents non-rates sources of funding which reduce what must be recovered through direct service rates.

Under the current proposal, the SWF rates net revenue requirement rises from \$206.8 million in 2019 to \$231.8 million in 2022, with annual increases of \$10.8 million in 2020, \$6.9 million in 2021, and \$7.2 million in 2022. Expenditure increases are driven primarily by increased contract expense and to a lesser degree, increased tax expense. 2020 branch O&M, or SPU’s expenses for equipment, salaries, etc., is up \$2.8 million from 2019 adopted rates, with additional largely inflationary increases in 2021 and 2022.

There is a slightly negative net impact of changes in capital financing across the rate period, although year-on-year fluctuations are significant after 2016 bond proceeds are exhausted in 2019. Cash reserves generated in prior years are used to fund capital projects in lieu of issuing new debt, effectively neutralizing the negative impact that increased capital cash financing would have on the rates revenue requirement.

The following sections include more detailed descriptions of the components of change in the rates revenue requirement. While not direct drivers of the revenue requirement, demand, rate discounts, and the timing of rate increases do impact the level of rates. Further discussion of these impacts follows the discussion of revenue requirement components.

3.1. Operations and Maintenance (O&M)

Adopted 2019 rates assumed \$118.7 million in contract O&M. 2020 contract O&M is projected to decrease slightly to \$116.8 million, mostly due to the new collections contracts negotiated in 2019.

The Other O&M expenditure requirement includes a portion of administrative expense (i.e. finance, customer service, etc.) that the SWF shares with the other SPU funds and other City departments, as well as direct solid waste operating expense. Other O&M does not include debt service or taxes, which are discussed below.

The \$2.8 million increase between 2019 adopted rates and 2020 proposed rates is primarily due to increases in labor and overhead, as well as additional fleet, inventory and maintenance required as a result of increased activity at the transfer stations. Inflationary increases add to the O&M increases in 2021 and 2022.

3.2. Taxes

Table 3-2 presents the projected change in SWF tax expense between 2019 and 2022. SWF tax expenses include state and city taxes on revenues and City tonnage taxes (transfer tax).

Table 3-2: Taxes (\$ millions)

	2019 Adopted	2020 Proposed	2021 Proposed	2022 Proposed
Solid Waste Utility Tax				
Solid Waste Utility Tax	20.9	21.8	22.5	23.2
Tonnage Tax	4.5	4.6	4.7	4.7
Total City Taxes	25.4	26.4	27.1	28.0
State B&O Tax				
State B&O Tax	3.2	3.4	3.5	3.6
Total Taxes	28.6	29.8	30.6	31.6
State Refuse Tax				
State Refuse Tax	5.4	5.6	5.8	6.0

City and state revenue taxes increase with increased revenue. The City's solid waste utility tax rate for the current proposal is planned at 14.2 percent, unchanged since April 1, 2017.

The tonnage tax is a City-levied per-ton tax on non-recycling solid waste transferred for disposal in Seattle. SPU pays the tax as both a collector of solid waste and an operator of a transfer station in the City. The tax is also paid by other entities for the non-contract tons they transfer within the City limits. The tax is paid to the City's General Fund. Solid waste rates are set to recover the cost of paying the tonnage taxes to the City.

Since 2005, the SWF has classified state refuse tax expense as a payable rather than an expense. As such, these taxes (both the expense and the revenue associated with them) are not included on the SWF income statement included in Appendix A Statement of Operating Results. This procedure has no effect on the net income of SWF, as both revenue and expense are reduced equally. However, these taxes are included in Table 3-2 for informational purposes.

3.3. Capital Financing Expense

SWF capital projects are funded through a combination of current cash (from direct service and non-rates revenue) and debt financing (revenue bonds). Under the proposed rates, once bond proceeds are exhausted in early 2020, the remainder of CIP for the rate period will be cash financed. CIP through 2022 includes completion of the South Recycling Center, the South Park remediation projection, and the SWF’s shared portion of City-wide IT upgrades. Total planned capital spending for the rate period is \$60 million.

Annual capital financing expense fluctuates considerably, with lower financing expense relative to the prior year in 2021 (\$0.9 million lower) and 2022 (\$8.9 million lower) but a significant increase in 2020 (\$11.0 million) relative to 2019. These fluctuations are primarily related to changes in CIP spending levels and exclusive use of operating cash to fund expenses from late 2017 through the balance of the rate period.

Table 3-3 presents capital spending (CIP) and financing assumptions during the rate period and how this financing impacts rates.

Table 3-3: Change in Cash Financing of the CIP (\$ millions)

	2019 Adopted	2020 Proposed	2021 Proposed	2022 Proposed
Total CIP	12.6	19.0	26.7	14.5
<u>Cash Financial Policy Minimums</u>				
\$2.5 million (2003 nominal \$), Or;	3.5	3.6	3.7	3.8
10% of CIP	1.3	1.9	2.7	1.4
Active Financial Policy Minimum	3.6	3.6	3.7	3.8
<u>CIP Financing Breakdown</u>				
Cash Financed	12.6	19.0	26.7	14.5
Debt Financed	-	-	-	-
Cash Financed %	100%	100%	100%	100%
<u>Cash Financing Detail</u>				
Financial Policy Minimum	3.5	3.6	3.7	3.8
Additional Incremental	9.0	15.4	23.0	10.7
Total Cash to CIP	12.6	19.0	26.7	14.5
<u>Debt Service Detail</u>				
Interest	9.0	8.4	8.0	7.7
Principal	7.3	7.0	7.4	7.7
Total Debt Service	16.2	15.4	15.4	15.4
<u>Rate Drivers</u>				
Change in Cash Financing		6.4	7.7	(12.2)
Change in Debt Service		(0.8)	(0.0)	(0.0)
Total Rate Impact		5.6	7.7	(12.2)

Debt Service

The prior rate study planned for a \$35 million debt issue, which was completed in 2016.

SPU does not expect to issue additional SWF debt during the proposed rate period. Additional information will be available after the update of the Solid Waste Management Plan is completed in 2020. Therefore, debt service remains nearly flat throughout the rate period. Keeping debt service low by financing as much CIP as possible through cash instead of debt will minimize the amount of revenue the SWF will need to raise in future years to satisfy debt service coverage financial policies.

Cash Financing

As discussed in Chapter 2, the minimum cash contribution to the CIP is the greater of 10 percent of the CIP in a given year or \$2.5 million (in 2003 nominal dollars converted to current nominal dollars). During the proposed rate period, the \$2.5 million target (\$3.6 to \$3.8 million per year in rate period nominal dollars) is the larger of the two targeted amounts, equating to a minimum financial target cash contribution of \$11.1 million during the proposed rate period.

However, the SWF is projected to fund the majority of its \$60 million in capital expenditures with operating cash between 2020 and 2022. SPU has chosen to not issue additional debt when the 2016 bond issue proceeds are exhausted in early 2020 in order to minimize the need for future debt issues and rate increases driven by debt service coverage. SWF cash reserves are sufficient to fund this increased capital financing expense due to a 2015-instituted change in the way that the fund calculates debt service coverage (see 3.4 Financial Policies below), as well as strong operating results in 2017 and 2018 which contributed to higher cash reserves entering the new rate period than were anticipated at the time the 2017-2019 rates were adopted.

3.4. Financial Policies

The impact of financial policies on the revenue requirement varies depending on which target is binding (see Section 2.3 for further discussion of financial policies and binding constraints). Revenues must be sufficient to cover all cash operating expense AND to meet net income, debt service coverage, cash contribution to CIP and operating cash balance targets. Where the binding constraint is meeting cash targets, rates are set so that revenues will just equal cash expense AND retain minimum operating cash balances. Where the binding constraint is net income or debt service coverage, revenues will be greater than cash expense. This “extra cash” may be used to fund operating cash contributions to the CIP in excess of targeted levels or may be used to increase cash reserves, or some combination of the two.

Debt service coverage has been the binding constraint since 2015, with the adoption of the new 1.5x debt service coverage target. However, as discussed in Chapter 2, the Solid Waste fund is using additional cash from the proposed rates to fund cash contributions to the CIP, and driving to the binding constraint of meeting cash targets in 2023, the end of the Strategic Business Plan period.

Although cash contributions to the CIP are significantly higher than financial policy targets, this incremental expense is not driven by financial policy requirements. Rather SWF bond proceeds will be depleted in early 2020, and from that point all CIP will be paid for by cash instead of another debt issue in an effort to keep the debt service obligation low. Therefore, the higher levels of cash financing in 2020 and 2021 are actually a spending requirement.

In 2023 cash contributions to CIP will have depleted operating cash below the minimum requirement and an RSF withdrawal will be required.

3.5. Other Funding Sources

A significant portion of the total solid waste system funding requirement is paid with by other funding sources including operating cash balances, Rate Stabilization Fund withdrawals, and other operating and non-operating non-rates revenues. On aggregate, these non-rates funding sources are expected to increase by \$3.8 million in 2020, decrease by \$10.1 million in 2021, and increase by \$10.1 million in 2022.

Following is a discussion of each of the other funding sources.

Prior Year Operating Cash

Revenue generated by rates is used to fund current operating expenses, maintain a cash balance as a safeguard against unexpected expense, and to fund a portion of the current capital program. A rate may be set to increase, hold constant, or decrease the SWF’s operating fund cash balances. Decreasing, or drawing down a cash balance in a given year lowers the rates in that year as that cash does not need to be received through rate revenues. However, just like other funding sources, what affects rates is not the level in any one year, but the year to year change in funding from that source.

Table 3-4 presents both how cash is used (drawn down or increased) in each year as well as the year-on-year change in use of cash. Positive changes (generating more cash than the prior year) increase rates. Negative changes (using more cash than in the prior year or generating smaller increases) reduces rates.

Table 3-4: Proposed Changes to Cash Balances (\$ millions)

	2019 Adopted	2020 Proposed	Change	2021 Proposed	Change	2022 Proposed	Change
Operating Cash							
Net Cash from Operating Activities	0.8	(5.0)	(5.8)	(14.0)	(8.9)	(2.9)	11.0
Additional Cash from Financial Policies	-	-	-	-	-	-	-
Change in Cash Balance	0.8	(5.0)	(5.8)	(14.0)	(8.9)	(2.9)	11.0
Starting Balance	22.8	50.8		45.8		31.8	
Ending Balance	23.6	45.8		31.8		28.9	

Some totals may not add due to rounding

Stronger than anticipated operating performance during 2018 and 2019 (projected) has resulted in projected cash balances at the beginning of the rate period that are above the minimum policy requirements.

Starting in 2020, cash reserves are diverted to financing CIP expense for the proposed rate period, with balances drawn down by \$9.7 million that year, \$10 million in 2021, and \$2.4 million in 2022, significantly reducing the amount of revenue that needs to be recovered through rates.

Rate Stabilization Fund Withdrawals

The 2013-2016 Solid Waste Rate Study established policies around the use of a Rate Stabilization Fund (RSF) for the SWF. The RSF was intended to help provide rate stability during a four-year rate period. RSF balances rose to \$36 million (as of December 2018) on strong fund performance and are projected to end 2019 at approximately the same level. Withdrawals from the RSF are authorized in the event that the SWF would miss a financial target.

Rates have been set to fund CIP with cash above the minimum financial policy. Through the 2019-2022 period, diversion of cash to CIP will gradually place pressure on the 45-day operating cash balance policy. By the end of the Strategic Business Plan period in 2023, 45-day operating cash will be the binding constraint at \$27.5 million. The Solid Waste Fund does not anticipate requiring a RSF withdrawal during this rate period to meet financial policies.

Table 3-5: Proposed Changes to the Solid Waste RSF (\$ millions)

	2019 Approved	2020 Proposed	Change	2021 Proposed	Change	2022 Proposed	Change
Rate Stabilization Fund							
Starting Balance	19.0	36.3	17.3	36.3	-	36.3	-
Withdrawal to Fund Debt Service Coverage	-	-	-	-	-	-	-
Withdrawal to Fund Operating Cash Balance	(4.5)	-	4.5	-	-	-	-
Ending Balance	14.5	36.3	22.8	36.3	-	36.3	-

Non-Rate Revenues

Non-rate revenues are current year revenues including recycling commodity revenue, miscellaneous transfer station revenues, reimbursements from King County, the City's General Fund and Seattle City Light, operating and capital grants, interest income and other miscellaneous revenues. As presented in

Table 3-6 below, non-rates revenues are projected to decrease by \$5.2 million in 2019 relative to the assumption for these revenues when 2019 rates were set, and then remain relatively flat during the 2020-2022 rate period, increasing by \$1.1 million in 2021 and \$0.9 million in 2022.

Table 3-6: Solid Waste Non-Rates Revenues (\$ millions)

	2019 Approved	2020 Proposed	2021 Proposed	2022 Proposed
SPU Sources				
Recycling Commodity	7.2	1.9	2.8	3.8
Other Misc.	1.5	1.7	1.7	1.7
Investment and Other	0.4	0.7	0.6	0.5
City and County				
LHWMP	3.0	3.4	3.5	3.7
Seattle City Light	0.8	0.1	0.1	0.1
Total Non-Rates Revenues	12.9	7.7	8.8	9.7
Change		(5.2)	1.1	0.9

The largest categories of non-rates revenues are the recycling processing revenues and the Local Hazardous Waste Management Program (LHWMP) reimbursement.

Recycling Processing Revenues

Recycling processing revenues are paid by the City’s recycling processing contractor to SPU based on contract indices for different types of commodities in the recycling stream. Recycling processing expense paid by SPU is reported under contract expense. Recycling processing revenues have been significantly affected by China’s Blue Sky recycling ban that took effect at the beginning of 2018. As a result, the uncertainty involved with the current recycling market is one of the largest areas of risk during the proposed rate study period. Recycling processing is currently estimated to generate \$1.9 million in 2020, \$2.8 million in 2021, and \$3.8 million in 2022, with commodity prices projected to slowly recover as new recycling markets are developed. This contract will be in effect until 2027 with City opt-outs in 2021 and 2024.

3.6. Other Factors Impacting Rates

While not direct drivers of the revenue requirement, demand, rate discounts, and the timing of rate increases impact the level of rates.

Demand

Customer counts, tons and subscription levels affect revenues and the required change in rates from year to year. Tonnage decreases reduce costs in some cases, but also reduce the number of units to which the costs are allocated. The exact impact on rates depends on the relative changes in cost and revenue. In the first year of a rate study, changes from prior projections are reflected as major rate drivers. Subsequent years see less drastic change as the new baseline is used. For 2020, the change in

the demand forecast from 2017-2019 Rate Study assumptions is the largest deviation, and therefore the most significant rate driver. The 2020 demand components that have varied the most from earlier projections include:

- Residential: Reduced container sizes among curbside garbage customers has been more than offset by increased demand for on-site detach service and organics service. Organics service was especially helped by the foodwaste ban (Ordinance 124582) which became effective in 2015.
- Commercial: A strong economic recovery pushed commercial demand significantly up, particularly among drop box customers. Revenue was five percent higher than expected in 2018 compared to the 2017-2019 Rate Study. Demand is expected to decrease slightly over the rate study period.
- Self-Haul: Self-Haul demand is significantly higher than was planned in the prior rate study. There was a much larger than anticipated increase in demand from 2016 to 2017 as a result of the North Transfer Station opening. Transfer station tonnages recovered more quickly than previously assumed, leading to \$5 million more revenue than planned in 2018.

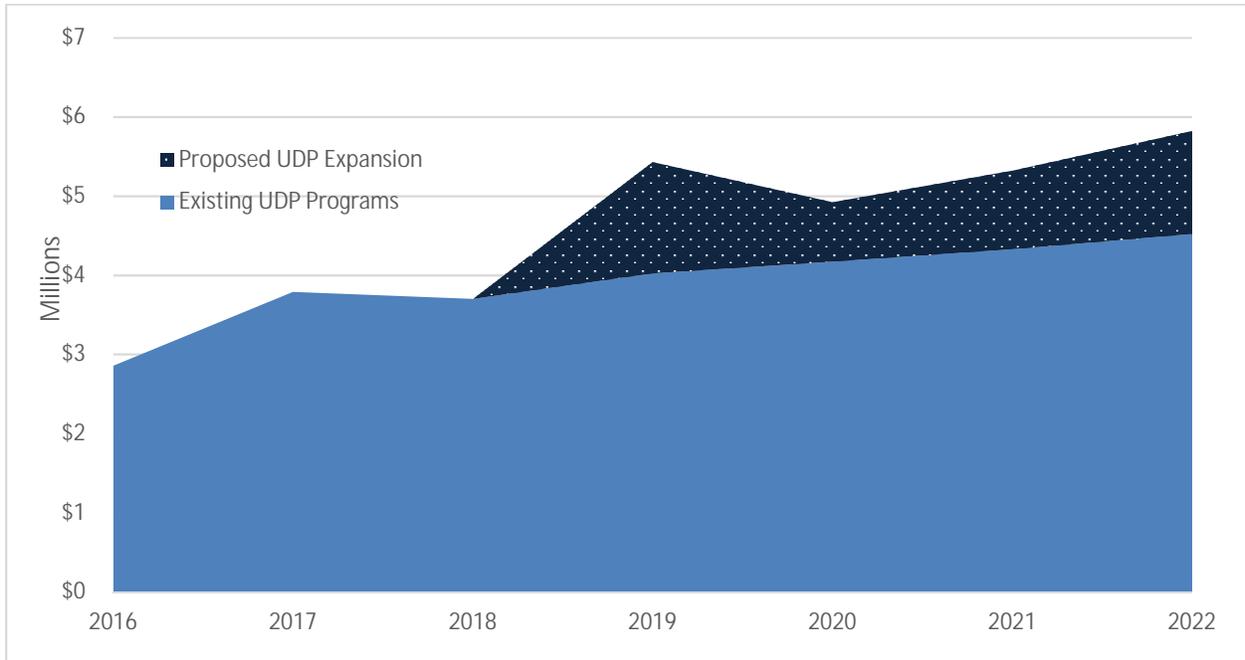
These factors are further explained in detail in Chapter 5, Demand.

Utility Discount Program (UDP)

Like other demand components, changes in customer participation in the Utility Discount Program do not affect the SWF revenue requirement, but do affect the rate increase. Increased participation in the program reduces revenues as more households pay at a discounted rate. The reduction in revenue must be made up through an increase in standard rates.

Due to expanded enrollment UDP reduced solid waste residential revenue by 1.8 percent in 2018, a slightly larger reduction than the 2012-2017 average of 1.4 percent. If the UDP program were not expanded as proposed, revenue reductions of 1.8 percent going forward would be expected. The latest UDP expansion proposal reduces revenue by additional \$3 million over the 2020-2022 period due to efficiencies in delivering the UDP program; projected enrollment is still assumed to increase based on policy targets set by Mayor and City Council. See Figure 3-1 for a breakdown and forecast of existing and proposed additional UDP revenue reductions resulting from these efficiencies.

Figure 3-1: Existing and Additional UDP Revenue Reductions



4. SOLID WASTE COST ALLOCATION

After revenue requirements have been calculated, the cost allocation process assigns them to individual customer classes. This process estimates the true cost of serving different types of customers and provides the foundation for rate design, although actual rates may vary from the assigned cost allocations because of other (often times competing) ratemaking and policy considerations.

The cost allocation process can be broken into three basic steps:

- Group Costs into Cost Centers
- Develop Allocation Factors
- Allocate Costs to Customer Classes and Rates

4.1. Cost Centers

Solid waste costs are divided among various cost centers. All budget activities, as well as current and future budget additions, are assigned to a cost center based on primary function. Costs for contracts, taxes, and bond interest are modeled based on the latest projections for tons, subscriptions, revenues and CIP spending, and are then assigned to cost centers. Table 4-1 shows a list of cost centers.

Table 4-1: Solid Waste Cost Centers by Category

SPU Branch O&M	Contract Expense	Taxes	Non-Rates Revenue	Capital Financing and Other
Residential Billing	Single Family Garbage	Utility Tax	General Fund	BIA
Transfer Station Billing	Single Family Compost	Tonnage Tax	Investments and Interest	Cash to CIP
Landfills	Single Family Recycling	State Taxes	Grants	Debt Service
Waste Reduction (All)	Commercial Garbage		Change in Cash	
			Change in Rate Stabilization	
Waste Reduction (Residential)	Commercial Compost		Fund (RSF)	
G&A – General	Commercial Recycling		Recycling Commodity	
G&A - Contract Management	Multi Family Garbage		Other Misc.	
Hauling (All)	Multi Family Compost			
Compost Processing	Multi Family Recycling			
Transfer Station Operations	Long Haul Disposal			
HR	Garbage Processing			
	Recycling Processing			
	Organics Processing			
	Local Hazardous Waste			
	Management Program			
	(LHWMP)			

4.2. Develop and Assign Allocation Factors

Once costs are grouped, each cost center is assigned an allocation factor (See Appendix B for a complete listing of allocation factors for each Cost Center). Allocation factors are multipliers that allocate cost centers into individual customer classes and eventually rates. The basis for allocation differs by cost center, but always seeks to logically assign each rate its fair share of the cost of providing a service based on known data. Costs are allocated using allocation factors which are based on the following:

Tonnage

Many solid waste costs, such as contractor payments for recycling processing or garbage transfer and disposal, are directly related to tons collected or disposed. Costs are allocated based on the tonnage per rate. Tons may also be used to allocate certain other costs even though there is not a direct relationship between the given cost and tons collected or disposed. Specific garbage, organics, or recycling tonnage allocators are used to allocate waste stream specific costs, such as recycling processing.

Volume

Multi-family and commercial contracts incur cost based on the volume of service subscribed to by customers. For example, fees paid to the Local Hazardous Waste Management Program (LHWMP) are based on the total volume of customers' subscriptions. Detach (Dumpster) customers subscribe to a particular size and collection frequency of dumpster, and contractors charge SPU based on a similar formula. When costs are incurred based on volume, it is used to distribute those costs to individual customer classes.

Customer Counts and Trips

This allocation method is used when the cost of service, such as billing expenses, is related to the number of households or accounts rather than tonnage or another measure of how much service a customer receives. Transfer station billing costs are allocated based on trip counts, since each trip incurs the same cost to billing.

Management Estimates

Some allocations are based on management estimates of time spent serving different customer classes. Such estimates help determine the full cost of service for the class. For example, workload estimates are used to allocate inspection costs and in conjunction with tons, allocate transfer station costs.

Direct Assignment

Where solid waste costs benefit only one customer class, direct assignment to that class of such costs is appropriate.

Proportional Assignment (Revenue Requirement Shares)

This method assigns costs in proportion to the sum of other allocated costs. The rate proposal uses this allocation method to assign costs such as general and administrative costs.

Revenue

Costs which are incurred based on how much revenue is earned are allocated by total revenue. State taxes are an example.

Ad Hoc

Often no single method is appropriate for allocating costs so a combination of other allocation factors is formulated to best fit the type of costs.

4.3. Customer Classes

Solid waste ratepayers are divided into 4 sectors which are divided into 10 total classes. Cost allocation is done at the class level and aggregated up to the sector level, and is presented in the results below at the sector level. See Table 4-2 for a breakdown of these classes. Recycling service is available at no additional charge to all customers.

Table 4-2: Solid Waste Customer Classes

Sector	Class
Residential	Curbside (Single-Family, Can/Cart)
	On-Site (Multi-Family, Detach)
	Recycling (Curbside or On-Site)
Commercial	Non-Dropbox (Can/Cart and Detach)
	Dropbox (On-Demand Large Scale Service)
	Recycling (Limited Service)
Organics	Curbside (Yardwaste)
	On-Site (Foodwaste)
Transfer Stations	Garbage
	Organics

Residential Sector

This customer sector consists of garbage and recycling services for all single-family and multi-family households in the City (Organics service is a separate sector discussed below). This sector is further broken down into the following subgroups for rate-setting purposes: Curbside Can/Cart (Single-Family) and On-Site Detach (Multi-Family).

Single-family residences receive weekly curbside garbage collection and bi-weekly recycling collection. Multi-family buildings are generally serviced using dumpsters, and are required to have garbage service of sufficient size and collection frequency to meet the needs of the building.

Commercial Sector

This sector covers all non-residential subscribers to garbage collection services. Businesses may subscribe to can, dumpster, or drop box collection services at SPU's commercial rates. SPU offers limited recycling service to small businesses, but for the most part commercial recycling is not part of the City-provided services.

Organics Sector

SPU offers curbside and on-site organics service. Curbside service is regular, weekly pickup of yardwaste containers from single family residences and is the most common organic service offered. Weekly on-site collection for multi-family buildings is offered to handle foodwaste. Foodwaste is denser and thus more costly to process by volume, so rates for foodwaste service are higher than those for yardwaste. SPU also offers commercial organics service, but the vast majority of this market is served privately.

Recycling and Disposal Station (Self-Haul) Sector

These customers include residences and businesses that bring garbage and recyclable materials (including yard waste and wood waste) to the City’s Recycling and Disposal Stations

4.4. Allocation Results

Table 4-3 shows the percentage of the total revenue requirement allocated to each customer sector, by year, using the allocation factors by cost center presented in Table 4-3.

Table 4-3: Cost to Serve Each Customer Sector

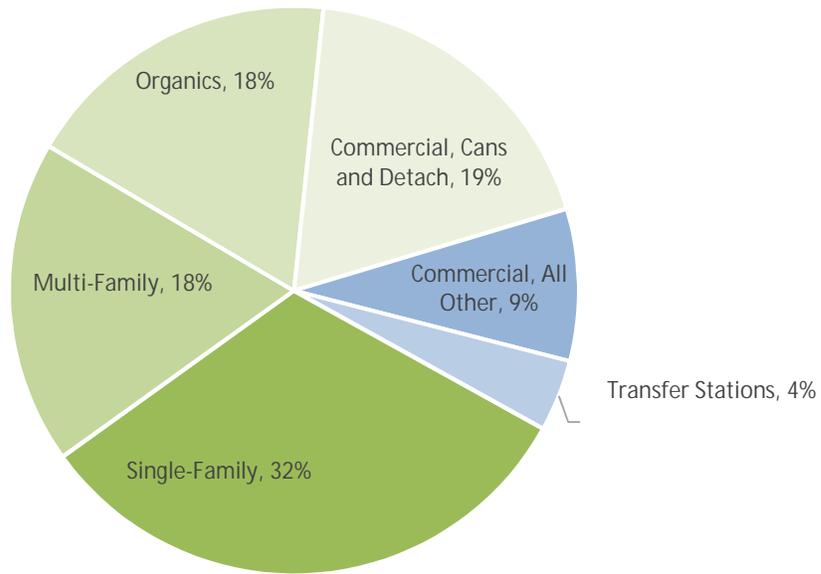
Sector/Class	2019	2020	2021	2022
Residential				
Single-Family Curbside Garbage	25.3%	23.5%	23.4%	23.3%
Recycling	7.5%	8.8%	8.8%	8.7%
Single-Family Garbage & Recycling	32.8%	32.2%	32.2%	32.0%
Multi-Family On-Site Garbage	15.1%	12.3%	12.3%	12.3%
Recycling	6.1%	6.2%	6.2%	6.1%
Multi-Family Garbage & Recycling	21.2%	18.5%	18.5%	18.4%
Organics (Single and Multi-Family)	16.5%	17.9%	18.0%	18.2%
Residential Total	70.6%	68.7%	68.7%	68.6%
Commercial				
Cans and Detach	20.2%	18.6%	18.6%	18.7%
Dropbox	4.3%	8.2%	8.2%	8.2%
Commercial Organics	0.5%	0.4%	0.4%	0.4%
Commercial Recycling	<0.1%	<0.1%	<0.1%	<0.1%
Commercial Total	25.0%	27.3%	27.3%	27.3%
Transfer Stations	4.4%	4.1%	4.1%	4.1%

All sectors have a stable allocation of costs throughout the entire rate period. A decrease in costs allocated to garbage is primarily a result of an update to the allocation methodology regarding tonnage taxes and Clean City program activities. Prior to 2018, Clean City expenses were incurred by SPU to later be reimbursed by the General Fund. Currently, Clean City expenses are a General Fund expenditure and have no impact to the Solid Waste revenue requirement. This update has resulted in the cost of the Clean City program to be removed from the allocation process and reflects a decrease in garbage costs for most sectors. Commercial dropboxes are the exception, as increased demand due to construction activity has resulted in higher costs for the class.

Although a new collections contract took effect in 2019 that affect the current rate study period, its cost structure is very similar to the prior contract and does not significantly alter the cost distribution going forward. Thus, the customer class allocation above is very similar to that calculated for the 2017-19 Rate Study.

See Figure 4-1 for a graphical breakdown of Revenue Requirement shares.

Figure 4-1: Allocation of Solid Waste Revenue Requirement (2022)



5. DEMAND

After the revenue requirement is set and those costs have been allocated to specific customer classes, they can be divided by units to get rates. For solid waste however, units of demand is not a singular number but is instead made up of can subscriptions, account fees, pickup, volume, and tonnage charges, among others. As a result, the demand forecast projects out the demand and resultant revenue for individual rates and rolls them up to the customer class level. Demand also impacts the revenue requirement itself, as demand forecasts form the basis for projected contract expense.

Figure 5-1: Tonnage Forecast

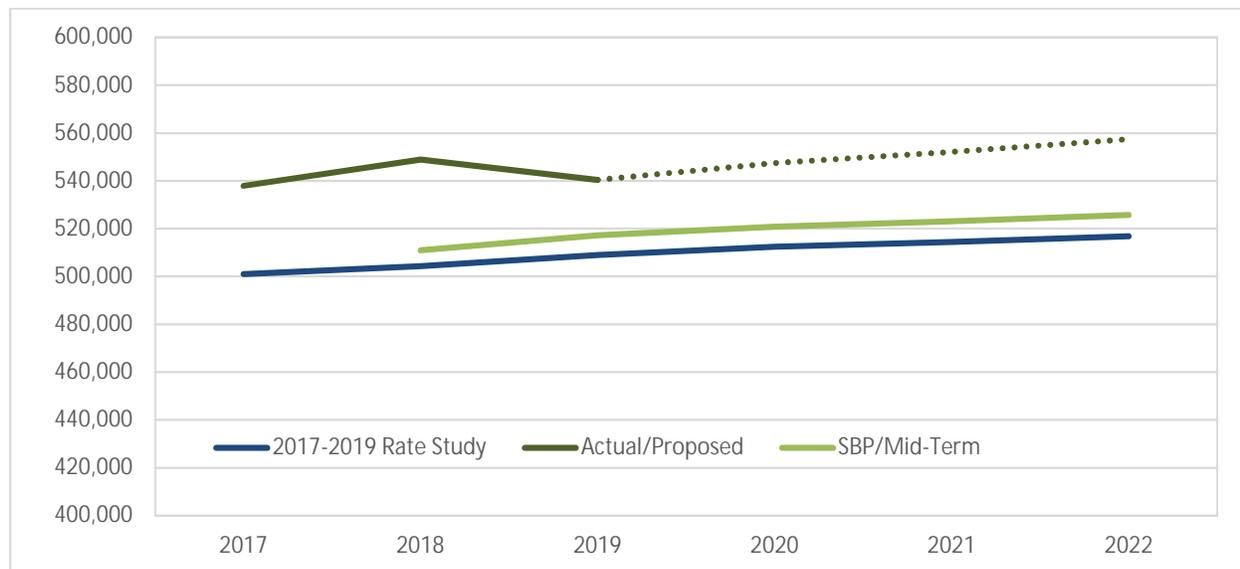
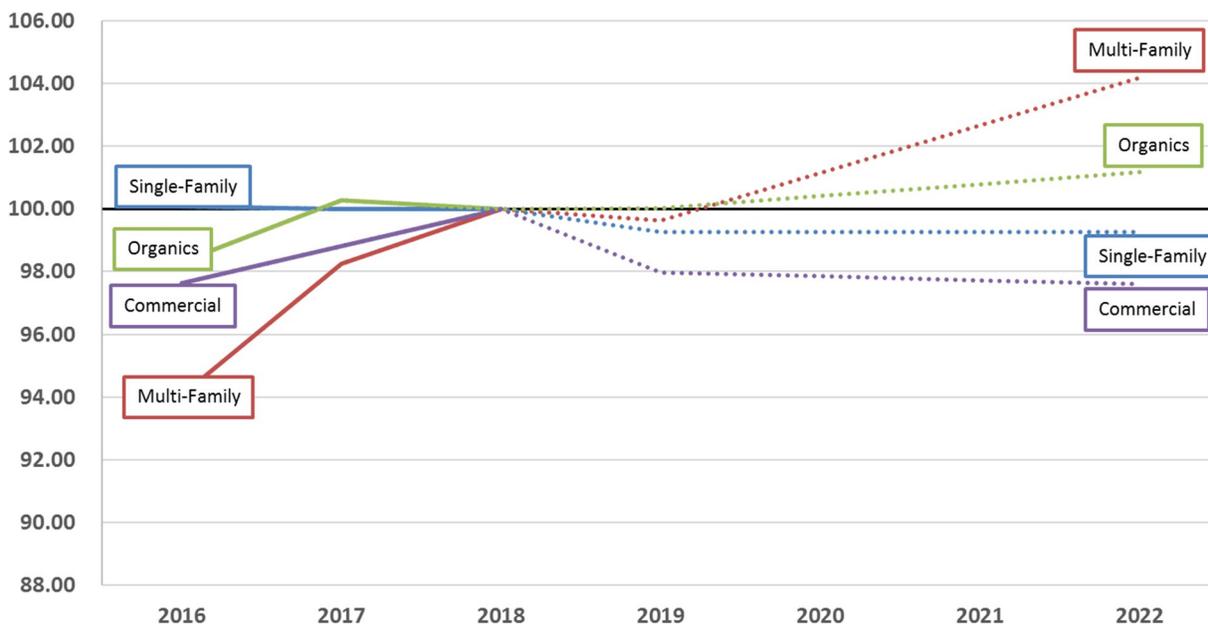


Figure 5-1 shows tonnage (combined garbage, organics, and recycling) as predicted during the last rate study, the SBP, and the latest actuals with the proposed tonnage forecast. While tonnage is not a driver of revenue, since customers subscribe to solid waste service based on volume, it is an adequate proxy for a general overview of demand. Actual tonnage was higher than predicted for 2017 and 2018, due to local economic expansion as well as tonnage increases with the re-opening of the North Transfer Station. Since 2017, the higher than expected tonnages have been a driver behind higher than expected revenues and higher than expected cash balances in the SWF.

Into the future, tonnage is not expected to change significantly. Total tonnage is expected to rise three percent from 2019 to 2022, but garbage tonnage excluding the transfer stations is expected to remain constant at 240,000 tons per year.

Figure 5-2: Normalized Solid Waste Volume Index (2018 = 100) by Customer Sector



While overall tonnage is expected to increase slightly, there are significant differences among the individual components. Single-family garbage is projected to decline due to conservation and waste reduction with a 0.9 percent reduction in average residential can sizes. Commercial volume has experienced an uptick compared with the prior rate study period due to increased economic activity but is projected to decrease and remain flat as construction activity slows. Multi-family volume is expected to increase by four percent and organics by over one percent. While increased organics volumes appear to offset volume declines in the single-family and commercial sectors, it is not an offset in terms of revenue as organics rates per volume are lower than those for garbage by design to encourage diversion. Furthermore, part of the volume decline for these two sectors is diversion to recycling, which is free to the customer. See Table 5-1 for a full breakdown of projected volume and tonnage changes.

Compared to the level of demand assumed in proposed rates, 2019 is projected to see a seven percent increase in tonnage and a 0.4 percent increase in volume.

As noted in the introduction to this Section, solid waste “demand” encompasses multiple factors. Table 5-1 below presents changes in demand for each customer sector for the primary variables of demand.

Table 5-1: Projected Solid Waste Demand Changes 2019-2022

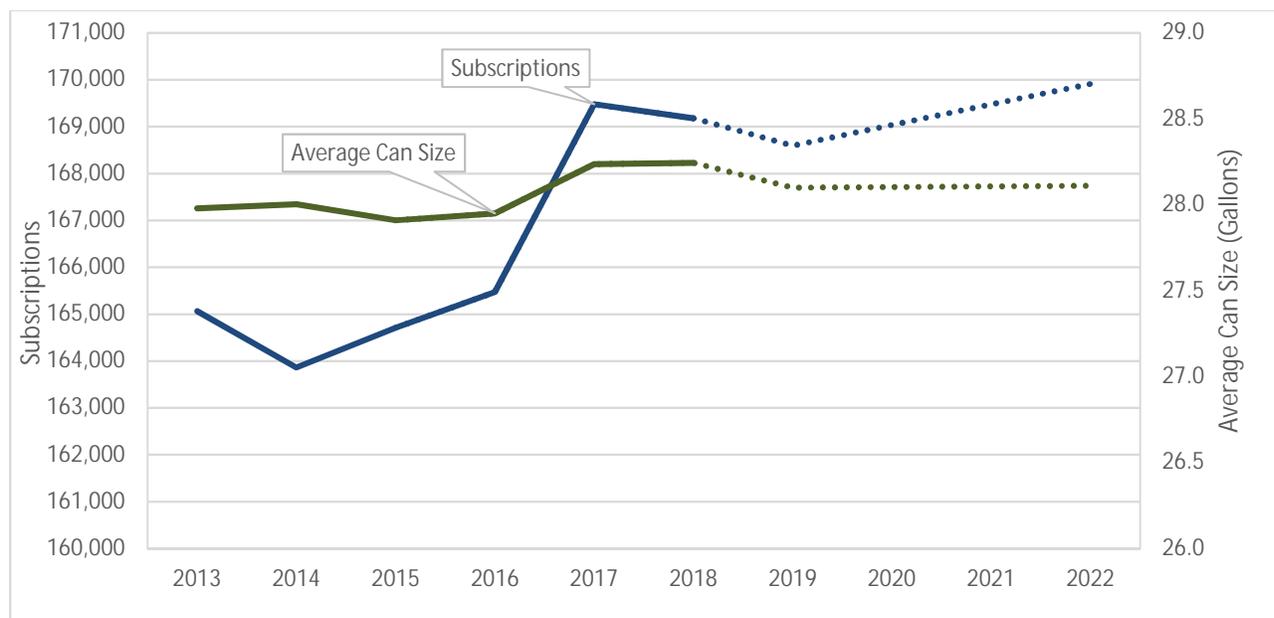
Sector	Customer Count	Volume	Tonnage
Residential Curbside (Single-Family)	0.8%	0.0%	0.0%
Residential On-Site (Multi-Family)	4.6%	0.6%	4.7%
Commercial	1.9%	-0.4%	2.9%
Organics	4.2%	1.1%	5.1%

A more in depth explanation of each of these revenue sectors follows.

5.1. Residential Curbside (Single-Family)

Single-Family and multi-family buildings are served by regular weekly curbside can or cart collection. Starting in 2014, subscription counts increased for single-family, driven mainly by growth in the region. In 2017, SPU transitioned to a new billing system, which modified the way subscriptions were counted for certain premises. This change led to an increase in number of subscriptions. Service counts slightly declined in 2018 and are projected to stay relatively flat during the proposed rate period. Can sizes have been stable since 2013 and are projected to stay the same through 2022. During the 6-year period from 2013 to 2018 there was a 1.5 percent increase in service counts (adjusted for the billing system change) and a 0.9 percent increase in can sizes. These trends have been consistent with the exception of 2014 which saw a decrease in service counts.

Figure 5-3: Historic and Projected Changes to Curbside Residential Demand



The long-term trend is expected stay relatively flat, with the increase in subscription counts from economic growth being offset by infill development, conservation, and diversion. Infill development both reduces the number of subscriptions by replacing single-family homes with multi-family buildings, and apartments and condominiums also produce less waste than single-family homes. Both factors lower the average can size demanded by customers. Conservation and diversion also decrease can sizes by decreasing the amount of waste produced by all customers, single or multi-family, or diverting it to

organics or recycling. Infill development, conservation, and diversion, particularly to organics, are expected to continue to reduce demand for curbside garbage services.

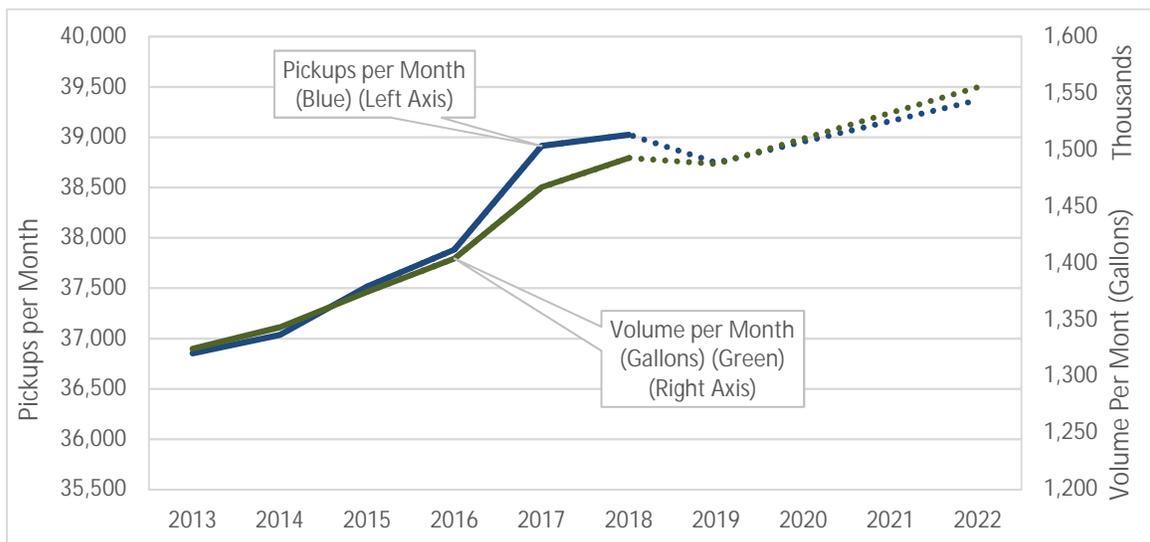
5.2. Residential On-Site (Multi-Family)

Most multi-family buildings in Seattle subscribe to on-site detach (dumpster) service. Detach customers are charged based on the frequency of pickup and the size of the container according to the following formula:

$$\text{Monthly Rate} = \text{Trip Rate} * \text{Pickups per Month} + \text{Volume Rate} * (\text{Pickups Per Month} * \text{Volume of Container})$$

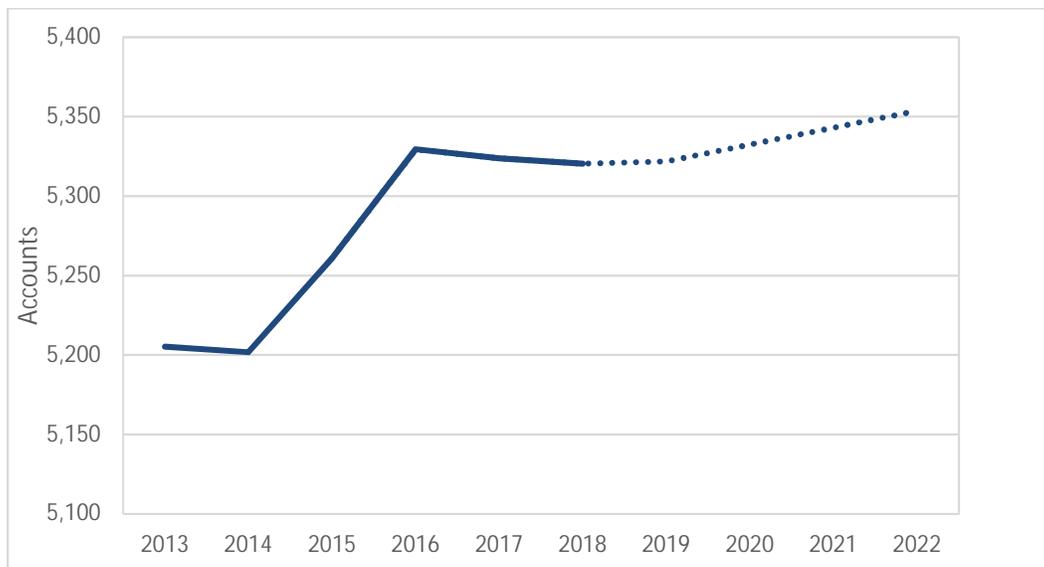
The Trip and Volume Rates are set through this rate study. The demand items to track and forecast are pickups per month and volume demanded. Both of these demand categories saw a sharp post-recession decline which rebounded in 2013. Growth is expected in both pickups and volume as construction of multi-family buildings within the City continues to create demand.

Figure 5-4: Historic and Projected Changes to On-Site Residential Demand



The final component of on-site demand is the number of accounts paying the monthly account fee. The account fee generates roughly six percent of total on-site revenue. Accounts are expected to increase slightly, following the trend from 2016 to 2018.

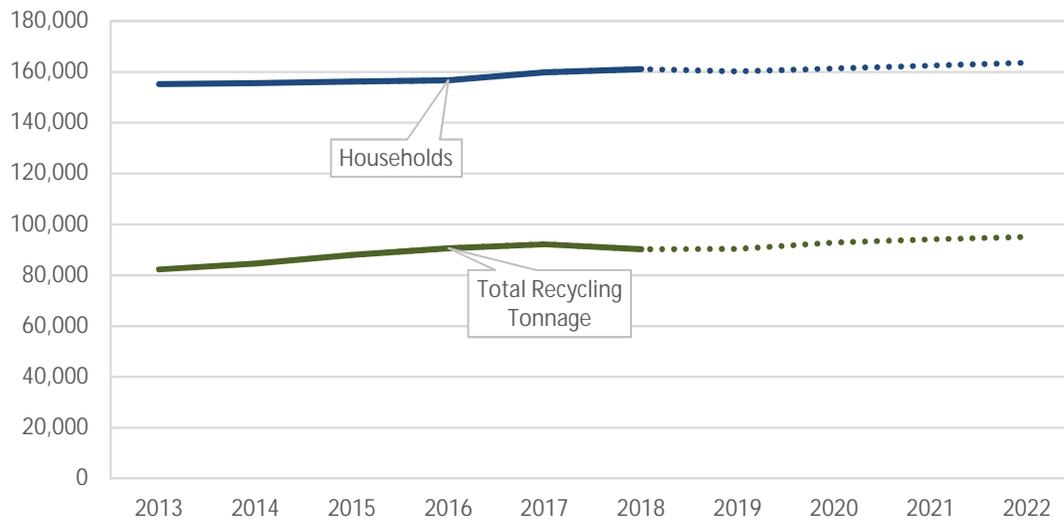
Figure 5-5: Historic and Projected Residential On-Site Accounts



5.3. Recycling

SPU offers bi-weekly curbside recycling pickup for curbside can customers and on-site variable frequency pickup for on-site customers. For the most part, can sizes are set – all curbside customers receive a 96-gallon cart, and all on-site customers receive recycling cart or detach service that has a total volume of 50 percent of their subscribed garbage volume. Larger volume services are also available. Limited recycling service is also available to small businesses, though small business recycling amounts to less than half a percent of total recycling tonnage. All recycling services are included at no cost with accompanying garbage service.

Figure 5-6: Total Recycling Households and Tonnage



Because there is less customer choice regarding container sizes, recycling is a relatively steady cost center. Customer counts are largely unchanged, and tonnage increases coming out of the recession have been slow and steady.

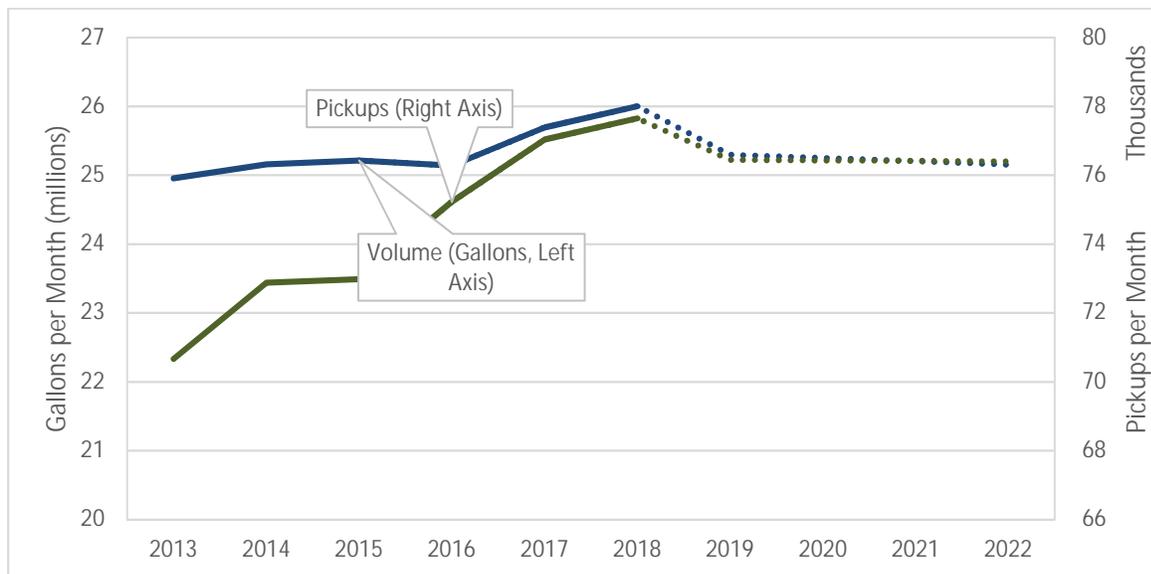
5.4. Commercial

Commercial customers subscribe to one or more options from three types of services: can, detach (dumpsters), or dropbox. Can customers may subscribe to service of any frequency with a charge per pickup based on can size. Detach customers subscribe to service with a charge based on a pickup and volume rate:

$$\text{Monthly Rate} = (\text{Trip Rate} * \text{Pickups per Month}) + (\text{Volume Rate} * \text{Pickups Per Month} * \text{Volume of Container})$$

Lastly, dropbox customers pay an on-demand pickup rate and a tonnage rate.

Figure 5-7: Historic and Projected Commercial Volume and Pickups



Commercial demand is highly correlated to regional economic performance, within the larger long-term context of conservation and diversion. Commercial tonnage has gone through at least three cyclical increases and decreases over the last 25 years within a long-term decline trend. Since 2000, tonnage has fallen from 225,000 tons per year to 140,000 tons in 2016. As the economy has recovered, particularly in 2017 and 2018, commercial tonnage has somewhat recovered, and commercial volume and pickup subscriptions have increased as well. However, a long-term trend of conservation and diversion is still projected to be the dominant theme in the commercial sector. Combined volume is expected to decline by 3.3 percent by 2022. Pickups are expected to decline by 1.6 percent by 2022.

Commercial Recycling and Organics

SPU provides limited recycling and organics services to small business. Most recycling and organics services are provided by independent third-party companies. SPU services are offered as a courtesy.

With the implementation of the food waste ban in 2015, commercial organics subscription volumes increased 70% 2014 to 2016. Despite this growth, commercial organics is less than one percent of total organics tonnage and will continue to remain a service offered as a courtesy by SPU, with the intention that this industry remains largely in the realm of the private sector. Commercial organics is included under “On-Site Food Waste” in the organics section below.

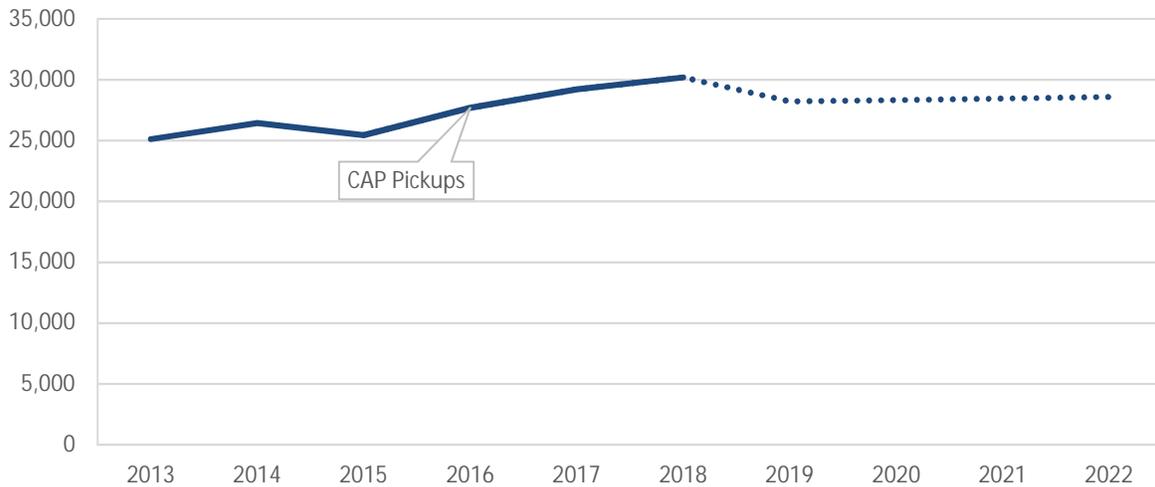
Small businesses in Seattle can also subscribe to limited recycling service, though like organics, this service is largely also private sector. The demand for this service is included under residential recycling. Total commercial recycling tonnage is less than half a percent of total recycling tonnage.

Clear Alleys Program (CAP)

In certain designated areas within the city of Seattle, residents and business are not allowed to keep solid waste containers within the public right-of-way. For customers in these areas who do not have indoor locations for containers, the CAP program offers pre-paid bag service with multiple pickups per day. SPU is not assuming an expansion of CAP-designated areas, only changes in demand for current CAP customers. The CAP program is a small portion of SPU’s services, and provides less than \$100,000 in

revenue per year. SPU is projecting a slow decline in CAP demand, mirroring the general commercial trend.

Figure 5-8: CAP Pickups



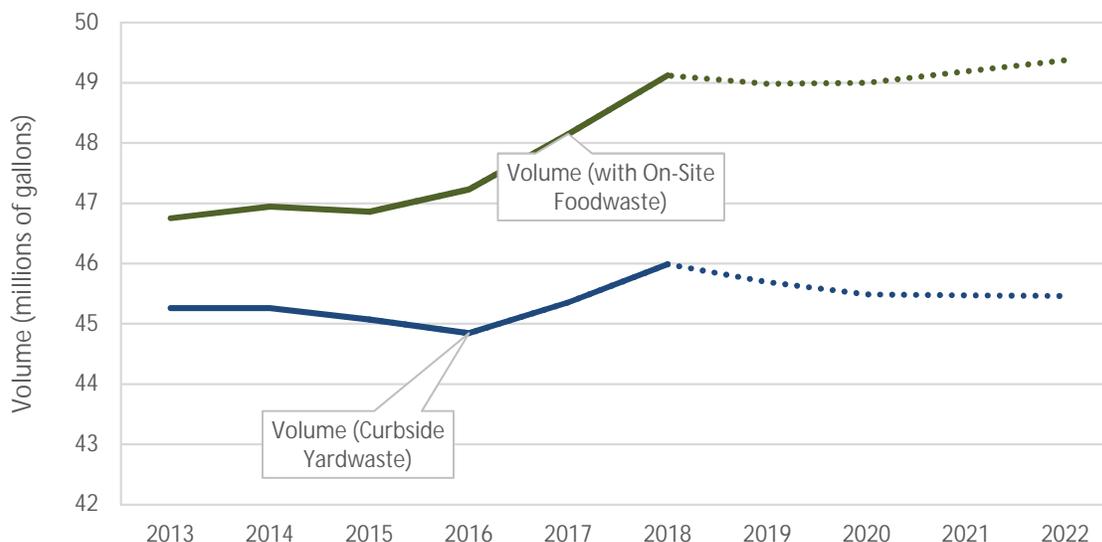
Argo Direct

SPU allows for the delivery of solid waste from third parties directly to the railroad for transport to landfill in Oregon. Usage of this program has declined by more than 60 percent since 2009 and SPU projects 6,000 tons per year (compared to 250,000 total tons) or less delivered to the railhead.

5.5. Organics

Residential curbside and on-site customers subscribe to either curbside or on-site service. Generally, curbside garbage customers subscribe to curbside yard waste service. On-site customers generally subscribe to on-site food waste service. Food waste-specific service is charged at a higher rate because food waste tends to be denser than branches and clippings from yard waste which account for the bulk of curbside customer volumes. Some small commercial customers also subscribe to on-site food waste pickup, and their demand is included in the on-site numbers below, but makes up less than one percent of the total.

Figure 5-9: Monthly Organics Volume in Gallons



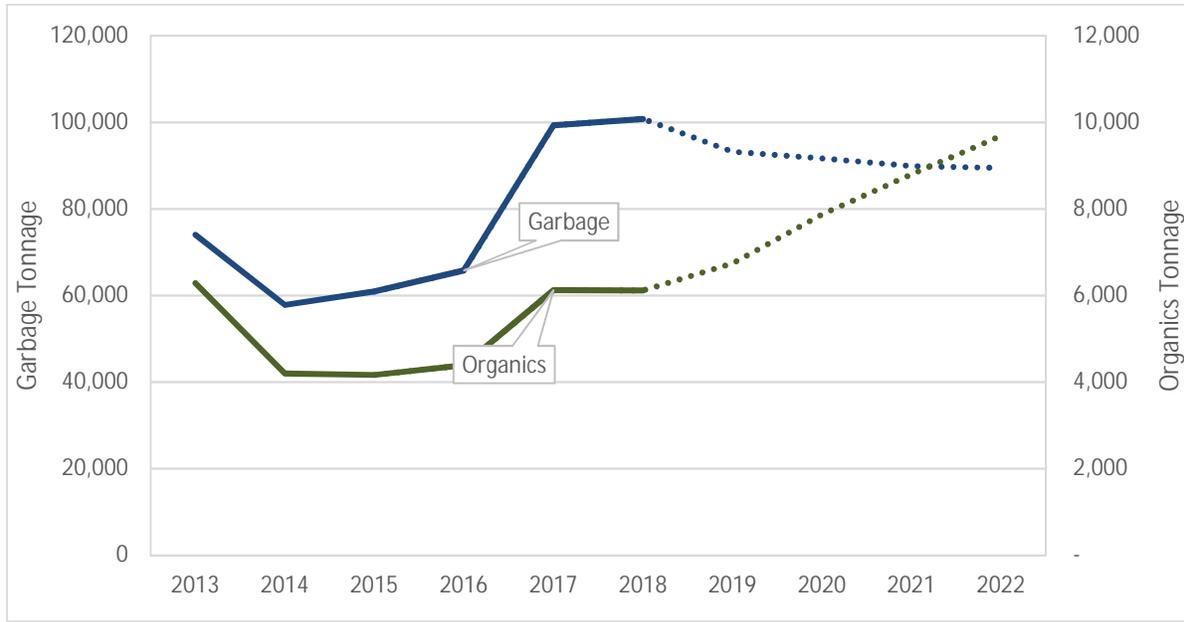
Weekly curbside volume has been declining as customers switch to smaller containers and single-family homes are replaced with multi-family development. These trends are expected to continue, especially as newer homes with smaller yards reduce the need for large yard waste containers. On-site food waste demand has increased with the expansion of multi-family housing and the increased adoption of in-home diversion of food waste away from the garbage. A large increase in organics tonnage was seen following the implementation of the food waste ban in 2015, though there was not an accompanying increase in subscriptions or subscription revenue because food waste tends to be small and dense. Regardless, on-site volume is expected to continue to increase throughout the rate study period. Total organics tonnage is expected to increase 6.3 percent over the rate period.

5.6. Self-Haul

Self-Haul demand is measured in tonnage. Customers at transfer stations currently pay \$145 per ton for garbage and \$110 for organics. Vehicles are weighed and charged for their tonnage and are subject to the 0.2 ton minimum charge. Self-Haul rates are proposed to increase for this rate study period.

With temporary closure of the North Transfer Station in 2013, self-haul tonnage declined as customers postponed trips, conserved, or visited King County's transfer station in Shoreline instead. During the 2017-2019 rate study, SPU projected a slow return of these customers when the new North Transfer Station opened at the end of 2016. However, due to the increase in construction activity, tonnages increased 50% from 2016 to 2017, comparable to pre-recession levels. See Figure 5-7.

Figure 5-10: Historic and Projected Self-Haul Tonnage



6. RATE DESIGN

Rate design is the last step in the rate-setting process in which the structure and level of the rates for each of the different services and service levels is determined.

Rate design is the point at which non-cost considerations such as rate gradualism, encouraging waste reduction, low-income rate assistance, and other policy issues are factored into the rates. In some cases, these considerations result in deviations from setting rates at their cost of service.

6.1. 2020-2022 Rate Design Strategy

There have been no changes to rate design. This rate study proposes equal increases across all rates of 3.0 percent on April 1, 2020; 2.9 percent on April 1, 2021; and 2.9 percent on April 1, 2022. The following rates would remain unchanged throughout the proposed rate period:

- Zero Can/Vacancy rate: The rate paid for vacant units with no service, and a small number of legacy customers with no garbage service
- Bulky Item Pickups: \$30 charge for appliance pickups, \$20 charge for electronics, and an \$8 additional fee for items with CFCs.
- New Account Charge: \$10 fee assessed on new accounts.

6.2. Residential Curbside (Single-Family) Garbage Rates

The monthly rates charged by SPU for residential garbage can service vary with the garbage service levels to which the customer subscribes. Currently, SPU’s variable can rates are structured so that customers’ bill increases with the amount of garbage service to which they subscribe. Both single-family and multi-family dwellings can subscribe to variable can service though this service is sometimes synonymous with single-family, while on-site service (See Section 5.3) is synonymous with multi-family.

In addition to covering the cost of garbage collection, transfer, and disposal, residential can rates cover recycling collection and processing costs, part of compost collection and processing costs, and low-income rate assistance. Can rates are shown in Table 6-1. Increasing rates for larger cans provide important price signals to encourage customers to recycle, reduce waste and minimize their can size. A typical single-family customer is reported as a 32-gallon garbage can (and a 96-gallon yard waste cart).

Table 6-1: Residential Curbside (Single-Family) Rates

	2019 Adopted	2020 Proposed	2021 Proposed	2022 Proposed
Extras	\$12.00	\$12.35	\$12.70	\$13.05
Garbage Can/Cart Size				
12 Gallon (Micro)	\$24.25	\$25.00	\$25.75	\$26.50
20 Gallon (Mini)	\$29.70	\$30.60	\$31.50	\$32.40
32 Gallon (Standard)	\$38.65	\$39.80	\$40.95	\$42.15
64 Gallon	\$77.25	\$79.55	\$81.85	\$84.20
96 Gallon	\$115.90	\$119.40	\$122.85	\$126.40

6.3. Residential On-Site (Multi-Family) Garbage Rates

Residential detachable container service is available to apartment buildings with five or more residential units. Detachable rates reflect SPU’s contract payments structure and include a flat monthly account fee, a trip rate charged for each container pick-up, and a volume rate (a trip rate that varies with container size):

$$\text{Monthly Rate} = \text{Pickups per Month} * (\text{Trip Rate} + \text{Volume Rate} * \text{Container Size})$$

Dumpster rate components are designed to further encourage dumpster customers to recycle, reduce waste and minimize the number of collections per week and the number of containers. Proposed rates are below:

Table 6-2: Residential On-Site (Multi-Family) Rates

	2019 Adopted	2020 Proposed	2021 Proposed	2022 Proposed
Monthly Account Fee	\$42.50	\$43.80	\$45.05	\$46.35
<u>Detach Rate Components</u>				
Pickup Rate	\$31.80	\$32.75	\$33.70	\$34.70
Uncompacted Volume Rate	\$24.50	\$25.25	\$26.00	\$26.75
Compacted Volume Rate	\$49.75	\$51.25	\$52.75	\$54.30

Compacted rates are higher than un-compacted rates because a compacted container can hold up to five times the garbage of an un-compacted container. Based on SPU data, compacted containers weigh 2.03 times regular containers, on average. Therefore, the volume rate for compacted dumpsters is charged at 2.03 times that of uncompacted container rates.

6.4. Commercial Rates

Commercial rates include container and drop box service for both garbage and organics. Individual rate components may vary from what allocated costs dictate in an effort to further encourage dumpster customers to recycle, reduce waste and minimize the number of collections and containers. Commercial customer rate changes are identical to those for residential customers.

Can

Can service rates are shown in Table 6-3 for weekly pickup, though customers may subscribe to any frequency of pickup which is logistically feasible.

Table 6-3: Commercial Can Rates

	2019	2020	2021	2022
	Adopted	Proposed	Proposed	Proposed
On-Site Cans (Weekly Pickup)				
20-Gallon	\$35.94	\$37.02	\$38.10	\$39.19
32-Gallon	\$52.39	\$53.91	\$55.42	\$56.94
64-Gallon	\$102.40	\$105.44	\$108.47	\$111.71
96-Gallon	\$120.16	\$123.84	\$127.52	\$131.20

Detach (Dumpsters)

Detach services include uncompacted and compacted service. The contents of the container are tipped into the collection vehicle and customers are charged for each tip (pick up), regardless of the amount of waste within the container. The formula for commercial detachable rates is the same as for residential customers:

$$\text{Monthly Rate} = \text{Trip Rate} * \text{Pickups per Month} + \text{Volume Rate} * (\text{Pickups Per Month} * \text{Container Size})$$

Table 6-4: Commercial Detach Rates

	2019	2020	2021	2022
	Adopted	Proposed	Proposed	Proposed
Monthly Account Fee	\$28.60	\$29.45	\$30.30	31.20
Detach Rates				
Pickup Rate	\$18.65	\$19.20	\$19.75	\$20.30
Uncompacted Volume Rate	\$31.50	\$32.45	\$33.40	\$34.35
Compacted Volume Rate	\$64.00	\$65.90	\$67.80	\$69.75

Drop Box

Drop box service customers are delivered a roll-off container that is then picked up and transferred for disposal through one of the transfer stations. Customers are charged for the delivery of the container, the pick-up of the container, a rental/account fee, and a per ton (disposal) fee for its content. The disposal fee is intended to cover SPU's cost of transfer and disposal, taxes on the tons disposed, and a portion of SPU's administrative costs. Proposed drop box fees can be found in Table 6-5.

Table 6-5: Dropbox Detach Rates

	2019	2020	2021	2022
	Adopted	Proposed	Proposed	Proposed
Monthly Account Fee	\$122.40	\$126.05	\$129.70	\$133.45
Pickup Rate	\$236.25	\$243.35	\$250.40	\$257.65

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V2

Tonnage Rate	\$201.50	\$207.55	\$213.57	\$219.76
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6.5. Organics Rates

Organics service is divided into curbside and on-site rates. Curbside rates are generally single-family yard waste customers, while on-site rates are multi-family and commercial food waste customers. On-site food waste rates are based on commercial garbage can rates, but a 32 percent discount is offered for organics. Detach is also available at the same pickup and volume rate as detach commercial garbage, but again with a 32 percent discount.

Table 6-6: Organics Rates

	2019	2020	2021	2022
	Adopted	Proposed	Proposed	Proposed
Curbside Yard waste Weekly (Single-Family)				
20-Gallon (Mini)	\$6.40	\$6.60	\$6.80	\$7.00
32-Gallon	\$9.60	\$9.90	\$10.20	\$10.50
96-Gallon (Standard)	\$12.30	\$12.65	\$13.00	\$13.40
On-Site Food waste Cans (Multi-Family, Commercial)				
32-Gallon	\$35.63	\$36.66	\$37.69	\$38.72
64-Gallon	\$69.64	\$71.70	\$73.76	\$75.97
96-Gallon	\$81.71	\$84.21	\$86.71	\$89.22

6.6. Transfer Station Rates

Transfer station rate increases are included in the rate proposal. Vehicles are weighed and charged for their tonnage and are subject to the 0.2 ton minimum charge.

Table 6-7: Transfer Station Rates

	2019	2020	2021	2022
	Adopted	Proposed	Proposed	Proposed
Garbage				
Minimum	\$30	\$31	\$32	\$33
Per Ton	\$145	\$149	\$153	\$158
Organics				
Minimum	\$20	\$21	\$21	\$22
Per Ton	\$110	\$113	\$116	\$119

6.7. Other Rates

Other rates include ancillary charges for cleaning, locking and unlocking, and secured building entry fees, among others. This category also includes rates which only apply to specific customers such as railhead disposal fees or CAP.

The rates in this category will increase by the same percentage as the rates described above. Ancillary charges are roughly 3.2 percent of residential garbage revenue and 1.2 percent of commercial revenue, or about \$1.8 million in 2018. A full list of ancillary rates is located in Appendix E Rate Tables.

Railhead Disposal (Argo Direct) Fee

Non-contract commercial waste is brought by private transfer stations to the railhead in south Seattle, where it is placed on a train and taken to the landfill in Arlington, Oregon. Railhead tonnage is not a significant source of revenue and makes up less than one percent of SPU’s total tonnage. There is a 25-ton minimum charge.

Table 6-8: Railhead Disposal (Argo Direct) Fee

	2019	2020	2021	2022
	Adopted	Proposed	Proposed	Proposed
Railhead Rate per Ton	\$128.80	\$132.70	\$136.50	\$140.50
Minimum	\$3,220.00	\$3,316.60	\$3,412.80	\$3,511.80

Clear Alley Program (CAP) Bag Rates

Starting in 2009, residential and commercial customers located within areas designated by SPU, and whose containers were located in the right-of-way, were required to subscribe to a pre-paid bag service in lieu of container service. Rates for the service are designed so that customers pay a bill equivalent to bills paid by detach customers on a volume basis.

Table 6-9: Clear Alley Program (CAP) Bag Rates

	2019	2020	2021	2022
	Adopted	Proposed	Proposed	Proposed
Garbage Bag Size				
15-Gallon	\$5.10	\$5.25	\$5.40	\$5.55
30-Gallon	\$7.30	\$7.50	\$7.70	\$7.90
Organics Bag Size				
15-Gallon	\$3.45	\$3.55	\$3.65	\$3.75
30-Gallon	\$4.95	\$5.10	\$5.25	\$5.40

7. UTILITY DISCOUNT PROGRAM

Qualified low-income customers receive a 50 percent discount on their solid waste bill or a fixed credit on their Seattle City Light bill (if they do not receive an SPU bill directly). For can customers, the fixed credit is equal to 50% of the typical solid waste customer’s bill (i.e., 50%of the single can rate plus food and yard waste. For apartment dwellers the fixed credit is equal to 50% of the average dumpster bill per household). This approach is consistent with the other City utilities.

There is no discount on extra garbage or food and yard waste charges for qualified low-income customers. Extra garbage or food and yard waste is billed at full rates. Low income rate credits can be found in Table 7-1.

Table 7-1: Proposed UDP Rates and Credits

Customer Type	2019 Adopted	2020 Proposed	2021 Proposed	2022 Proposed
Seattle Public Utilities Discounts				
SPU Customer Discount	50% Discount	50% Discount	50% Discount	50% Discount
Seattle City Light Credits				
Multi-Family Can Customer	\$19.30	\$19.90	\$20.50	\$21.10
Multi-Family Detach Customer	\$15.80	\$16.25	\$16.70	\$17.20
Organics	\$6.20	\$6.40	\$6.60	\$6.80

Utility Low Income Emergency Assistance Program

The Emergency Assistance Program offers eligible low-income customers facing shut off due to delinquent bills an emergency credit of 50% off their past-due combined bill, up to a maximum credit of \$424 (in 2019) for wastewater, water, and solid waste bills combined. They are eligible to receive this credit once per calendar year or twice per calendar year if children under the age of 18 live in the household. In 2012 the eligibility requirements were changed from 120% of the federal poverty level to 70%of state median income leading to increased usage of this service. Annual solid waste charges to this program do not exceed \$100,000 and are not a significant expense to the SWF.

APPENDIX A STATEMENT OF OPERATING RESULTS

The Statement of Operating Results shows all components of the debt service coverage calculations. It does not display non-cash expenses.

Statement of Operating Results (\$ Millions)

	2018	2019	2020	2021	2022	2023
	Actual	Projected	Proposed	Proposed	Proposed	Estimated
Operating Revenue						
Direct Service	131.2	132.5	138.4	143.2	148.1	153.5
Commercial	63.3	63.9	65.8	67.7	69.7	71.8
Other	21.3	16.2	16.6	17.9	19.2	20.8
RSF Withdrawals (Deposits)	(10.2)	(0.3)	-	-	-	-
Total Operating Revenue	205.6	212.3	220.9	228.9	237.1	246.1
Operating Expenses						
Contracts	108.0	112.8	116.9	122.3	127.8	133.7
Branch O&M	43.2	46.6	48.9	51.7	54.5	56.5
Taxes	28.6	28.6	29.8	30.6	31.6	32.4
Depreciation	14.9	13.3	13.2	13.6	14.4	14.9
Total Operating Expenses	194.7	201.4	208.8	218.2	228.4	237.6
Net Operating Income	10.9	10.9	12.1	10.7	8.7	8.5
Other Income (Expenses)						
Investment, Sales, and Other	1.7	0.7	0.6	0.5	0.4	0.4
Interest Expense	(8.0)	(7.2)	(6.8)	(6.4)	(5.9)	(5.6)
Total Other Income (Expenses)	(6.2)	(6.5)	(6.2)	(5.9)	(5.5)	(5.2)
Contributions and Grants	0.3	0.1	0.1	0.1	0.1	0.1
Net Income (Loss)	5.0	4.5	6.0	4.9	3.3	3.4
Revenue Available for Debt Service						
With Credit for Taxes	55.5	50.6	52.7	52.2	51.8	52.7
Without Credit for Taxes	29.8	25.2	26.2	25.0	23.8	24.1
Annual Debt Service	15.9	15.9	15.4	15.4	15.4	15.4
Debt Service Coverage						
With Credit for Taxes (Target = 1.7)	3.50	3.19	3.41	3.38	3.36	3.41
Without Credit for Taxes (Target = 1.5)	1.88	1.59	1.70	1.62	1.54	1.56

APPENDIX B STATEMENT OF CASH FLOW

	2018	2019	2020	2021	2022	2023
	Actual	Projected	Proposed	Proposed	Proposed	Estimated
Starting Balance	55.9	60.1	50.8	45.8	31.8	28.9
Additions to Cash						
Operating Revenues	205.6	212.3	220.9	228.9	237.1	246.1
Non-Operating Revenues	1.8	1.0	0.9	0.8	0.7	0.6
Grants	0.3	0.1	0.1	0.1	0.1	0.1
Total Additions to Cash	207.7	213.3	221.9	229.8	237.8	246.8
Deductions from Cash						
Contracts	108.0	112.8	116.8	122.3	127.8	133.7
Branch O&M	40.9	43.6	45.9	48.7	51.5	53.5
Cash Contributions to CIP	3.5	3.6	19.0	26.7	14.5	13.1
Taxes	28.6	28.6	29.9	30.7	31.6	32.3
Debt Service	15.9	15.9	15.4	15.4	15.4	15.4
Adjustments	6.6	18.4	-	-	-	-
Total Deductions from Cash	203.6	222.8	226.9	243.8	240.8	248.2
Ending Cash Balance	60.1	50.8	45.8	31.8	28.9	27.5

APPENDIX C COST ALLOCATION

This appendix contains a list of cost centers, budgeted costs for 2020, and an allocation to general customer classes. Some totals may not add due to rounding; table is in thousands of dollars.

Cost Center	Allocation Method	Residential	Commercial	Transfer Station	Total
SPU Branch O&M		21%	20%	30%	21%
Billing	Customer Counts and Trips	5,498	0	0	5,498
Environmental	Garbage Tonnage	631	840	368	1,839
G&A - Contract Management	Management Estimates	2,881	960	0	3,841
Transfer Stations - Hauling (All)	Tonnage	249	174	59	482
Transfer Stations - Operations	Tonnage	5,475	3,825	1,290	10,590
G&A - General	Tonnage	16,016	6,013	897	22,925
HR	Proportional Assignment	587	220	33	840
Contract Expense		55%	51%	40%	54%
N000156 Single Family Garbage	Direct Assignment	16,963	-	-	16,963
N000159 Single Family Recycling	Direct Assignment	11,040	-	-	11,040
N000157 Single Family Compost	Direct Assignment	17,895	91	-	17,986
N000156 Multi Family Garbage	Direct Assignment	7,064	-	-	7,064
N000159 Multi Family Recycling	Direct Assignment	6,051	-	-	6,051
N000157 Multi Family Compost	Direct Assignment	462	-	-	462
N000156 Commercial Garbage	Direct Assignment	-	20,554	-	20,554
N000157 Commercial Compost	Direct Assignment	-	966	-	966
N000159 Commercial Recycling	Direct Assignment	-	122	-	122
N050501 Long-Haul Disposal	Tonnage	5,652	7,526	3,296	16,474
N050107 Garbage Transfer/Processing	Tonnage	6	8	4	18
N050107 Recycling	Tonnage	9,005	-	-	9,005
N050107 Compost	Tonnage	4,907	260	236	5,402
N050201 LHWMP	Volume	2,731	1,431	-	4,161
Taxes		13%	16%	13%	14%
City Utility Tax	Ad-hoc	15,147	6,621	0	21,768
City Tonnage Tax	Tonnage	1,589	2,116	927	4,631
State B&O Tax	Revenue	2,283	998	197	3,478
CIP, Financial Policies, and Non-Rates Revenues	Ad-hoc	3,889	4,762	750	9,400
Solid Waste Fund Total	Total in Dollars	148,251	60,676	8,8.2	217,759
	Class Share of SWF Total	68%	28%	4%	100%

APPENDIX D DEMAND ANALYSIS

The following is an overview of the demand projection for the major demand categories. Actuals may not match those published elsewhere by SPU.

Customer Class	Rate	2018 Actual	2019 Projected	2020 Proposed	2021 Proposed	2022 Proposed	2023 Estimated
Residential	0 Can	1,170	1,030	813	596	380	163
Curbside	12-Gallon	22,419	23,512	24,403	25,292	26,181	27,069
Can Pickups	20-Gallon	49,372	50,508	51,392	52,274	53,155	54,037
	32-Gallon	85,322	82,445	80,898	79,355	77,812	76,269
	64-Gallon	7,949	8,088	8,307	8,525	8,743	8,961
	96-Gallon	2,945	3,015	3,225	3,434	3,644	3,853
	Total	169,177	168,598	169,037	169,476	169,914	170,353
Residential On-Site Detach	Accounts	5,320	5,322	5,332	5,343	5,354	5,364
	Pickups	39,024	38,747	38,954	39,161	39,368	39,575
	Volume (Cubic Yards)	88,693	88,367	89,715	91,060	92,405	93,750
Commercial Garbage	Accounts	8,028	8,000	7,971	7,941	7,911	7,882
	Pickups	77,651	76,449	76,934	77,417	77,901	78,385
	Volume (Cubic Yards)	101,848	99,775	99,654	99,533	99,413	99,292
	Dropbox Tonnage	4,052	3,942	3,891	3,841	3,790	3,739
Organics Yard waste Pickups	13-Gallon	35,956	36,096	36,738	37,378	38,018	38,658
	32-Gallon	24,959	26,808	28,794	30,775	32,756	34,737
	96-Gallon	95,875	94,990	94,311	93,634	92,957	92,280
	Total	156,790	157,894	159,843	161,788	163,732	165,676
Organics Food waste Pickups	Pickups	2,148	2,149	2,144	2,139	2,135	2,130
	Volume (Cubic Yards)	11,032	11,827	12,623	13,416	14,210	15,004
Transfer Station Tonnage	Garbage	100,807	93,241	91,682	89,959	89,506	89,333
	Organics	6,121	6,746	7,873	8,799	9,689	10,478
System-wide Tonnage	Garbage	354,690	345,063	350,868	354,952	360,753	367,126
	Organics	103,962	105,338	109,301	112,272	114,616	116,893
	Recycling	90,260	90,408	92,801	94,089	95,093	96,230

APPENDIX E RATE TABLES

Most solid waste rates are rounded to the nearest nickel.

Customer	Rate	2019 Adopted	2020 Proposed	2021 Proposed	2022 Proposed
April 1 Rate Increase		4.0%	3.0%	2.9%	2.9%
Residential Curbside Can	0 Can	6.85	6.85	6.85	6.85
	12-Gallon	24.25	25.00	25.70	26.45
	20-Gallon	29.70	30.60	31.50	32.40
	32-Gallon	38.65	39.80	40.95	42.15
	64-Gallon	77.25	79.55	81.85	84.20
	96-Gallon	115.90	119.40	122.85	126.40
	Extras	12.00	12.35	12.70	13.05
Residential On-Site Detach	Account Fee	42.50	43.80	45.05	46.35
	Pickup Charge	31.80	32.75	33.70	34.70
	Uncompacted Volume	24.50	25.25	26.00	26.75
	Compacted Volume	49.75	51.25	52.75	54.30
Yard waste	13-Gallon	6.40	6.60	6.80	7.00
	32-Gallon	9.60	9.90	10.20	10.50
	96-Gallon	12.30	12.65	13.00	13.40
	Extras	6.15	6.35	6.55	6.75
Food waste	32-Gallon	35.63	36.70	37.80	38.90
	64-Gallon	69.64	71.75	73.85	76.00
	96-Gallon	81.71	84.15	86.55	89.10
Commercial Cans	20-Gallon	35.94	37.02	38.10	39.19
	32-Gallon	52.39	53.91	55.42	56.94
	64-Gallon	102.40	105.44	108.47	111.71
	96-Gallon	120.16	123.84	127.52	131.20
Commercial Detach	Account Fee	28.60	29.45	30.30	31.20
	Pickup Rate	18.65	19.20	19.75	20.30
	Uncompacted Volume	31.50	32.45	33.40	34.35
	Compacted Volume	64.00	65.90	67.80	69.75
Commercial Dropbox	Account Fee	122.40	126.05	129.70	133.45
	Pickup Rate	236.25	243.35	250.40	257.65
	Tonnage Rate	201.50	207.55	213.55	219.75

Summary Ex A – 2020-22 Solid Waste Rate Study
V2

Clear Alley Rates	15-Gallon Garbage Bag	5.10	5.25	5.40	5.55
	30-Gallon Garbage Bag	7.30	7.50	7.70	7.90
	15-Gallon Organics Bag	3.45	3.55	3.65	3.75
	30-Gallon Organics Bag	4.95	5.10	5.25	5.40
Ancillary Rates	Can/Cart Delivery	29.65	30.55	31.45	32.35
	Dumpster Delivery	35.65	36.70	37.75	38.85
	Small Roll-off Delivery	47.40	48.80	50.20	51.65
	Large Roll-off Delivery	74.20	76.45	78.65	80.95
	Can/Cart Rollout/Reposition	3.00	3.10	3.20	3.30
	Detach Rollout/Reposition	8.80	9.05	9.30	9.55
	Enter Secure Building	5.90	6.10	6.30	6.50
	Dumpster Cleaning	44.50	45.85	47.20	48.55
	Roll-off Cleaning	59.30	61.10	62.85	64.65
	Can/Cart Cleaning	11.85	12.20	12.55	12.90
	Connect/Disconnect	50.40	51.90	53.40	54.95
	Dry Run	103.80	106.90	110.00	113.20
	Truck, Hourly Special	266.95	274.95	282.90	291.10
	Swamper, Hourly Special	88.85	91.50	94.15	96.90
Misc., Bulky, Etc.	Garbage Curbside Extra	12.00	12.35	12.70	13.05
	Organics Curbside Extra	6.15	6.35	6.55	6.75
	Organics On-Site Extra	8.15	8.40	8.65	8.90
	CFCs Charge	8.00	8.00	8.00	8.00
	Electronics	20.00	20.00	20.00	20.00
	Bulky Item/Appliance	30.00	30.00	30.00	30.00
Transfer Station Rates	Garbage, per Ton	145.00	149.00	153.00	157.00
	Garbage, Minimum Charge	30.00	31.00	32.00	33.00
	Organics, per Ton	110.00	113.00	116.00	119.00
	Organics, Minimum Charge	20.00	21.00	21.00	22.00
	Vehicle Tires	13.00	13.00	13.00	13.00
	Large Appliances	30.00	30.00	30.00	30.00



Legislation Text

File #: CB 119674, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to the electric system of The City of Seattle; adopting a system or plan of additions and betterments to and extensions of the existing municipal light and electric power generation, transmission, and distribution system of the City; authorizing the issuance and sale of municipal light and power revenue bonds for the purposes of providing funds to pay part of the cost of carrying out that system or plan, providing for the reserve fund requirement (if any), and paying the costs of issuance of the bonds; providing parameters for the bond sale terms including conditions, covenants, and other sale terms; describing the lien of the bonds and authorizing their issuance as either senior lien parity bonds or junior lien bonds; and ratifying and confirming certain prior acts.

WHEREAS, The City of Seattle (the “City”) owns, operates and maintains a municipal light and electric power generation, transmission, and distribution system (the “Light System”) which Light System has from time to time required various additions, improvements, betterments, and extensions; and

WHEREAS, the City needs to acquire and construct certain additions, improvements, and betterments to and extensions of the Light System (the “Plan of Additions”) as described in this ordinance, and needs to borrow funds to pay a portion of the costs of carrying out such Plan of Additions; and

WHEREAS, the City currently has outstanding certain municipal light and power revenue bonds (as identified in Exhibit A, the “Outstanding Parity Bonds”) having a charge and lien upon Gross Revenues of the Light System available after payment of Operating and Maintenance Expense (“Net Revenue”) prior and superior to all other charges whatsoever; and

WHEREAS, pursuant to the Outstanding Parity Bond Ordinances, the City reserved the right to issue additional municipal light and power revenue bonds (“Future Parity Bonds”) having a lien and charge on Net Revenue of the Light System on parity with the lien and charge of the Outstanding Parity Bonds, upon

satisfaction of certain conditions (the “Parity Conditions”); and

WHEREAS, pursuant to the Outstanding Parity Bond Ordinances, the City also reserved the right to issue additional municipal light and power revenue bonds or other obligations having a lien and charge on Net Revenue of the Light System that is junior and subordinate to the lien and charge of the Outstanding Parity Bonds (the “Junior Lien Bonds”); and

WHEREAS, after due consideration, the City has determined that it is in the best interest of the City and its ratepayers to authorize, subject to the provisions of this ordinance, the issuance and sale of municipal light and power revenue bonds as either Parity Bonds or Junior Lien Bonds to pay part of the cost of the Plan of Additions, to provide for the reserve fund requirement (if any), and to pay the costs of issuance of those bonds; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. **Definitions.** As used in this ordinance, the following capitalized terms shall have the meanings set forth below.

“**Accreted Value**” means with respect to any Capital Appreciation Bond (a) as of any Valuation Date, the amount determined for such Valuation Date in accordance with the applicable Bond Documents, and (b) as of any date other than a Valuation Date, the sum of (i) the Accreted Value on the preceding Valuation Date and (ii) the product of (A) a fraction, the numerator of which is the number of days having elapsed from the preceding Valuation Date and the denominator of which is the number of days from such preceding Valuation Date to the next succeeding Valuation Date, calculated based on the assumption that Accreted Value accrues during any semiannual period in equal daily amounts on the basis of a year of twelve 30-day months, and (B) the difference between the Accreted Values for such Valuation Dates.

“**Adjusted Net Revenue**” means Net Revenue, less any deposits into the Rate Stabilization Account and plus any withdrawals from the Rate Stabilization Account. In calculating Net Revenue, the City may include the Tax Credit Subsidy Payments the City expects to receive from the federal government in respect to

the interest on any Tax Credit Subsidy Bonds (or with respect to which the federal government will provide direct payments). In a Parity Certificate, Adjusted Net Revenue is subject to further adjustment as set forth in Section 18(a)(ii). In a Junior Lien Coverage Certificate, Adjusted Net Revenue is subject to further adjustment as set forth in Section 18(b)(ii).

“**Alternate Reserve Security**” means Qualified Insurance or a Qualified Letter of Credit that is used by the City to satisfy part or all of the Reserve Fund Requirement, and that is not cancelable on less than five years’ notice.

“**Annual Debt Service**” means, with respect to either Parity Bonds (or a series of Parity Bonds) (“**Annual Parity Bond Debt Service**”) or Junior Lien Bonds (or a series of Junior Lien Bonds) (“**Annual Junior Lien Debt Service**”), as applicable, the sum of the amounts required in a calendar year to pay the interest due in such calendar year (excluding interest to be paid from the proceeds of the sale of bonds), the principal of Serial Bonds maturing in such calendar year, and the Sinking Fund Requirements for any Term Bonds due in such calendar year. Additionally, for purposes of this definition:

(a) **Calculation of Interest Due - Generally.** Except as otherwise provided below, interest shall be calculated based on the actual amount of accrued, accreted, or otherwise accumulated interest that is payable in respect of the relevant series of Parity Bonds or Junior Lien Bonds, as applicable, taken as a whole, at the rate or rates set forth in the applicable Bond Documents.

(b) **Capital Appreciation Bonds.** The principal and interest portions of the Accreted Value of Capital Appreciation Bonds becoming due at maturity or by virtue of a Sinking Fund Requirement shall be included in the calculations of accrued and unpaid and accruing interest or principal in such manner and during such period of time as is specified in the Bond Documents applicable to such Capital Appreciation Bonds.

(c) **Variable Interest Rate Bonds.**

(i) **Assumed Interest on Variable Interest Rate Parity Bonds.** The amount of interest deemed to be payable on any series of Parity Bonds that are Variable Interest Rate Bonds shall be calculated on

the assumption that the interest rate on those bonds is equal to the rate that is 90% of the average RBI during the four calendar quarters ending at least 15 days preceding the quarter in which the calculation is made. *Upon the Parity Covenant Date, the following sentence shall replace the immediately preceding sentence: The amount of interest deemed to be payable on any series of Parity Bonds that are Variable Interest Rate Bonds shall be calculated on the assumption that the interest rate on those bonds is equal to the highest 12-month rolling average of the SIFMA Municipal Swap Index over the preceding ten years. And, upon the Second Parity Covenant Date, a five-year look-back period shall be substituted for the ten-year period referenced in the immediately preceding sentence.*

(ii) **Assumed Interest on Variable Interest Rate Junior Lien Bonds.** The amount of interest deemed to be payable on any series of Junior Lien Bonds that are Variable Interest Rate Bonds shall be calculated on the assumption that the interest rate on those bonds is equal to the highest 12-month rolling average (ending with the month preceding the date of the calculation) of the SIFMA Municipal Swap Index over the preceding five years.

(d) **Interest on Bonds with Respect to Which a Payment Agreement is in Force.** In general, debt service on any bonds (Parity Bonds or Junior Lien Bonds, as applicable) with respect to which a Payment Agreement is in force shall be based on the net economic effect on the City expected to be produced by the terms of the applicable Bond Documents and the terms of the Payment Agreement. For example, if the net effect of the Payment Agreement on a series of bonds otherwise bearing interest at a variable interest rate is to produce an obligation bearing interest at a fixed rate, the relevant series of bonds shall be treated as fixed rate bonds. And if the net effect of the Payment Agreement on a series of bonds otherwise bearing interest at a fixed interest rate is to produce an obligation bearing interest at a variable interest rate, the relevant series of bonds shall be treated as Variable Interest Rate Bonds.

Accordingly, the amount of interest deemed to be payable on any series of Parity Bonds (or Junior Lien Bonds, as applicable) with respect to which a Payment Agreement is in force shall be an amount equal to the

amount of interest that would be payable at the rate or rates stated in or determined pursuant to the applicable Bond Documents, plus Payment Agreement Payments, minus Payment Agreement Receipts. For the purposes of calculating as nearly as practicable Payment Agreement Receipts and Payment Agreement Payments under a Payment Agreement that includes a variable rate component determined by reference to a pricing mechanism or index that is not the same as the pricing mechanism or index used to determine the variable rate interest component on the series of bonds to which the Payment Agreement is related, it shall be assumed that: (i) the fixed rate used in calculating Payment Agreement Payments will be equal to 105% of the fixed rate specified by the Payment Agreement, and (ii) the pricing mechanism or index specified by the Payment Agreement is the same as the pricing mechanism or index specified by the applicable Bond Documents. Notwithstanding the other provisions of this definition, the City shall not be required to (but may in its discretion) take into account in determining Annual Debt Service the effects of any Payment Agreement that has a term of ten years or less.

(e) **Parity Payment Agreements; Junior Lien Payment Agreements.** For any period during which Payment Agreement Payments under a Parity Payment Agreement (or Junior Lien Payment Agreement, as applicable) are taken into account in determining Annual Debt Service on the related Parity Bonds (or Junior Lien Bonds, as applicable) under subsection (d), no additional debt service shall be taken into account with respect to that Parity Payment Agreement (or a Junior Lien Payment Agreement, as applicable). However, for any period during which Payment Agreement Payments are not taken into account under subsection (d) because the Parity Payment Agreement (or Junior Lien Payment Agreement, as applicable) is not then related to any outstanding Parity Bonds (or Junior Lien Bonds, as applicable), payments on that Payment Agreement shall be taken into account by assuming:

(i) **If City is Obligated to Make Payments Based on Fixed Rate.** If the City is obligated to make Payment Agreement Payments based on a fixed rate and the Qualified Counterparty is obligated to make payments based on a variable rate index, it shall be assumed that payments by the City will be based on the assumed fixed payor rate, and that payments by the Qualified Counterparty will be based on a rate equal to

the average rate determined by the variable rate index specified by the Payment Agreement during the four calendar quarters preceding the quarter in which the calculation is made.

(ii) **If City is Obligated to Make Payments Based on Variable Rate Index.** If the City is obligated to make Payment Agreement Payments based on a variable rate index and the Qualified Counterparty is obligated to make payments based on a fixed rate, it shall be assumed that payments by the City will be based on a rate equal to the average rate determined by the variable rate index specified by the Payment Agreement during the four calendar quarters preceding the quarter in which the calculation is made, and that the Qualified Counterparty will make payments based on the fixed rate specified by the Payment Agreement.

(f) **Balloon Bonds.** *Upon the Parity Covenant Date, the following sentence shall become effective: In calculating Annual Debt Service for any series of Parity Bonds, the City may in its discretion treat the debt service requirements with respect to Parity Bonds that are Balloon Bonds (including principal of and interest on such bonds at the applicable rate or rates) as being amortized in approximately equal annual installments over a period equal to the longer of 30 years or the remaining term of such series of Parity Bonds.*

In calculating Annual Debt Service for any series of Junior Lien Bonds, the City may in its discretion treat the debt service requirements with respect to Junior Lien Bonds that are Balloon Bonds (including principal of and interest on such bonds at the applicable rate or rates) as being amortized in approximately equal annual installments over a period equal to the longer of 30 years or the remaining term of such series of Junior Lien Bonds.

(g) **Adjustments for Defeased Bonds.** For purposes of determining compliance with the rate covenants set forth in Sections 17(a)(ii) and 17(b)(ii), calculating the Reserve Fund Requirement, and making coverage ratio calculations in connection with the delivery of a Parity Certificate or Junior Lien Coverage Certificate, Annual Debt Service shall be adjusted as set forth in Section 20(d).

(h) **Reimbursement Obligations.** If any payment under a Parity Reimbursement Obligation is then

due and payable, or is then reasonably expected to become due and payable, the reasonably estimated amount and timing of such payment, calculated in accordance with applicable generally accepted accounting principles and as reflected in the annual financial statements of the Light System, shall be included in calculating Annual Debt Service for purposes of delivering a Parity Certificate. If any payment under a Parity Reimbursement Obligation, an Intermediate Lien Reimbursement Obligation, or a Junior Lien Reimbursement Obligation is then due and payable, or is then reasonably expected to become due and payable, the reasonably estimated amount and timing of such payment, calculated in accordance with applicable generally accepted accounting principles and as reflected in the annual financial statements of the Light System, shall be included in calculating Annual Junior Lien Debt Service for purposes of delivering a Junior Lien Coverage Certificate.

“Authorized Denomination” means \$5,000 or any integral multiple thereof within a maturity of a Series, or such other minimum authorized denominations as may be specified in the applicable Bond Documents.

“Average Annual Debt Service” means, for purposes of calculating the Reserve Fund Requirement with respect to all Parity Bonds outstanding at the time of calculation, the sum of the Annual Parity Bond Debt Service remaining to be paid to the last scheduled maturity of the applicable Parity Bonds, divided by the number of years such Parity Bonds are scheduled to remain outstanding.

“Balloon Bonds” means any series of either Parity Bonds or Junior Lien Bonds, as applicable, the aggregate principal amount (including Sinking Fund Requirements) of which becomes due and payable in any calendar year in an amount that constitutes 25% or more of the initial aggregate principal amount of such series.

“Beneficial Owner” means, with regard to a Bond, the owner of any beneficial interest in that Bond.

“Bond” means a municipal light and power revenue bond issued pursuant to this ordinance.

“Bond Counsel” means a lawyer or a firm of lawyers, selected by the City, of nationally recognized standing in matters pertaining to bonds issued by states and their political subdivisions.

“Bond Documents” means (a) (i) with respect to any Series of the Bonds, this ordinance (including any amendatory or supplemental ordinances), (ii) with respect to a series of Parity Bonds other than a Series of the Bonds, the applicable Parity Bond Ordinance(s), and (iii) with respect to any Junior Lien Bonds other than a Series of the Bonds, the applicable Junior Lien Bond Ordinance(s); (b) the authenticated bond form; and (c) the written agreement(s) setting forth the Bond Sale Terms and additional terms, conditions, or covenants pursuant to which such bond was issued and sold, as set forth in any one or more of the following (if any): (i) a sale resolution, (ii) a bond purchase contract (as defined in the applicable authorizing ordinance), (iii) a bond indenture or a fiscal agent or paying agent agreement (other than the State fiscal agency contract), and (iv) a direct purchase or continuing covenant agreement.

“Bond Owners’ Trustee” means a bank or trust company organized under the laws of the State, or a national banking association, appointed in accordance with Section 24(e) of this ordinance to act as trustee on behalf of the owners, from time to time, of either the outstanding Parity Bonds or the outstanding Junior Lien Bonds, as the case may be.

“Bond Purchase Contract” means a written offer to purchase a Series of the Bonds pursuant to certain Bond Sale Terms, which offer has been accepted by the City in accordance with this ordinance. In the case of a competitive sale, the Purchaser’s bid for a Series, together with the official notice of sale and a Pricing Certificate confirming the Bond Sale Terms, shall comprise the Bond Purchase Contract.

“Bond Register” means the books or records maintained by the Bond Registrar for the purpose of registering ownership of each Bond.

“Bond Registrar” means the Fiscal Agent (unless the Director of Finance appoints a different person to act as bond registrar with respect to a particular Series), or any successor bond registrar selected in accordance with the Registration Ordinance.

“Bond Sale Terms” means the terms and conditions for the sale of a Series of the Bonds approved by the Director of Finance consistent with the parameters set forth in Section 5, including the maximum principal

amount, date or dates, denominations, interest rate or rates (or mechanism for determining the interest rate or rates), payment dates, final maturity, redemption rights, price, and other terms, conditions or covenants. In connection with a negotiated sale or private placement, the Bond Sale Terms shall be set forth in the Bond Purchase Contract; in connection with a competitive sale, the Bond Sale Terms shall be set forth in a Pricing Certificate.

“Book-Entry Form” means a fully registered form in which physical bond certificates are registered only in the name of the Securities Depository (or its nominee), as Registered Owner, with the physical bond certificates held by and “immobilized” in the custody of the Securities Depository or its designee, where the system for recording and identifying the transfer of the ownership interests of the Beneficial Owners in those Bonds is neither maintained by nor the responsibility of the City or the Bond Registrar.

“CIP” means the portion or portions of the “2019-2024 Capital Improvement Program” adopted by the City in Ordinance 125724 relating to the Light System, together with those portions of any previously adopted capital improvement program of the City relating to the Light System, as the CIP may be amended, updated, supplemented, or replaced from time to time by ordinance.

“Capital Appreciation Bond” means any Parity Bond or Junior Lien Bond, all or a portion of the interest on which is compounded and accumulated at the rates or in the manner, and on the dates, set forth in the applicable Bond Documents, and is payable only upon redemption or on the maturity date of such Capital Appreciation Bond. A Parity Bond or a Junior Lien Bond that is issued as a Capital Appreciation Bond, but which later converts to an obligation on which interest is paid periodically, shall be a Capital Appreciation Bond until the conversion date and thereafter shall no longer be a Capital Appreciation Bond, but shall be treated as having a principal amount equal to its Accreted Value on the conversion date. For purposes of (a) receiving payment of the redemption premium, if any, on a Capital Appreciation Bond that is redeemed prior to maturity, or (b) computing the principal amount of Parity Bonds (or Junior Lien Bonds, a applicable) held by the Owner of a Capital Appreciation Bond in connection with any notice, consent, request, or demand pursuant

to this ordinance or for any purpose whatsoever, the principal amount of a Capital Appreciation Bond shall be deemed to be its Accreted Value at the time that such notice, consent, request, or demand is given or made.

“City” means The City of Seattle, Washington, a municipal corporation duly organized and existing under the laws of the State.

“City Council” means the City Council of the City, as duly and regularly constituted from time to time.

“Code” means the Internal Revenue Code of 1986, or any successor thereto, as it has been and may be amended from time to time, and regulations thereunder.

“Conservation Plan” means the Conservation Potential Assessment 2016 of the City with respect to the Light System endorsed by the City Council in Resolution 31631, adopted January 11, 2016, as that plan may be amended, updated, supplemented or replaced from time to time, to the extent that funds are appropriated by the City therefor.

“Construction Account” means such fund, subfund or account within the Light Fund as may be designated from time to time by the Director of Finance for the payment of costs of the Plan of Additions.

“Continuing Disclosure Agreement” means, for each Series that is sold in an offering subject to federal securities regulations requiring a written undertaking to provide continuing disclosure, a continuing disclosure agreement entered into pursuant to Section 22 in substantially the form attached as Exhibit B.

“Deferred Hydroelectric Project Relicensing Costs” means certain costs required by the Federal Energy Regulatory Commission to be incurred as a condition of the renewal of licenses for the Light System’s hydroelectric projects, which costs are treated in the same manner as capital expenditures.

“Director of Finance” means the Director of the Finance Division of the Department of Finance and Administrative Services of the City, or any other officer who succeeds to substantially all of the responsibilities of that office.

“DTC” means The Depository Trust Company, New York, New York.

“Event of Default” has the meaning given in Section 24. A “Parity Bond Event of Default” shall refer

to those Events of Default relating to nonpayment of Parity Bonds, or defaults in respect of the Parity Bond covenants set forth herein and in the applicable Parity Bond Documents giving rise to remedies available to the owners of Parity Bonds. A “Junior Lien Bond Event of Default” shall refer to those Events of Default relating to nonpayment of Junior Lien Bonds, or in respect of the Junior Lien Bond covenants set forth herein and in the applicable Junior Lien Bond Documents giving rise to remedies available to the owners of Junior Lien Bonds.

“**Fiscal Agent**” means the fiscal agent of the State, as the same may be designated by the State from time to time.

“**Future Junior Lien Bonds**” means, with reference to any Series designated as Junior Lien Bonds, any revenue obligations of the Light System issued or entered into after the Issue Date of such Series, the payment of which constitutes a charge and lien upon Net Revenue equal in priority with the charge and lien upon such revenue for the payment of the amounts required to be paid into the Junior Lien Debt Service Fund to pay and secure payment of the Junior Lien Bonds (including Junior Lien Payment Agreements and Junior Lien Reimbursement Obligations), in accordance with the priority of payment set forth in Section 14. Future Junior Lien Bonds may include Junior Lien Payment Agreements issued in compliance with the Junior Lien Additional Bonds Test.

“**Future Parity Bond Ordinance**” means any ordinance passed by the City Council providing for the issuance and sale of a series of Future Parity Bonds, and any other ordinance amending or supplementing the provisions of any such ordinance.

“**Future Parity Bonds**” means, with reference to any Series designated as Parity Bonds, any revenue obligations of the Light System issued or entered into after the Issue Date of such Series, the payment of which constitutes a charge and lien upon Net Revenue equal in priority with the charge and lien upon such revenue for the payment of the amounts required to be paid into the Parity Bond Fund and the Reserve Fund to pay and secure payment of the Parity Bonds (including Parity Payment Agreements), in accordance with Section 14. Future Parity Bonds may include Parity Payment Agreements and any other obligations issued in compliance

with the Parity Conditions.

“Government Obligations” means, unless otherwise limited in the Bond Documents for a particular Series of the Bonds, any government obligation as that term is defined in RCW 39.53.010, as now in effect or as may hereafter be amended.

“Gross Revenues” means (a) all income, revenues, receipts and profits derived by the City through the ownership and operation of the Light System; (b) the proceeds received by the City directly or indirectly from the sale, lease or other disposition of any of the properties, rights or facilities of the Light System; (c) Payment Agreement Receipts, to the extent that such receipts are not offset by Payment Agreement Payments; and (d) the investment income earned on money held in any fund or account of the City, including any bond redemption funds and the accounts therein, in connection with the ownership and operation of the Light System. Gross Revenues do not include: (i) insurance proceeds compensating the City for the loss of a capital asset; (ii) income derived from investments irrevocably pledged to the payment of any defeased bonds payable from Gross Revenues; (iii) investment income earned on money in any fund or account created or maintained solely for the purpose of complying with the arbitrage rebate provisions of the Code; (iv) any gifts, grants, donations or other funds received by the City from any State or federal agency or other person if such gifts, grants, donations or other funds are the subject of any limitation or reservation imposed by the donor or grantor or imposed by law or administrative regulation to which the donor or grantor is subject, limiting the application of such funds in a manner inconsistent with the application of Gross Revenues hereunder; (v) the proceeds of any borrowing for capital improvements (or the refinancing thereof); and (vi) the proceeds of any liability or other insurance (excluding business interruption insurance or other insurance of like nature insuring against the loss of revenues).

“High Ross Agreement” means the agreement dated as of March 30, 1984, between the City and Her Majesty the Queen in Right of the Province of British Columbia relating to the City’s High Ross Dam.

“High Ross Capital Payments” means the deferred portion of the annual capital payments required to

be made by the City under Section 5 of the High Ross Agreement, representing the annual cost that would have been incurred by the City for the construction of the High Ross Dam.

“Intermediate Lien Reimbursement Obligation” means any payment or reimbursement obligation incurred under a written agreement entered into in connection with a series of Parity Bonds or to obtain Qualified Insurance or a Qualified Letter of Credit, under which the City’s payment obligations are expressly stated to constitute a lien and charge on Net Revenue junior in rank to the lien and charge upon such Net Revenue required to be paid into the Parity Bond Fund to pay and secure the payment of the Parity Bonds, but senior to the lien and charge upon such Net Revenue required to be paid into the Junior Lien Debt Service Fund to pay and secure the payment of the Junior Lien Bonds. For purposes of determining percentages of ownership of Bonds under this ordinance or under any Bond Documents, Intermediate Lien Reimbursement Obligations shall be deemed to have no principal amount, and any consent or similar rights (if any) shall be determined only as set forth in the applicable Intermediate Lien Reimbursement Obligations.

“Issue Date” means, with respect to a Bond, the initial date on which that Bond is issued and delivered to the initial Purchaser in exchange for its purchase price.

“Junior Lien Additional Bonds Test” means the conditions set forth in Section 18(b) for issuing additional Junior Lien Bonds (including Junior Lien Payment Agreements and Junior Lien Reimbursement Obligations).

“Junior Lien Bond” means, generally, any bond or obligation secured by a lien and charge on Net Revenue that is junior and subordinate to the lien and charge of the Parity Bonds and Intermediate Lien Reimbursement Obligations, but prior and superior to other liens and charges, in accordance with the priority of payment set forth in Section 14. The term Junior Lien Bond may refer to (a) any Bond of a Series issued pursuant to this ordinance that is so designated by the Director of Finance upon satisfaction of the Junior Lien Additional Bonds Test, (b) any Future Junior Lien Bond; (c) any Junior Lien Payment Agreement; and (d) any Junior Lien Reimbursement Obligation.

“Junior Lien Bond Documents” means those Bond Documents applicable to a series of Junior Lien Bonds.

“Junior Lien Bond Ordinance” means this ordinance, and any other ordinance passed by the City Council in the future authorizing the issuance and sale of any Future Junior Lien Bonds, including any ordinance amending or supplementing the provisions of any Junior Lien Bond Ordinance.

“Junior Lien Coverage Certificate” means a certificate delivered pursuant to Section 18(b)(ii), for purposes of satisfying the Junior Lien Additional Bonds Test in connection with the issuance of Future Junior Lien Bonds.

“Junior Lien Debt Service Fund” means the special fund of the City known as the Seattle Municipal Light Revenue Junior Lien Debt Service Fund established within the Light Fund pursuant to Ordinance 125459 for purpose of paying and securing the principal of and interest on Junior Lien Bonds and securing obligations under Junior Lien Payment Agreements and Junior Lien Reimbursement Obligations.

“Junior Lien Payment Agreement” means any Payment Agreement, which is entered into in compliance with the Junior Lien Additional Bonds Test, and under which the City’s payment obligations are expressly stated to constitute a lien and charge on Net Revenue equal in rank with the lien and charge upon such Net Revenue required to be paid into the Junior Lien Debt Service Fund to pay and secure the payment of the Junior Lien Bonds in accordance with Section 14. For purposes of determining percentages of ownership of Junior Lien Bonds under this ordinance or under any Bond Documents, Junior Lien Payment Agreements shall be deemed to have no principal amount, and any consent or similar rights (if any) shall be determined only as set forth in the applicable Junior Lien Payment Agreement.

“Junior Lien Reimbursement Obligation” means any reimbursement obligation incurred under a written reimbursement agreement (or similar agreement) entered into in connection with a series of Junior Lien Bonds to obtain Qualified Insurance or a Qualified Letter of Credit, under which the City’s payment obligations are expressly stated to constitute a lien and charge on Net Revenue equal in rank with the lien and charge upon

such Net Revenue required to be paid into the Junior Lien Debt Service Fund to pay and secure the payment of the Junior Lien Bonds. For purposes of determining percentages of ownership of Junior Lien Bonds under this ordinance or under any Bond Documents, Junior Lien Reimbursement Obligations shall be deemed to have no principal amount, and any consent or similar rights (if any) shall be determined only as set forth in the applicable Junior Lien Reimbursement Obligations.

“Letter of Representations” means the Blanket Issuer Letter of Representations between the City and DTC dated October 4, 2006, as it may be amended from time to time, or an agreement with a substitute or successor Securities Depository.

“Light Fund” means the special fund of the City of that name heretofore created and established by the City Council.

“Light System” means the municipal light and power generation, transmission, and distribution system now belonging to or which may hereafter belong to the City.

“Maximum Annual Debt Service” means, with respect to Parity Bonds (or Junior Lien Bonds, as applicable) the maximum amount of Annual Debt Service that shall become due in the current calendar year or in any future calendar year with respect to those Parity Bonds (or Junior Lien Bonds, as applicable) that are outstanding as of the calculation date.

“MSRB” means the Municipal Securities Rulemaking Board.

“Net Revenue” for any period means Gross Revenues less Operating and Maintenance Expense.

“Omnibus Refunding Ordinance” means Ordinance 125460, passed by the City Council on November 20, 2017, authorizing the issuance of refunding bonds (as such ordinance may be amended from time to time) or any other ordinance of the City passed in the future, pursuant to which the Bonds (or any Series of the Bonds) are designated as Refundable Bonds.

“Operating and Maintenance Expense” means all reasonable charges incurred by the City in causing the Light System to be operated and maintained in good repair, working order and condition, including but not

limited to all operating expenses under applicable generally accepted accounting principles included in the annual audited financial statements of the Light System, except those excluded in this definition. Operating and Maintenance Expense does not include: (a) extraordinary, nonrecurring expenses of the Light System or any judgments or amounts to be paid in settlement of claims against the Light System, (b) non-cash expenses relating to a mark-to-market treatment of energy-related contracts, (c) any costs or expenses (including interest expense) for new construction, replacements, or renewals of Light System property, (d) Deferred Hydroelectric Project Relicensing Costs, the High Ross Capital Payments, or other similar payments under any agreement for the development or licensing of a capital improvement or asset, under which agreement the City agrees to make periodic payments in respect of its share of the capital expense, (e) any allowance for depreciation, amortization, or similar recognitions of non-cash expense items made for accounting purposes only (including non-cash pension expense), (f) any taxes levied by or paid to the City (or payments in lieu of taxes) upon the properties or earnings of the Light System, or (g) any obligation authorized pursuant to ordinance or resolution specifically excluding the payment of such obligation from Operating and Maintenance Expense.

“Outstanding Junior Lien Bonds” means, with reference to a particular Series of Junior Lien Bonds issued pursuant to this ordinance, those Junior Lien Bonds that are outstanding as of the Issue Date of such Series.

“Outstanding Parity Bonds” means those outstanding Parity Bonds identified in Exhibit A. When used in reference to a particular date or series of Parity Bonds, Outstanding Parity Bonds shall mean those Parity Bonds (including any Parity Bonds issued subsequent to the date of this ordinance) that are outstanding as of that date or as of the issue date of such series.

“Owner” means, without distinction, the Registered Owner and the Beneficial Owner of a Bond.

“Parity Bond” means, generally, any bond or obligation secured by a lien and charge on Net Revenue that is prior and superior to any other liens or charges whatsoever, in accordance with the priority of payment set forth in Section 14. The term Parity Bond may refer to: (a) the Outstanding Parity Bonds identified in

Exhibit A; (b) each Series of the Bonds designated by the Director of Finance as a Series of Parity Bonds upon satisfaction of the Parity Conditions; (c) any Future Parity Bonds; and (d) any Parity Payment Agreement entered into upon satisfaction of the Parity Conditions.

“Parity Bond Documents” means those Bond Documents applicable to a series of Parity Bonds.

“Parity Bond Fund” means the special fund of the City known as the Seattle Municipal Light Revenue Parity Bond Fund established within the Light Fund pursuant to Ordinance 92938 for the purpose of paying and securing the payment of principal of and interest on Parity Bonds (including Parity Payment Agreement Payments) and, *from and after the Parity Covenant Date, payments under Parity Reimbursement Obligations.*

“Parity Bond Ordinance” means any ordinance passed by the City Council providing for the issuance and sale of any Series of Parity Bonds, and any other ordinance amending or supplementing the provisions of any Parity Bond Ordinance.

“Parity Certificate” means a certificate delivered pursuant to Section 18(a)(ii) for purposes of satisfying the Parity Conditions in connection with the issuance of Future Parity Bonds.

“Parity Conditions” means, (a) for purposes of establishing that a Series of the Bonds may be issued on parity with the Parity Bonds outstanding as of the Issue Date of such Series, the conditions for issuing Future Parity Bonds set forth in the Parity Bond Ordinances relating to those Parity Bonds that are then outstanding; and (b) for purposes of issuing Future Parity Bonds on parity with a Series of the Bonds, the conditions described in the preceding clause (a) together with the conditions set forth in Section 18(a).

“Parity Covenant Date” means the earlier of (a) the date on which the City has obtained consents of the requisite percentage (as set forth in Section 23(b)) of Registered Owners of the Parity Bonds then outstanding, in accordance with the provisions of the applicable Outstanding Parity Bond Documents; or (b) the date on which all of the following Outstanding Parity Bonds have been redeemed or defeased: Municipal Light and Power Revenue Bonds, 2010A (Taxable Build America Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2010B; Municipal Light and Power Revenue Bonds,

2010C (Taxable Recovery Zone Economic Development Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2011A; Municipal Light and Power Improvement Revenue Bonds, 2011B (Taxable New Clean Renewable Energy Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2012A; Municipal Light and Power Improvement Revenue Bonds, 2012C (Taxable New Clean Renewable Energy Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2013; Municipal Light and Power Improvement and Refunding Revenue Bonds, 2014; and Municipal Light and Power Revenue Bonds, 2015A.

“Parity Payment Agreement” means a Payment Agreement that is entered into in compliance with the Parity Conditions and under which the City’s payment obligations are expressly stated to constitute a lien and charge on Net Revenue equal in rank with the lien and charge upon such Net Revenue required to be paid into the Parity Bond Fund and the Reserve Fund to pay and secure the payment of principal of and interest on Parity Bonds in accordance with Section 14. For purposes of determining percentages of ownership of Parity Bonds under this ordinance or under any Bond Documents, Parity Payment Agreements shall be deemed to have no principal amount, and any consent or similar rights (if any) shall be determined only as set forth in the applicable Parity Payment Agreement.

“Parity Reimbursement Obligation” means any payment or reimbursement obligation incurred under a written agreement entered into in connection with a series of Parity Bonds or to obtain Qualified Insurance or a Qualified Letter of Credit (other than Qualified Insurance or a Qualified Letter of Credit obtained to satisfy all or part of the Reserve Fund Requirement), under which the City’s payment obligations are expressly stated to constitute a lien and charge on Net Revenue equal in rank to the lien and charge upon such Net Revenue required to be paid into the Parity Bond Fund to pay and secure the payment of the principal of and interest on the Parity Bonds. Parity Reimbursement Obligations accruing as a result of a mandatory tender for purchase of Parity Bonds shall be excluded from the calculation of Annual Debt Service for all purposes. For purposes of determining percentages of ownership of Parity Bonds, Parity Reimbursement Obligations shall be deemed to

have no principal amount, and any consent or similar rights (if any) shall be determined only as set forth in the applicable Parity Reimbursement Obligations.

“Payment Agreement” means a written agreement entered into by the City and a Qualified Counterparty, as authorized by any applicable laws of the State, for the purpose of managing or reducing the City’s exposure to fluctuations or levels of interest rates, or for other interest rate, investment, or asset or liability management purposes, and which provides for (i) an exchange of payments based on interest rates, ceilings, or floors on such payments, (ii) options on such payments; (iii) any combination of the foregoing, or (iv) any similar device. A Payment Agreement may be entered into on either a current or forward basis. A Payment Agreement must be entered into in connection with (or incidental to) the issuance, incurring, or carrying of particular bonds, notes, bond anticipation notes, commercial paper, or other obligations for borrowed money (which may include leases, installment purchase contracts, or other similar financing agreements or certificates of participation in any of the foregoing).

“Payment Agreement Payments” means the amounts periodically required to be paid by the City to a Qualified Counterparty pursuant to a Payment Agreement.

“Payment Agreement Receipts” means the amounts periodically required to be paid by a Qualified Counterparty to the City pursuant to a Payment Agreement.

“Permitted Investments” means any investments or investment agreements permitted for the investment of City funds under the laws of the State, as amended from time to time.

“Plan of Additions” means the system or plan of additions to and betterments and extensions of the Light System adopted by ordinance, including but not limited to the CIP, the Conservation Plan, the High Ross Capital Payments and the Deferred Hydroelectric Project Relicensing Costs. The Plan of Additions includes all amendments, updates, supplements or replacements to the CIP, the Conservation Plan, the High Ross Capital Payments and the Deferred Hydroelectric Project Relicensing Costs, all of which shall automatically constitute amendments to the Plan of Additions upon approval by ordinance. The Plan of Additions includes the purchase

and installation of all materials, supplies, appliances, equipment (including but not limited to data processing hardware and software and conservation equipment) and facilities, the acquisition of all permits, licenses, franchises, property and property rights, other capital assets and all engineering, consulting and other professional services and studies (whether performed by the City or by other public or private entities) necessary or convenient to carry out the Plan of Additions. The Plan of Additions also may be modified to include other improvements without amending the CIP, the Conservation Plan, the High Ross Capital Payments and the Deferred Hydroelectric Project Relicensing Costs, if the City determines by ordinance that those amendments or other improvements constitute a system or plan of additions to or betterments or extensions of the Light System.

“Pricing Certificate” means a certificate executed by the Director of Finance as of the pricing date confirming the Bond Sale Terms for the sale of a Series of the Bonds to the Purchaser in a competitive sale, in accordance with the parameters set forth in Section 5.

“Professional Utility Consultant” means the independent person(s) or firm(s) selected by the City having a favorable reputation for skill and experience with electric systems of comparable size and character to the Light System in such areas as are relevant to the purposes for which they were retained.

“Purchaser” means the entity or entities who have been selected by the Director of Finance in accordance with this ordinance to serve as underwriter, purchaser or successful bidder in a sale of any Series of the Bonds.

“Qualified Counterparty” means a party (other than the City or a person related to the City) who is the other party to a Payment Agreement and who is qualified to act as the other party to a Payment Agreement under any applicable laws of the State.

“Qualified Insurance” means any municipal bond insurance policy, surety bond, or similar credit enhancement device, issued by any insurance company licensed to conduct an insurance business in any state of the United States, by a service corporation acting on behalf of one or more such insurance companies, or by

any other financial institution, the provider of which, as of the time of issuance of such credit enhancement device, is rated in one of the two highest rating categories (without regard to gradations within such categories) by at least two nationally recognized rating agencies.

“Qualified Letter of Credit” means any letter of credit, standby bond purchase agreement, or other liquidity facility issued by a financial institution for the account of the City in connection with the issuance of any Parity Bond or Junior Lien Bond, which institution maintains an office, agency or branch in the United States and, as of the time of issuance of such instrument, is rated in one of the two highest rating categories (without regard to gradations within such categories) by at least two nationally recognized rating agencies.

“RBI” means *The Bond Buyer Revenue Bond Index* or comparable index, or, if no comparable index can be obtained, 80% of the interest rate for actively traded 30-year United States Treasury obligations.

“Rate Stabilization Account” means the account of that name previously established in the Light Fund pursuant to Ordinance 121637.

“Rating Agency” means any nationally recognized rating agency then maintaining a rating on a Series of the Bonds at the request of the City.

“Record Date” means, unless otherwise defined in the Bond Documents, in the case of each interest or principal payment date, the Bond Registrar’s close of business on the 15th day of the month preceding the interest or principal payment date. With regard to redemption of a Bond prior to its maturity, the Record Date shall mean the Bond Registrar’s close of business on the day prior to the date on which the Bond Registrar sends the notice of redemption to the Registered Owner(s) of the affected Bonds.

“Refundable Bonds” means the Refundable Parity Bonds and the Refundable Junior Lien Bonds.

“Refundable Junior Lien Bonds” means any outstanding Junior Lien Bonds that are eligible to be refunded pursuant to the Omnibus Refunding Ordinance.

“Refundable Parity Bonds” means any outstanding Parity Bonds that are eligible to be refunded pursuant to the Omnibus Refunding Ordinance.

“Refunding Junior Lien Bonds” means Future Junior Lien Bonds that satisfy the applicable Junior Lien Additional Bonds Test and are issued pursuant to the Omnibus Refunding Ordinance (or another Future Junior Lien Bond Ordinance) for the purpose of refunding any Refundable Junior Lien Bonds.

“Refunding Parity Bonds” means Future Parity Bonds that satisfy the applicable Parity Conditions and are issued pursuant to the Omnibus Refunding Ordinance (or another Future Parity Bond Ordinance) for the purpose of refunding any Refundable Parity Bonds.

“Registered Owner” means, with respect to a Bond, the person in whose name that Bond is registered on the Bond Register. For so long as a Series of the Bonds is in Book-Entry Form under a Letter of Representations, the Registered Owner of such Series shall mean the Securities Depository.

“Registration Ordinance” means City Ordinance 111724 establishing a system of registration for the City’s bonds and other obligations pursuant to Seattle Municipal Code Chapter 5.10, as that chapter now exists or may hereafter be amended.

“Reserve Fund” means the special fund of the City known as the Municipal Light and Power Bond Reserve Fund established as a separate account within the Light Fund pursuant to Ordinance 71917, as amended, to secure the payment of Parity Bonds.

“Reserve Fund Requirement” means, for any Series of Bonds designated as Parity Bonds, the Reserve Fund Requirement established in the Bond Sale Terms for that Series and any other Series issued as part of a single “issue” of Parity Bonds, consistent with Section 15. For any Series of Future Parity Bonds, the Reserve Fund Requirement means the requirement specified for that Series in the Bond Sale Terms associated with that issue. The aggregate Reserve Fund Requirement for all Parity Bonds shall be the sum of the Reserve Fund Requirements for each Series of Parity Bonds. For purposes of this definition, “issue” means all Series of Parity Bonds issued and sold pursuant to a common set of Bond Sale Terms. For the purposes of calculating the Reserve Fund Requirement only, the City shall deduct from Annual Debt Service the Tax Credit Subsidy Payments the City is scheduled to claim from the federal government in respect of the interest on a Series of

Parity Bonds that are Tax Credit Subsidy Bonds (or with respect to which the federal government is otherwise scheduled to provide direct payments).

“**Rule 15c2-12**” means Rule 15c2-12 promulgated by the SEC under the Securities Exchange Act of 1934, as amended.

“**SEC**” means the United States Securities and Exchange Commission.

“**Second Parity Covenant Date**” means the earlier of (a) the date on which the City has obtained consents of the requisite percentage (as set forth in Section 23(b)) of Registered Owners of the Parity Bonds then outstanding, in accordance with the provisions of the applicable Outstanding Parity Bond Documents; or (b) the date on which all of the following Outstanding Parity Bonds have been redeemed or defeased: Municipal Light and Power Revenue Bonds, 2010A (Taxable Build America Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2010B; Municipal Light and Power Revenue Bonds, 2010C (Taxable Recovery Zone Economic Development Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2011A; Municipal Light and Power Improvement Revenue Bonds, 2011B (Taxable New Clean Renewable Energy Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2012A; Municipal Light and Power Improvement Revenue Bonds, 2012C (Taxable New Clean Renewable Energy Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2013; Municipal Light and Power Improvement and Refunding Revenue Bonds, 2014; Municipal Light and Power Revenue Bonds, 2015A; Municipal Light and Power Revenue Bonds, 2016A (Taxable New Clean Renewable Energy Bonds - Direct Payment); Municipal Light and Power Refunding Revenue Bonds, 2016B; Municipal Light and Power Improvement and Refunding Revenue Bonds, 2016C; and Municipal Light and Power Improvement and Refunding Revenue Bonds, 2017C.

“**Securities Depository**” means DTC, any successor thereto, any substitute securities depository selected by the City, or the nominee of any of the foregoing. Any successor or substitute Securities Depository

must be qualified under applicable laws and regulations to provide the services proposed to be provided by it.

“Serial Bond” means any Parity Bond or Junior Lien Bond maturing in a specified year, for which no Sinking Fund Requirements are mandated.

“Series” means a series of the Bonds issued pursuant to this ordinance.

“SIFMA Municipal Swap Index” means the Securities Industry and Financial Markets Association (“SIFMA”) Municipal Swap Index, calculated and published by Bloomberg and overseen by SIFMA’s Municipal Swap Index Committee, or a substantially similar recognized market successor index representing a seven-day market index comprised of certain high-grade tax-exempt variable rate demand obligations.

“Sinking Fund Account” means (a) with respect to Parity Bonds, any account created in the Parity Bond Fund to amortize the principal or make mandatory redemptions of Parity Bonds that are Term Bonds; and (b) with respect to Junior Lien Bonds, any account created in the Junior Lien Debt Service Fund to amortize the principal or make mandatory redemptions of Junior Lien Bonds that are Term Bonds.

“Sinking Fund Requirement” means, for any calendar year, the principal portion (and required redemption premium, if any) of any Term Bond that is required to be purchased, redeemed, paid at maturity, or paid into any Sinking Fund Account for such calendar year, as established in the applicable Bond Documents.

“State” means the State of Washington.

“State Auditor” means the office of the Auditor of the State or such other department or office of the State authorized and directed by State law to make audits.

“Tax Credit Subsidy Bond” means any Taxable Bond that is designated by the City as a tax credit bond pursuant to the Code and as a “qualified bond” under Section 6431 or similar provision of the Code, and with respect to which the City is eligible to claim a Tax Credit Subsidy Payment.

“Tax Credit Subsidy Payment” means a payment by the federal government with respect to a Tax Credit Subsidy Bond.

“Tax-Exempt Bond” means any Parity Bond or Junior Lien Bond, the interest on which is intended, as

of the Issue Date, to be excludable from gross income for federal income tax purposes.

“Taxable Bond” means any Parity Bond or Junior Lien Bond, the interest on which is not intended, as of the Issue Date, to be excludable from gross income for federal income tax purposes.

“Term Bond” means any Parity Bond or Junior Lien Bond that is issued subject to mandatory redemption in periodic Sinking Fund Requirements prior to its maturity date.

“Valuation Date” means, with respect to any Capital Appreciation Bond, the date or dates, determined as set forth in the applicable Bond Documents, on which specific Accreted Values are assigned to that Capital Appreciation Bond.

“Variable Interest Rate” means any interest rate that fluctuates during the stated term of a bond (or during a stated period during which the bond is designated as a Variable Interest Rate Bond), whether due to a remarketing, a market index reset, or other mechanism set forth in the applicable Bond Documents. The Bond Documents for any Series of the Bonds bearing interest at a Variable Interest Rate shall set forth: (a) the available method(s) of computing interest (the “interest rate modes”); (b) the particular period or periods of time (or manner of determining such period or periods of time) for which each value of such Variable Interest Rate (or each interest rate mode) shall remain in effect; (c) provisions for conversion from one interest rate mode to another and for setting or resetting the interest rates; and (d) the time or times upon which any change in such Variable Interest Rate (or any conversion of interest rate modes) shall become effective.

“Variable Interest Rate Bond” means, for any period of time, any Parity Bond or Junior Lien Bond that bears interest at a Variable Interest Rate during that period. A bond shall not be treated as a Variable Interest Rate Bond if the net economic effect of (a) interest rates on a particular series of Parity Bonds (or Junior Lien Bonds, as applicable), as set forth in the applicable Bond Documents, and (b) either (i) interest rates on another series of Parity Bonds (or Junior Lien Bonds, as applicable) issued at substantially the same time, or (ii) a Payment Agreement related to that particular series, in either case, is to produce obligations that bear interest at a fixed interest rate. Any Parity Bond or Junior Lien Bond with respect to which a Payment Agreement is in

force shall be treated as a Variable Interest Rate Bond if the net economic effect of the Payment Agreement is to produce an obligation that bears interest at a Variable Interest Rate.

Section 2. **Adoption of Plan of Additions.** The City specifies, adopts and orders the Plan of Additions to be carried out as generally provided for in the documents comprising the Plan of Additions. The estimated cost of the Plan of Additions, as nearly as may be determined, is declared to be approximately \$2.0 billion, of which \$225 million (or such larger amount as the City Council may direct) is expected to be financed from proceeds of the Bonds and investment earnings thereon.

Section 3. **Authorization of Bonds; Due Regard Finding.**

(a) **The Bonds.** The City is authorized to issue municipal light and power revenue bonds payable from the sources described in Section 13 and secured as either Parity Bonds or Junior Lien Bonds, as determined by the Director of Finance in accordance with Section 5. The Bonds may be issued in one or more Series in a maximum aggregate principal amount not to exceed the amount stated in Section 5, for the purposes of: (a) paying a part of the cost of carrying out the Plan of Additions; (b) providing for the Reserve Fund Requirement (if any); (c) capitalizing interest on (if necessary) and paying costs of issuance; and (d) for other Light System purposes approved by ordinance. The Bonds may be issued in one or more Series and may be combined with other municipal light and power revenue bonds authorized separately. The Bonds shall be designated municipal light and power revenue bonds, shall be numbered separately and shall have any name, year, and Series or other label as deemed necessary or appropriate by the Director of Finance. Any Series of the Bonds designated as Junior Lien Bonds shall bear a designation clearly indicating that such Bonds are Junior Lien Bonds.

(b) **City Council Finding.** The City Council hereby finds that, in creating the Parity Bond Fund, the Reserve Fund, and the Junior Lien Debt Service Fund (collectively, the “Bond Funds”), and in fixing the amounts to be paid into those funds in accordance with this ordinance and the parameters for the Bond Sale Terms set forth in Section 5, the City Council has exercised due regard for the cost of operation and

maintenance of the Light System, and is not setting aside into such Bond Funds a greater amount than in the judgment of the City Council, based on the rates established from time to time consistent with Section 17(a)(ii), will be sufficient, in the judgment of the City Council, to meet all expenses of operation and maintenance of the Light System and to provide the amounts previously pledged for the payment of all outstanding obligations payable out of Gross Revenues and pledged for the payment of the Bonds. Therefore, the City Council hereby finds that the issuance and sale of the Bonds is in the best interest of the City and is in the public interest.

Section 4. **Manner of Sale of the Bonds.** The Director of Finance may provide for the sale of each Series by competitive sale, negotiated sale, limited offering, or private placement, and may select and enter into agreements with remarketing agents or providers of liquidity with respect to Variable Interest Rate Bonds. The Purchaser of each Series shall be chosen through a selection process acceptable to the Director of Finance. The Director of Finance is authorized to specify a date and time of sale and a date and time for the delivery of each Series; in the case of a competitive sale, to provide an official notice of sale including bid parameters and other bid requirements, and to provide for the use of an electronic bidding mechanism; to provide for and determine matters relating to the forward or delayed delivery of the Bonds, if deemed desirable; and to specify such other matters and take such other action as in his or her determination may be necessary, appropriate, or desirable in order to carry out the sale of each Series. Each Series must be sold on Bond Sale Terms consistent with the parameters set forth in Section 5.

Section 5. **Appointment of Designated Representative; Bond Sale Terms.**

(a) **Designated Representative.** The Director of Finance is appointed to serve as the City's designated representative in connection with the issuance and sale of the Bonds in accordance with RCW 39.46.040(2) and this ordinance.

(b) **Parameters for Bond Sale Terms.** The Director of Finance is authorized to approve, on behalf of the City, Bond Sale Terms for the sale of the Bonds in one or more Series, and in connection with each such sale, to execute a Bond Purchase Contract (or, in the case of a competitive sale, a Pricing Certificate)

confirming the Bond Sale Terms and such related agreements as may be necessary or desirable, consistent with the following parameters:

(i) **Maximum Principal Amount.** This ordinance authorizes the issuance of Bonds in a maximum aggregate principal amount of not exceed \$250 million, plus an additional amount that may be issued if and only if the aggregate principal amount of all Parity Bonds and Junior Lien Bonds that will be outstanding on December 31, 2020 is not more than (A) the amount that had been scheduled, as of December 31, 2019, to be outstanding at the end of calendar year 2020, plus (B) \$250 million.

(ii) **Date or Dates.** Each Bond shall be dated its Issue Date, as determined by the Director of Finance. The initial Issue Date (without restricting any reissuance date with respect to a Series of Variable Interest Rate Bonds) may not be later than December 31, 2022.

(iii) **Denominations.** The Bonds shall be issued in Authorized Denominations.

(iv) **Interest Rate(s).** Each Bond shall bear interest from its Issue Date or from the most recent date to which interest has been paid or duly provided, whichever is later, unless otherwise provided in the applicable Bond Documents. Each Series of the Bonds shall bear interest at one or more fixed interest rates or Variable Interest Rates. The net interest cost for any fixed rate Series may not exceed a rate of 10% per annum. The Bond Documents for any Series may provide for multiple interest rates and interest rate modes, and may provide conditions and mechanisms for the Director of Finance to effect a conversion from one mode to another. Nothing in this ordinance shall be interpreted to prevent the Bond Documents for any Series from including a provision for adjustments to interest rates during the term of the Series upon the occurrence of certain events specified in the applicable Bond Documents.

(v) **Payment Dates.** Interest shall be payable on dates acceptable to the Director of Finance. Principal shall be payable on dates acceptable to the Director of Finance, which shall include payment at the maturity of each Bond; in accordance with any Sinking Fund Requirements applicable to Term Bonds; and otherwise in accordance with any redemption or tender provisions.

(vi) **Final Maturity.** Each Bond shall mature no later than 40 years after its Issue Date.

(vii) **Redemption Prior to Maturity.** The Bond Sale Terms may include redemption and tender provisions, as determined by the Director of Finance in the Director's discretion, consistent with Section 8 and subject to the following:

(A) **Optional Redemption.** The Director of Finance may designate any Bond as subject to optional redemption prior to its maturity. Any Bond that is subject to optional redemption prior to maturity must be callable on at least one or more date(s) occurring not more than 10½ years after the Issue Date, consistent with Section 8(a).

(B) **Mandatory Redemption.** The Director of Finance may designate any Bond as a Term Bond, subject to mandatory redemption prior to its maturity on the dates and in principal payment amounts set forth in Sinking Fund Requirements, consistent with Section 8(b).

(C) **Extraordinary Redemption.** The Director of Finance may designate any Bond as subject to extraordinary optional redemption or extraordinary mandatory redemption upon the occurrence of an extraordinary event, as such event or events may be set forth in the applicable Bond Documents, consistent with Section 8(c).

(D) **Tender Options.** The Director of Finance may designate any Variable Interest Rate Bond as subject to tender options, as set forth in the applicable Bond Documents.

(viii) **Price.** The Director of Finance may approve in the Bond Sale Terms an aggregate purchase price for each Series of the Bonds that is, in his or her judgment, the price that produces the most advantageous borrowing cost for the City for that Series, consistent with the parameters set forth herein and in any applicable bid documents.

(ix) **Other Terms and Conditions.**

(A) **Expected Life of Capital Facilities.** As of the Issue Date of each Series, the Director of Finance must find to his or her satisfaction that the average expected life of the capital facilities to

be financed with the proceeds (or allocable share of proceeds) of that Series exceeds the weighted average maturity of such Series (or share thereof allocated to financing those capital facilities).

(B) **Satisfaction of Parity Conditions or Junior Lien Additional Bonds Test.** For each Series of the Bonds, the Director of Finance must designate each Series of the Bonds as a series of either Parity Bonds or Junior Lien Bonds. For a Series to be designated as Parity Bonds, the Director of Finance must find to his or her satisfaction that, as of the Issue Date, the Parity Conditions have been met or satisfied so that such Series is permitted to be issued as Parity Bonds. For a Series to be designated as Junior Lien Bonds, the Director of Finance must find to his or her satisfaction that, as of the Issue Date, the Junior Lien Additional Bonds Test has been met or satisfied so that such Series is permitted to be issued as Junior Lien Bonds.

(C) **Additional Terms, Conditions, and Agreements.** The Bond Sale Terms for any Series may provide for Qualified Insurance, a Qualified Letter of Credit or other liquidity facility, Intermediate Lien Reimbursement Obligation, Junior Lien Reimbursement Obligation, or any other Payment Agreement as the Director of Finance may find necessary or desirable, and may include such additional terms, conditions, and covenants as may be necessary or desirable, including but not limited to: restrictions on investment of Bond proceeds and pledged funds (including any escrow established for the defeasance of any of the Bonds), provisions for the conversion of interest rate modes, provisions for the reimbursement of a credit enhancement provider or Qualified Counterparty, and requirements to give notice to or obtain the consent of a credit enhancement provider or a Qualified Counterparty. The Director of Finance is authorized to execute, on behalf of the City, such additional certificates and agreements as may be necessary or desirable to reflect such terms, conditions, and covenants.

(D) **Parity Bond Reserve Fund Requirement.** The Bond Sale Terms for any Series of Parity Bonds must establish the Reserve Fund Requirement for such Series and must set forth the method for satisfying any such requirement, consistent with Section 15 and the Parity Conditions. The Reserve Fund Requirement for any such Series may not be set at a level that would cause the aggregate Reserve Fund

Requirement to exceed the least of (1) 125% of Average Annual Debt Service on all Parity Bonds outstanding, (2) Maximum Annual Debt Service on all Parity Bonds outstanding, or (3) 10% of the proceeds of the outstanding Parity Bonds.

(E) **Tax Status of the Bonds.** The Director of Finance may designate any Series of the Bonds as Tax-Exempt Bonds, Taxable Bonds, or Tax Credit Subsidy Bonds, consistent with Section 21.

Section 6. **Bond Registrar; Registration and Transfer of Bonds.**

(a) **Registration and Bond Registrar.** The Bonds shall be issued only in registered form as to both principal and interest and shall be recorded on the Bond Register. The Fiscal Agent is appointed to act as Bond Registrar for each Series of the Bonds, unless otherwise determined by the Director of Finance.

(b) **Transfer and Exchange of Bonds.** The Bond Registrar shall keep, or cause to be kept, sufficient books for the registration and transfer of the Bonds, which shall be open to inspection by the City at all times. The Bond Register shall contain the name and mailing address of the Registered Owner of each Bond and the principal amount and number of each of the Bonds held by each Registered Owner.

The Bond Registrar is authorized, on behalf of the City, to authenticate and deliver Bonds transferred or exchanged in accordance with the provisions of the Bonds and this ordinance, to serve as the City's paying agent for the Bonds, and to carry out all of the Bond Registrar's powers and duties under this ordinance and the Registration Ordinance.

The Bond Registrar shall be responsible for its representations contained in the Bond Registrar's certificate of authentication on the Bonds. The Bond Registrar may become an Owner of Bonds with the same rights it would have if it were not the Bond Registrar and, to the extent permitted by law, may act as depository for and permit any of its officers or directors to act as members of, or in any other capacity with respect to, any committee formed to protect the rights of Owners.

Bonds surrendered to the Bond Registrar may be exchanged for Bonds in any Authorized Denomination of an equal aggregate principal amount and of the same Series, seniority, interest rate, and maturity. Bonds may

be transferred only if endorsed in the manner provided thereon and surrendered to the Bond Registrar. Any exchange or transfer shall be without cost to an Owner or transferee. The Bond Registrar shall not be obligated to exchange or transfer any Bond during the period between the Record Date and the corresponding interest payment or principal redemption date.

(c) **Securities Depository; Book-Entry Form.** Unless otherwise determined by the Director of Finance, the Bonds initially shall be issued in Book-Entry Form and registered in the name of the Securities Depository. The Bonds so registered shall be held fully immobilized in Book-Entry Form by the Securities Depository in accordance with the provisions of the Letter of Representations. Neither the City nor the Bond Registrar shall have any responsibility or obligation to participants of the Securities Depository or the persons for whom they act as nominees with respect to the Bonds regarding the accuracy of any records maintained by the Securities Depository or its participants of any amount in respect of principal of or interest on the Bonds, or any notice which is permitted or required to be given to Registered Owners hereunder (except such notice as is required to be given by the Bond Registrar to the Securities Depository). Registered ownership of a Bond initially held in Book-Entry Form, or any portion thereof, may not be transferred except: (i) to any successor Securities Depository; (ii) to any substitute Securities Depository appointed by the City or such substitute Securities Depository's successor; or (iii) to any person if the Bond is no longer held in Book-Entry Form.

Upon the resignation of the Securities Depository from its functions as depository, or upon a determination by the Director of Finance to discontinue utilizing the then-current Securities Depository, the Director of Finance may appoint a substitute Securities Depository. If the Securities Depository resigns from its functions as depository and no substitute Securities Depository can be obtained, or if the Director of Finance determines not to utilize a Securities Depository, then the Bonds shall no longer be held in Book-Entry Form and ownership may be transferred only as provided herein.

Nothing herein shall prevent the Bond Sale Terms from providing that a Series of the Bonds shall be issued in certificated form without utilizing a Securities Depository, and that the Bonds of such Series shall be

registered as of their Issue Date in the names of the Owners thereof, in which case ownership may be transferred only as provided herein.

(d) **Lost or Stolen Bonds.** In case any Bond shall be lost, stolen or destroyed, the Bond Registrar may authenticate and deliver a new bond or bonds of like amount, date, tenor, and effect to the Registered Owner(s) thereof upon the Registered Owner(s)' paying the expenses and charges of the City in connection therewith and upon filing with the Bond Registrar evidence satisfactory to the Bond Registrar that such bond or bonds were actually lost, stolen or destroyed and of Registered Ownership thereof, and upon furnishing the City with indemnity satisfactory to both.

Section 7. **Payment of Bonds.**

(a) **Payment.** Each Bond shall be payable in lawful money of the United States of America on the dates and in the amounts as provided in the Bond Documents for that Series. Principal of and interest on each Bond designated as a Parity Bond shall be payable solely out of the Parity Bond Fund. Principal of and interest on each Bond designated as a Junior Lien Bond shall be payable solely out of the Junior Lien Debt Service Fund. The Bonds shall not be general obligations of the City. No Bonds of any Series shall be subject to acceleration under any circumstances.

(b) **Bonds Held In Book-Entry Form.** Principal of and interest on each Bond held in Book-Entry Form shall be payable in the manner set forth in the Letter of Representations.

(c) **Bonds Not Held In Book-Entry Form.** Interest on each Bond not held in Book-Entry Form shall be payable by electronic transfer on the interest payment date, or by check or draft of the Bond Registrar mailed on the interest payment date to the Registered Owner at the address appearing on the Bond Register on the Record Date. The City, however, shall not be required to make electronic transfers except pursuant to a request by a Registered Owner in writing received at least ten days prior to the Record Date and at the sole expense of the Registered Owner. Principal of each Bond not held in Book-Entry Form shall be payable upon presentation and surrender of the Bond by the Registered Owner to the Bond Registrar.

Section 8. **Redemption and Purchase of Bonds.**

(a) **Optional Redemption.** All or some of the Bonds of any Series may be subject to redemption prior to their stated maturity dates at the option of the City at the times and on the terms set forth in the applicable Bond Documents.

(b) **Mandatory Redemption.** All or some of the Bonds of any Series may be designated as Term Bonds, subject to mandatory redemption in Sinking Fund Requirements, as set forth in the applicable Bond Documents. If not redeemed or purchased at the City's option prior to maturity, Term Bonds (if any) must be redeemed, at a price equal to one hundred percent of the principal amount to be redeemed, plus accrued interest, on the dates and in the years and Sinking Fund Requirements as set forth in the applicable Bond Documents. If the City optionally redeems or purchases a Term Bond prior to maturity, the principal amount of that Term Bond that is so redeemed or purchased (irrespective of its redemption or purchase price) shall be credited against the remaining Sinking Fund Requirements for that Term Bond in the manner as directed by the Director of Finance. In the absence of direction by the Director of Finance, credit shall be allocated to the remaining Sinking Fund Requirements for that Term Bond on a *pro rata* basis.

(c) **Extraordinary Redemption.** All or some of the Bonds of any Series may be subject to extraordinary optional or extraordinary mandatory redemption prior to maturity upon the occurrence of an extraordinary event at the prices, in the principal amounts, and on the dates, all as set forth in the applicable Bond Documents.

(d) **Selection of Bonds for Redemption; Partial Redemption.** If fewer than all of the outstanding Bonds of a Series are to be redeemed at the option of the City, the Director of Finance shall select the maturity or maturities to be redeemed. If less than all of the principal amount of a maturity of the selected Series is to be redeemed and such Series is held in Book-Entry Form, the portion of such maturity to be redeemed shall be selected for redemption by the Securities Depository in accordance with the Letter of Representations. If the Series is not then held in Book-Entry Form, the portion of such maturity to be redeemed shall be selected by the

Bond Registrar using such method of random selection as the Bond Registrar shall determine. All or a portion of the principal amount of any Bond that is to be redeemed may be redeemed in any applicable Authorized Denomination. If less than all of the outstanding principal amount of any Bond is redeemed, upon surrender of that Bond to the Bond Registrar there shall be issued to the Registered Owner, without charge, a new Bond (or Bonds, at the option of the Registered Owner) of the same Series, seniority, maturity, and interest rate in any Authorized Denomination in the aggregate principal amount to remain outstanding.

(e) **Purchase.** The City reserves the right and option to purchase any or all of the Bonds at any time at any price acceptable to the City plus accrued interest to the date of purchase.

Section 9. **Notice of Redemption; Rescission of Notice.** Unless otherwise set forth in the applicable Bond Documents, the City must cause notice of any intended redemption of Bonds to be given not less than 20 nor more than 60 days prior to the date fixed for redemption by first-class mail, postage prepaid, to the Registered Owner of any Bond to be redeemed at the address appearing on the Bond Register on the Record Date, and the requirements of this sentence shall be deemed to have been fulfilled when notice has been mailed as so provided, whether or not it is actually received by the Owner of any Bond. Interest on Bonds called for redemption shall cease to accrue on the date fixed for redemption unless the Bond or Bonds called are not redeemed when presented pursuant to the call.

In the case of an optional or extraordinary optional redemption, the notice may state that the City retains the right to rescind the redemption notice and the related optional redemption of Bonds by giving a notice of rescission to the affected Registered Owners at any time on or prior to the scheduled optional redemption date. Any notice of optional redemption that is rescinded by the Director of Finance shall be of no effect, and the Bonds for which the notice of optional redemption has been rescinded shall remain outstanding.

Section 10. **Failure to Pay Bonds.** If any Bond is not paid when properly presented at its maturity or redemption date, the City shall be obligated to pay, solely from the sources pledged to that Bond in this ordinance, interest on that Bond at the same rate provided on that Bond from and after its maturity or

redemption date until that Bond, principal (including redemption premium, if any) and interest, is paid in full or until sufficient money for its payment in full is on deposit in the Parity Bond Fund (if such Bond is a Parity Bond) or the Junior Lien Debt Service Fund (if such Bond is a Junior Lien Bond) and that Bond has been called for payment by giving notice of that call to the Registered Owner of that Bond. The exercise of remedies of Owners of the Bonds are limited as set forth in Section 24.

Section 11. **Form and Execution of Bonds.** The Bonds shall be typed, printed or reproduced in a form consistent with the provisions of this ordinance and State law; shall be signed by the Mayor and Director of Finance, either or both of whose signatures may be manual or in facsimile; and the seal of the City or a facsimile reproduction thereof shall be impressed or printed thereon.

Only Bonds bearing a certificate of authentication in substantially the following form (with the designation, year, and Series adjusted consistent with this ordinance), manually signed by the Bond Registrar, shall be valid or obligatory for any purpose or entitled to the benefits of this ordinance: “This Bond is one of the fully registered The City of Seattle, Washington, Municipal Light and Power [Improvement] Revenue Bonds, [Year], [Series and/or Seniority, if applicable], described in [this ordinance].” Junior Lien Bonds shall also bear the words “Junior Lien” in their name in the foregoing certificate of authentication. The authorized signing of a certificate of authentication shall be conclusive evidence that the Bond so authenticated has been duly executed, authenticated, and delivered and is entitled to the benefits of this ordinance.

If any officer whose manual or facsimile signature appears on a Bond ceases to be an officer of the City authorized to sign bonds before the Bond bearing the officer’s manual or facsimile signature is authenticated or delivered by the Bond Registrar or issued by the City, that Bond nevertheless may be authenticated, delivered and issued and, when authenticated, issued and delivered, shall be as binding on the City as though that person had continued to be an officer of the City authorized to sign bonds. Any Bond also may be signed on behalf of the City by any person who, on the actual date of signing of the Bond, is an officer of the City authorized to sign bonds, although he or she did not hold the required office on the Issue Date of that Series of the Bonds.

Section 12. **Construction Account; Deposit of Proceeds.** The principal proceeds of the sale of each Series of the Bonds (other than amounts necessary to pay accrued interest (if any), to pay costs of issuance, and to provide for the Reserve Fund Requirement with respect to a Series of Parity Bonds) shall be deposited into the Construction Account (or such other fund or account as may be directed by the Director of Finance) to be used for the purposes set forth in Section 3. Until needed for such purposes, the City may invest principal proceeds and interest thereon temporarily in any Permitted Investments, and the investment earnings may, as determined by the Director of Finance, be either (a) retained in the Construction Account to be spent for the purposes of that account, or (b) deposited into the Parity Bond Fund or Junior Lien Debt Service Fund, as applicable.

Section 13. **Security for the Bonds; Designation as Parity Bonds or Junior Lien Bonds.** The Bonds shall not constitute general obligations of the City, the State or any political subdivision of the State or a charge upon any general fund or upon any money or other property of the City, the State or any political subdivision of the State not specifically pledged by this ordinance.

(a) **Parity Bonds.** Each Series of the Bonds that is designated as Parity Bonds shall be a special limited obligation of the City payable from and secured solely by Gross Revenues available after payment of Operating and Maintenance Expense (“Net Revenue”) and by money in the Parity Bond Fund and the Reserve Fund. Net Revenue is pledged to make the payments into the Parity Bond Fund and the Reserve Fund required by Sections 14 and 15, which pledge shall constitute a lien and charge upon such Net Revenue prior and superior to all other charges whatsoever. Each Series of the Bonds designated as Parity Bonds shall be issued on parity with the Outstanding Parity Bonds and all Future Parity Bonds, without regard to date of issuance or authorization and without preference or priority of right or lien.

(b) **Junior Lien Bonds.** Each Series of the Bonds that is designated as Junior Lien Bonds shall be a special limited obligation of the City payable from and secured solely by Net Revenue and by money in the Junior Lien Debt Service Fund. Net Revenue is pledged to make the payments into the Junior Lien Debt

Service Fund required by Sections 14 and 16, which pledge shall constitute a lien and charge upon such Net Revenue (i) subordinate only to the payments to be made (A) into the Parity Bond Fund in respect of the principal of and interest on the Outstanding Parity Bonds and Parity Payment Agreements, (B) in respect of reimbursement obligations arising under Alternate Reserve Securities, and (C) in respect of obligations arising under Intermediate Lien Reimbursement Obligations, and (ii) prior and superior to all other charges whatsoever. Each Series of the Bonds designated as Junior Lien Bonds shall be issued on parity with the lien and charge of any then outstanding Junior Lien Bonds and all Future Junior Lien Bonds, without regard to date of issuance or authorization and without preference or priority of right or lien. Nothing in this ordinance prevents the City from issuing revenue bonds or other obligations which are a charge or lien upon Net Revenue subordinate to the payments required to be made into the Junior Lien Debt Service Fund and the Reserve Fund, and any subfund, account, or subaccount within the foregoing funds.

Section 14. **Priority Expenditure of Gross Revenues; Flow of Funds.** Gross Revenues shall be deposited as received in the Light Fund and used for the following purposes only, in the following order of priority:

- (a) To pay the Operating and Maintenance Expense of the Light System;
- (b) To make, when due, all payments into the Parity Bond Fund required to be made in order to pay the interest on and principal of all Parity Bonds, including all Parity Bond Sinking Fund Requirements, all net payments under Parity Payment Agreements, ***and, from and after the Parity Covenant Date, to make all payments required to be made (if any) in respect of Parity Reimbursement Obligations;***
- (c) To make all payments required to be made (if any) into the Reserve Fund necessary to satisfy the Reserve Fund Requirement, to make all payments (if any) required to be made under Section 15(c)(i)(B) into a special account within the Light Fund for the replacement of an Alternate Reserve Security as to which the City has received a notice of cancellation, ***and, from and after the Parity Covenant Date, to pay any reimbursement obligations under any Alternate Reserve Security;***

(d) To make all payments required to be made (if any) in respect of Intermediate Lien Reimbursement Obligations;

(e) To make all payments into the Junior Lien Debt Service Fund required to be made in order to pay the interest on and principal of all Junior Lien Bonds, including all net payments under Junior Lien Payment Agreements and all Junior Lien Reimbursement Obligations, when due;

(f) To make all required payments into any revenue bond redemption fund created to pay and secure the payment of the principal of and interest on any revenue bonds or short-term obligations of the City having a charge and lien upon Net Revenue subordinate to the lien thereon for the payment of the principal of and interest on the Parity Bonds and the Junior Lien Bonds; and

(g) Without priority, for any of the following purposes: to retire by redemption or purchase any outstanding revenue bonds or revenue obligations of the Light System; to make necessary additions, betterments, repairs, extensions, and replacements of the Light System; to pay City taxes or other payments in lieu of taxes payable from Gross Revenues; to make deposits to the Rate Stabilization Account; or for any other lawful Light System purpose.

Section 15. **Parity Bond Fund; Reserve Fund.** The special funds of the City known as the Parity Bond Fund and the Reserve Fund have been previously created and shall be maintained as special funds for the sole purpose of paying the principal (including redemption premium, if any) of and interest on the Parity Bonds as the same shall become due. The Director of Finance may create subfunds, accounts, or subaccounts in the Parity Bond Fund and the Reserve Fund to pay or secure the payment of Parity Bonds as long as the maintenance of such subfunds, accounts, or subaccounts does not conflict with the rights of the owners of the Parity Bonds. Principal (including redemption premium, if any) of and interest on the Parity Bonds shall be payable solely out of the Parity Bond Fund.

(a) **Required Payments Into the Parity Bond Fund and Reserve Fund.** So long as any Parity Bonds (including any Parity Payment Agreements) are outstanding, the City shall set aside and pay out of Net

Revenue certain fixed amounts, without regard to any fixed proportion, namely:

(i) Into the Parity Bond Fund, on or prior to the respective dates on which such payments shall become due and payable, an amount sufficient, together with other money on deposit therein, to pay the interest (including net payments due on Parity Payment Agreements) on and principal (including any Sinking Fund Requirements) of the Parity Bonds as the same shall become due; and

(ii) Into the Reserve Fund, an amount necessary to provide for the Reserve Fund Requirement within the time and manner required by this ordinance and the Bond Sale Terms.

To meet the required payments to be made into the Parity Bond Fund and the Reserve Fund, the Director of Finance may transfer any money from any funds or accounts of the City legally available therefor, except bond redemption funds, refunding escrow funds, or defeasance funds. The Director of Finance may provide for the purchase, redemption or defeasance of any Parity Bonds by the use of money on deposit in any subfund, account, or subaccount in the Parity Bond Fund or Reserve Fund, so long as the money remaining in those subfunds, accounts, or subaccounts is sufficient to satisfy the required deposits with respect to the remaining Parity Bonds.

(b) **Parity Bond Fund.** The Parity Bond Fund has been previously created for the sole purpose of paying the principal of and interest on the Parity Bonds as the same shall become due. Each Series of the Bonds designated as Parity Bonds shall be payable (including principal, Sinking Fund Requirements, redemption premium (if any), and interest) out of the Parity Bond Fund. Money in the Parity Bond Fund shall, to the fullest extent practicable and reasonable, be invested and reinvested at the direction of the Director of Finance solely in, and obligations deposited in such accounts shall consist of, Permitted Investments. Earnings on money and investments in the Parity Bond Fund shall be deposited in and used for the purposes of that fund.

(c) **Reserve Fund.** The Reserve Fund has been previously created for the purpose of securing the payment of the principal of and interest on all Parity Bonds (including all net payments due under any Parity Payment Agreements, if any). Money held in the Reserve Fund shall, to the fullest extent practicable and

reasonable, be invested and reinvested at the direction of the Director of Finance solely in, and obligations deposited in such accounts shall consist of, Permitted Investments. Earnings on money and investments in the Reserve Fund shall be deposited in that fund and credited against amounts required to be deposited therein until the Reserve Fund is fully funded, and thereafter such earnings shall be deposited in the Parity Bond Fund.

(i) **Reserve Fund Requirement.** The Bond Sale Terms for each Series of the Bonds shall establish the amount (if any) to be added to the aggregate Reserve Fund Requirement for such Series, and the method for providing for such incremental addition to the Reserve Fund deposit, subject to the following:

(A) In connection with the issuance of Future Parity Bonds, the City shall provide the amounts required for deposit into the Reserve Fund (1) at one time on the Issue Date, or (2) in periodic deposits of Net Revenue (or any other legally available source of funds), so that by five years from the date of such Future Parity Bonds there will have been paid into the Reserve Fund an amount which, together with the money already on deposit therein, will be at least equal to the Reserve Fund Requirement for the Parity Bonds scheduled to be outstanding at the end of that five-year period.

(B) The City may obtain one or more Alternate Reserve Securities for specific amounts required to be paid into the Reserve Fund. The amount available to be drawn upon under each such Alternate Reserve Security shall be credited against the amounts needed to satisfy the Reserve Fund Requirement. In the event of receipt of any notice of cancellation of an Alternate Reserve Security, the City shall (and, in preparation for the expiration of any such Alternate Reserve Security in accordance with its terms, the City may) either: (1) obtain a substitute Alternate Reserve Security in the amount necessary to satisfy the Reserve Fund Requirement on the date any such cancellation (or expiration) becomes effective, or (2) create a special account in the Light Fund and deposit therein amounts necessary to replace the Alternate Reserve Security upon its expiration or cancellation. In the case of receipt of a notice of cancellation, such periodic deposits are to be made on or before the 25th day of each of the 60 calendar months succeeding receipt of such notice, in an amount equal to 1/60th of the amount necessary (together with other money and investments then

on deposit in the Reserve Fund) to satisfy the expected Reserve Fund Requirement on the date such cancellation shall become effective, taking into account scheduled redemptions of Parity Bonds and disregarding any incremental additional amounts that may become necessary due to the issuance of Future Parity Bonds subsequent to the date of such notice of cancellation. Such amounts shall be transferred from Net Revenue available in the Light Fund after making provision for payment of Operating and Maintenance Expense and for the required payments into the Parity Bond Fund, in accordance with Section 14. Amounts on deposit in such special account are preliminarily earmarked for the replacement of such Alternate Reserve Security and shall not be available to pay debt service on Parity Bonds or for any other purpose of the City, and shall be transferred to the Reserve Fund on the effective date of any cancellation or expiration of the Alternate Reserve Security to make up the deficiency caused thereby. In the event that the Reserve Fund is completely depleted and all Alternate Reserve Securities have been fully drawn, the amounts in that special account may be withdrawn and treated as Gross Revenues available to be used in accordance with the flow of funds set forth in Section 14. If and when a substitute Alternate Reserve Security having a sufficient value or policy limit is obtained, amounts held in that special account may be transferred back to the Light Fund and treated as Gross Revenues available to be used in accordance with the flow of funds set forth in Section 14.

(C) If the amount on deposit in the Reserve Fund is less than the Reserve Fund Requirement (taking into account the five-year period referred to in paragraph (A) of this subsection), the City shall transfer to the Reserve Fund money in an amount sufficient to restore the Reserve Fund to the Reserve Fund Requirement within 12 months after the date of such deficiency. The City shall transfer such amounts first from Net Revenue available in accordance with the priority of payment in Section 14, and only thereafter from money in any construction fund or account established with respect to any issue of Parity Bonds, first taking money from the unrestricted portion thereof, then taking money from the restricted portion thereof. If the amount in the Reserve Fund is greater than the Reserve Fund Requirement, then and only then may the City withdraw such excess from the Reserve Fund and deposit such excess in the Light Fund.

(ii) **Use of Reserve Fund to Refund Parity Bonds.** If any Parity Bonds are to be refunded, the money set aside in the Reserve Fund to secure the payment of such Parity Bonds may be used to retire such Parity Bonds, or may be transferred to any reserve fund or account which may be created to secure the payment of any bonds issued to refund such Parity Bonds, as long as the money left remaining in the Reserve Fund is at least equal, together with all Alternate Reserve Securities, to the Reserve Fund Requirement.

(iii) **Use of Reserve Fund to Pay Debt Service.** If the money in the Parity Bond Fund is insufficient to meet maturing installments of either interest on or principal of and interest on the Parity Bonds (including net amounts payable under any Parity Payment Agreements), such deficiency shall be made up from the Reserve Fund by the withdrawal of money or proceeds of Alternate Reserve Securities, as the case may be. Any deficiency created in the Reserve Fund by reason of any such withdrawal or claim against an Alternate Reserve Security shall then be made up out of Net Revenue or out of any other legally available funds of the City.

(iv) **Withdrawals From Reserve Fund.** Money in the Reserve Fund may be withdrawn by the City for any lawful purpose as long as the aggregate of any money and Alternate Reserve Securities remaining on deposit in the Reserve Fund is at least equal to the Reserve Fund Requirement for the Parity Bonds then outstanding. The City reserves the right to substitute one or more Alternate Reserve Securities for money previously deposited in the Reserve Fund and to withdraw such excess to the extent described in the preceding sentence. Any withdrawals from subaccounts within the Reserve Fund shall be made on a *pro rata* basis, except when the terms of an Alternate Reserve Security require all cash and investments in the Reserve Fund to be withdrawn before any draw or claim is made on the Alternate Reserve Security, or unless the City receives an opinion of Bond Counsel to the effect that such *pro rata* withdrawal is not required to maintain the federal tax benefits (if any) of any then outstanding Parity Bonds issued as Tax-Exempt Bonds or Tax Credit Subsidy Bonds. If multiple Alternate Reserve Securities are on deposit in the Reserve Fund, draws on such Alternate Reserve Securities shall be made on a *pro rata* basis.

Section 16. **Junior Lien Debt Service Fund.**

(a) **Use of Fund.** The Junior Lien Debt Service Fund has previously been created for the sole purpose of paying the principal (including redemption premium, if any) of and interest on the Junior Lien Bonds as the same shall become due. The Junior Lien Debt Service Fund shall consist of a Principal and Interest Account and such additional subfunds, accounts, or subaccounts as the Director of Finance may find it necessary or convenient to create in order to pay or secure the payment of Junior Lien Bonds, as long as the maintenance of such subfunds, accounts, or subaccounts does not conflict with the rights of the owners of the Junior Lien Bonds or the Parity Bonds.

Each Series of the Bonds designated as Junior Lien Bonds shall be payable (including principal, Sinking Fund Requirements, redemption premium (if any), and interest) out of the Junior Lien Debt Service Fund. Money in the Junior Lien Debt Service Fund shall, to the fullest extent practicable and reasonable, be invested and reinvested at the direction of the Director of Finance solely in, and obligations deposited in such accounts shall consist of, Permitted Investments. Earnings on money and investments in the Junior Lien Debt Service Fund shall be deposited in and used for the purposes of that fund.

(b) **Required Payments Into the Junior Lien Debt Service Fund.** So long as any Junior Lien Bonds (including any Junior Lien Payment Agreements) are outstanding, the City shall set aside and pay out of Net Revenue certain fixed amounts, without regard to any fixed proportion, namely, into the Principal and Interest Account of the Junior Lien Debt Service Fund, on or prior to the respective dates on which such payments shall become due and payable, an amount sufficient, together with other money on deposit therein, to pay the interest on and the principal of the Junior Lien Bonds, including net payments due on Junior Lien Payment Agreements and all payments under Junior Lien Reimbursement Obligations, as the same shall become due. To meet the required payments to be made into the Junior Lien Debt Service Fund, the Director of Finance may transfer any money from any funds or accounts of the City legally available therefor, except the Parity Bond Fund, the Reserve Fund, other bond redemption funds, refunding escrow funds, or defeasance

funds. The Director of Finance may provide for the purchase, redemption or defeasance of any Junior Lien Bonds by the use of money on deposit in any subfund, account, or subaccount in the Junior Lien Debt Service Fund, so long as the money remaining in those subfunds, accounts, or subaccounts is sufficient to satisfy the required deposits with respect to the remaining Junior Lien Bonds.

Section 17. **Bond Covenants.**

(a) **Parity Bond Covenants.** The City covenants with the Owner of each Bond that is designated as a Parity Bond, for so long as such Bond remains outstanding, as follows:

(i) **Sale or Disposition of the Light System.**

(A) The City may dispose of all or substantially all of the Light System only if the City simultaneously causes all of the Parity Bonds to be, or be deemed to be, no longer outstanding.

(B) Except as provided below, the City will not dispose of any part of the Light System in excess of 5% of the value of the net utility plant of the Light System in service unless prior to such disposition: (1) there has been filed with the Director of Finance a certificate of a Professional Utility Consultant stating that such disposition will not impair the ability of the City to comply with the rate covenant set forth in Section 17(a)(ii), in which the Professional Utility Consultant may make those assumptions permitted in delivering a Parity Certificate under Section 18(a); or (2) provision is made for the payment, redemption or other retirement of a principal amount of Parity Bonds equal to the greater of the following amounts: (I) an amount which will be in the same proportion to the net principal amount of Parity Bonds then outstanding (defined as the total principal amount of Parity Bonds then outstanding less the amount of cash and investments in the Parity Bond Fund) that Gross Revenues for the twelve preceding months attributable to the part of the Light System being sold or disposed of bears to the total Gross Revenues for such period; or (II) an amount which will be in the same proportion to the net principal amount of Parity Bonds then outstanding that the book value of the part of the Light System being sold or disposed of bears to the book value of the entire Light System immediately prior to such sale or disposition.

(C) Notwithstanding the foregoing, the City may dispose of any portion of the Light System that has become unserviceable, inadequate, obsolete, worn out or unfit to be used, or no longer necessary for, material to, or useful in the operation of the Light System.

(D) If the ownership of all or part of the Light System is transferred from the City through the operation of law, the City shall reconstruct or replace the transferred portion using any proceeds of the transfer unless the City Council determines that such reconstruction or replacement is not in the best interests of the City and the Owners of the Parity Bonds, in which case any proceeds shall be used to purchase, defease, or redeem Parity Bonds prior to maturity.

(ii) **Rates and Charges.** The City will establish from time to time and maintain such rates for electric energy as will maintain the Light System in sound financial condition and provide sufficient revenues to pay all Operating and Maintenance Expense, to pay into the Parity Bond Fund the amounts that are required by this ordinance to be applied to the payment of the principal of and interest on the Parity Bonds until the Parity Bonds shall have been paid in full, and to pay all bonds, warrants, and indebtedness for which any revenues of the Light System shall have been pledged.

(iii) **Operation and Maintenance of the Light System.** The City will operate the properties of the Light System in an efficient manner and at a reasonable cost; will maintain, preserve and keep, or cause to be maintained, preserved and kept, the properties of the Light System and every part and parcel thereof in good repair, working order and condition; and from time to time will make or cause to be made all necessary and proper repairs, renewals and replacements thereto so that at all times the business carried on in connection therewith will be properly and advantageously conducted.

(iv) **Books and Financial Statements.** The City will keep and maintain proper books of account for the Light System in accordance with generally accepted accounting principles applicable to governmental utilities; will generally adhere to the uniform system of accounts prescribed by the State Auditor's Office and the Federal Energy Regulatory Commission (if any); and will prepare, on or before 120

days after the end of each calendar year, *and, upon the Second Parity Covenant Date, on or before 180 days after the end of each calendar year*, annual financial statements showing reasonable detail, including a balance sheet, an income statement, and a statement of cash flows or other such statement. Copies of such financial statements shall be placed on file in the office of the Director of Finance and shall be open to inspection at any reasonable time by any owner of any Parity Bonds. A copy of such financial statements shall be sent to any owner of Parity Bonds upon request in writing setting forth the name and address to which such financial statements may be sent.

(b) **Junior Lien Bond Covenants.** The City covenants with the Owner of each Bond that is designated as a Junior Lien Bond, for so long as such Bond remains outstanding, as follows:

(i) **Sale or Disposition of the Light System.** The City may dispose of all or substantially all of the Light System only if the City simultaneously causes all of the Junior Lien Bonds to be, or be deemed to be, no longer outstanding. The City will not dispose of any part of the Light System in excess of 5% of the value of the net utility plant of the Light System in service except upon compliance with the covenant set forth in Section 17(a)(i)(B), above. Notwithstanding the foregoing, the City may dispose of any portion of the Light System that has become unserviceable, inadequate, obsolete, worn out or unfit to be used, or no longer necessary, material to, or useful in the operation of the Light System.

(ii) **Rates and Charges.** The City will establish from time to time and maintain such rates for electric energy as will maintain the Light System in sound financial condition and provide sufficient revenues to pay all Operating and Maintenance Expense; to pay into the Parity Bond Fund the amounts that are required by this ordinance to be applied to the payment of the principal of and interest on the Parity Bonds until the Parity Bonds shall have been paid in full; to pay into the Junior Lien Debt Service Fund the amounts that are required by this ordinance to be paid into such fund, in accordance with the priority of payment set forth in Section 14, until the Junior Lien Bonds (including Junior Lien Payment Agreements and Junior Lien Reimbursement Obligations) shall have been paid in full; and to pay all other bonds, warrants, and indebtedness

for which any revenues of the Light System shall have been pledged.

(iii) **Operation and Maintenance of the Light System.** The City will operate the properties of the Light System in an efficient manner and at a reasonable cost; will maintain, preserve and keep, or cause to be maintained, preserved and kept, the properties of the Light System and every part and parcel thereof in good repair, working order and condition; and from time to time will make or cause to be made all necessary and proper repairs, renewals, and replacements thereto so that at all times the business carried on in connection therewith will be properly and advantageously conducted.

(iv) **Books and Financial Statements.** The City will keep and maintain proper books of account for the Light System in accordance with generally accepted accounting principles applicable to governmental utilities; will generally adhere to the uniform system of accounts prescribed by the State Auditor's Office and the Federal Energy Regulatory Commission (if any); and will prepare, on or before 180 days after the end of each calendar year, annual financial statements showing reasonable detail, including a balance sheet, an income statement, and a statement of cash flows or other such statement. Copies of such financial statements shall be placed on file in the office of the Director of Finance and shall be open to inspection at any reasonable time by any owner of any Junior Lien Bonds. A copy of such financial statements shall be sent to any owner of Junior Lien Bonds upon request in writing setting forth the name and address to which such financial statements may be sent.

Section 18. **Additional Bonds.**

(a) **Future Parity Bonds.** The City reserves the right to issue Future Parity Bonds (which term includes Parity Payment Agreements) for any lawful purpose of the City's Light System if the Parity Conditions are met and complied with as of the date of issuance of such Future Parity Bonds, or as of the effective date of the Parity Payment Agreement, as appropriate.

If the Parity Conditions are met and complied with, then payments into the Parity Bond Fund with respect to such Future Parity Bonds shall rank equally with the payments out of Net Revenue required to be

made into the Parity Bond Fund by this ordinance. Nothing set forth herein shall prevent the City from (i) issuing revenue bonds or other obligations that are a charge upon Net Revenue junior and inferior to the payments required to be made therefrom into the Parity Bond Fund for the payment of the Parity Bonds, provided that such subordinate bonds may not be subject to acceleration under any circumstances; or (ii) issuing Refunding Parity Bonds to refund maturing Parity Bonds of the City for the payment of which money is not otherwise available.

(i) **Parity Conditions.** The Parity Conditions are as follows:

(A) No deficiency may then exist in the Parity Bond Fund or in any of the accounts therein; and

(B) Provision must be made to satisfy the Reserve Fund Requirement for all Parity Bonds then outstanding plus any additional amount required in connection with the issuance and sale of the proposed Future Parity Bonds (if any) in accordance with Section 15(c); and

(C) There must be on file with the City a Parity Certificate as described in subsection (a)(ii), below. If the proposed Future Parity Bonds (or any portion thereof) are to be issued for the purpose of refunding outstanding Parity Bonds and the Annual Debt Service on the refunding portion of the proposed Future Parity Bonds is not more than \$5,000 greater than the Annual Debt Service on the Parity Bonds to be refunded thereby, then no Parity Certificate shall be required as to that portion issued for refunding purposes. If the requirements of the preceding sentence are not satisfied, Refunding Parity Bonds may alternatively be issued upon delivery of a Parity Certificate.

(ii) **Parity Certificate.** A Parity Certificate required by subsection (a)(i) may be provided by either the Director of Finance or by a Professional Utility Consultant, as follows:

(A) A Parity Certificate may be prepared by the Director of Finance, demonstrating that the amount of Adjusted Net Revenue in any 12 consecutive months out of the most recent 24 months preceding the delivery of the proposed series of Future Parity Bonds (the “Base Period”) was not less than

125% of Maximum Annual Debt Service in any future calendar year on all Parity Bonds then outstanding and the proposed series of Future Parity Bonds. For the purposes of a Parity Certificate delivered under this subsection (A), the Director of Finance shall reflect in his or her certificate any adjustment in the rates, fees, and charges for the services of the Light System that will become effective at any time prior to or within six months after the delivery of the proposed Future Parity Bonds, by including in the amount of Adjusted Net Revenue the amount that he or she estimates would have been collected in the Base Period if such new rates, fees, and charges had been in effect for the entire Base Period.

(B) A Parity Certificate may be prepared by a Professional Utility Consultant, demonstrating that the amount of Adjusted Net Revenue (which may be further adjusted as provided in paragraphs (1) through (5) below) in any 12 consecutive months out of the most recent 24 months preceding the delivery of the proposed Series of Future Parity Bonds (the “Base Period”) is not less than 125% of the amount of Maximum Annual Debt Service on all Parity Bonds and the proposed series of Future Parity Bonds in any future calendar year on all Parity Bonds then outstanding and the proposed series of Parity Bonds. For the purposes of a certificate delivered under this subsection (a)(ii), Adjusted Net Revenue may be further adjusted by the Professional Utility Consultant using any or all of the following methods reflecting the conditions and requirements as may be appropriate to the circumstances:

(1) If the purpose for which the proposed Future Parity Bonds are being issued is to acquire operating electric utility properties having an earnings record, the Professional Utility Consultant shall estimate the effect on Adjusted Net Revenue for the Base Period of the acquisition of such electric utility properties and the integration thereof into the Light System, and shall further adjust Adjusted Net Revenue for the Base Period to give effect to such estimate. Any such estimate shall be based upon the operating experience and records of the City and upon any available financial statements and records relating to the earnings of such electric utility properties to be acquired.

(2) If any changes to rates, fees, or charges imposed by the City on sales of

power, energy, or other services furnished by the Light System, which were not in effect during the entire Base Period, have been adopted by the City Council and are in effect on the date of sale of the proposed Future Parity Bonds (or effective date of the proposed Parity Payment Agreement) or are to go into effect not later than 12 months after such date, the Professional Utility Consultant may, if such changes resulted in increases in such rates, fees, or charges, and shall, if such changes resulted in reductions in such rates, fees, or charges, further adjust Adjusted Net Revenue for the Base Period to reflect any change in such Adjusted Net Revenue that would have occurred if the changed rates, fees, or charges had been in effect during the entire Base Period.

(3) If the purpose for which the proposed Future Parity Bonds are being issued is to acquire or construct generation or transmission facilities required to furnish or make available to the Light System additional power and energy, or transmission facilities required to enable the City to sell additional power and energy, the Professional Utility Consultant may further adjust Adjusted Net Revenue for the Base Period by (I) deducting the amount of the estimated increase in Operating and Maintenance Expense resulting from the acquisition or construction of such facilities in their first year of full operation, (II) adding any additional revenues to be derived from the sale or transmission of such additional power and energy pursuant to executed power sales contracts, and (III) adding an amount equal to the estimated cost of the power and energy which would have been replaced or displaced by such facilities had such additional power and energy in excess of the power and energy to be sold pursuant to paragraph (2), above, been used in the Light System during the Base Period.

(4) If any customers were added to the Light System during the Base Period or thereafter (and prior to the date of the Professional Utility Consultant's certificate), Adjusted Net Revenue may be further adjusted as if such added customers were customers of the Light System during the entire Base Period.

(5) If extensions of or additions to the Light System (not described in paragraph (3) above) are in the process of construction on the date of the Professional Utility Consultant's

certificate, or if the proceeds of the proposed Future Parity Bonds are to be used to acquire or construct extensions of or additions to the Light System (not described in paragraph (3) above), Adjusted Net Revenue for the Base Period may be further adjusted by adding any additional revenues not included in the preceding paragraphs that will be derived from such additions and extensions, and deducting the estimated increase in Operating and Maintenance Expense resulting from such additions and extensions.

In rendering any Parity Certificate under this subsection (a)(ii)(B), the Professional Utility Consultant may rely upon the following documents, which shall be attached to the Parity Certificate: financial statements of the Light System, certified by the Director of Finance, showing income and expenses for the period upon which the same are based and a balance sheet as of the end of such period; financial statements certified by the Office of the State Auditor of the State (or any successor thereto); or financial statements certified by a certified public accountant for as much of such period as any examination by such accountant has been made and completed. If two or more of such statements are inconsistent with each other, the Professional Utility Consultant shall rely on the statements certified by the Director of Finance.

(b) **Future Junior Lien Bonds.** The City reserves the right to issue Future Junior Lien Bonds (which term includes Junior Lien Payment Agreements and Junior Lien Reimbursement Obligations) for any lawful purpose of the City's Light System if the Junior Lien Additional Bonds Test is met and complied with as of the date of issuance of such Future Junior Lien Bonds, or as of the effective date of the Junior Lien Payment Agreement or Junior Lien Reimbursement Obligation, as appropriate.

If the Junior Lien Additional Bonds Test is met and complied with, then payments into the Junior Lien Debt Service Fund with respect to such Future Junior Lien Bonds shall rank equally with the payments out of Net Revenue required to be made into the Junior Lien Debt Service Fund by this ordinance. Nothing set forth herein shall prevent the City from (i) issuing revenue bonds or other obligations that are a charge upon Net Revenue junior and inferior to the payments required to be made therefrom into the Junior Lien Debt Service Fund for the payment of the Junior Lien Bonds, provided that such subordinate bonds may not be subject to

acceleration under any circumstances; or (ii) issuing Refunding Junior Lien Bonds for the purpose of refunding outstanding Junior Lien Bonds to fund or refund maturing Junior Lien Bonds of the City for the payment of which money is not otherwise available.

(i) **Junior Lien Additional Bonds Test.** The Junior Lien Additional Bonds Test is as follows:

(A) No deficiency may then exist in the Junior Lien Debt Service Fund or in any of the accounts therein; and

(B) No default may have occurred that is then continuing with respect to any then outstanding Parity Bonds or Junior Lien Bonds; and

(C) There must be on file with the City a Junior Lien Coverage Certificate as described in subsection (b)(ii), below. If the proposed Future Junior Lien Bonds (or any portion thereof) are to be issued for the purpose of refunding outstanding Junior Lien Bonds and the Annual Debt Service on the refunding portion of the proposed Future Junior Lien Bonds is not more than \$5,000 greater than the Annual Debt Service on the Junior Lien Bonds to be refunded thereby, then no Junior Lien Coverage Certificate shall be required as to that portion issued for refunding purposes. If the requirements of the preceding sentence are not satisfied, Refunding Junior Lien Bonds may alternatively be issued upon delivery of a Junior Lien Coverage Certificate.

(ii) **Junior Lien Coverage Certificate.** A Junior Lien Coverage Certificate required by subsection (b)(i) may be provided by either the Director of Finance or by a Professional Utility Consultant, as follows:

(A) A Junior Lien Coverage Certificate may be prepared by the Director of Finance, demonstrating that the amount of Adjusted Net Revenue in any 12 consecutive months out of the most recent 24 months preceding the delivery of the proposed Series of Future Junior Lien Bonds (the “Base Period”) was not less than 115% of Maximum Annual Debt Service in any future calendar year on all Parity Bonds,

Intermediate Lien Reimbursement Obligations (if any), and Junior Lien Bonds then outstanding plus the proposed Series of Future Junior Lien Bonds. For the purposes of a Junior Lien Coverage Certificate delivered under this subsection (A), the Director of Finance shall reflect in his or her certificate any adjustment in the rates, fees, and charges for the services of the Light System that will become effective at any time prior to or within six months after the delivery of the proposed Future Junior Lien Bonds, by including in the amount of Adjusted Net Revenue the amount that he or she estimates would have been collected in the Base Period if such new rates, fees, and charges had been in effect for the entire Base Period.

(B) A Junior Lien Coverage Certificate may be prepared by a Professional Utility Consultant, demonstrating that the amount of Adjusted Net Revenue (which may be further adjusted as provided in subsection (a)(ii)(B)(1) through (5), above) in any 12 consecutive months out of the most recent 24 months preceding the delivery of the proposed Series of Future Junior Lien Bonds (the “Base Period”) not less than 115% of Maximum Annual Debt Service in any future calendar year on all Parity Bonds and Junior Lien Bonds then outstanding plus the proposed Series of Future Junior Lien Bonds.

Section 19. **Rate Stabilization Account.** The City may at any time deposit in the Rate Stabilization Account Net Revenue and any other money received by the Light System and available to be used therefor. Thereafter, the City may withdraw any or all of the money from the Rate Stabilization Account for inclusion in Adjusted Net Revenue for any applicable year of the City. Such deposits or withdrawals may be made up to and including the date 90 days after the end of the applicable year for which the deposit or withdrawal will be included as Adjusted Net Revenue.

Section 20. **Refunding or Defeasance of Bonds.**

(a) **Bonds Designated as Refundable Bonds.** Each Series of the Bonds is hereby designated as a Series of “Refundable Bonds” for purposes of the Omnibus Refunding Ordinance.

(b) **Refunding; Defeasance.** The City may issue refunding bonds pursuant to the laws of the State or use money available from any other lawful source (i) to pay when due the principal (including redemption

premium, if any) of and interest on any Bond, or any portion thereof, included in a refunding or defeasance plan (the “Defeased Bonds”); (ii) to redeem and retire, release, refund, or defease the Defeased Bonds; and (iii) to pay the costs of such refunding or defeasance. If money and/or Government Obligations maturing at a time or times and in an amount sufficient (together with known earned income from the investment thereof) to redeem and retire, release, refund, or defease the Defeased Bonds in accordance with their terms is set aside in a special trust fund or escrow account irrevocably pledged to such redemption, retirement or defeasance (the “Trust Account”), then all right and interest of the Owners of the Defeased Bonds in the covenants of this ordinance and in Net Revenue and the funds and accounts pledged to the payment of such Defeased Bonds, other than the right to receive the funds so set aside and pledged, thereafter shall cease and become void. Such Owners thereafter shall have the right to receive payment of the principal or redemption price of and interest on the Defeased Bonds from the Trust Account. After establishing and fully funding such a Trust Account, the Defeased Bonds shall be deemed no longer outstanding and the Director of Finance may then apply any money in any other fund or account established for the payment or redemption of the Defeased Bonds to any lawful purpose.

(c) **Notice of Defeasance or Refunding.** Unless otherwise specified in the applicable Bond Documents, notice of refunding or defeasance shall be given, and selection of Bonds for any partial refunding or defeasance shall be conducted, in the manner set forth in this ordinance for the redemption of Bonds.

(d) **Annual Debt Service Calculation Adjustments for Defeased Bonds.** If the refunding or defeasance plan provides (i) that the Defeased Bonds (or the refunding bonds issued to redeem those Defeased Bonds) are to be secured by money and/or Government Obligations pending the redemption of the Defeased Bonds, and (ii) that certain money and/or Government Obligations are pledged irrevocably for the redemption of the Defeased Bonds, then only the debt service on such Bonds as are not Defeased Bonds (and any refunding bonds, the payment of which is not so secured by the refunding plan) shall be included in the calculation of Annual Debt Service.

Section 21. **Federal Tax Matters.** The Bond Documents may include such additional terms and covenants relating to federal tax matters as the Director of Finance deems necessary or appropriate, including the following:

(a) **Tax-Exempt Bonds.** For each Series of the Bonds issued as Tax-Exempt Bonds, the City covenants that it will take all actions, consistent with the terms of such Series as set forth in this ordinance and the applicable Bond Documents, that are reasonably within its power and necessary to prevent interest on that Series from being included in gross income for federal income tax purposes. The City further covenants that it will neither take any action nor make or permit any use of gross proceeds of that Series (or other funds of the City treated as gross proceeds of that Series) at any time during the term of such Series that will cause interest on such Series to be included in gross income for federal income tax purposes. The City also covenants that, to the extent the arbitrage rebate requirement of Section 148 of the Code is applicable to any Series issued as Tax-Exempt Bonds, it will take all actions necessary to comply (or to be treated as having complied) with that requirement in connection with that Series (including the calculation and payment of any penalties that the City may elect to pay as an alternative to calculating rebatable arbitrage and the payment of any other penalties if required under Section 148 of the Code) to prevent interest on such Series from being included in gross income for federal income tax purposes.

(b) **Taxable Bonds; Tax Credit Subsidy Bonds.** For each Series of the Bonds issued as Taxable Bonds or as Tax Credit Subsidy Bonds, the Director of Finance is authorized to make provision in the Bonds and other Bond Documents, to execute additional written agreements, and to make additional covenants on behalf of the City, all as he or she may deem necessary or appropriate in order to obtain, maintain, and administer such tax status. In the case of Tax Credit Subsidy Bonds, such additional covenants and agreement may include (without limiting the generality of the foregoing) those necessary in order for the City (i) to receive from the United States Treasury the applicable Tax Credit Subsidy Payments in respect of such Tax Credit Subsidy Bonds, and (ii) to ensure that such Series otherwise becomes and remains eligible for tax benefits

under the Code.

Section 22. **Official Statement; Continuing Disclosure.**

(a) **Preliminary Official Statement.** The Director of Finance and other appropriate City officials are directed to cause the preparation of and review the form of a preliminary official statement in connection with each sale of one or more Series to the public. For the sole purpose of the Purchaser's compliance with paragraph (b)(1) of Rule 15c2-12, the Director of Finance is authorized to deem that preliminary official statement final as of its date, except for the omission of information permitted to be omitted by Rule 15c2-12. The City approves the distribution to potential purchasers of the Bonds of a preliminary official statement that has been deemed final in accordance with this subsection.

(b) **Final Official Statement.** The City approves the preparation of a final official statement for each sale of one or more Series to be sold to the public in the form of the preliminary official statement, with such additions, modifications and amendments as the Director of Finance deems necessary or desirable, and further authorizes the Director of Finance to execute and deliver such final official statement to the Purchaser. The City authorizes and approves the distribution by the Purchaser of that final official statement to purchasers and potential purchasers of the Bonds.

(c) **Undertaking to Provide Continuing Disclosure.** To meet the requirements of paragraph (b)(5) of Rule 15c2-12, as applicable to a participating underwriter for a Series of the Bonds, the Director of Finance is authorized to execute a written Continuing Disclosure Agreement with respect to that Series, in substantially the form attached as Exhibit B.

Section 23. **Supplemental or Amendatory Bond Documents.** This ordinance and the other applicable Bond Documents for any Series of the Bonds may not be supplemented or amended in any respect subsequent to the Issue Date of such Series, except in accordance with and subject to the provisions of this section.

(a) **Amendments Without Bond Owners' Consent.** From time to time and at any time, without the

consent of or notice to the owners of any Parity Bonds or Junior Lien Bonds, the City may supplement or amend the Bond Documents applicable to any Series of the Bonds for any of the purposes set forth in this subsection (a). Any such supplement or amendment may be passed, adopted, or otherwise approved in writing by the City, without requiring the consent of the registered owners of any Parity Bonds or Junior Lien Bonds, but may become effective only upon receipt by the City of an opinion of Bond Counsel to the effect that such supplement or amendment is permitted by the terms of this ordinance. The City shall deliver a copy of any such supplement or amendment to each Rating Agency prior to its passage, adoption, or approval (as applicable) by the City. The types of supplements and amendments permitted under this subsection (a) are as follows:

(i) To add to any Parity Bond Documents (or to any Junior Lien Bond Documents, as applicable) additional covenants and agreements that do not adversely affect the interests of the owners of any Parity Bonds (or, as to Junior Lien Bond Documents, the interests of the owners of any Junior Lien Bonds) then outstanding, or to surrender any right or power reserved to or conferred upon the City in any Bond Documents.

(ii) To cure any ambiguities or to cure, correct, or supplement any defective provision in any Bond Documents, in regard to matters or questions arising under such Bond Documents, as the City may deem necessary or desirable and not inconsistent with this ordinance, and which do not materially adversely affect the interests of the owners of any Parity Bonds or Junior Lien Bonds then outstanding.

(iii) To make such changes as may be necessary to permit the Bonds to be held in registered certificate form or in Book-Entry Form, as the case may be, and to make similar amendments or modifications of a technical nature.

(b) **Amendments Permitted Upon Bond Owners' Consent.**

(i) **Parity Bond Documents.** With the consent of the registered owners representing not less than 60% in aggregate principal amount of the Parity Bonds then outstanding, the City may pass, adopt, or otherwise provide its written approval of any supplement or amendment to add to, change, or eliminate any provision of the Bond Documents applicable to a Series of the Bonds designated as Parity Bonds in any manner

other than a supplement or amendment effecting a change described in subsection (c)(i).

(ii) **Junior Lien Bond Documents.** With the consent of the registered owners representing not less than 60% in aggregate principal amount of the Junior Lien Bonds then outstanding, the City may pass, adopt, or otherwise approve in writing any supplement or amendment to add to, change, or eliminate any provision of the Bond Documents applicable to a Series of the Bonds designated as Junior Lien Bonds in any manner other than a supplement or amendment effecting a change described in subsection (c)(ii).

(c) **Amendments Prohibited Except Upon Unanimous Consent.**

(i) **Amendments to Parity Bond Documents.** Nothing contained in this section shall permit or be construed as permitting an amendment or supplement that would:

(A) Except upon consent from the registered owners of or on behalf of all Parity Bonds so affected, extend the fixed maturity of any Parity Bond, reduce the rate of interest on any Parity Bond (other than a change in interest rate permitted under the applicable Parity Bond Documents then in effect), extend the times of payment of interest from their respective due dates, reduce the principal amount of any Parity Bond, or reduce any redemption premium; or

(B) Except upon consent from the registered owners of or on behalf of all of the Parity Bonds then outstanding, reduce the percentage of ownership required under subsection (b)(i), above, to approve any supplement or amendment.

(ii) **Amendments to Junior Lien Bond Documents.** Nothing contained in this section shall permit or be construed as permitting an amendment or supplement that would:

(A) Except upon consent from the registered owners of or on behalf of all Junior Lien Bonds so affected, extend the fixed maturity of any Junior Lien Bond, reduce the rate of interest on any Junior Lien Bond (other than a change in interest rate permitted under the applicable Junior Lien Bond Documents then in effect), extend the times of payment of interest from their respective due dates, reduce the principal amount of any Junior Lien Bond, or reduce any redemption premium; or

(B) Except upon consent from the registered owners of or on behalf of all of the Junior Lien Bonds then outstanding, reduce the percentage of ownership required under subsection (b)(ii), above, to approve any supplement or amendment.

(d) **Notice and Consents.** If at any time the City passes, adopts, or otherwise approves in writing a supplement or amendment for any of the purposes requiring consent under subsection (b) or (c) of this section, it shall provide a notice to each registered owner and to each Rating Agency briefly summarizing the nature of the proposed supplement or amendment and stating that a copy of such supplement or amendment is on file at the office of the City Clerk. It shall not be necessary to obtain consent to or approval of the particular form of any proposed supplement or amendment, but it shall be sufficient if the consent shall approve the substance thereof. For purposes of determining whether consents representing the requisite percentage of principal amount of Parity Bonds or Junior Lien Bonds have been obtained, the Accreted Value of Capital Appreciation Bonds shall be deemed to be the principal amount.

(e) **Effect of Amendment or Supplement.** Upon the effective date of any amendment or supplement to any Bond Documents, such Bond Documents shall be deemed to be amended and modified in accordance with such amendment or supplement. Thereafter, the respective rights, duties, and obligations of the City under the applicable Bond Documents shall be determined, exercised, and enforced subject in all respects to such supplement or amendments, and all the terms and conditions of any such supplement or amendment shall be deemed to be a part of the terms and conditions of those Bond Documents for any and all purposes. The effective dates of such amendments and supplements shall be as follows:

(i) An amendment and supplement permitted under subsection (a) shall become effective immediately upon (A) the passage, adoption, or other approval of such amendment or supplement (or upon the effective date of such document as stated therein, if any), and (B) the delivery of the required opinion of Bond Counsel stating that such amendment or supplement is permitted under this ordinance.

(ii) A supplement or amendment permitted under subsection (b) or (c) shall become effective

on the date on which the City has received the written consents of the requisite percentage of registered owners. If the requisite percentage of registered owners of Parity Bonds or Junior Lien Bonds, as applicable, have given their consent to any such amendment or supplement, no owner of any Bond shall have any right (i) to object to the passage, adoption, or approval of such supplement or amendment, (ii) to object to any of the terms and provisions contained therein or the operation thereof, (iii) in any manner to question the propriety of the passage, adoption, or approval thereof, (iv) to enjoin or restrain the City, or any authorized official thereof, from passing, adopting, or otherwise approving the same, or (v) to enjoin or restrain the City, any authorized official thereof, or the Bond Registrar from taking any action pursuant to the provisions thereof.

(f) **Notation on Bonds.** Any Bonds executed and delivered after the effective date of any amendment or supplement that is passed, adopted, or otherwise approved in writing pursuant to this section may include a notation as to any matter provided for in such amendment or supplement. The City may, in its discretion, prepare and deliver replacement bonds, modified to reflect any such amendment or supplement, to the registered owner(s) thereof upon surrender of the original bonds for cancellation.

Section 24. **Defaults and Remedies.**

(a) **Parity Bond Events of Default.** Each of the following shall constitute an Event of Default with respect to the Bonds designated as Parity Bonds, except as set forth in subsection (c) of this section:

(i) If a default is made in the payment of the principal (including Sinking Fund Requirements and any redemption premium thereon, if any) of or interest on any Parity Bond when the same shall become due and payable; or

(ii) If the City defaults in the observance and performance of any other of the Parity Bond covenants, conditions, or agreements on the part of the City set forth in this ordinance or the applicable Parity Bond Documents (except as otherwise provided herein or in such Parity Bond Documents) and such default or defaults shall have continued for a period of six months (the “cure period”) after the City shall have received from the registered owners of not less than 25% in principal amount of the Parity Bonds then outstanding (or

from a Bond Owners' Trustee duly appointed as set forth in subsection (e), below) a written notice specifying and demanding the cure of such default. However, if such default is one which cannot be completely remedied within the cure period, it shall not be an Event of Default with respect to the Parity Bonds, so long as the City has taken active steps within the cure period to remedy the default and is diligently pursuing such remedy.

(b) **Junior Lien Bond Events of Default.** Each of the following shall constitute an Event of Default with respect to the Bonds designated as Junior Lien Bonds, except as set forth in subsection (c) of this section:

(i) If a default is made in the payment of the principal (including Sinking Fund Requirements and any redemption premium thereon, if any) of or interest on any Junior Lien Bond when the same shall become due and payable; or

(ii) If the City defaults in the observance and performance of any other of the Junior Lien Bond covenants, conditions, or agreements on the part of the City set forth in this ordinance or the applicable Junior Lien Bond Documents (except as otherwise provided herein or in such Junior Lien Bond Documents) and such default or defaults shall have continued for a period of six months (the "cure period") after the City shall have received from the registered owners of not less than 25% in principal amount of the Junior Lien Bonds then outstanding (or from a Bond Owners' Trustee duly appointed as set forth in subsection (e), below) a written notice specifying and demanding the cure of such default. However, if such default is one which cannot be completely remedied within the cure period, it shall not be an Event of Default with respect to the Bonds as long as the City has taken active steps within the cure period to remedy the default and is diligently pursuing such remedy.

(c) **Exceptions.** Notwithstanding anything in this section to the contrary, the failure of the City or any obligated person to comply with a Continuing Disclosure Agreement shall not constitute an Event of Default, and the sole remedy of any holder of any Parity Bond or Junior Lien Bond, as applicable, shall be to seek an order of specific performance from an appropriate court to compel the City to comply with the Continuing Disclosure Agreement. For purposes of determining whether an Event of Default has occurred and

is continuing with respect to the rate covenant set forth in Section 17(a)(ii) or (b)(ii), if such covenant is met for any fiscal year, it shall be deemed to have been met for all prior fiscal years.

(d) **Remedies; No Acceleration.** In the case of a Parity Bond Event of Default, an owner of a Parity Bond shall have the remedies set forth in Section 10 and in the applicable Parity Bond Documents. *Upon the Second Parity Covenant Date, the rights and remedies of the owners from time to time of Parity Bonds shall be limited by subsection (e), below.* In the case of a Junior Lien Bond Event of Default, the owner of a Junior Lien Bond shall have the remedies set forth in Section 10 and in the applicable Junior Lien Bond Documents, as limited by subsection (e), below. Nothing contained in this ordinance shall, in any event or under any circumstance, be deemed to authorize the acceleration of the maturity of principal on the Bonds, and the remedy of acceleration is expressly denied to the registered owners of the Bonds under any circumstances including, without limitation, upon the occurrence and continuance of an Event of Default.

(e) **Bond Owners' Trustee.** *The provisions of this subsection shall become effective with respect to Parity Bonds only upon the Second Parity Covenant Date.* The provisions of this subsection shall become effective immediately with respect to Bonds issued as Junior Lien Bonds. A Bond Owners' Trustee appointed in the manner provided in this section, and each successor thereto, is declared to be a trustee for all of the owners of the Parity Bonds (in the case of a Parity Bond Event of Default) or the owners of the Junior Lien Bonds (in the case of a Junior Lien Bond Event of Default), as applicable, and is empowered to exercise all the rights and powers herein conferred on the Bond Owners' Trustee.

(i) **Appointment of Bond Owners' Trustee; Removal.** Upon the occurrence and continuance of an Event of Default described in subsection (a) of this section, the registered owners of 25% in principal amount of the then outstanding Parity Bonds (or upon the occurrence and continuance of an Event of Default described in subsection (b) of this section, the registered owners of 25% in principal amount of the then outstanding Junior Lien Bonds, if such default is one described in subsection (b) of this section) may appoint a Bond Owners' Trustee by an instrument or concurrent instruments in writing signed by such registered owners

(or by their duly authorized attorneys-in-fact) and delivered to such Bond Owners' Trustee, with notification of such appointment given to the City. That appointment shall become effective immediately upon acceptance thereof by the Bond Owners' Trustee. The entity acting as Bond Owners' Trustee may be removed at any time, and a successor Bond Owners' Trustee may be appointed, by the registered owners of more than 50% in principal amount of the Parity Bonds (in the case of a Parity Bond Event of Default) or 50% in principal amount of the Junior Lien Bonds (in the case of a Junior Lien Bond Event of Default), as applicable, by an instrument or concurrent instruments in writing signed and acknowledged by such registered owners or by their duly authorized attorneys-in-fact.

(ii) **Cure of Event of Default.** If the Bond Owners' Trustee furnishes to the City a certificate stating that, in its sole judgment, an Event of Default that has occurred has been cured, such Event of Default shall be conclusively deemed to be cured, and the City, the Bond Owners' Trustee, and the registered owners of the Parity Bonds or Junior Lien Bonds, as applicable, shall be restored to the same rights and position which they would have held if no Event of Default had occurred.

(iii) **Suits at Law or in Equity.** Upon the occurrence of an Event of Default and during the continuance thereof, the Bond Owners' Trustee in its discretion may (and, upon the written request of the registered owners of not less than 25% in principal amount of the Parity Bonds (or Junior Lien Bonds, as applicable) then outstanding, shall) take such steps and institute such suits, actions, or other proceedings, all as it may deem appropriate for the protection and enforcement of the rights of the registered owners of the Parity Bonds (or Junior Lien Bonds, as applicable), to collect any amounts due and owing to or from the City, or to obtain other appropriate relief, and may enforce the specific performance of any covenant, agreement or condition contained in this ordinance or set forth in any of the applicable Bond Documents.

Any action, suit or other proceedings instituted by the Bond Owners' Trustee hereunder shall be brought in its name as the Bond Owners' Trustee and all such rights of action upon or under any of the Parity Bonds or the provisions of this ordinance may be enforced by the Bond Owners' Trustee without the possession of any of

those Parity Bonds and without the production of the same at any trial or proceedings relative thereto except where otherwise required by law.

(iv) **Effect of Appointment of Bond Owners' Trustee.** Any suit, action, or proceeding instituted by the Bond Owners' Trustee shall be brought for the ratable benefit of all of the owners of the Parity Bonds (or Junior Lien Bonds, as applicable), subject to the provisions of this ordinance. The respective owners, by taking and holding the same, shall be conclusively deemed irrevocably to appoint the Bond Owners' Trustee the true and lawful trustee of the respective owners, with authority to institute any such action, suit or proceeding; to receive as trustee and deposit in trust any sums becoming distributable on account of those Parity Bonds; to execute any paper or documents for the receipt of money; and to do all acts with respect thereto that the owner himself or herself might have done in person. Nothing herein shall be deemed to authorize or empower the Bond Owners' Trustee to consent to accept or adopt, on behalf of any owner of the Parity Bonds, any plan of reorganization or adjustment affecting the Parity Bonds (or Junior Lien Bonds, as applicable) or any right of any registered owner thereof, or to authorize or empower the Bond Owners' Trustee to vote the claims of the registered owners thereof in any receivership, insolvency, liquidation, bankruptcy, reorganization or other proceeding to which the City is a party.

(v) **Bond Owners' Direction of Proceedings.** By an instrument or concurrent instruments in writing executed and delivered to the Bond Owners' Trustee, the owners of more than 50% in aggregate principal amount of the Parity Bonds (or Junior Lien Bonds, as applicable) then outstanding shall be entitled to control and direct the enforcement of all rights and remedies granted to the owners (or the Bond Owners' Trustee for the benefit of the owners) under the applicable Parity Bond Documents. Notwithstanding the foregoing, the Bond Owners' Trustee shall have the right to decline to follow any such direction which in the opinion of the Bond Owners' Trustee, in reasonable reliance on advice of counsel, would be unjustly prejudicial to owners not parties to such direction.

(vi) **Limitation on Remedies; Limitations on Individual Actions.** It is understood and

intended that no owner of a Parity Bond, in the case of a Parity Bond Event of Default (or owner of a Junior Lien Bond, in the case of a Junior Lien Bond Event of Default) shall have any right in any manner whatever by its action to affect, disturb, or prejudice the security pledged in this ordinance or the rights of any other owners, or to enforce any right under the applicable Bond Documents or applicable law except in the manner provided in this section, and that all proceedings at law or in equity to enforce any such right shall be instituted, had, and maintained in the manner herein provided and for the equal and ratable benefit and protection of all owners of the Parity Bonds (or Junior Lien Bonds, as applicable), subject to the provisions of this ordinance.

(vii) **Limitations on Individual Actions.** No owner of a Parity Bond (or Junior Lien Bond, as applicable) shall have any right to institute any action, suit or proceeding at law or in equity for the enforcement of same unless (A) such owner previously shall have given to the Bond Owners' Trustee written notice of the occurrence of an Event of Default; (B) the owners of more than 50% in aggregate principal amount of the then outstanding Parity Bonds (in the case of a Parity Bond Event of Default) or 50% in aggregate principal amount of the then outstanding Junior Lien Bonds (in the case of a Junior Lien Bond Event of Default) shall have made a written request to the Bond Owners' Trustee to exercise the powers granted above or to institute such suit, action, or proceeding in its own name; (C) such owners shall have tendered to the Bond Owners' Trustee reasonable indemnity against the costs, expenses and liabilities to be incurred in compliance with such request; and (D) the Bond Owners' Trustee shall have refused or omitted to comply with such request for a period of 60 days after such written request shall have been received by, and said tender of indemnity shall have been made to, the Bond Owners' Trustee. The conditions set forth in (A) through (D) in the preceding sentence are hereby declared to be conditions precedent to the exercise by any owner of a Parity Bond (in the case of a Parity Bond Event of Default) or owner of a Junior Lien Bond (in the case of a Junior Lien Bond Event of Default) of any remedy under the applicable Bond Documents or under applicable law.

(viii) **Duties and Obligations of Bond Owners' Trustee.** The Bond Owners' Trustee shall not be liable except for the performance of such duties as are specifically set forth herein. During any period in

which an Event of Default has occurred and is continuing as to the Parity Bonds (or the Junior Lien Bonds, as applicable) the Bond Owners' Trustee shall exercise such of the rights and powers vested in it hereby, and shall use the same degree of care and skill in its exercise, as a prudent person would exercise or use under the circumstances in the conduct of his or her own affairs. The Bond Owners' Trustee shall have no liability for any act or omission to act hereunder except for the Bond Owners' Trustee's own negligent action, its own negligent failure to act or its own willful misconduct. The duties and obligations of the Bond Owners' Trustee shall be determined solely by the express provisions of this ordinance, and no implied powers, duties or obligations of the Bond Owners' Trustee shall be read into this ordinance. The Bond Owners' Trustee shall not be required to expend or risk its own funds or otherwise incur individual liability in the performance of any of its duties or in the exercise of any of its rights or powers as the Bond Owners' Trustee, except as may result from its own negligent action, its own negligent failure to act or its own willful misconduct. The fees and expenses of the Bond Owners' Trustee shall be borne by the owners of the Parity Bonds (or Junior Lien Bonds, as applicable) and not by the City. A Bond Owners' Trustee may require such security and indemnity as may be reasonable against the costs, expenses and liabilities that may be incurred in the performance of its duties. The Bond Owners' Trustee shall not be bound to recognize any person as a registered owner of any Parity Bond (or Junior Lien Bond, as applicable) until his or her title thereto, if disputed, has been established to its reasonable satisfaction. The Bond Owners' Trustee may consult with counsel, and the opinion of such counsel shall be full and complete authorization and protection in respect of any action taken or suffered by it hereunder in good faith and in accordance with the opinion of such counsel. The Bond Owners' Trustee shall not be answerable for any neglect or default of any person, firm or corporation employed and selected by it with reasonable care.

Section 25. **General Authorization.** In addition to the specific authorizations in this ordinance, the Mayor and the Director of Finance and each of the other appropriate officers of the City are each authorized and directed to do everything as in his or her judgment may be necessary, appropriate, or desirable in order to carry out the terms and provisions of, and complete the transactions contemplated by, this ordinance. In

particular and without limiting the foregoing:

(a) The Director of Finance, in his or her discretion and without further action by the City Council, (i) may issue requests for proposals to provide underwriting services or financing facilities (including, without limitation, Qualified Insurance, a Qualified Letter of Credit, or other credit support or liquidity facility) and may execute engagement letters and other agreements with underwriters and other financial institutions (including providers of liquidity or credit support) based on responses to such requests; (ii) may select and make decisions regarding the Bond Registrar, fiscal or paying agents, and any Securities Depository for each Series of the Bonds; (iii) may take any and all actions necessary or convenient to provide for the conversion of interest rate modes for any Series in accordance with the applicable Bond Documents; and (iv) may take such actions on behalf of the City as are necessary or appropriate for the City to designate, qualify, or maintain the tax-exempt treatment with respect to any Series issued as Tax-Exempt Bonds, to receive from the United States Treasury the applicable Tax Credit Subsidy Payments in respect of any Series issued as Tax Credit Subsidy Bonds, and to otherwise receive any other federal tax benefits relating to any Series of the Bonds that are available to the City; and

(b) Each of the Mayor and the Director of Finance are each separately authorized to execute and deliver (i) any and all contracts or other documents as are consistent with this ordinance and for which the City's approval is necessary or to which the City is a party (including but not limited to agreements with escrow agents, refunding trustees, liquidity or credit support providers, providers of Qualified Insurance or Alternate Reserve Securities, remarketing agents, underwriters, lenders or other financial institutions, fiscal or paying agents, Qualified Counterparties, custodians, and the Bond Registrar); and (ii) such other contracts or documents incidental to the issuance and sale of any Series of the Bonds; the establishment of the interest rate or rates on a Bond; or the conversion, tender, purchase, remarketing, or redemption of a Bond, as may in the judgment of the Mayor or Director of Finance, as applicable, be necessary or appropriate.

Section 26. **Amendments to Omnibus Refunding Bond Ordinance.** Certain definitions set forth in

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the Omnibus Refunding Bond Ordinance are amended to read as set forth in this section. Revisions are reflected as follows: additions are indicated by double underlining, and deletions are enclosed in double parentheses and struck through. References to section numbers and defined terms used in the amended text set forth below refer to the sections and definitions contained within the Omnibus Refunding Bond Ordinance, as amended. These amendments consist of clarifications of ambiguities or reflect the adoption of amendments consented to by the requisite percentage of owners of outstanding Parity Bonds pursuant to prior Parity Bond authorizing ordinances.

(a) **Amendments to Section 1 - Definitions.** The defined terms set forth below are amended or added, as follows:

* * *

“Annual Debt Service” means, with respect to either Parity Bonds (or a series of Parity Bonds) (**“Annual Parity Bond Debt Service”**) or Junior Lien Bonds (or a series of Junior Lien Bonds) (**“Annual Junior Lien Debt Service”**), as applicable, the sum of the amounts required in a calendar year to pay the interest due in such calendar year (excluding interest to be paid from the proceeds of the sale of bonds), the principal of Serial Bonds maturing in such calendar year, and the Sinking Fund Requirements for any Term Bonds due in such calendar year. Additionally, for purposes of this definition:

(a) **Calculation of Interest Due - Generally.** Except as otherwise provided below, interest shall be calculated based on the actual amount of accrued, accreted, or otherwise accumulated interest that is payable in respect of the relevant series of Parity Bonds or Junior Lien Bonds, as applicable, taken as a whole, at the rate or rates set forth in the applicable Bond Documents.

(b) **Capital Appreciation Bonds.** The principal and interest portions of the Accreted Value of Capital Appreciation Bonds becoming due at maturity or by virtue of a

Sinking Fund Requirement shall be included in the calculations of accrued and unpaid and accruing interest or principal in such manner and during such period of time as is specified in the Bond Documents applicable to such Capital Appreciation Bonds.

(c) **Variable Interest Rate Bonds.**

(i) **Assumed Interest on Variable Interest Rate Parity Bonds.** The amount of interest deemed to be payable on any series of Parity Bonds that are Variable Interest Rate Bonds shall be calculated on the assumption that the interest rate on those bonds is equal to the rate that is 90% of the average RBI during the four calendar quarters ending at least 15 days preceding the quarter in which the calculation is made. *Upon the Parity Covenant Date, the following sentence shall replace the immediately preceding sentence: The amount of interest deemed to be payable on any series of Parity ((Junior-Lien)) Bonds that are Variable Interest Rate Bonds shall be calculated on the assumption that the interest rate on those bonds is equal to the highest 12-month rolling average of the SIFMA Municipal Swap Index over the preceding ten years. And, upon the Second Parity Covenant Date ((redemption or defeasance of all of the Outstanding Parity Bonds identified in Exhibit A to this ordinance)), a five-year look-back period shall be substituted for the ten-year period referenced in the immediately preceding sentence.*

(ii) **Assumed Interest on Variable Interest Rate Junior Lien Bonds.** The amount of interest deemed to be payable on any series of Junior Lien Bonds that are Variable Interest Rate Bonds shall be calculated on the assumption that the interest rate on those bonds is equal to the highest 12-month rolling average (ending with the month preceding the date of the calculation) of the SIFMA Municipal Swap Index over the preceding five years.

(d) **Interest on Bonds with Respect to Which a Payment Agreement is in Force.** In general, debt service on any bonds (Parity Bonds or Junior Lien Bonds, as applicable) with respect to which a Payment Agreement is in force shall be based on the net economic effect on the City expected to be produced by the terms of the applicable Bond Documents and the terms of the Payment Agreement. For example, if the net effect of the Payment Agreement on a series of bonds otherwise bearing interest at a variable interest rate is to produce an obligation bearing interest at a fixed rate, the relevant series of bonds shall be treated as fixed rate bonds. And if the net effect of the Payment Agreement on a series of bonds otherwise bearing interest at a fixed interest rate is to produce an obligation bearing interest at a variable interest rate, the relevant series of bonds shall be treated as Variable Interest Rate Bonds.

Accordingly, the amount of interest deemed to be payable on any series of Parity Bonds (or Junior Lien Bonds, as applicable) with respect to which a Payment Agreement is in force shall be an amount equal to the amount of interest that would be payable at the rate or rates stated in or determined pursuant to the applicable Bond Documents, plus Payment Agreement Payments, minus Payment Agreement Receipts. For the purposes of calculating as nearly as practicable Payment Agreement Receipts and Payment Agreement Payments under a Payment Agreement that includes a variable rate component determined by reference to a pricing mechanism or index that is not the same as the pricing mechanism or index used to determine the variable rate interest component on the series of bonds to which the Payment Agreement is related, it shall be assumed that: (i) the fixed rate used in calculating Payment Agreement Payments will be equal to 105% of the fixed rate specified by the Payment Agreement, and (ii) the pricing mechanism or index specified by the Payment Agreement is the same as the pricing

mechanism or index specified by the applicable Bond Documents. Notwithstanding the other provisions of this definition, the City shall not be required to (but may in its discretion) take into account in determining Annual Debt Service the effects of any Payment Agreement that has a term of ten years or less.

(e) **Parity Payment Agreements; Junior Lien Payment Agreements.** For any period during which Payment Agreement Payments under a Parity Payment Agreement (or Junior Lien Payment Agreement, as applicable) are taken into account in determining Annual Debt Service on the related Parity Bonds (or Junior Lien Bonds, as applicable) under subsection (d), no additional debt service shall be taken into account with respect to that Parity Payment Agreement (or Junior Lien Payment Agreement, as applicable). However, for any period during which Payment Agreement Payments are not taken into account under subsection (d) because the Parity Payment Agreement (or Junior Lien Payment Agreement, as applicable) is not then related to any outstanding Parity Bonds (or Junior Lien Bonds, as applicable), payments on that Payment Agreement shall be taken into account by assuming:

(i) **If City is Obligated to Make Payments Based on Fixed Rate.** If the City is obligated to make Payment Agreement Payments based on a fixed rate and the Qualified Counterparty is obligated to make payments based on a variable rate index, it shall be assumed that payments by the City will be based on the assumed fixed payor rate, and that payments by the Qualified Counterparty will be based on a rate equal to the average rate determined by the variable rate index specified by the Payment Agreement during the four calendar quarters preceding the quarter in which the calculation is made.

(ii) **If City is Obligated to Make Payments Based on Variable Rate Index.** If the City is obligated to make Payment Agreement Payments based on a

variable rate index and the Qualified Counterparty is obligated to make payments based on a fixed rate, it shall be assumed that payments by the City will be based on a rate equal to the average rate determined by the variable rate index specified by the Payment Agreement during the four calendar quarters preceding the quarter in which the calculation is made, and that the Qualified Counterparty will make payments based on the fixed rate specified by the Payment Agreement.

(f) **Balloon Bonds.** *Upon the Parity Covenant Date, the following sentence shall become effective: In calculating Annual ((Bond)) Debt Service for any series of Parity Bonds, the City may in its discretion treat the debt service requirements with respect to Parity Bonds that are Balloon Bonds (including principal of and interest on such bonds at the applicable rate or rates) as being amortized in approximately equal annual installments over a period equal to the longer of 30 years or the remaining term of such series of Parity Bonds.*

In calculating Annual Debt Service for any series of Junior Lien Bonds, the City may in its discretion treat the debt service requirements with respect to Junior Lien Bonds that are Balloon Bonds (including principal of and interest on such bonds at the applicable rate or rates) as being amortized in approximately equal annual installments over a period equal to the longer of 30 years or the remaining term of such series of Junior Lien Bonds.

(g) **Adjustments for Defeased Bonds.** For purposes of determining compliance with the rate covenants set forth in Sections 17(a)(ii) and 17(b)(ii), calculating the Reserve Fund Requirement, and making coverage ratio calculations in connection with the delivery of a Parity Certificate or Junior Lien Coverage Certificate, Annual Debt Service shall be adjusted as set forth in Section 20(d).

(h) ~~((Intermediate and Junior Lien))~~ **Reimbursement Obligations.** If any payment under a Parity Reimbursement Obligation is then due and payable, or is then reasonably expected to become due and payable, the reasonably estimated amount and timing of such payment, calculated in accordance with applicable generally accepted accounting principles and as reflected in the annual financial statements of the Light System, shall be included in calculating Annual Debt Service for purposes of delivering a Parity Certificate. If any payment under a Parity Reimbursement Obligation, an Intermediate Lien Reimbursement Obligation or ~~((under))~~ a Junior Lien Reimbursement Obligation is then due and payable, or is then reasonably expected to become due and payable, the reasonably estimated amount and timing of such payment, calculated in accordance with applicable generally accepted accounting principles and as reflected in the annual financial statements of the Light System, shall be included in calculating Annual Junior Lien Debt Service for purposes of delivering a Junior Lien Coverage Certificate.

* * *

“Intermediate Lien Reimbursement Obligation” means any payment or reimbursement obligation incurred under a written agreement entered into in connection with a series of Parity Bonds or to obtain Qualified Insurance or a Qualified Letter of Credit, under which the City’s payment obligations are expressly stated to constitute a lien and charge on Net Revenue junior in rank to the lien and charge upon such Net Revenue required to be paid into the Parity Bond Fund to pay and secure the payment of the Parity Bonds, but senior to the lien and charge upon such Net Revenue required to be paid into the Junior Lien ~~((Bond))~~ Debt Service Fund to pay and secure the payment of the Junior Lien Bonds. ~~((Intermediate Lien Obligations shall include the subordinate~~

~~“Obligations” incurred under (and as defined in) that certain Continuing Covenant Agreement executed in connection with the issuance and sale of the City’s outstanding Municipal Light and Power Revenue Bonds, 2017A (Multimodal) and Municipal Light and Power Revenue Bonds, 2017B (Multimodal).)~~ For purposes of determining percentages of ownership of ~~((Junior Lien))~~ Bonds under this ordinance or under any Bond Documents, ~~((Junior Lien))~~ Intermediate Lien Reimbursement Obligations shall be deemed to have no principal amount, and any consent or similar rights (if any) shall be determined only as set forth in the applicable ~~((Junior Lien))~~ Intermediate Lien Reimbursement Obligations.

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“Junior Lien Bond” means, generally, any bond or obligation secured by a lien and charge on Net Revenue that is junior and subordinate to the lien and charge of the Parity Bonds and Intermediate Lien Reimbursement Obligations, but prior and superior to other liens and charges, in accordance with the priority of payment set forth in Section 14. The terms Junior Lien Bond may refer to (a) any Bond of a Series issued pursuant to this ordinance that is so designated by the Director of Finance upon satisfaction of the Junior Lien Additional Bonds Test, (b) any Future Junior Lien Bonds; (c) any Junior Lien Payment Agreement; and (d) any Junior Lien Reimbursement Obligation.

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“Parity Bond Fund” means the special fund of the City known as the Seattle Municipal Light Revenue Parity Bond Fund established within the Light Fund pursuant to Ordinance 92938 for the purpose of paying and securing the payment of principal of and interest on Parity Bonds (including Parity Payment Agreement Payments) and, *from and after the Parity Covenant Date, payments under Parity Reimbursement Obligations.*

* * *

“Parity Reimbursement Obligation” means any payment or reimbursement obligation incurred under a written agreement entered into in connection with a series of Parity Bonds or to obtain Qualified Insurance or a Qualified Letter of Credit (other than Qualified Insurance or a Qualified Letter of Credit obtained to satisfy all or part of the Reserve Fund Requirement), under which the City’s payment obligations are expressly stated to constitute a lien and charge on Net Revenue equal in rank to the lien and charge upon such Net Revenue required to be paid into the Parity Bond Fund to pay and secure the payment of the principal of and interest on the Parity Bonds. Parity Reimbursement Obligations accruing as a result of a mandatory tender for purchase of Parity Bonds shall be excluded from the calculation of Annual Debt Service for all purposes. For purposes of determining percentages of ownership of Parity Bonds, Parity Reimbursement Obligations shall be deemed to have no principal amount, and any consent or similar rights (if any) shall be determined only as set forth in the applicable Parity Reimbursement Obligations.

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“Second Parity Covenant Date” means the earlier of (a) the date on which the City has obtained consents of the requisite percentage of Registered Owners of the Parity Bonds then outstanding, in accordance with the provisions of the applicable Outstanding Parity Bond Documents; or (b) the date on which all of the following Outstanding Parity Bonds have been redeemed or defeased; Municipal Light and Power Revenue Bonds, 2010A (Taxable Building America Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2010B; Municipal Light and Power Revenue Bonds, 2010C (Taxable Recovery Zone Economic Development Bonds - Direct

Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2011A; Municipal Light and Power Improvement Revenue Bonds, 2011B (Taxable New Clean Renewable Energy Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2012A; Municipal Light and Power Improvement Revenue Bonds, 2012C (Taxable New Clean Renewable Energy Bonds - Direct Payment); Municipal Light and Power Improvement and Refunding Revenue Bonds, 2013; Municipal Light and Power Improvement and Refunding Revenue Bonds, 2014; Municipal Light and Power Revenue Bonds, 2015A; Municipal Light and Power Revenue Bonds, 2016A (Taxable New Clean Renewable Energy Bonds - Direct Payment); Municipal Light and Power Refunding Revenue Bonds, 2016B; Municipal Light and Power Improvement and Refunding Revenue Bonds, 2016C; and Municipal Light and Power Improvement and Refunding Revenue Bonds, 2017C.

(b) Amendments to subsection (a) of Section 3 - Authorization of the Bonds; Due Regard Finding.

Section 3(a) of the Omnibus Refunding Ordinance is amended to read as follows:

(a) **The Bonds.** The City is authorized to issue municipal light and power revenue bonds payable from the sources described in Section 13 and secured as either Parity Bonds or Junior Lien Bonds, as determined by the Director of Finance in accordance with Section 5. The Bonds may be issued in one or more Series in a maximum aggregate principal amount not to exceed the amount stated in Section 5, for the purposes of: (a) providing funds, from time to time, to carry out the current or advance refunding (which may be accomplished by means of a forward delivery, “Cinderella,” or other similar structure, regardless of whether deemed a “refunding” under the Code) of all or a portion of the outstanding Refundable Bonds pursuant to an approved Refunding Plan; (b) providing for the Reserve Fund Requirement (if any); (c)

capitalizing interest on the Bonds (if necessary) and paying costs of issuance; and (d) for other Light System purposes approved by ordinance. The Bonds may be issued in multiple Series and may be combined with other municipal light and power revenue bonds authorized separately. The Bonds shall be designated municipal light and power revenue bonds, shall be numbered separately and shall have any name, year, and Series or other label as deemed necessary or appropriate by the Director of Finance. Any Series of the Bonds designated as Junior Lien Bonds shall bear a designation clearly indicating that such Bonds are Junior Lien Bonds.

(c) **Amendments to Section 14 - Priority Expenditure of Gross Revenues; Flow of Funds.** Section 14 of the Omnibus Refunding Ordinance is amended to read as follows:

Section 14. Priority Expenditure of Gross Revenues; Flow of Funds. Gross Revenues shall be deposited as received in the Light Fund and used for the following purposes only, in the following order of priority:

- (a) To pay the Operating and Maintenance Expense of the Light System;
- (b) to make, when due, all payments into the Parity Bonds Fund required to be made in order to pay the interest on and principal of all Parity Bonds, including all Parity Bond Sinking Fund requirements, ~~((and))~~ all net payments under Parity Payment Agreements, ~~((when due))~~ **and, from and after the Parity Covenant Date, to make all payments required to be made (if any) in respect of Parity Reimbursement Obligations;**
- (c) To make all payments required to be made (if any) into the Reserve Fund necessary to satisfy the Reserve Fund Requirement, to make all payments (if any) required to be made under Section 15(c)(i)(B) into a special account within the Light Fund for the replacement of an Alternate Reserve Security as to which the City has received a notice of cancellation, **and from and after the Parity Covenant Date, to pay**

any reimbursement obligations under any Alternate Reserve Security;

- (d) To make all payments required to be made (if any) in respect of Intermediate Lien Reimbursement Obligations;
- (e) To make all payments into the Junior Lien Debt Service Fund required to be made in order to pay the interest on and principal of all Junior Lien Bonds, including all net payments under Junior Lien Payment Agreements and all Junior Lien Reimbursement Obligations, when due;
- (f) To make all required payments into any revenue bond redemption fund created to pay and secure the payment of the principal of and interest on any revenue bonds or short-term obligations of the City having a charge and lien upon Net Revenue subordinate to the lien thereon for the payment of the principal of and interest on the Parity Bonds and the Junior Lien Bonds; and
- (g) Without priority, for any of the following purposes: to retire by redemption or purchase any outstanding revenue bonds or revenue obligations of the Light System; to make necessary additions, betterments, repairs, extensions, and replacements of the Light System; to pay City taxes or other payments in lieu of taxes payable from Gross Revenues; to make deposits to the Rate Stabilization Account; or for any other lawful Light System purpose.

(h) **Other Sections Unaffected.** All other provisions of the Omnibus Refunding Bond Ordinance remain in full force and effect, including without limitation any springing amendments that may have become effective in accordance with their terms.

Section 27. **Severability.** The provisions of this ordinance are declared to be separate and severable. If a court of competent jurisdiction, all appeals having been exhausted or all appeal periods having run, finds any provision of this ordinance to be invalid or unenforceable as to any person or circumstance, such offending

provision shall, if feasible, be deemed to be modified to be within the limits of enforceability or validity. However, if the offending provision cannot be so modified, it shall be null and void with respect to the particular person or circumstance, and all other provisions of this ordinance in all other respects, and the offending provision with respect to all other persons and all other circumstances, shall remain valid and enforceable.

Section 28. **Ratification of Prior Acts.** Any action taken consistent with the authority of this ordinance after its passage but prior to its effective date, is ratified, approved and confirmed.

Section 29. **Section Headings.** Section headings in this ordinance are used for convenience only and shall not constitute a substantive portion of this ordinance.

Section 30. **Effective Date.** 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 _____ day of _____, 2019, and signed by me in open session in authentication of its passage this _____ day of _____, 2019.

President _____ of the City Council

Approved by me this _____ day of _____, 2019.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2019.

Monica Martinez Simmons, City Clerk

(Seal)

Exhibits:

Exhibit A - Outstanding Parity Bonds

Exhibit B - Form of Continuing Disclosure Agreement

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2

EXHIBIT A
OUTSTANDING PARITY BONDS

Issue Name	Dated Date	Original Par Amount	Bond Legislation		
			New Money Ord.	Refunding Ord.	Bond Sale Res.
Municipal Light and Power Revenue Bonds, 2010A (Taxable Build America Bonds – Direct Payment)	5/26/2010	\$181,625,000	Ord. 123169	--	Res. 31213
Municipal Light and Power Improvement and Refunding Revenue Bonds, 2010B	5/26/2010	\$596,870,000	Ord. 123169	Ord. 121941 (as amended by Ord. 122838)	Res. 31213
Municipal Light and Power Revenue Bonds, 2010C (Taxable Recovery Zone Economic Development Bonds – Direct Payment)	5/26/2010	\$13,275,000	Ord. 123169	--	Res. 31213
Municipal Light and Power Improvement and Refunding Revenue Bonds, 2011A	2/8/2011	\$296,315,000	Ord. 123483	Ord. 121941 (as amended by Ord. 122838)	Res. 31263
Municipal Light and Power Improvement Revenue Bonds, 2011B (Taxable New Clean Renewable Energy Bonds – Direct Payment)	2/8/2011	\$10,000,000	Ord. 123483	Ord. 121941 (as amended by Ord. 122838)	Res. 31263
Municipal Light and Power Improvement and Refunding Revenue Bonds, 2012A	7/17/2012	\$293,280,000	Ord. 123752	Ord. 121941 (as amended by Ord. 122838)	Res. 31390
Municipal Light and Power Improvement Revenue Bonds, 2012C (Taxable New Clean Renewable Energy Bonds – Direct Payment)	7/17/2012	\$43,000,000	Ord. 123752	--	Res. 31390
Municipal Light and Power Improvement and Refunding Revenue Bonds, 2013	7/9/2013	\$190,755,000	Ord. 124045	Ord. 121941 (as amended by Ord. 122838)	Res. 31456
Municipal Light and Power Improvement and Refunding Revenue Bonds, 2014	11/05/2014	\$265,210,000	Ord. 124336	Ord. 124335 (amending and restating)	Res. 31552

Issue Name	Dated Date	Original Par Amount	Bond Legislation		
			New Money Ord.	Refunding Ord.	Bond Sale Res.
				Ord. 121941)	
Municipal Light and Power Revenue Bonds, 2015A	7/9/2015	\$171,850,000	Ord. 124633	--	Res. 31592
Municipal Light and Power Revenue Bonds, 2016A (Taxable New Clean Renewable Energy Bonds – Direct Payment)	01/28/2016	\$31,870,000	Ord. 124916	--	Res. 31646
Municipal Light and Power Refunding Revenue Bonds, 2016B	01/28/2016	\$116,875,000	Ord. 124916	Ord. 124335 (amending and restating Ord. 121941) as amended by Ord. 124916	Res. 31646
Municipal Light and Power Improvement and Refunding Revenue Bonds, 2016C	09/28/2016	\$160,815,000	Ord. 124916	Ord. 124335 (amending and restating Ord. 121941) as amended by Ord. 124916	Res. 31707
Municipal Light and Power Improvement and Refunding Revenue Bonds, 2017C	09/28/2017	\$385,530,000	Ord. 125298	Ord. 124335 (amending and restating Ord. 121941) as amended by Ord. 124916	Res. 31771
Municipal Light and Power Improvement Revenue Bonds, 2018, Series A	07/19/2018	\$263,755,000	Ord. 125459	--	--
Municipal Light and Power Refunding Revenue Bonds, 2018B-1 (SIFMA Index), 2018B-2 (SIFMA Index), 2018C-1 (SIFMA Index) and 2018C-2 (SIFMA Index)	09/04/2018	\$198,760,000	--	Ord. 125460	--
Municipal Light and Power Improvement Revenue Bonds, 2019, Series A	10/15/2019	\$210,525,000 ⁽¹⁾	125711	--	--

Issue Name	Dated Date	Original Par Amount	Bond Legislation		
			New Money Ord.	Refunding Ord.	Bond Sale Res.
Municipal Light and Power Refunding Revenue Bonds, 2019, Series B	11/05/2019	\$140,520,000 ⁽¹⁾	--	125460	--

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(1) Preliminary as of September 2019. Bonds scheduled to price October 1, 2019.

EXHIBIT B

FORM OF CONTINUING DISCLOSURE AGREEMENT

The City of Seattle, Washington (the “City”) makes the following written undertaking (the “Undertaking”) for the benefit of the Owners of the City’s Municipal Light and Power Revenue Bonds, [Year] [Series] (the “Bonds”), for the sole purpose of assisting the underwriter for the Bonds in meeting the requirements of paragraph (b)(5) of Rule 15c2-12 (the “Rule”), as applicable to a participating underwriter for the Bonds. Capitalized terms used but not defined below shall have the meanings given in Ordinance _____ (the “Bond Ordinance”).

(a) Undertaking to Provide Annual Financial Information and Notice of Listed Events.

The City undertakes to provide or cause to be provided, either directly or through a designated agent, to the Municipal Securities Rulemaking Board (the “MSRB”), in an electronic format as prescribed by the MSRB, accompanied by identifying information as prescribed by the MSRB:

(i) Annual financial information and operating data regarding the Municipal Light and Power System (the “Light System”) of the type included in the final official statement for the Bonds and described in subsection (b) of this section (“annual financial information”). The timely filing of unaudited financial statements shall satisfy the requirements and filing deadlines pertaining to the filing of annual financial statements under subsection (b), provided that audited financial statements are to be filed if and when they are otherwise prepared and available to the City.

(ii) Timely notice (not in excess of 10 business days after the occurrence of the event) of the occurrence of any of the following events with respect to the Bonds: (1) principal and interest payment delinquencies; (2) non-payment related defaults, if material; (3) unscheduled draws on debt service reserves reflecting financial difficulties; (4) unscheduled draws on credit enhancements reflecting financial difficulties; (5) substitution of credit or liquidity providers, or their failure to perform; (6) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notice of Proposed Issue (IRS Form 5701 – TEB) or

1 other material notices or determinations with respect to the tax status of the Bonds, or other material
2 events affecting the tax status of the Bonds; (7) modifications to rights of holders of the Bonds, if
3 material; (8) Bond calls (other than scheduled mandatory redemptions of Term Bonds), if material,
4 and tender offers; (9) defeasances; (10) release, substitution, or sale of property securing repayment
5 of the Bonds, if material; (11) rating changes; (12) bankruptcy, insolvency, receivership or similar
6 event of the City, as such “Bankruptcy Events” are defined in the Rule; (13) the consummation of a
7 merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the
8 assets of the City other than in the ordinary course of business, the entry into a definitive agreement
9 to undertake such an action or the termination of a definitive agreement relating to any such actions,
10 other than pursuant to its terms, if material; (14) appointment of a successor or additional trustee or
11 the change of name of a trustee, if material; (15) incurrence of a financial obligation of the City, if
12 material, or agreement to covenants, events of default, remedies, priority rights, or other similar
13 terms of a financial obligation of the City, any of which affect holders of the Bonds, if material; and
14 (16) any default, event of acceleration, termination event, modification of terms, or other similar
15 event under the terms of a financial obligation of the City, any of which reflect financial difficulties.

16 For purposes of this Undertaking, the term “financial obligation” shall mean a debt
17 obligation; derivative instrument entered into in connection with, or pledged as security or a source
18 of payment for, an existing or planned debt obligation; or a guarantee of either a debt obligation or a
19 derivative instrument entered into in connection with, or pledged as security or a source of payment
20 for, an existing or planned debt obligation. The term “financial obligation” does not include
21 municipal securities as to which a final official statement has been provided to the MSRB consistent
22 with the Rule.

23 (iii) Timely notice of a failure by the City to provide required annual financial
24 information on or before the date specified in subsection (b) of this section.

1 (b) Type of Annual Financial Information Undertaken to be Provided. The annual
2 financial information and operating data that the City undertakes to provide in subsection (a) of this
3 section:

4 (i) Shall consist of (1) annual financial statements of the Light System prepared
5 in accordance with applicable generally accepted accounting principles applicable to governmental
6 units (except as otherwise noted therein), as such principles may be changed from time to time and as
7 permitted by applicable state law; (2) a statement of outstanding Parity Bonds, Junior Lien Bonds (if
8 any), and any other bonded indebtedness secured by Net Revenue of the Light System; (3) debt
9 service coverage ratios for the then-Outstanding Parity Bonds, Junior Lien Bonds (if any) and any
10 other bonded indebtedness secured by Net Revenue of the Light System; (4) sources of Light System
11 power and the MWh produced by those sources; and (5) the average number of customers, revenues,
12 and energy sales by customer class;

13 (ii) Shall be provided not later than the last day of the ninth month after the end
14 of each fiscal year of the City (currently, a fiscal year ending December 31), as such fiscal year may
15 be changed as required or permitted by state law, commencing with the City's fiscal year ending
16 December 31, 20__; and

17 (iii) May be provided in a single document or multiple documents, and may be
18 incorporated by specific reference to documents available to the public on the Internet website of the
19 MSRB or filed with the Securities and Exchange Commission.

20 (c) Amendment of Undertaking. This Undertaking is subject to amendment after the
21 primary offering of the Bonds without the consent of any Owner or holder of any Bond, or of any
22 broker, dealer, municipal securities dealer, participating underwriter, rating agency or the MSRB,
23 under the circumstances and in the manner permitted by the Rule, including:

1 (i) The amendment may only be made in connection with a change in
2 circumstances that arises from a change in legal requirements, change in law, or change in the
3 identity, nature, or status of the City, or type of business conducted by the City;

4 (ii) The Undertaking, as amended, would have complied with the requirements of
5 the Rule at the time of the primary offering, after taking into account any amendments or
6 interpretations of the Rule, as well as any change in circumstances; and

7 (iii) The amendment does not materially impair the interests of holders, as
8 determined either by parties unaffiliated with the City (e.g., bond counsel or other counsel familiar
9 with federal securities laws), or by an approving vote of bondholders pursuant to the terms of the
10 Bond Ordinance at the time of the amendment.

11 The City will give notice to the MSRB of the substance (or provide a copy) of any
12 amendment to this Undertaking and a brief statement of the reasons for the amendment. If the
13 amendment changes the type of annual financial information to be provided, the annual financial
14 information containing the amended financial information will include a narrative explanation of the
15 effect of that change on the type of information to be provided.

16 (d) Beneficiaries. This Undertaking shall inure to the benefit of the City and any Owner
17 of Bonds, and shall not inure to the benefit of or create any rights in any other person.

18 (e) Termination of Undertaking. The City's obligations under this Undertaking shall
19 terminate upon the legal defeasance, prior redemption, or payment in full of all of the Bonds. In
20 addition, the City's obligations under this Undertaking shall terminate if those provisions of the Rule
21 that require the City to comply with this Undertaking become legally inapplicable in respect of the
22 Bonds for any reason, as confirmed by an opinion of nationally recognized bond counsel or other
23 counsel familiar with federal securities laws delivered to the City, and the City provides timely notice
24 of such termination to the MSRB.

1 (f) Remedy for Failure to Comply with Undertaking. As soon as practicable after the
2 City learns of any material failure to comply with this Undertaking, the City will proceed with due
3 diligence to cause such noncompliance to be corrected. No failure by the City or other obligated
4 person to comply with this Undertaking shall constitute a default in respect of the Bonds. The sole
5 remedy of any Owner of a Bond shall be to take such actions as that Owner deems necessary,
6 including seeking an order of specific performance from an appropriate court, to compel the City or
7 other obligated person to comply with this Undertaking.

8 (g) Designation of Official Responsible to Administer Undertaking. The Director of
9 Finance of the City (or such other officer of the City who may in the future perform the duties of that
10 office) or his or her designee is the person designated, in accordance with the Bond Ordinance, to
11 carry out this Undertaking of the City in respect of the Bonds set forth in this section and in
12 accordance with the Rule, including, without limitation, the following actions:

13 (i) Preparing and filing the annual financial information undertaken to be
14 provided;

15 (ii) Determining whether any event specified in subsection (a)(ii) has occurred,
16 assessing its materiality, where necessary, with respect to the Bonds, and preparing and
17 disseminating any required notice of its occurrence;

18 (iii) Determining whether any person other than the City is an “obligated person”
19 within the meaning of the Rule with respect to the Bonds, and obtaining from such person an
20 undertaking to provide any annual financial information and notice of listed events for that person in
21 accordance with the Rule;

22 (iv) Selecting, engaging and compensating designated agents and consultants,
23 including but not limited to financial advisors and legal counsel, to assist and advise the City in
24 carrying out this Undertaking; and

25 (v) Effecting any necessary amendment of the Undertaking.

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
FAS/City Light	Michael Van Dyck / 4-8347 Kirsty Grainger / 4-3713	Greg Shiring 6-4085

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to the electric system of The City of Seattle; adopting a system or plan of additions and betterments to and extensions of the existing municipal light and electric power generation, transmission, and distribution system of the City; authorizing the issuance and sale of municipal light and power revenue bonds for the purposes of providing funds to pay part of the cost of carrying out that system or plan, providing for the reserve fund requirement (if any), and paying the costs of issuance of the bonds; providing parameters for the bond sale terms including conditions, covenants, and other sale terms; describing the lien of the bonds and authorizing their issuance as either senior lien parity bonds or as junior lien bonds; and ratifying and confirming certain prior acts.

Summary and background of the Legislation: This legislation provides the legal authorization to issue up to \$225 million of bonds to fund a portion of capital expenditures for Seattle City Light’s system, as set forth by the 2019-2024 capital plan.

Although the budget, capital plan and rates make specific assumptions about the use of debt financing for a certain share of the capital program, separate authorization for the issuance of bonds is technically required.

A City Light bond sale for \$225 million of fixed rate debt is anticipated to occur in October 2020. The bond proceeds combined with internally generated funds will support City Light’s capital program for about one year. The bond proceeds will also be used to make a deposit to the bond reserve fund and to pay issuance costs.

Bonds would have a maximum maturity of 30 years. In its financial plan, City Light has assumed a 4.5% annual interest rate and annual debt service (principal and interest payments) of about \$13.8 million starting in 2021. No debt service payments are forecast for 2020. City Light’s Adopted 2019-2024 Strategic Plan assumed a slightly higher debt issue and associated debt service for the 2020 debt issue.

Major projects supported by the bond issue include: Boundary Licensing Mitigation, Alaskan Way Viaduct and Seawall Replacement Utility Relocations, and Boundary Unit 54 Generator Rebuild. For further information about City Light’s capital projects, please see the 2019-2024 capital plan.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

This legislation affects FAS, who coordinates the issuance of the bonds.

b. Is a public hearing required for this legislation?

No

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No

e. Does this legislation affect a piece of property?

No

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

None/No

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

No

List attachments/exhibits below: None



Legislation Text

File #: CB 119676, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to the financing of Equitable Development Implementation Plan projects; amending Ordinance 125462 to extend the term of an interfund loan.

WHEREAS, on September 26, 2016, the City Council adopted Resolution 31711 in support of community-initiated projects for mitigating displacement and increasing access to opportunity in the Central Area, the Chinatown/International District, and South Seattle; and

WHEREAS, on November 20, 2017, the Council adopted Ordinance 125462, authorizing an interfund loan of up to \$16,000,000 to be made from the Revenue Stabilization Fund to the General Subfund to support the Equitable Development Implementation (EDI) program; and

WHEREAS, the interfund loan was to be used to support the first five identified equitable development projects: the Rainier Beach Food Innovation District, the Multicultural Community Center, the Southeast Economic Opportunity Center, the William Grose Cultural Innovation Hub, and the Little Saigon Landmark Project, through a first round of funding opportunities; and

WHEREAS, the loan was intended to be repaid from the sale of surplus property known as the Civic Square Block; and

WHEREAS, in September 2017, the Council passed Ordinance 125401 relating to the sale and redevelopment of the former Public Safety Building block for the construction of a residential project with public parking, public open space, and associated retail space for cash consideration in the amount of \$16,000,000; and

WHEREAS, closing has been delayed due to an extended MUP review process, and the final closing date is still undetermined due to possible future correction and review cycles, possible future appeals, and public notice of the final decision; and

WHEREAS, the Finance and Budget Directors have determined that an extension of the interfund loan for the eventuality of a closing date that occurs after December 31, 2019 is consistent with the Debt Management Policies adopted by Resolution 31553; and

WHEREAS, there remains sufficient cash in the Revenue Stabilization Fund to support a loan of up to \$16,000,000 through the end of 2020; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 1 of Ordinance 125462 is amended as follows:

Section 1. The City Council finds that there is no viable alternative to meet a core City objective, and therefore the loan of up to \$6,500,000 authorized in Ordinance 125212 is hereby increased to a limit of \$16,000,000 of principal and interest outstanding at any one time, from which may be paid capital and operating costs related to implementation of the Equitable Development Implementation Plan. The loan shall be repaid no later than (~~December 31, 2019,~~) December 31, 2020, with interest on the loan at the rate of return of the City's Consolidated Cash Pool.

Section 2. Section 4 of Ordinance 125462 is amended as follows:

Section 4. The Director of Finance may effectuate the loan authorized in Section 1 of this ordinance by transferring cash from the Revenue Stabilization Fund to the General Fund, or by carrying the General Fund in a negative cash position in an amount not to exceed \$16,000,000, until no later than (~~December 31, 2019,~~) December 31, 2020, or until completion of the Civic Square Block property sale referenced in Section 3 of this ordinance, whichever occurs first. The Director of Finance is further authorized to establish, and modify if necessary from time to time, a repayment plan and schedule.

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 _____ day of _____, 2019, and signed by me in open session in authentication of its passage this _____ day of _____, 2019.

President _____ of the City Council

Approved by me this _____ day of _____, 2019.

Jenny A Durkan, Mayor

Filed by me this _____ day of _____, 2019.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
OPCD	Melissa Lawrie/206-615-0778	Christie Parker/206-684-5211

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to the financing of Equitable Development Implementation Plan projects; amending Ordinance 125462 to extend the term of an interfund loan.

Summary and background of the Legislation:

Over the past several years, the Mayor and Council have built on a commitment to equity and livability with a specific focus on supporting the City’s Equitable Development Initiative (EDI), which is designed to help create healthy, vibrant communities. The EDI includes investments, programs and policies that meet the needs of marginalized populations and achieve equitable outcomes these populations. The EDI Framework integrates people and place to create strong communities and people, as well as great places with equitable access.

OPCD’s [2016 Equitable Development Financial Investment Strategy](#) report identified five community-driven place based projects in various stages of implementation:

1. Rainier Beach Food Innovation District;
2. Multicultural Community Center;
3. South East Economic Opportunity Center;
4. William Grose Center for Cultural Innovation; and
5. Little Saigon Landmark Project.

These projects are identified as priorities for mitigating further displacement and increasing access to opportunity. They focus on meeting a variety of community needs, including the development of affordable housing, stabilization of small businesses, building on local cultural assets, and creation of education and economic opportunities. The projects will require partnership between community leaders, community-based organizations, public institutions, and philanthropic partners to leverage collective resources and bring the initiatives to fruition.

In 2016 the City announced the intention that the Equitable Development Initiative be funded by the \$16 million in proceeds from the sale of the Civic Square block to Bosa Development US LLC. These funds will go to support capital programs and projects that demonstrate benefits to communities that are at risk of social, economic and cultural displacement as Seattle grows. It will also be used to leverage other funding sources to further support EDI efforts.

As part of the 2017 Adopted Budget process, Council adopted Ordinance 125212 authorizing a loan of up to \$6,500,000 to be made from the Finance and Administrative Services Fund to the General Fund to support the implementation of a first round of EDI projects. Ordinance 125462 increased the interfund loan to \$16 million and shifted the lending fund to the Revenue

Stabilization Fund. The loan was to be repaid from the proceeds of the sale of surplus property known as the Civic Square Block.

Closing will occur when the Master Use Permit is issued by the Seattle Department of Construction and Inspections (SDCI), approximately 14-18 months from the date of application. At this date, although the sale of the surplus property has been finalized, the final closing date remains uncertain. On June 18, 2019 the project received Design Review approval, but must still complete at least three other aspects of its MUP review: Zoning, SEPA and Land Use “corrections.” Funds from the sale of the property might not be received by December 31, 2019. In an abundance of caution, this legislation extends the interfund loan for an additional year, to December 31, 2020.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes X No

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

No.

Is there financial cost or other impacts of *not* implementing the legislation?

Without extending the interfund loan, there is a possibility the EDI team will not have the cash available by December 31, 2019 to repay the interfund loan as it is currently structured.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

No.

b. Is a public hearing required for this legislation?

No.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No.

e. Does this legislation affect a piece of property?

No.

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

Displacement risk in the City of Seattle is linked to historical patterns of discrimination that particularly manifested in the dispossession and limits for people of color to own land and property within the city limits. The Equitable Development Implementation Plan provides a structure for both processes and outcomes designed to acknowledge these patterns of discrimination while empowering those most impacted to develop solutions to current challenges and create opportunities that best leverage the existing assets within their communities.

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

The interfund loan is supporting an existing initiative.



Legislation Text

File #: CB 119681, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to Sweetened Beverage Tax revenues; creating a cash balance reserve in the Sweetened Beverage Tax Fund to offset future revenue shortfalls and maintain program expenditures; and amending Section 5.53.055 of the Seattle Municipal Code.

WHEREAS, on June 5, 2017, the City Council passed Ordinance 125324, imposing a tax on engaging in the business of distributing sweetened beverages (“Sweetened Beverage Tax”), with specific direction on how the proceeds generated from the Sweetened Beverage Tax should be expended; and

WHEREAS, services funded by the proceeds of the Sweetened Beverage Tax are intended to expand access to healthy and affordable food; close the food security gap; promote healthy nutrition choices; reduce disparities in social, developmental, and education readiness and learning for children; assist high school graduates to enter college; and expand services for the birth-to-five population and their families; and

WHEREAS, on November 19, 2018, the City Council passed Ordinance 125718, amending Section 3 of Ordinance 125324 concerning use of proceeds of the Sweetened Beverage Tax, to account for higher revenue projections; and

WHEREAS, on July 22, 2019, the City Council passed Ordinance 125886, creating a fund for Sweetened Beverage Tax revenues and providing additional guidelines for expending proceeds; and

WHEREAS, this legislation will create a reserve to protect against future revenue shortfalls and is intended to encourage City departments to seek non-City funding sources to expand existing programs or create new programs that align with the financial policies of the Sweetened Beverage Tax; NOW,

501

THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 5.53.055 of the Seattle Municipal Code, last amended by Ordinance 125886, is amended as follows:

5.53.055 Sweetened beverage tax - Allocation of proceeds

* * *

C. Beginning on January 1, 2020, up to \$2,000,000 may be reserved as a cash balance in the Sweetened Beverage Tax Fund, deposited as a financial reserve to offset future revenue shortfalls. This revenue shall be segregated in a separate reserve designated by the Finance Director or designee, and shall be used to maintain existing program expenditures, in accordance with subsection 5.53.055.B.

D. Beginning on the effective date of this Section 5.53.055 and thereafter, all revenues shall be used to either expand existing programs or create new programs, including associated program cost increases, that are in accordance with subsection 5.53.055.B, and may not be used to supplant appropriations from other funding sources, excluding grants, loans, gifts, in-kind contributions, or other funding mechanisms provided from non-City sources. Revenues may be used to maintain program expansions, and new programs in accordance with subsection 5.53.055.B.

Section 2. 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 _____ day of _____, 2019, and signed by me in open session in authentication of its passage this _____ day of _____, 2019.

President _____ of the City Council

Approved by me this _____ day of _____, 2019.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2019.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
CBO	Aaron Blumenthal/3-2656	Aaron Blumenthal/3-2656

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to Sweetened Beverage Tax revenues; creating a cash balance reserve in the Sweetened Beverage Tax Fund to offset future revenue shortfalls and maintain program expenditures; and amending Section 5.53.055 of the Seattle Municipal Code.

Summary and background of the Legislation:

This legislation amends the Seattle Municipal Code Section 5.53.055 governing the use of the Sweetened Beverage Tax, making the following changes:

1. adds an exemption for the use of Sweetened Beverage Tax to support existing program expenditures that were previously supported by non-city revenues such as grants, gifts and loans; and
2. adds optional use of revenues to be held in fund balance, up to \$2,000,000 for the sole purpose of supporting existing program expenditures when revenues decline below base program expenditure authority.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes **X** No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes **X** No

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

This legislation would allow the use of Sweetened Beverage Tax revenue to be used to support expenditures previously funded through non-city revenues, like grants, loans, and gifts. This legislation also allows for the segregation of Sweetened Beverage Tax funds to be used only to support existing program expenditures if revenues in a given year are anticipated to be below base program expenditures.

Is there financial cost or other impacts of *not* implementing the legislation?

There are no additional costs or financial impacts.

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?**
This legislation affects all departments receiving Sweetened Beverage Tax revenue to support program expenditures. At this time, this includes Seattle Department of Parks and Recreation, Seattle Human Services Department, Seattle Department of Education and Early Learning, Seattle Office of Sustainability and Environment, and Seattle Office of City Auditor.
- b. Is a public hearing required for this legislation?**
No.
- c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?**
No.
- d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No.
- e. Does this legislation affect a piece of property?**
No.
- f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?**
This legislation allows the City to continue funding critical programs that support the outcomes and objectives of the Race and Social Justice Initiative.
- g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).**
Not applicable.

List attachments/exhibits below:

None.