

## **SUMMARY and FISCAL NOTE\***

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>Executive Contact/Phone:</b>
LEG	Tony Kilduff/684-3580	NA

*\* 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 City Light Department; accepting statutory warranty deeds to the Cargile, Delay, Edwards, Jacobs, King-Smith, Lonesome Valley L. L. C., Macomber, Russell, Watson, and Wolf properties in Skagit County, Washington, and the Jarvis and Mitchell, et al., properties in Snohomish County, for salmonid habitat protection purposes; declaring certain real property rights surplus and no longer required for providing public utility service or other municipal purpose; ratifying a Boundary Line Agreement for the Anderson Creek property in Skagit County, Washington for salmon habitat protection purposes; ratifying the grants of Deeds of Right to the State of Washington on the Cargile, Delay, Edwards, Jarvis, King-Smith, Lonesome Valley L. L. C., Mitchell et al., and Watson properties for salmon recovery and conservation purposes; placing said lands under the jurisdiction of the City Light Department; and ratifying and confirming certain prior acts.

**Summary and background of the Legislation:** This legislation authorizes the General Manager and Chief Executive Officer to accept statutory warranty deeds to the aforementioned properties, and grant Deeds of Right for seven of those properties to the Washington State Salmon Funding Recovery Board ("SRF Board") for habitat protection purposes. All of the properties were purchased as part of Seattle City Light (SCL)'s Endangered Species Act (ESA) Early Action Program under the authority of Ordinance 121114. Both the Program and Ordinance stated criteria by which the City committed to assist in threatened species recovery and these properties meet the criteria by protecting salmonid habitat. Funding for the property acquisitions included \$610,000 in SCL funds and \$710,000 from the SRF Board. This legislation places the acquired properties under the jurisdiction of the City Light Department. The funding for these acquisitions was already budgeted and does not require a new appropriation.

### **2. CAPITAL IMPROVEMENT PROGRAM**

**\_\_\_\_\_ This legislation creates, funds, or amends a CIP Project.**

(If box is checked, please attach a new (if creating a project) or marked-up (if amending) CIP Page to the Council Bill. Please include the spending plan as part of the attached CIP Page.)

<b>Project Name:</b>	<b>Project I.D.:</b>	<b>Project Location:</b>	<b>Start Date:</b>	<b>End Date:</b>	<b>Total Cost:</b>

### **3. SUMMARY OF FINANCIAL IMPLICATIONS**

Please check one:

☒ **This legislation has direct financial implications.**

This property acquisitions will require \$610,000 in SCL funds, however the funding for these acquisitions was already budgeted and therefore no new appropriation authority is necessary.

☐ **This legislation does not have direct financial implications.**

(Please skip to "Other Implications" section at the end of the document and answer questions a-i.)

<b>Budget program(s) affected:</b>				
<b>Estimated \$ Appropriation change:</b>	<b>General Fund \$</b>		<b>Other \$</b>	
	<b>2015</b>	<b>2016</b>	<b>2015</b>	<b>2016</b>
<b>Estimated \$ Revenue change:</b>	<b>Revenue to General Fund</b>		<b>Revenue to Other Funds</b>	
	<b>2015</b>	<b>2016</b>	<b>2015</b>	<b>2016</b>
<b>Positions affected:</b>	<b>No. of Positions</b>		<b>Total FTE Change</b>	
	<b>2015</b>	<b>2016</b>	<b>2015</b>	<b>2016</b>
<b>Other departments affected:</b>				

### 3.a. Appropriations

☐ **This legislation adds, changes, or deletes appropriations.**

(If this box is checked, please complete this section. If this box is not checked, please proceed to Revenues)

Fund Name and number	Dept	Budget Control Level Name/##	2015 Appropriation Change	2016 Estimated Appropriation Change
<b>TOTAL</b>				

*\*See budget book to obtain the appropriate Budget Control Level for your department.*

(This table should reflect appropriations that are a direct result of this legislation. In the event that the project/programs associated with this ordinance had, or will have, appropriations in other legislation please provide details in the Appropriation Notes section below. If the appropriation is not complete supported by revenue/reimbursements listed below, please identify the funding source (e.g. available fund balance) to cover this appropriation in the notes section. Also indicate if the legislation changes appropriations one-time, ongoing, or both.)

Appropriations Notes:

### 3.b. Revenues/Reimbursements

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

(If this box is checked, please complete this section. If this box is not checked, please proceed to Positions)

### Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2015 Revenue	2016 Estimated Revenue
<b>TOTAL</b>				

(This table should reflect revenues/reimbursements that are a direct result of this legislation. In the event that the issues/projects associated with this ordinance/resolution have revenues or reimbursements that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below. Do the revenue sources have match requirements? If so, what are they?)

### Revenue/Reimbursement Notes:

### 3.c. Positions

☐ **This legislation adds, changes, or deletes positions.**  
 (If this box is checked, please complete this section. If this box is not checked, please proceed to Other Implications)

### Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact:

Position # for Existing Positions	Position Title & Department*	Fund Name & #	Program & BCL	PT/FT	2015 Positions	2015 FTE	Does it sunset? (If yes, explain below in Position Notes)
<b>TOTAL</b>							

\* List each position separately

(This table should only reflect the actual number of positions created by this legislation. In the event that positions have been, or will be, created as a result of previous or future legislation or budget actions, please provide details in the Notes section below.)

### Position Notes:

### 4. OTHER IMPLICATIONS

#### a) Does the legislation have indirect or long-term financial impacts to the City of Seattle that are not reflected in the above?

The properties will require monitoring to protect current habitat conditions. A land management plan was developed for the ESA Lands and funding has been set aside for both management and monitoring of these properties. Grant funds are pursued as needed to maintain or improve habitat conditions.

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

SCL would be out of compliance with the terms of the signed grant with the Salmon Recovery Funding Board. This may ultimately result in a loss of the award for the properties and subject SCL to funding the purchase of the properties with other resources, including but not limited to ratepayer funds.

**c) Does this legislation affect any departments besides the originating department?**

N/A

**d) Is a public hearing required for this legislation?**

Yes, a public hearing is held concurrent with Council hearing on the Ordinance.

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

N/A

**f) Does this legislation affect a piece of property?**

It accepts deeds to the properties and authorizes the granting of Deeds of Right to the State of Washington for five of those properties. The maps are attached to this fiscal note, see below.

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

N/A

**h) If this legislation includes a new initiative or a major programmatic expansion: What are the long-term and measurable goals of the program? Please describe how this legislation would help achieve the program's desired goals.**

N/A

**i) Other Issues:**

**List attachments/exhibits below:**

Summary ATT A - SCL 2015 Endangered Species Act Land Deed Acceptance