

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	Executive Contact/Phone:
Department of Finance and Administrative Services/ Seattle Information Technology	FAS: Robert Farrell, 684-7154 SIT: Spencer Bahner, 386-1213	Ann Gorman, 615-0190

* 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

- a. Legislation Title:** AN ORDINANCE relating to the City of Seattle’s Maple Leaf radio-transmitter facility; authorizing the Director of Finance and Administrative Services to execute a license agreement with King County for its use of the radio-transmitter site at Maple Leaf reservoir for the new regional Puget Sound emergency radio network; and declaring rights regarding a portion of property licensed for King County’s use in the same location to be surplus to the City’s utility needs.
- b. Summary and Background of the Legislation:** *Summary:* The Department of Finance and Administrative (“**FAS**”) seeks authority to enter into a license agreement with King County. The agreement will govern the Puget Sound Emergency Radio Network’s use of the City’s radio-transmitter facility located in north Seattle adjacent to Seattle Public Utilities’ Maple Leaf Reservoir (the “**Maple Leaf Transmitter**”). Seattle Information Technology presently operates the Maple Leaf Transmitter. While a portion of the Maple Leaf Transmitter property is under the jurisdiction of Seattle Public Utilities (“SPU”), FAS manages the land on which the Maple Leaf Transmitter is located through an interlocal agreement with SPU.

Background: In 2015, voters approved a ballot measure authorizing a property tax levy to fund a new, upgraded, regional public safety emergency radio network, now commonly referred to as the Puget Sound Emergency Radio Network, or “**PSERN**”.

PSERN is being implemented through an interlocal cooperation agreement, by and amongst King County, the City of Seattle, and other King County cities (the “**PSERN Agreement**”). The City is a party to the PSERN Agreement as authorized under Ordinance 123687. Under the PSERN Agreement, King County is acting as the lead agency for the financing, procurement, contracting and implementation of PSERN. After the completion of the build-out of PSERN, the parties to the PSERN Agreement intend to establish a non-profit or other quasi-governmental entity to own and manage PSERN.

Under the PSERN Agreement, the City agreed to make available for PSERN’s use certain City-owned sites, including the Maple Leaf reservoir site, for the installation and operation of PSERN equipment on terms no better or worse than terms of a comparable City agreement with another government agency. PSERN’s contractor – Motorola

Solutions, Inc., has identified the Maple Leaf Transmitter as a necessary and suitable location.

FAS negotiated with King County a license agreement which will govern PSERN's use of the Maple Leaf Transmitter. The agreement will have a term of 25 years.

2. CAPITAL IMPROVEMENT PROGRAM

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

3. SUMMARY OF FINANCIAL IMPLICATIONS

a. Does this legislation amend the Adopted Budget? Yes No

Budget program(s) affected:				
Appropriation change (\$):	General Fund \$		Other \$	
	2017	2018	2017	2018
Estimated Revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2017	2018	2017	2018
			\$7,000	\$30,000
Positions affected:	No. of Positions		Total FTE Change	
	2017	2018	2017	2018

b. 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.

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

Absent the passage of this legislation, the County and Motorola would be forced to find another location suitable for the PSERN system, which could result in additional cost and delay to the implementation of PSERN and potentially expose the City to a claim of breach of the PSERN Agreement.

Furthermore, in the absence of the approximately \$30,000 in annual rent from PSERN for its use of the Maple Leaf transmitter site (an estimated \$1.02 million in rent over the 25-year term of the Maple Leaf Transmitter agreement, taking into account the agreement's provision providing for 2.0% annual rent increases), FAS would have no third-party revenue to offset: (a) its annual, \$5,250 land rent to Seattle Public Utilities for that portion of the Maple Leaf Transmitter site on which the Maple Leaf Transmitter's 180-foot monopole stands; and (b) the \$1.91 million in costs associated with the 2014 construction of Seattle Information Technology's Maple Leaf Transmitter building.

If there are no changes to appropriations, revenues, or positions, please delete sections 3.d., 3.e., and 3.f. and answer the questions in Section 4.

3.d. Appropriations

___ This legislation adds, changes, or deletes appropriations.

3.e. 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	2017 Revenue	2018 Estimated Revenue
Facilities Services Subfund/50330	FAS	PSERN rent payment	\$7,000	\$30,000
TOTAL			\$7,000	\$30,000

Is this change one-time or ongoing?

Ongoing for the duration of the 25-year term of the Maple Leaf Transmitter agreement.

Revenue/Reimbursement Notes:

3.f. Positions

___ This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

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

This legislation will have an operational impact on both FAS and Seattle Information Technology. Additionally, the legislation includes a portion of property under the jurisdiction of SPU which is not currently in use by SPU for utility purpose, and FAS has obtained SPU's approval of the terms of the license agreement.

b. Is a public hearing required for this legislation?

Yes.

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?

See the Attachment to this Summary for a depiction of the approximate location of the Maple Leaf Transmitter.

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?

None and 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).

Not applicable

h. Other Issues:

None

List attachments/exhibits below:

Summary Attachment A – Depiction of the approximate location of the Maple Leaf Transmitter