

## 2017 - 2018 Seattle City Council Green Sheet

Rejected

Tab	Action	Option	Version
204	1	C	1

**Budget Action Title:** Proviso spending on new patrol officer hiring until multilingual preference points are implemented

Ongoing: Yes

Has CIP Amendment: No Has Budget Proviso: Yes

Primary Sponsor: Herbold, Lisa

Councilmembers:

Staff Analyst: Amy Tsai

Council Bill or Resolution:

### Budget Committee Vote:

Date	Result	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
11/16/2016	Fail 3- 6	N	N	N	N	Y	N	N	Y	Y

### **Budget Action description:**

This green sheet imposes the following proviso:

"Of the 2017 appropriations in the Seattle Police Department (SPD), none shall be spent on the hiring of any new police officer unless that officer has been hired using a preference points system that includes preference points for applicants who are multi-lingual. This proviso shall not apply to any new SPD police officer applicant who has progressed past the point at which preference points are applied as of April 14, 2017.

The City may take steps to evaluate and prepare a multilingual preference points process, but shall not institute the requirement unless the U.S. District Court for the Western District of Washington provides the City with the Court's response to the draft accountability legislation filed with the Court on October 7, 2016 and that response indicates that multilingual preference points are consistent with the terms and spirit of the consent decree, or otherwise agrees to an amendment of the consent decree to that effect. If the Court has not so indicated by January 16, 2017, this proviso shall lapse.  
"

The benefits of using preference points to address disparities in hiring and to draw candidates with skills needed by SPD have been previously highlighted by the Office of Professional Accountability Auditor (July-Dec 2013 Semi-Annual Report), the Gender Equity in Pay Task Force (2014 report on Gender Equity in Pay at the City of Seattle), and the Community Police Commission (Accountability System Recommendations adopted April 23, 2014). Draft accountability legislation filed with the federal Court on October 7, 2016, as part of the Seattle Police Department consent decree process contained proposed preference points language for a variety of categories including multilingualism.

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An October 2016 U.S. Department of Justice and Equal Employment Opportunity Commission report, "Advancing Diversity in Law Enforcement," stated that "while greater workforce diversity alone cannot ensure fair and effective policing, a significant - and growing - body of evidence suggests that diversity can have a positive influence on specific activities and practices of law enforcement agencies." And specifically, "law enforcement agencies that have multi-lingual officers are able to provide improved services to individuals with limited English proficiency (LEP). Thus, for example, the Department of Justice, in its efforts to implement the terms of a consent decree with the New Orleans Police Department, worked with that law enforcement agency to strengthen its relationship with LEP communities by increasing the number of officers who speak languages other than English."

The intent of this proviso is to provide sufficient time for the establishment of multi-lingual preference points in the SPD hiring process without impacting SPD timelines for the hiring of new officers in 2017, while respecting the Court's authority to review the draft accountability legislation that is currently before it.

# 2017 - 2018 Seattle City Council Green Sheet

Rejected

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227	1	D	1

**Budget Action Title:** Increase affordable housing investment by \$160 million, redirect REET to debt service in SDOT, amend and pass CB 118839, amend and pass CB 118849, and create new expenditure BCLs in CRS and FAS.

Ongoing: Yes

Has CIP Amendment: Yes Has Budget Proviso: No

Primary Sponsor: Sawant, Kshama

Councilmembers:

Staff Analyst: Dan Eder; Tony Kilduff

Council Bill or Resolution: C.B. 118839 and C.B. 118849

## Budget Committee Vote:

Date	Result	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
11/16/2016	Fail 2- 7	N	N	N	N	N	N	N	Y	Y

## Summary of Dollar Effect

See the following pages for detailed technical information

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
<i>General Subfund Revenues</i>	\$45,000,000	\$115,000,000
<i>General Subfund Expenditures</i>	\$45,000,000	\$115,000,000
<i>Net Balance Effect</i>	\$0	\$0
<b>Other Funds</b>		
<i>Cumulative Reserve Subfund - REET I Subaccount (00163)</i>		
<i>Revenues</i>	\$0	\$0
<i>Expenditures</i>	\$0	\$0
<i>Net Balance Effect</i>	\$0	\$0
<b>Transportation Operating Fund (10310)</b>		
<i>Revenues</i>	\$0	\$0
<i>Expenditures</i>	\$0	\$0
<i>Net Balance Effect</i>	\$0	\$0
<b>Low-Income Housing Fund (16400)</b>		

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<b>Revenues</b>	<b>\$45,000,000</b>	<b>\$115,000,000</b>
<b><u>Expenditures</u></b>	<b><u>\$45,000,000</u></b>	<b><u>\$115,000,000</u></b>
<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Finance and Administrative Services Fund (50300)</b>		
<b>Revenues</b>	<b>\$1,500,000</b>	<b>\$7,600,000</b>
<b><u>Expenditures</u></b>	<b><u>\$1,500,000</u></b>	<b><u>\$7,600,000</u></b>
<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Total Budget Balance Effect</b>	<b>\$0</b>	<b>\$0</b>

**Budget Action description:**

This budget action would increase by \$160 million the amount of funding the Office of Housing provides to housing developers during the 2017-2018 biennium through its annual Notice of Available Funding process for the purpose of expanding the supply of new affordable housing units.

The proposal would be funded by issuing \$145 million in additional Limited Tax General Obligation (LTGO) bonds: \$30 million in the 2017 Adopted Budget and \$115 million in the 2018 Endorsed Budget. In addition to \$145 million in LTGO bonds, this budget action anticipates that the City will sell property that was acquired for the purpose of building a new North Precinct police station at N. 130th St. and Aurora Ave. N. The budget action assumes that the sale will take place in 2017 and \$15 million from the proceeds of that sale will support the Office of Housing. Council anticipates passing a future resolution if needed to expedite the sale of the property.

The \$30 million in 2017 LTGO bonds would require the City to pay approximately \$1.5 million in debt service in mid-2017 (for 3/4 year) and \$2.0 million starting in 2018 and annually thereafter for the balance of a 30-year term. The \$115 million in 2018 LTGO bonds would require the City to pay approximately \$5.6 million in debt service in mid-2018 and \$9.5 million starting in 2019 and annually thereafter for the balance of a 30-year term. Debt service in 2018 for the two issues would be \$7.6 million.

State law prohibits using Real Estate Excise Tax I (REET) to pay for developing affordable housing, and the City cannot use REET to pay for debt service on bonds issued for that purpose.

This budget action would fund the debt service on the 2017 and 2018 LTGO bonds using General Subfund (GSF), requiring the Council to free up GSF for that purpose. Doing so will involve several steps (detailed below) that the Council would take affirmatively through this budget action:

1. Council determines that it can no longer reasonably make as much GSF available to the Seattle Department of Transportation (SDOT) due to the ongoing homelessness emergency;
2. Council directs the Executive to use \$1.5 million GSF in SDOT's 2017 Proposed Budget to pay for debt service on the \$30 million in affordable housing LTGO bonds;
3. Council directs the Executive to \$7.6 million GSF in SDOT's 2018 Proposed Budget to pay for debt service on the \$30 million in affordable housing LTGO bonds issued in 2017 and the \$115 million to be issued in 2018;
4. Council reprograms Commercial Parking Tax (CPT) included in SDOT's 2017-2018 Proposed Budget in order to pay for those services that GSF can no longer support;

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5. Council intends to consider a future action to revise the City's financial policies to expand the types of projects for which REET may be used to pay debt service;
6. Council amends the CIP to remove the North Area Interim & Long-Term Facilities CIP project and all proposed funding in 2017 and 2018;
7. Council reduces REET funding by \$1.5 million in 2017 and \$7.6 million in 2018 to the North Area Interim & Long-Term project and transfers that funding to SDOT to support the debt service payments that CPT would have funded; and
8. This budget action also does the following:
  - a. amends and recommends passage of C.B. 118839 by increasing the amount of Limited Term General Obligation bonds by \$30 million from \$108 million to \$138 million;
  - b. increases the Office of Housing's 2017 appropriations by \$30 million for additional affordable housing;
  - c. amends the Seattle Police Department - North Area Interim and Long-Term Facilities (A1PS117) project to reduce appropriations by \$1.5 million in 2017 and by \$7.6 million in 2018;
  - d. amends SDOT's Debt Service - CRF CIP Project TC320060 to reflect debt service payments to be paid with REET instead of the GSF that the City has determined is no longer reasonably available for this purpose in light of the affordable housing crisis and homelessness State of Emergency;
  - e. creates a new Debt Service REET I-Eligible Projects BCL in the Cumulative Reserve Subfund - REET I with the following purpose statement: "The purpose of the Debt Service REET I-Eligible Projects budget control level is to make payments to the City's Bond Interest and Redemption Fund for principal repayment and interest obligations on bond financed REET I-eligible capital projects."; and
  - f. creates a new Affordable Housing Debt Service BCL in FAS with the following purpose statement: "The purpose of the Affordable Housing Debt Service BCL is to pay the debt service on the 2017 LTGO bond issue for affordable housing."

The Move Seattle Levy (passed by voters in November 2015) sets a minimum threshold of \$40 million GSF (plus annual inflation) support to SDOT. If in any given year the City does not appropriate the required minimum, the City must do one of the following: either (a) do not collect the approximately \$95 million in levy proceeds or (b) "by a 3/4 vote determine that economic or financial conditions prevent the Council from appropriating the [minimum GSF threshold]."

The proposal would reduce the GSF support to SDOT by approximately \$1.5 million in 2017 and \$7.6 million in 2018 to pay debt service on a total of \$145 million in LTGO bonds during the 2017-2018 biennium for affordable housing (and then increase REET support to SDOT in equal amounts for each of these years). This

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reduction to SDOT is above the minimum GSF threshold established in the Move Seattle levy for 2017, but it is below the minimum GSF threshold 2018. Therefore, this budget action includes an amendment to the budget adoption ordinance (CB 118849) that by a 3/4 vote determines that economic or financial conditions prevent the Council from appropriating the minimum GSF threshold.

Starting in 2019, the City will begin using GSF to pay about \$9.5 million in annual debt service on the 2017 and 2018 LTGO bonds authorized by this budget action. Council will annually need to determine whether to not collect the Move Seattle levy proceeds or by a super-majority vote determine that the economic or financial conditions prevent the Council from appropriating the minimum GSF threshold.

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### Budget Action Transactions

**Budget Action Title:** Increase affordable housing investment by \$160 million, redirect REET to debt service in SDOT, amend and pass CB 118839, amend and pass CB 118849, and create new expenditure BCLs in CRS and FAS.

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
1	Decrease FAS use of REET I for North Area CIP				FAS	Public Safety Facilities - Police (00163-CIP)	A1PS1	00163	2017		(\$1,500,000)
2	Increase CRS REET I fund balance due to lower North Area CIP spending				CRS	Use of (Contributions to) Fund Balance - REET I	379100	00163	2017	(\$1,500,000)	
3	Increase CRS support to SDOT for debt service on REET I-eligible projects				CRS	CRS REET I Support to Transportation	2EC30	00163	2017		\$1,500,000
4	Increase SDOT revenue from CRS for debt service on REET I-eligible projects				SDOT	Operating Transfer In-From Cumulative Reserve Subfund - REET I	587116	10310	2017	\$1,500,000	
5	Decrease GSF support to SDOT for debt service on REET I-eligible projects				FG	Transportation Fund	Q5971039	00100	2017		(\$1,500,000)
6	Decrease SDOT revenue from GSF for debt service on REET I-eligible projects				SDOT	Operating Transfer In-From General Fund	587001	10310	2017	(\$1,500,000)	
7	Increase GSF support to FAS for debt service on LTGO bonds issued for affordable housing				FG	Finance and Administrative Services Fund	QA001004	00100	2017		\$1,500,000

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#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
8	Increase FAS revenue from GSF for debt service on LTGO bonds issued for affordable housing				FAS	Debt Management	587001	50300	2017	\$1,500,000	
9	Increase FAS spending on debt service for LTGO bonds issued for affordable housing				FAS	Affordable Housing Debt Service	TBD1	50300	2017		\$1,500,000
10	Increase GSF revenue from the sale of LTGO bonds for affordable housing				GSF	Other Miscellaneous Revenue	469990	00100	2017	\$30,000,000	
11	Increase GSF revenue from the sale of North Precinct site				GSF	Other Miscellaneous Revenue	469990	00100	2017	\$15,000,000	
12	Increase GSF support to OH for affordable housing				FG	Low Income Housing Fund	Q5976400	00100	2017		\$45,000,000
13	Increase OH revenue from GSF for affordable housing				OH	General Subfund Support	587001	16400	2017	\$45,000,000	
14	Increase OH spending on affordable housing				OH	Low-Income Housing Fund 16400	XZ-R1	16400	2017		\$45,000,000
15	Decrease FAS use of REET I for North Area CIP				FAS	Public Safety Facilities - Police (00163-CIP)	A1PS1	00163	2018		(\$7,600,000)
16	Increase CRS REET I fund balance due to lower North Area CIP spending				CRS	Use of (Contributions to) Fund Balance - REET I	379100	00163	2018	(\$7,600,000)	
17	Increase CRS support to SDOT for debt service on REET I-eligible projects				CRS	CRS REET I Support to Transportation	2EC30	00163	2018		\$7,600,000



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#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
18	Increase SDOT revenue from CRS for debt service on REET I--eligible projects				SDOT	Operating Transfer In-From Cumulative Reserve Subfund - REET I	587116	10310	2018	\$7,600,000	
19	Decrease GSF support to SDOT for debt service on REET I-eligible projects				FG	Transportation Fund	Q5971039	00100	2018		(\$7,600,000)
20	Decrease SDOT revenue from GSF for debt service on REET I-eligible projects				SDOT	Operating Transfer In-From General Fund	587001	10310	2018	(\$7,600,000)	
21	Increase GSF support to FAS for debt service on LTGO bonds issued for affordable housing				FG	Finance and Administrative Services Fund	QA001004	00100	2018		\$7,600,000
22	Increase FAS revenue from GSF for debt service on LTGO bonds issued for affordable housing				FAS	Debt Management	587001	50300	2018	\$7,600,000	
23	Increase FAS spending on debt service on LTGO bonds issued for affordable housing				FAS	Affordable Housing Debt Service	TBD1	50300	2018		\$7,600,000
24	Increase GSF revenue from LTGO Bond sale for affordable housing				GSF	Other Miscellaneous Revenue	469990	00100	2018	\$115,000,000	
25	Increase GSF support to OH for affordable housing				FG	Low Income Housing Fund	Q5976400	00100	2018		\$115,000,000
26	Increase OH revenue from GSF for affordable housing				OH	General Subfund Support	587001	16400	2018	\$115,000,000	
27	Increase OH spending on affordable housing				OH	Low-Income Housing Fund 16400	XZ-R1	16400	2018		\$115,000,000

**CITY OF SEATTLE**

**ORDINANCE \_\_\_\_\_**

**COUNCIL BILL \_\_\_\_\_**

..title

AN ORDINANCE adopting a budget, including a capital improvement program and position modifications, for The City of Seattle for 2017; and creating positions exempt from civil service; all by a ~~2/3~~3/4 vote of the City Council.

..body

WHEREAS, in accordance with RCW 35.32A.030, the Mayor submitted a proposed budget for 2017 to the City Council; and

WHEREAS, the Mayor submitted a list of proposed position modifications as part of the 2017 Proposed Budget; and

WHEREAS, Ordinance 124796 requested that the Director of Elections call and conduct a special election in the City in conjunction with the state general election to be held on November 3, 2015, for the purpose of submitting the Levy to Move Seattle to the qualified electors of the City; and

WHEREAS, a majority of voters approved the Levy to Move Seattle; and

WHEREAS, the Levy to Move Seattle requires that if the Council does not appropriate at least the Minimum Annual GSF Appropriation in a given year, then the Council may not levy any taxes authorized by this ordinance, for collection in the following budget year, unless the City Council by a 3/4 vote determines that economic or financial conditions prevent the Council from appropriating the Minimum Annual General Subfund (GSF) Appropriation; and

WHEREAS, the Mayor declared a state of emergency on homelessness in November 2015 that was ratified unanimously by City Councilmembers by Resolution 31630; and

1 WHEREAS, because revenue growth has not kept pace with the City's financial and moral  
2 obligations due to the ongoing state of emergency on homelessness, the City has  
3 determined that general funds are no longer reasonably available for certain debt service  
4 payments and that financial and economic conditions necessitate lowering the City's GSF  
5 commitment to transportation needs; and

6 WHEREAS, by Resolution 24964, the City Council adopted the concept of implementing the  
7 City's Capital Improvement Program through appropriations in a budget adopted  
8 annually to the greatest extent feasible; and

9 WHEREAS, the proposed budget for 2017 includes certain appropriations for capital programs  
10 that are described in the 2017-2022 Proposed Capital Improvement Program; and

11 WHEREAS, the City's 2017-2022 Capital Improvement Program, in conjunction with the  
12 Capital Facilities, Utilities, and Transportation Elements of the Comprehensive Plan, is in  
13 accordance with the State Growth Management Act; NOW, THEREFORE,

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

15 Section 1. (a) In accordance with RCW 35.32A.050, the City Council has modified the  
16 proposed budget submitted by the Mayor.

17 (b) The appropriations for the budget control levels in Attachment A to this  
18 ordinance, as restricted by the budget provisos included in Clerk File (C.F.) 314362, are adopted  
19 as the City's annual budget for 2017. If a budget proviso refers to a City Council committee, and  
20 a committee by that name ceases to exist, the reference shall be to the successor committee with  
21 policy oversight of the same subject matter area.

22 (c) The appropriation for each budget control level in Attachment A to this  
23 ordinance may be used only for the purpose listed in Attachment A for that budget control level,

1 unless transferred pursuant to Seattle Municipal Code (SMC) Chapter 5.08. Use of any amount  
2 of any appropriation restricted by one or more of the provisos in C.F. 314362 for any purpose  
3 other than that stated, or for any purpose expressly excluded, or in violation of any condition  
4 specified by proviso, whether by transfer pursuant to SMC 5.08.020 or by any other means, is  
5 prohibited.

6 (d) In addition to each budget control level in Attachment A to this ordinance, any  
7 budget control level created by a previous budget, for which appropriations remain that have not  
8 lapsed, is part of the 2017 budget and the un-lapsed appropriations for that budget control level  
9 are subject to the restrictions in subsection 1(c) of this ordinance. These un-lapsed appropriations  
10 continue to be subject to any provisos previously placed on them that have yet to be removed or  
11 satisfied.

12 (e) The funds appropriated in each budget control level are available to first  
13 satisfy any obligations incurred by contract, including but not limited to satisfaction of any bond  
14 obligation, contractual indemnity provision, or lease obligation.

15 (f) Unspent funds for the Executive Department Office of Housing's Low-Income  
16 Housing Fund 16400 Budget Control Level, appropriated by subsection 1(b) of this ordinance,  
17 shall carry forward to subsequent fiscal years until they are exhausted or abandoned by  
18 ordinance.

19 (g) Unspent funds for the Pike Place Market Waterfront Entrance Project Budget  
20 Control Level, appropriated by subsection 1(b) of this ordinance, shall carry forward to  
21 subsequent fiscal years until they are exhausted or abandoned by ordinance.

1 (h) The revenue estimates for 2017 contained in the Mayor's 2017 Proposed  
2 Budget, filed in C.F. 314360, as modified by the changes of the City Council in C.F. 314362, are  
3 adopted.

4 Section 2. The "CIP Project Pages" of the 2017-2022 Proposed Capital Improvement  
5 Program submitted by the Mayor, filed in C.F. 314361, as modified by the changes of the City  
6 Council in C.F. 314362, are adopted as the City's six-year Capital Improvement Program (CIP).

7 Section 3. (a) The officer and employee position modifications in Attachment B to this  
8 ordinance, including the creation of some positions exempt from civil service, are adopted  
9 effective January 1, 2017.

10 (b) The City, by enacting Ordinance 125128 (C.B. 118786), established a position  
11 list effective as of January 1, 2016. Subsection 3(a) of this ordinance modifies that list. It is  
12 anticipated that the Seattle Department of Human Resources will submit a proposed list of the  
13 City's regular positions for each department or office as of January 1, 2017, to the City Council  
14 for possible action in 2017. The proposed list should reflect (i) the modifications made in  
15 subsection 3(a) of this ordinance that take effect on January 1, 2017; (ii) the reclassifications of  
16 regular positions made by the Human Resources Director from January 1, 2016, through  
17 December 31, 2016; and (iii) the creation, modification, or abrogation of regular positions, by  
18 ordinance, that took effect from January 1, 2016, through December 31, 2016.

19 Section 4. (a) Subject to the conditions in Section 1 of this ordinance, the appropriation of  
20 money in the budget adopted by this ordinance, for a budget control level that includes a  
21 program or project assigned a project identification number in the 2017-2022 Adopted CIP,  
22 constitutes authority for the designated City department, commission, or office (after compliance  
23 with the State Environmental Policy Act) to acquire personal property; obtain options to acquire

1 real property; negotiate to acquire right-of-way and other real property interests; prepare plans  
2 and designs; demolish, construct, or make improvements; and obtain any ancillary services,  
3 including, without limitation, planning, engineering, design, appraisal, escrow, title insurance,  
4 construction, inspection, environmental audits, and remediation appraisals or other reviews; all in  
5 order to carry out the project or program substantially as described in the 2017-2022 Adopted  
6 CIP. Each department may obtain the authorized services or property using City staff or by  
7 contract as authorized in subsection 4(j) of this ordinance. If projects or programs are identified  
8 in the 2017-2022 Adopted CIP to be carried out by other entities wholly or in part with City  
9 funds, the appropriation constitutes authority to provide such funds to such other entities for such  
10 purposes, subject to applicable laws and ordinances.

11 (b) None of the appropriations in the 2017 Adopted Budget may be spent on  
12 capital projects or programs unless the projects or programs are specifically identified and  
13 assigned a project identification number in the 2017-2022 Adopted CIP or are added to the 2017-  
14 2022 Adopted CIP by a future amending ordinance.

15 (c) Without future Council authorization by ordinance, expenditures in 2017 on  
16 any project or program identified and assigned a project identification number in the 2017-2022  
17 Adopted CIP for Seattle City Light, Seattle Public Utilities, or the Seattle Department of  
18 Transportation, other than expenditures pursuant to unspent capital appropriations carried  
19 forward from 2016 into 2017 in accordance with RCW 35.32A.080 and allocated to the same  
20 project or program, shall not exceed by more than \$1,000,000 the amount shown as the  
21 Appropriations Total in the 2017 column for that project or program in the Adopted CIP, as that  
22 amount may be amended by ordinance. The City Budget Office shall certify to the Chair of the  
23 City Council Budget Committee a list of those unspent capital appropriations not subject to the

1 expenditures restriction imposed by this subsection by May 1, 2017, and shall also file the list  
2 with the City Clerk. The list shall include the project identification number and the dollar amount  
3 by project or program not subject to the expenditure restriction, at minimum.

4 (d) Moneys appropriated from funds, subfunds, accounts, and subaccounts in  
5 which are deposited the proceeds derived from the issuance of bonded obligations shall be  
6 expanded only in accordance with the terms, conditions, and restrictions of ordinances  
7 authorizing such obligations and establishing the respective funds.

8 (e) The 2017-2022 Adopted CIP is part of the 2017 Adopted Budget and  
9 identifies, among other projects, those capital projects funded wholly or in part from the  
10 proceeds of the taxes authorized in RCW 82.46.010 and/or RCW 82.46.035, and/or from the  
11 proceeds of bonds, for the repayment of which tax revenues under RCW 82.46.010 have been  
12 pledged. Such taxes are intended to be in addition to other funds that may be reasonably  
13 available for such capital projects.

14 (f) The portions of the 2017-2022 Adopted CIP pertaining to Seattle City Light  
15 and Seattle Public Utilities, as those portions of the 2017-2022 Adopted CIP may be amended  
16 from time to time, are adopted as systems or plans of additions to, and betterments and  
17 extensions of, the facilities, physical plants, or systems of Seattle City Light and Seattle Public  
18 Utilities, respectively.

19 (g) The Director of Finance and Administrative Services and the City's Director  
20 of Finance are authorized to draw and pay the necessary warrants or checks and to make any  
21 necessary transfers among funds and accounts.

1                   (h) Except as limited by this section or by Section 1 of this ordinance or by any  
2 other ordinance, the funds appropriated in the 2017 Adopted Budget are subject to transfer for  
3 use with other projects as provided in SMC Chapter 5.08.

4                   (i) The Mayor, or, at the Mayor's request, the head of the department that is  
5 designated to carry out a project for and on behalf of The City of Seattle, is authorized to submit  
6 applications as may be deemed appropriate to the United States of America, or any of its  
7 departments, and the State of Washington, or any of its departments, for financial assistance in  
8 carrying out the authorized projects included in the 2017-2022 Adopted CIP; to make for and on  
9 behalf of the City all assurances, promises, representations, and consent to suit, and/or covenants  
10 to comply with any applicable regulations of the United States relating to implementation of the  
11 projects; to act in connection with the applications as the authorized representative of the City; to  
12 provide additional information as may be required; and to prepare plans for implementation of  
13 terms and conditions as may accompany financial assistance, provided that the submission of an  
14 application shall not result in the making of a contract, in incurring of any indebtedness, or in the  
15 acceptance of moneys imposing any duties or obligations upon the City except as is authorized  
16 by this or another ordinance.

17                   (j) The Director of Transportation, the Superintendent of Parks and Recreation,  
18 the Director of the Office of Arts and Culture, the General Manager and Chief Executive Officer  
19 of City Light, the Director of Seattle Public Utilities, the Director of the Department of Finance  
20 and Administrative Services, the City Librarian, the Chief Technology Officer, and the Director  
21 of the Seattle Center Department are authorized to negotiate for and enter into non-public works  
22 contracts, within their appropriation authority, to obtain property and services authorized in



1 Section 4 of this ordinance to carry out those capital projects and programs included in the 2017-  
2 2022 Adopted CIP and assigned to their respective departments or offices.

3 Section 5. The Mayor and the City Council find that the General Fund's 2017  
4 contribution to the Park and Recreation Fund exceeds the requirements established in Article XI,  
5 Section 3 of the City Charter.

6 Section 6. Pursuant to the requirements of Ordinance 117216, Ordinance 118814,  
7 Ordinance 122293, Ordinance 122859, Ordinance 123459, Ordinance 124057, Ordinance  
8 124640, and the ordinance introduced as C.B. 118832, the City in subsection 1(b) of this  
9 ordinance and Attachment A to this ordinance appropriates to the Firefighters' Pension Fund  
10 ("the Fund") \$20,099,800, of which \$18,799,800 comes from General Fund resources. No  
11 beneficiary of the Fund has a vested contractual right to the appropriation of the foregoing  
12 amount or any amount appropriated by the City to the Fund.

13 The Mayor and the City Council, under the authority granted by RCW 41.16.060, find  
14 that the General Fund's 2017 contribution to the Fund is equal to \$0.104 per \$1,000 of assessed  
15 value and provides, in accordance with the 2016 Actuarial Report on the condition of the Fund  
16 received from a qualified actuary dated June 20, 2016, together with other amounts appropriated  
17 by the City for the Fund, an amount equal to or greater than the estimated demands on the fund  
18 for 2017 and maintains the actuarial soundness of the Fund as it prevents recording a positive net  
19 pension obligation for the Fund.

20 The Mayor and the City Council find that the amount appropriated by this ordinance is  
21 appropriated for the purpose of keeping the Fund flexible and maintaining its integrity and  
22 actuarial soundness. The Mayor and City Council also find that such amount is reasonable for the

1 purposes established in the ordinances listed at the beginning of this Section 6, and that such  
2 amount bears a material relation to the successful operation of the Fund.

3 Section 7. The City determines that economic or financial conditions prevent the Council  
4 from appropriating the 2017 Minimum Annual General Subfund Appropriation established in the  
5 Levy to Move Seattle.

6 Section 8. The City finds that the Real Estate Excise Tax I and Real Estate Excise Tax II  
7 revenues are in addition to any other funds that are reasonably available to pay for new and  
8 existing debt service for eligible capital projects.

9 Section ~~7~~9. The provisions of this ordinance are declared to be separate and severable. If  
10 one or more of the provisions of this ordinance is declared by any court of competent jurisdiction  
11 to be contrary to law, the provision shall be severed from the rest of the ordinance and all other  
12 provisions shall remain valid.

Section 108. 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 2/33/4 vote of all the members of the City Council the \_\_\_\_\_ day of \_\_\_\_\_, 2016, and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Edward B. Murray, Mayor

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment A – 2017 Appropriations by Budget Control Level

Attachment B – Position Modifications for the 2017 Budget

**CITY OF SEATTLE**

**ORDINANCE \_\_\_\_\_**

**COUNCIL BILL \_\_\_\_\_**

..title

AN ORDINANCE relating to contracting indebtedness; authorizing and providing for the issuance and sale of limited tax general obligation bonds to pay all or part of the costs of various elements of the City's capital improvement program and other City purposes approved by ordinance, to refinance certain outstanding City-guaranteed bonds of the Seattle Chinatown-International District Preservation and Development Authority, to provide a portion of the funds necessary to replace the Mercer Arena, and to pay the costs of issuance of the bonds; providing for certain terms, conditions, and covenants and the manner of sale of the bonds; authorizing certain agreements for the use of proceeds of the Bonds; and ratifying and confirming certain prior acts.

..body

WHEREAS, The City of Seattle, Washington ("City"), has determined that it is in its best

interest that certain capital improvement program projects [or other City projects](#)

identified in this ordinance be financed by the issuance of limited tax general obligation

bonds of the City in principal amount not to exceed ~~\$498~~-[139](#) million; and

WHEREAS, the City has determined that it is in its best interest to refinance all or a portion of

the outstanding Special Obligation Refunding Bonds, 2007 of the Seattle Chinatown-

International District Preservation and Development Authority (SCIDPDA) to reduce

SCIDPDA's borrowing costs and reduce the amount of outstanding public development

authority indebtedness guaranteed by the City; and

WHEREAS, pursuant to Ordinance 125088, passed on July 25, 2016, the City has determined

that it is in its best interest to provide \$5 million to be used in the replacement of the

Mercer Arena ("Mercer Arena Project") and the City has determined that it is in its best

interests to finance a portion of such amount through the issuance of the general

obligation bonds authorized by this ordinance; and

WHEREAS, RCW 39.36.020 authorizes the City to incur indebtedness without assent of the voters of the City so long as such indebtedness does not result in a total nonvoted indebtedness of the City in excess of 1.5 percent of the value of taxable property within the City as computed in accordance with RCW 39.36.030; 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 following meanings.

**“Authorized Denomination”** means \$5,000 or any integral multiple thereof within a maturity of a Series.

**“Beneficial Owner”** means, with regard to a Bond, the owner of any beneficial interest in that Bond.

**“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 Fund”** means the City’s General Bond Interest and Redemption Fund, previously created by Ordinance 112112 and established and to be used for the payment of the principal of, premium, if any, and interest on the Bonds.

**“Bond Purchase Contract”** means a written offer to purchase a Series of the Bonds, which offer has been accepted by the City in accordance with this ordinance. In the case of a competitive sale, the official notice of sale, the Purchaser’s bid and the award by the City shall comprise the offer, and the award by the City in accordance with this ordinance shall be deemed the acceptance of that offer, for purposes of this ordinance.

1           **“Bond Register”** means the books or records maintained by the Bond Registrar for the  
2 purpose of identifying ownership of each Bond.

3           **“Bond Registrar”** or **“Registrar”** means the Fiscal Agent of the State of Washington  
4 (unless the Bond Resolution provides for a different Bond Registrar with respect to a particular  
5 Series of the Bonds), or any successor bond registrar selected in accordance with the Registration  
6 Ordinance.

7           **“Bond Resolution”** means a resolution of the City Council adopted pursuant to this  
8 ordinance approving the Bond Sale Terms and taking other actions consistent with this  
9 ordinance.

10          **“Bond Sale Terms”** means the terms and conditions for the sale of a Series of the Bonds  
11 including the amount, date or dates, denominations, interest rate or rates (or mechanism for  
12 determining interest rate or rates), payment dates, final maturity, redemption rights, price, and  
13 other terms or covenants set forth in Section 4 of this ordinance.

14          **“Bonds”** means the limited tax general obligation bonds issued pursuant to this  
15 ordinance.

16          **“City”** means The City of Seattle, Washington, a municipal corporation duly organized  
17 and existing under the laws of the State of Washington.

18          **“City Council”** means the City Council of the City, as duly and regularly constituted  
19 from time to time.

20          **“Code”** means the Internal Revenue Code of 1986, or any successor thereto, as it has  
21 been and may be amended from time to time, and regulations thereunder.

1           **“Director of Finance”** means the Director of the Finance Division of the Department of  
2 Finance and Administrative Services of the City, or any other officer who succeeds to  
3 substantially all of the responsibilities of that office.

4           **“DTC”** means The Depository Trust Company, New York, New York.

5           **“Fiscal Agent”** means the fiscal agent of the State, as the same may be designated by the  
6 State from time to time.

7           **“Government Obligations”** has the meaning given in RCW 39.53.010, as now in effect  
8 or as may hereafter be amended.

9           **“Issue Date”** means, with respect to a Bond, the date, as determined by the Director of  
10 Finance, on which that Bond is issued and delivered to the Purchaser in exchange for its  
11 purchase price.

12           **“Letter of Representations”** means the Blanket Issuer Letter of Representations  
13 between the City and DTC dated October 4, 2006, as it may be amended from time to time, or an  
14 agreement with a substitute or successor Securities Depository.

15           **“MSRB”** means the Municipal Securities Rulemaking Board.

16           **“Mercer Arena Project”** means the project undertaken by the Seattle Opera to replace  
17 the Mercer Arena, pursuant to the Third Amendment to the Mercer Arena Ground Lease, a  
18 Construction Agreement and other related documents, all as authorized by Ordinance 125088.

19           **“Omnibus Refunding Ordinance”** means Ordinance 124343 (which amended and  
20 restated Ordinance 121651, as amended by Ordinance 122286), as it may in the future be  
21 amended from time to time.

22           **“Owner”** means, without distinction, the Registered Owner and the Beneficial Owner of  
23 a Bond.

1           **“Projects”** means items identified in Exhibit A, attached hereto and by this reference  
2 made a part hereof, and other projects authorized by ordinance.

3           **“Purchaser”** means the entity or entities who have been selected in accordance with this  
4 ordinance to serve as underwriter, purchaser or successful bidder in a sale of any Series of the  
5 Bonds.

6           **“Rating Agency”** means any nationally recognized rating agency then maintaining a  
7 rating on a Series of the Bonds at the request of the City.

8           **“Record Date”** means, unless otherwise defined in the Bond Resolution, in the case of  
9 each interest or principal payment date, the Bond Registrar’s close of business on the 15th day of  
10 the month preceding the interest or principal payment date. With regard to redemption of a Bond  
11 prior to its maturity, the Record Date shall mean the Bond Registrar’s close of business on the  
12 day prior to the date on which the Bond Registrar sends the notice of redemption.

13           **“Registered Owner”** means, with regard to a Bond, the person in whose name that Bond  
14 is registered on the Bond Register. For so long as the City uses a book-entry only system under  
15 the Letter of Representations, the Registered Owner shall mean the Securities Depository.

16           **“Registration Ordinance”** means City Ordinance 111724 establishing a system of  
17 registration for the City’s bonds and other obligations pursuant to Seattle Municipal Code  
18 Chapter 5.10, as that chapter now exists or may hereafter be amended.

19           **“Rule 15c2-12”** means Rule 15c2-12 promulgated by the SEC under the Securities  
20 Exchange Act of 1934, as amended.

21           **“SCIDPDA”** means the Seattle Chinatown-International District Preservation and  
22 Development Authority, a public development authority of the City formed and operating under  
23 RCW 35.21.730, et seq.



1           **“SCIDPDA Refunding”** means the loan or other transfer of Bond proceeds from the  
2 City to SCIDPDA for the defeasance, redemption and retirement of all or a portion of  
3 SCIDPDA’s outstanding City-guaranteed Special Obligation Refunding Bonds, Series 2007.

4           **“SEC”** means the United States Securities and Exchange Commission.

5           **“Seattle Opera”** means the Seattle Opera, a Washington nonprofit corporation and  
6 tax-exempt 501(c)(3) organization.

7           **“Securities Depository”** means DTC, any successor thereto, any substitute securities  
8 depository selected by the City, or the nominee of any of the foregoing. Any successor or  
9 substitute Securities Depository must be qualified under applicable laws and regulations to  
10 provide the services proposed to be provided by it.

11           **“Series of the Bonds”** or **“Series”** means a series of the Bonds issued pursuant to this  
12 ordinance.

13           **“Tax Credit Subsidy Bond”** means any Taxable Bond that is designated by the City as a  
14 tax credit bond pursuant to the Code, and that is further designated as a “qualified bond” under  
15 Section 6431 or similar provision of the Code, and with respect to which the City is eligible to  
16 receive a Tax Credit Subsidy Payment.

17           **“Tax Credit Subsidy Payment”** means a payment by the federal government with  
18 respect to a Tax Credit Subsidy Bond.

19           **“Taxable Bond”** means any Bond, the interest on which is not intended on the Issue  
20 Date to be excluded from gross income for federal income tax purposes.

21           **“Tax-Exempt Bond”** means any Bond, the interest on which is intended on the Issue  
22 Date to be excluded from gross income for federal income tax purposes.

1           **“Term Bond”** means any Bond that is issued subject to mandatory redemption prior to  
2 its maturity in periodic mandatory redemption payments in accordance with Section 7(b) of this  
3 ordinance.

4           **“Undertaking”** means each undertaking to provide continuing disclosure entered into  
5 pursuant to Section 14(c) of this ordinance, in substantially the form attached as Exhibit B.

6           Section 2. **Authorization of Bonds.** The City is authorized to borrow money on the  
7 credit of the City and issue limited tax general obligation bonds evidencing indebtedness in the  
8 maximum principal amount stated in Section 4 of this ordinance to pay all or part of the costs of  
9 various elements of the City’s capital improvement program (which costs may include  
10 capitalized interest, if necessary); to carry out the SCIDPDA Refunding; to finance a portion of  
11 the City’s contribution to the Mercer Arena Project; for other City purposes approved by  
12 ordinance; and to pay the costs of issuance of the Bonds. The Bonds may be issued in one or  
13 more Series and may be combined with other general obligation bonds (including refunding  
14 bonds) authorized separately. The Bonds shall be designated limited tax general obligation  
15 bonds, shall be numbered separately, and shall have any name, year and series or other label as  
16 deemed necessary or appropriate by the Director of Finance.

17           Section 3. **Manner of Sale of Bonds.** The Director of Finance may provide for the sale of  
18 each Series of the Bonds (or any portion thereof) by public sale, or by a negotiated sale, limited  
19 offering or private placement with a Purchaser chosen through a selection process acceptable to  
20 the Director of Finance. The Director of Finance is authorized to specify a date and time of sale  
21 of and a date and time for delivery of each Series of the Bonds; to give notice of that sale; to  
22 determine any bid parameters or other bid requirements and criteria for determining the award of  
23 the bid; to provide for the use of an electronic bidding mechanism; and to specify other matters

1 in his or her determination necessary, appropriate, or desirable in order to carry out the sale of  
2 each Series of the Bonds. Each Series of the Bonds must be sold on Bond Sale Terms in  
3 accordance with Section 4 of this ordinance.

4       Section 4. **Bond Sale Terms; Bond Resolution.** The Director of Finance is appointed to  
5 serve as the City's designated representative in connection with the issuance and sale of the  
6 Bonds in accordance with RCW 39.46.040(2) and this ordinance. The Director of Finance is  
7 authorized to accept, on behalf of the City, an offer to purchase the Bonds on Bond Sale Terms  
8 consistent with the parameters set forth in this section. No such acceptance shall be effective  
9 until adoption of a Bond Resolution approving the Bond Sale Terms. Once adopted, the Bond  
10 Resolution shall be deemed a part of this ordinance as if set forth herein.

11       (a) **Maximum Principal Amount.** The Bonds may be issued in one or more Series and  
12 shall not exceed the aggregate principal amount of \$~~108~~-[139](#) million.

13       (b) **Date or Dates.** Each Bond shall be dated its Issue Date, as determined by the Director  
14 of Finance, which issue date may not be later than December 31, 2019.

15       (c) **Denominations.** The Bonds shall be issued in Authorized Denominations.

16       (d) **Interest Rate(s); Payment Dates.** Each Bond shall bear interest from the Issue Date  
17 or from the most recent date for which interest has been paid or duly provided for, whichever is  
18 later, and shall be payable on dates determined by the Director of Finance. One or more rates of  
19 interest shall be established for each maturity of each Series of the Bonds, which rate or rates  
20 may be fixed or variable. If interest rates are fixed, interest shall be computed on the basis of a  
21 360-day year of twelve 30-day months and the net interest cost shall not exceed a weighted  
22 average rate of 10% per annum. Principal payments shall commence on a date and shall be

payable at maturity or in mandatory redemption installments on dates determined by the Director of Finance.

(e) **Final Maturity.** The Bonds shall mature no later than 31 years after the Issue Date.

(f) **Redemption Rights.** The Bond Sale Terms may include provisions for the optional and mandatory redemption of Bonds determined by the Director of Finance, subject to the following:

(i) **Optional Redemption.** Any Bond may be designated as being (A) subject to redemption at the option of the City prior to its maturity date on the dates and at the redemption prices set forth in the Bond Purchase Contract; or (B) not subject to redemption prior to its maturity date. If a Bond is subject to optional redemption prior to its maturity, it must be subject to such redemption on one or more dates occurring not more than 10½ years after the Issue Date.

(ii) **Mandatory Redemption.** Any Bond may be designated as a Term Bond, subject to mandatory redemption prior to its maturity consistent with Section 7(b) of this ordinance.

(g) **Price.** The purchase price for each Series of the Bonds shall be acceptable to the Director of Finance.

(h) **Other Terms and Conditions.**

(i) A Series of the Bonds may not be issued if it would cause the indebtedness of the City to exceed the City's legal debt capacity on the Issue Date of such Series.

(ii) On the Issue Date of each Series, the expected life of the capital facilities to be financed with the proceeds of that Series must exceed the maturity of the Bonds of that Series financing those capital facilities.

(iii) The Bond Sale Terms for any Series may provide for bond insurance or other credit enhancement, or for interest rate swaps, caps, floors or other similar hedging devices. To that end, the Bond Sale Terms 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, and requirements to give notice to or obtain the consent of a credit enhancement provider or a counterparty to a swap, cap floor or other hedging device.

(iv) Any Series of the Bonds may be designated or qualified as Tax-Exempt Bonds or Taxable Bonds, or as Tax Credit Subsidy Bonds, and may include such additional terms and covenants relating to federal tax matters as the Director of Finance deems necessary or appropriate, consistent with Section 12 of this ordinance.

Section 5. **Bond Registrar; Registration and Transfer of Bonds.**

(a) **Registration of Bonds.** The Bonds shall be issued only in registered form as to both principal and interest and shall be recorded on the Bond Register.

(b) **Bond Registrar; 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 City's Registration Ordinance.

1           The Bond Registrar shall be responsible for its representations contained in the Bond  
2 Registrar's certificate of authentication on the Bonds. The Bond Registrar may become either a  
3 Registered or Beneficial Owner of Bonds with the same rights it would have if it were not the  
4 Bond Registrar and, to the extent permitted by law, may act as depository for and permit any of  
5 its officers or directors to act as members of, or in any other capacity with respect to, any  
6 committee formed to protect the rights of Beneficial Owners.

7           Bonds surrendered to the Bond Registrar may be exchanged for Bonds in any Authorized  
8 Denomination of an equal aggregate principal amount and of the same Series, interest rate and  
9 maturity. Bonds may be transferred only if endorsed in the manner provided thereon and  
10 surrendered to the Bond Registrar. Any exchange or transfer shall be without cost to the Owner  
11 or transferee. The Bond Registrar shall not be obligated to exchange or transfer any Bond during  
12 the period between the Record Date and the corresponding interest or principal payment date or  
13 redemption date.

14           **(c) Securities Depository; Book-Entry Form.** The Bonds initially shall be registered in  
15 the name of the Securities Depository. The Bonds so registered shall be held fully immobilized  
16 in book-entry form by the Securities Depository in accordance with the provisions of the Letter  
17 of Representations. Neither the City nor the Bond Registrar shall have any responsibility or  
18 obligation to participants of the Securities Depository or the persons for whom they act as  
19 nominees with respect to the Bonds regarding accuracy of any records maintained by the  
20 Securities Depository or its participants of any amount in respect of principal of or interest on the  
21 Bonds, or any notice which is permitted or required to be given to Registered Owners and/or  
22 Beneficial Owners hereunder (except such notice as is required to be given by the Bond  
23 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 City determination to discontinue services of the Securities Depository, the City may appoint a substitute Securities Depository. If (i) the Securities Depository resigns from its functions as depository and no substitute Securities Depository can be obtained, or (ii) the City determines that the Bonds are to be in certificated form, then ownership of Bonds may be transferred to any person as provided herein and the Bonds no longer shall be held in book-entry form.

**(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 6. Payment of Bonds.** Principal of and interest on each Bond shall be payable in lawful money of the United States of America. Principal of and interest on each Bond registered in the name of the Securities Depository is payable in the manner set forth in the Letter of Representations. Interest on each Bond not registered in the name of the Securities Depository is 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. However, the City is not 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 registered in the name of the Securities Depository is payable upon presentation and surrender of the Bond by the Registered Owner to the Bond Registrar. The Bonds are not subject to acceleration under any circumstances.

Section 7. **Redemption and Purchase of Bonds.**

(a) **Optional Redemption.** All or some of the Bonds may be subject to redemption prior to their stated maturity dates at the option of the City at the times and on the terms approved in accordance with Section 4 of this ordinance.

(b) **Mandatory Redemption.** If not redeemed or purchased at the City's option prior to maturity, Term Bonds (if any) shall be redeemed, at a price equal to the principal amount thereof to be redeemed plus accrued interest, on the dates and in the years and principal amounts as set forth in the Bond Resolution. If the City redeems or purchases Term Bonds at the City's option prior to maturity, the Term Bonds so redeemed or purchased (irrespective of their redemption or purchase prices) shall be credited at the par amount thereof against the remaining mandatory redemption requirements as determined by the Director of Finance. In the absence of a determination by the Director of Finance or other direction in the Bond Resolution, credit shall be allocated on a pro-rata basis.

(c) **Selection of Bonds for Redemption; Partial Redemption.** If fewer than all of the outstanding Bonds are to be redeemed at the option of the City, the Director of Finance shall select the Series and maturity or maturities to be redeemed. If fewer than all of the outstanding



Bonds of a maturity of a Series are to be redeemed, the Securities Depository shall select Bonds registered in the name of the Securities Depository to be redeemed in accordance with the Letter of Representations, and the Bond Registrar shall select all other Bonds to be redeemed randomly in such manner 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 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, maturity and interest rate in any Authorized Denomination in the aggregate principal amount to remain outstanding.

(d) **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 8. **Notice of Redemption.** The City shall 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 Registered 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 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 prior to the scheduled optional redemption date. Any notice of optional redemption that is rescinded by the Director of Finance

1 shall be of no effect, and the Bonds for which the notice of optional redemption has been  
2 rescinded shall remain outstanding.

3       Section 9. **Failure to Pay Bonds.** If any Bond is not paid when properly presented at its  
4 maturity or call date, the City shall be obligated to pay interest on that Bond at the same rate  
5 provided in that Bond from and after its maturity or call date until that Bond, principal, premium,  
6 if any, and interest, is paid in full or until sufficient money for its payment in full is on deposit in  
7 the Bond Fund and that Bond has been called for payment by giving notice of that call to the  
8 Registered Owner of that Bond.

9       Section 10. **Form and Execution of Bonds.** The Bonds shall be typed, printed, or  
10 reproduced in a form consistent with the provisions of this ordinance, the Bond Resolution, and  
11 State law; shall be signed by the Mayor and Director of Finance, either or both of whose  
12 signatures may be manual or in facsimile; and the seal of the City or a facsimile reproduction  
13 thereof shall be impressed or printed thereon.

14       Only Bonds bearing a certificate of authentication in substantially the following form  
15 (with the designation, year, and Series of the Bonds adjusted consistent with this ordinance),  
16 manually signed by the Bond Registrar, shall be valid or obligatory for any purpose or entitled to  
17 the benefits of this ordinance: “This Bond is one of the fully registered The City of Seattle,  
18 Washington, [Limited Tax General Obligation Bonds], [Year] [Series], described in [this  
19 ordinance].” The authorized signing of a certificate of authentication shall be conclusive  
20 evidence that the Bond so authenticated has been duly executed, authenticated, and delivered and  
21 is entitled to the benefits of this ordinance.

22       If any officer whose manual or facsimile signature appears on a Bond ceases to be an  
23 officer of the City authorized to sign bonds before the Bond bearing his or her manual or

1 facsimile signature is authenticated or delivered by the Bond Registrar or issued by the City, that  
2 Bond nevertheless may be authenticated, delivered, and issued and, when authenticated, issued,  
3 and delivered, shall be as binding on the City as though that person had continued to be an  
4 officer of the City authorized to sign bonds. Any Bond also may be signed on behalf of the City  
5 by any person who, on the actual date of signing of the Bond, is an officer of the City authorized  
6 to sign bonds, although he or she did not hold the required office on the date of issuance of the  
7 Bonds.

8       Section 11. **Pledge of Taxes.** For so long as any of the Bonds are outstanding, the City  
9 irrevocably pledges to include in its budget and levy taxes annually within the constitutional and  
10 statutory tax limitations provided by law without a vote of the electors of the City on all of the  
11 taxable property within the City in an amount sufficient, together with other money legally  
12 available and to be used therefor, to pay when due the principal of and interest on the Bonds, and  
13 the full faith, credit, and resources of the City are pledged irrevocably for the annual levy and  
14 collection of those taxes and the prompt payment of that principal and interest.

15       Section 12. **Provisions Relating to Certain Federal Tax Consequences of the Bonds.**

16       (a) **Tax-Exempt Bonds.** The City covenants that it will take all actions, consistent with  
17 the terms of any Series of Tax-Exempt Bonds, this ordinance, and the Bond Resolution,  
18 reasonably within its power and necessary to prevent interest on those Tax-Exempt Bonds from  
19 being included in gross income for federal income tax purposes, and the City will neither take  
20 any action nor make or permit any use of proceeds of such Tax-Exempt Bonds or other funds of  
21 the City treated as gross proceeds of the Tax-Exempt Bonds at any time during the term of the  
22 Tax-Exempt Bonds that will cause interest on the Tax-Exempt Bonds to be included in gross  
23 income for federal income tax purposes. The City also covenants that it will, to the extent the

1 arbitrage rebate requirement of Section 148 of the Code is applicable to any Tax-Exempt Bonds,  
2 take all actions necessary to comply (or to be treated as having complied) with that requirement  
3 in connection with the Tax-Exempt Bonds, including the calculation and payment of any  
4 penalties that the City has elected to pay as an alternative to calculating rebatable arbitrage, and  
5 the payment of any other penalties if required under Section 148 of the Code to prevent interest  
6 on such Tax-Exempt Bonds from being included in gross income for federal income tax  
7 purposes.

8       **(b) Tax Credit Subsidy Bonds or other Taxable Bonds.** The Director of Finance may,  
9 without further action by the Council, designate any Series of the Bonds as Taxable Bonds or as  
10 Tax Credit Subsidy Bonds, and in the case of Tax Credit Subsidy Bonds may make provision in  
11 the Bonds or other written document(s) for such additional covenants of the City as may be  
12 necessary or appropriate in order for the City to (i) receive from the United States Treasury the  
13 applicable federal credit payments in respect of such Tax Credit Subsidy Bonds and (ii)  
14 otherwise become and remain eligible for tax benefits under the Code.

15       Section 13. **Refunding or Defeasance of the Bonds.** The Bonds are hereby designated  
16 “Refundable Bonds” for purposes of the Omnibus Refunding Ordinance. The City may issue  
17 refunding bonds pursuant to the laws of the State or use money available from any other lawful  
18 source to pay when due the principal of, premium, if any, and interest on any Bond, or portion  
19 thereof, included in a refunding or defeasance plan, and to redeem and retire, release, refund, or  
20 defease those Bonds (the “defeased Bonds”) and to pay the costs of such refunding or  
21 defeasance. If money and/or Government Obligations maturing at a time or times and in an  
22 amount sufficient, together with known earned income from the investment thereof, to redeem  
23 and retire, release, refund, or defease the defeased Bonds in accordance with their terms, are set

1 aside in a special trust fund or escrow account irrevocably pledged to such redemption,  
2 retirement, or defeasance (the “trust account”), then all right and interest of the owners of the  
3 defeased Bonds in the covenants of this ordinance and in the funds and accounts pledged to the  
4 payment of such defeased Bonds, other than the right to receive the funds so set aside and  
5 pledged, thereafter shall cease and become void. Such owners thereafter shall have the right to  
6 receive payment of the principal of and interest or redemption price on the defeased Bonds from  
7 the trust account. After establishing and fully funding such a trust account, the defeased Bonds  
8 shall be deemed as no longer outstanding, and the Director of Finance then may apply any  
9 money in any other fund or account established for the payment or redemption of the defeased  
10 Bonds to any lawful purposes. Notice of refunding or defeasance shall be given, and selection of  
11 Bonds for any partial refunding or defeasance shall be conducted, in the manner set forth in this  
12 ordinance for the redemption of Bonds.

13           Section 14. **Official Statement; Continuing Disclosure.**

14           (a) **Preliminary Official Statement.** The Director of Finance and other appropriate City  
15 officials are directed to cause the preparation of and review the form of a preliminary official  
16 statement in connection with the sale of one or more Series of the Bonds to the public. For the  
17 sole purpose of the Purchaser’s compliance with paragraph (b)(1) of Rule 15c2-12, the Director  
18 of Finance is authorized to deem that preliminary official statement final as of its date, except for  
19 the omission of information permitted to be omitted by Rule 15c2-12. The City approves the  
20 distribution to potential purchasers of the Bonds of a preliminary official statement that has been  
21 deemed final in accordance with this subsection.

22           (b) **Final Official Statement.** The City approves the preparation of a final official  
23 statement for the sale of one or more Series of the Bonds to be sold to the public in the form of

1 the preliminary official statement with such modifications and amendments as the Director of  
2 Finance deems necessary or desirable, and further authorizes the Director of Finance to execute  
3 and deliver such final official statement to the Purchaser. The City authorizes and approves the  
4 distribution by the Purchaser of that final official statement to purchasers and potential  
5 purchasers of the Bonds.

6 (c) **Undertaking to Provide Continuing Disclosure.** To meet the requirements of  
7 paragraph (b)(5) of Rule 15c2-12, as applicable to a participating underwriter for a Series of the  
8 Bonds, the Director of Finance is authorized to execute an Undertaking with respect to that  
9 Series, in substantially the form attached as Exhibit B.

10 Section 15. **Deposit and Use of Proceeds.** Unless provided otherwise in the Bond  
11 Resolution, the principal proceeds and premium, if any, received from the sale and delivery of  
12 the Bonds shall be paid into or allocated to the 2017 Multipurpose LTGO Bond Fund, which has  
13 been created in the City Treasury pursuant to Ordinance 124925, or in such other funds,  
14 accounts, or subaccounts of the City Treasury as the Director of Finance may designate, and used  
15 for the purposes described in Section 2. The Director of Finance may use the principal proceeds  
16 and any premium to pay for costs of issuance of the Bonds, and the Director of Finance also may  
17 incur and account for non-cash costs of issuance that are not included as part of the bond  
18 proceeds and premium, including but not limited to any underwriter's discount.

19 The Director of Finance may (i) establish and transfer proceeds of the Bonds among  
20 funds, accounts, or subaccounts in the City Treasury, or (ii) make interfund loans pursuant to  
21 Seattle Municipal Code Section 5.06.030 to or from other City accounts or funds, all on terms he  
22 or she may deem necessary, appropriate, or desirable to carry out the purposes of this ordinance  
23 and consistent with the Bond Resolution. Enactment of this ordinance authorizes the transfer of

1 amounts from the 2017 Multipurpose LTGO Bond Fund to other funds in order to carry out the  
2 purposes of this ordinance.

3       There previously has been created and established in the City Treasury the Bond Fund.  
4 Accrued interest on the Bonds received from the sale and delivery of the Bonds, if any, together  
5 with any net premium received from the sale and delivery of the Bonds that is not necessary for  
6 the purposes described in Section 2, shall be paid or allocated into the Bond Fund prior to the  
7 first debt service payment date with respect to those Bonds. Until needed to pay the costs  
8 described herein, the City may invest principal proceeds of the Bonds temporarily in any  
9 authorized investment, and the investment earnings shall be deposited in such funds and accounts  
10 as may be designated by the Director of Finance. Earnings subject to a federal tax or rebate  
11 requirement may be withdrawn from any such fund or account and used for those tax or rebate  
12 purposes.

13       The Director of Finance may pay principal of and interest on the Bonds with any  
14 proceeds of Bonds (including interest earnings thereon) remaining after applying such proceeds  
15 to the purposes set forth in Section 2, or after the City Council has determined that the  
16 expenditure of such Bond proceeds for those purposes is no longer necessary or appropriate.

17       Section 16. **General Authorization.** In addition to the specific authorizations in this  
18 ordinance, the Mayor and the Director of Finance and each of the other appropriate officers of  
19 the City are each authorized and directed to do everything as in his or her judgment may be  
20 necessary, appropriate, or desirable in order to carry out the terms and provisions of, and  
21 complete the transactions contemplated by, this ordinance. In particular and without limiting the  
22 foregoing:

1 (a) The Director of Finance may, in his or her discretion and without further action by the  
2 City Council, (i) issue requests for proposals for underwriting or financing facilities and execute  
3 engagement letters with underwriters, bond insurers or other financial institutions based on  
4 responses to such requests, (ii) change the Bond Registrar or Securities Depository for the  
5 Bonds; and (iii) take such actions on behalf of the City as are necessary or appropriate for the  
6 City to designate, qualify or maintain the tax-exempt treatment with respect to any Series issued  
7 as Tax-Exempt Bonds, to receive from the United States Treasury the applicable federal credit  
8 payments in respect of any Series issued as Tax Credit Subsidy Bonds and to otherwise receive  
9 any other federal tax benefits relating to the Bonds that are available to the City; and

10 (b) Each of the Mayor and the Director of Finance is separately authorized to (i) execute  
11 and deliver any and all contracts or other documents as are consistent with this ordinance and for  
12 which the City's approval is necessary or to which the City is a party (including but not limited  
13 to agreements with escrow agents, refunding trustees, liquidity or credit support providers, bond  
14 insurers, remarketing agents, underwriters, lenders, fiscal agents, counterparties to interest rate  
15 swap, cap, floor; or similar agreements, custodians, and the Bond Registrar); (ii) negotiate,  
16 execute and deliver any and all contracts or other documents in form and substance acceptable to  
17 the Mayor and Director of Finance that are necessary or desirable (A) to carry out the SCIDPDA  
18 Refunding and obtain an agreement between the City and SCIDPDA that provides, among other  
19 things, for periodic payments by SCIDPDA to reimburse the City for debt service on the portion  
20 of the Bonds issued to carry out the SCIDPDA Refunding, and (B) obtain an agreement between  
21 the City and the Seattle Opera that provides, among other things, for ownership and use of the  
22 improvements or assets acquired in connection with the Mercer Arena Project and take such  
23 actions as may be necessary or desirable in connection with the bond financing of the City's



1 portion of such project, and (iii) execute and deliver such other contracts or documents incidental  
2 to the issuance and sale of a Series of the Bonds; the establishment of the initial interest rate or  
3 rates on a Bond; or the tender, purchase, remarketing, or redemption of a Bond, as may in his or  
4 her judgment be necessary or appropriate.

5       Section 17. **Severability**. The provisions of this ordinance are declared to be separate and  
6 severable. If a court of competent jurisdiction, all appeals having been exhausted or all appeal  
7 periods having run, finds any provision of this ordinance to be invalid or unenforceable as to any  
8 person or circumstance, such offending provision shall, if feasible, be deemed to be modified to  
9 be within the limits of enforceability or validity. However, if the offending provision cannot be  
10 so modified, it shall be null and void with respect to the particular person or circumstance, and  
11 all other provisions of this ordinance in all other respects, and the offending provision with  
12 respect to all other persons and all other circumstances, shall remain valid and enforceable.

13       Section 18. **Ratification of Prior Acts**. Any action taken consistent with the authority of  
14 this ordinance, after its passage but prior to the effective date, is ratified, approved, and  
15 confirmed.

16       Section 19. **Section Headings**. The section headings in this ordinance are used for  
17 convenience only and shall not constitute a substantive portion of this ordinance.

Section 20. **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 \_\_\_\_\_, 2016,  
and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Edward B. Murray, Mayor

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Exhibit A – Description of 2017 Projects

Exhibit B – Form of Undertaking to Provide Continuing Disclosure

**EXHIBIT A**

**DESCRIPTION OF 2017 PROJECTS**

Description	Approximate Principal Amount
<u>Affordable Housing</u>	\$ <u>30,000,000</u>
Financial IT Upgrades Depts. (GF)	2,631,000
Financial IT Side Systems	1,721,000
Mercer Arena	4,800,000
Muni Court IT	2,500,000
Fire Station 5	4,300,000
Fire Station 22	6,611,000
Fire Station 32	2,000,000
23 <sup>rd</sup> Avenue Corridor (CPT)	1,651,000
Seawall-LTGO (CPT)	30,421,000
Bridge Rehab (CPT)	5,247,000
City Center Street Car (CPT)	4,701,000
Alaskan Way Corridor (CPT)	5,975,000
CWF Overlook (CPT)	3,281,000
Financial IT Upgrades (FAS)	16,345,000
Sea Muni Twr TI	4,800,000
King Station TI for Arts	1,800,000
SCIDPA Refunding	5,500,000
Issuance Costs and Pricing Adjustments	<u>3,128,000</u>
Total	\$ <u>107,412,000</u>

## Finance and Administrative Services

### Seattle Police Department North Area Interim and Long-Term Facilities

<b>BCL/Program Name:</b>	Public Safety Facilities - Police	<b>BCL/Program Code:</b>	A1PS1
<b>Project Type:</b>	New Investment	<b>Start Date:</b>	Q1/2017
<b>Project ID:</b>	A1PS117	<b>End Date:</b>	TBD
<b>Location:</b>			
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	More than one
<b>Neighborhood District:</b>	North	<b>Urban Village:</b>	In more than one Urban Village

This project funds planning, design and construction for long-term facility needs as well as interim upgrades and potential expansions at the existing North Precinct to accommodate growth of the Seattle Police Department. This project includes, but is not limited to, planning, design and construction for long-term police facilities needs in the North and funding for interim needs including, but not limited to, building upgrades, system maintenance, facility maintenance and temporary facilities.

	<b>LTD Actuals</b>	<b>2016 Rev</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>Total</b>
<b>Revenue Sources</b>									
Real Estate Excise Tax I	0	0	0	5,900	0	0	0	0	5,900
To be determined	0	0	0	0	0	0	0	0	0
<b>Total:</b>	0	0	0	5,900	0	0	0	0	5,900
<b>Fund Appropriations/Allocations</b>									
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount	0	0	0	5,900	0	0	0	0	5,900
<b>Total*:</b>	0	0	0	5,900	0	0	0	0	5,900

## Finance and Administrative Services

### Seattle Police Department North Area Interim and Long-Term Facilities

<b>BCL/Program Name:</b>	Public Safety Facilities - Police	<b>BCL/Program Code:</b>	A1PS1
<b>Project Type:</b>	New Investment	<b>Start Date:</b>	Q1/2017
<b>Project ID:</b>	A1PS117	<b>End Date:</b>	TBD
<b>Location:</b>			
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	More than one
<b>Neighborhood District:</b>	North	<b>Urban Village:</b>	In more than one Urban Village

This project funds planning, design and construction for long-term facility needs as well as interim upgrades and potential expansions at the existing North Precinct to accommodate growth of the Seattle Police Department. This project includes, but is not limited to, planning, design and construction for long-term police facilities needs in the North and funding for interim needs including, but not limited to, building upgrades, system maintenance, facility maintenance and temporary facilities.

	LTD Actuals	2016 Rev	2017	2018	2019	2020	2021	2022	Total
<b>Revenue Sources</b>									
Real Estate Excise Tax I	0	0	<u>1,500</u> <u>0</u>	<u>13,500</u> <u>5,900</u>	0	0	0	0	<u>15,000</u> <u>5,900</u>
To be determined	0	0	0	0	0	0	0	0	0
<b>Total:</b>	0	0	<u>1,500</u> <u>0</u>	<u>13,500</u> <u>5,900</u>	0	0	0	0	<u>15,000</u> <u>5,900</u>
<b>Fund Appropriations/Allocations</b>									
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount	0	0	<u>1,500</u> <u>0</u>	<u>13,500</u> <u>5,900</u>	0	0	0	0	<u>15,000</u> <u>5,900</u>
<b>Total*:</b>	0	0	<u>1,500</u> <u>0</u>	<u>13,500</u> <u>5,900</u>	0	0	0	0	<u>15,000</u> <u>5,900</u>

## Seattle Department of Transportation

**Debt Service - CRF**

<b>BCL/Program Name:</b>	Debt Service Program	<b>BCL/Program Code:</b>	18002D
<b>Project Type:</b>	Rehabilitation or Restoration	<b>Start Date:</b>	ONGOING
<b>Project ID:</b>	TC320060	<b>End Date:</b>	ONGOING
<b>Location:</b>	N/A		
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	TBD
<b>Neighborhood District:</b>	Not in a Neighborhood District	<b>Urban Village:</b>	Not in an Urban Village

This project funds debt service for the following projects: Alaskan Way Viaduct/Tunnel & Seawall – TC366050 ~~and~~, Fremont Bridge Approaches and Electrical Major Maintenance – TC365790, Alaskan Way Main Corridor – TC367330, Elliott Bay Seawall – TC367320, 23<sup>rd</sup> Avenue Corridor Improvements – TC367420, and Bridge Rehabilitation and Replacement – TC366850.

	<b>LTD Actuals</b>	<b>2016 Rev</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>Total</b>
<b>Revenue Sources</b>									
Real Estate Excise Tax II	18,669	1,353	1,306	812	814	815	815	813	25,398
Real Estate Excise Tax I			1,500	7,600					9,100
2006 LTGO Bond	610	0	0	0	0	0	0	0	610
<b>Total:</b>	19,279	1,353	2,806	8,412	814	815	815	813	31,107

**Fund Appropriations/Allocations**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount	18,669	1,353	1,306	812	814	815	815	813	25,398
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount			1,500	7,600					9,100
2006 LTGO Capital Projects Fund	610	0	0	0	0	0	0	0	610
<b>Total*:</b>	19,279	1,353	2,806	8,412	814	815	815	813	31,107

<b>O &amp; M Costs (Savings)</b>			0	0	0	0	0	0	0
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**Spending Plan by Fund**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount		1,353	1,306	812	814	815	815	813	6,729
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount			1,500	7,600					9,100
2006 LTGO Capital Projects Fund		0	0	0	0	0	0	0	0
<b>Total:</b>	19,279	1,353	2,806	8,412	814	815	815	813	15,828



## Seattle Department of Transportation

**Debt Service - CRF**

<b>BCL/Program Name:</b>	Debt Service Program	<b>BCL/Program Code:</b>	18002D
<b>Project Type:</b>	Rehabilitation or Restoration	<b>Start Date:</b>	ONGOING
<b>Project ID:</b>	TC320060	<b>End Date:</b>	ONGOING
<b>Location:</b>	N/A		
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	TBD
<b>Neighborhood District:</b>	Not in a Neighborhood District	<b>Urban Village:</b>	Not in an Urban Village

This project funds debt service for the following projects: Alaskan Way Viaduct/Tunnel & Seawall – TC366050 ~~and~~, Fremont Bridge Approaches and Electrical Major Maintenance – TC365790, Alaskan Way Main Corridor – TC367330, Elliott Bay Seawall – TC367320, 23<sup>rd</sup> Avenue Corridor Improvements – TC367420, and Bridge Rehabilitation and Replacement – TC366850.

	LTD Actuals	2016 Rev	2017	2018	2019	2020	2021	2022	Total
<b>Revenue Sources</b>									
Real Estate Excise Tax II	18,669	1,353	1,306	812	814	815	815	813	25,398
Real Estate Excise Tax I			<u>1,500</u>	<u>7,600</u>					<u>9,100</u>
2006 LTGO Bond	610	0	0	0	0	0	0	0	610
<b>Total:</b>	19,279	1,353	<del>1,306</del> <u>2,806</u>	<del>812</del> <u>8,412</u>	814	815	815	813	<del>26,008</del> <u>31,107</u>

**Fund Appropriations/Allocations**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount	18,669	1,353	1,306	812	814	815	815	813	25,398
<u>Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount</u>			<u>1,500</u>	<u>7,600</u>					<u>9,100</u>
2006 LTGO Capital Projects Fund	610	0	0	0	0	0	0	0	610
<b>Total*:</b>	19,279	1,353	<del>1,306</del> <u>2,806</u>	<del>812</del> <u>8,412</u>	814	815	815	813	<del>26,008</del> <u>31,107</u>

<b>O &amp; M Costs (Savings)</b>			0	0	0	0	0	0	0
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**Spending Plan by Fund**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount		1,353	1,306	812	814	815	815	813	6,729
<u>Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount</u>			<u>1,500</u>	<u>7,600</u>					<u>9,100</u>
2006 LTGO Capital Projects Fund		0	0	0	0	0	0	0	0



<b>Total:</b>	19,279	1,353	<del>1,306</del>	<del>812</del>	814	815	815	813	<del>6,729</del>
			<u>2,806</u>	<u>8,412</u>					<u>15,828</u>

## 2017 - 2018 Seattle City Council Green Sheet

**Approved**

Tab	Action	Option	Version
227	1	E	1

**Budget Action Title:** Increase affordable housing investment by \$29 million, redirect REET and CPT to debt service in SDOT, amend CIPs, amend and pass C.B. 118839, and create new expenditure BCLs in CRS and FAS.

Ongoing: No

Has CIP Amendment: Yes                      Has Budget Proviso: No

Primary Sponsor: Herbold, Lisa

Councilmembers: Bagshaw; Johnson; O'Brien; Sawant

Staff Analyst: Dan Eder; Tony Kilduff

Council Bill or Resolution: C.B. 118839

### Budget Committee Vote:

Date	Result	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
11/16/2016	Pass 7- 2	Y	N	Y	Y	Y	Y	N	Y	Y

### Summary of Dollar Effect

*See the following pages for detailed technical information*

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
<b>General Subfund Revenues</b>	\$29,000,000	\$0
<b>General Subfund Expenditures</b>	\$29,000,000	\$0

Tab	Action	Option	Version
227	1	E	1

<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Other Funds</b>		
<b>Cumulative Reserve Subfund - REET I Subaccount (00163)</b>		
Revenues	\$0	\$0
<u>Expenditures</u>	<u>\$0</u>	<u>\$0</u>
<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Transportation Operating Fund (10310)</b>		
Revenues	(\$250,000)	\$0
<u>Expenditures</u>	<u>(\$250,000)</u>	<u>\$0</u>
<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Low-Income Housing Fund (16400)</b>		
Revenues	\$29,000,000	\$0
<u>Expenditures</u>	<u>\$29,000,000</u>	<u>\$0</u>
<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Finance and Administrative Services Fund (50300)</b>		
Revenues	\$1,400,000	\$1,900,000
<u>Expenditures</u>	<u>\$1,400,000</u>	<u>\$1,900,000</u>
<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Total Budget Balance Effect</b>	<b>\$0</b>	<b>\$0</b>

**Budget Action description:**

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
227	1	E	1

This budget action would increase by \$29 million (in addition to the \$54 million included for that purpose in the 2017 Proposed Budget) the amount of funding the Office of Housing provides to housing developers through its annual Notice of Available Funding process for the purpose of expanding the supply of new affordable housing units.

The proposal would be funded by issuing \$29 million in additional Limited Term General Obligation (LTGO) bonds. Council anticipates that the Executive will not issue bonds until that there are a specific list of projects for which the bonding would be used in 2017.

The \$29 million in LTGO bonds would all be issued in 2017, requiring the City to pay approximately \$1.4 million in debt service in mid-2017 (for 3/4 year) and \$1.9 million starting in 2018 and annually thereafter for the balance of a 30 year term. State law prohibits using Real Estate Excise Tax I (REET) to pay for developing affordable housing, and to pay for debt service on bonds issued for that purpose.

This budget action would fund the debt service on the \$29 million in LTGO bonds using General Subfund (GSF), requiring the Council to free up GSF in 2017 and 2018 for that purpose. Doing so will involve several steps (detailed below) that the Council would take affirmatively through this budget action:

1. Council determines that it can no longer reasonably make as much GSF available to the Seattle Department of Transportation (SDOT) due to the ongoing homelessness emergency;
2. Council directs the Executive to use \$1.4 million GSF in SDOT's 2017 Proposed Budget and \$1.9 million GSF in 2018 to pay for debt service on the \$29 million in affordable housing LTGO bonds;
3. Council reprograms Commercial Parking Tax (CPT) included in SDOT's 2017-2018 Proposed Budget in order to pay for those services that GSF can no longer support;
4. Council approves by Resolution a limited-term departure from the City's financial policies that limits the types of projects for which REET may be used to pay debt service in 2017 and 2018;
5. Council amends the North Area Interim & Long-Term Facilities CIP project to decrease funding from \$15 million in the proposed budget to \$11.85 million over the six-year CIP;
6. Council reduces proposed REET I funding by \$1.15 million in 2017 and \$1.9 million in 2018 to the North Area Interim & Long-Term project;
7. Council reduces CPT funding in 2017 for SDOT's Arterial Major Maintenance (TC365940) CIP Project and reduces GSF support in 2017 to SDOT; and

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
227	1	E	1

8. This budget action also:

- a. amends and recommends passage of C.B. 118839 by increasing the amount of LTGO bonds by \$29 million from \$108 million to \$137 million;
- b. increases the Office of Housing's 2017 appropriations by \$29 million for additional affordable housing;
- c. amends the Seattle Police Department - North Area Interim and Long-Term Facilities (A1PS117) project to reduce appropriations by \$1.4 million in 2017 and by \$1.9 million in 2018;
- d. amends SDOT's Debt Service - CRF CIP Project TC320060 to reflect debt service payments to be paid with REET instead of GSF that the City has determined is no longer reasonably available for this purpose in light of the affordable housing crisis and homelessness State of Emergency;
- e. creates a new Debt Service REET I-Eligible Projects BCL in the Cumulative Reserve Subfund - REET I with the following purpose statement: "The purpose of the Debt Service REET I-Eligible Projects budget control level is to make payments to the City's Bond Interest and Redemption Fund for principal repayment and interest obligations on bond financed REET I-eligible capital projects."; and
- f. creates a new Affordable Housing Debt Service BCL in FAS with the following purpose statement: "The purpose of the Affordable Housing Debt Service BCL is to pay the debt service on the 2017 LTGO bond issue for affordable housing."

The Move Seattle Levy (passed by voters in November 2015) sets a minimum threshold of \$40 million GSF (plus annual inflation) support to SDOT. If in any given year the City does not appropriate the required minimum, the City must do one of the following: either (a) do not collect the approximately \$95 million in levy proceeds or (b) "by a 3/4 vote determine that economic or financial conditions prevent the Council from appropriating the [minimum GSF threshold]."

The proposal would reduce the GSF support to SDOT by approximately \$1.4 million in 2017 and \$1.9 million in 2018 to pay debt service on \$29 million in LTGO bonds for affordable housing (and then increase REET support to SDOT in equal amounts for each of these years). This reduction to SDOT is above the minimum GSF threshold established in the Move Seattle levy for both 2017 and 2018.

Starting in 2019, the City will begin using GSF to pay about \$1.9 million in annual debt service. Council intends to establish a Growth Fund by 2019 that will be funded with some of the property tax proceeds attributable to new construction in Seattle.

**NOTE 1:** This green sheet assumes that green sheet 67-1-A-1, adding additional REET and Pacific Place Garage Disposition funds to SDOT's Arterial Major Maintenance CIP project, passes, and makes further adjustments to SDOT funding for that project.

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**NOTE 2:** This green sheet anticipates that SDOT will account for these changes within the Street Maintenance BCL as a one-time \$250,000 increase in CPT funding and a one-time decrease in GSF funding.

### Budget Action Transactions

**Budget Action Title:** Increase affordable housing investment by \$29 million, redirect REET and CPT to debt service in SDOT, amend CIPs, amend and pass C.B. 118839, and create new expenditure BCLs in CRS and FAS.

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
1	Decrease GSF support to SDOT for Arterial Major Maintenance				FG	Transportation Fund	Q5971039	00100	2017		(\$250,000)
2	Reduce SDOT revenue from GSF for Arterial Major Maintenance				SDOT	Operating Transfer In-From General Fund	587001	10310	2017	(\$250,000)	
3	Decrease SDOT expenditures for Arterial Major Maintenance				SDOT	Major Maintenance/Replacement	19001	10310	2017		(\$250,000)
4	Decrease FAS use of REET I for North Area CIP				FAS	Public Safety Facilities - Police (00163-CIP)	A1PS1	00163	2017		(\$1,150,000)
5	Increase CRS fund balance due to reduced use of REET I for North Area CIP				CRS	Use of (Contributions to) Fund Balance - REET I	379100	00163	2017	(\$1,150,000)	

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#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
6	Increase CRS support to SDOT for debt service on REET I-eligible projects				CRS	CRS REET I Support to Transportation	2EC30	00163	2017		\$1,150,000
7	Increase SDOT revenue from CRS for debt service on REET I--eligible projects				SDOT	Operating Transfer In-From Cumulative Reserve Subfund - REET I	587116	10310	2017	\$1,150,000	
8	Decrease GSF support to SDOT for debt service on REET I-eligible projects				FG	Transportation Fund	Q5971039	00100	2017		(\$1,150,000)
9	Decrease SDOT revenue from GSF for debt service on REET I-eligible projects				SDOT	Operating Transfer In-From General Fund	587001	10310	2017	(\$1,150,000)	
10	Increase GSF support to FAS for debt service on LTGO bonds issued for affordable housing				FG	Finance and Administrative Services Fund	QA001004	00100	2017		\$1,400,000
11	Increase FAS revenue from GSF for debt service on LTGO bonds issued for affordable housing				FAS	Debt Management	587001	50300	2017	\$1,400,000	
12	Increase FAS spending on debt service for LTGO bonds issued for affordable housing				FAS	Affordable Housing Debt Service	TBD1	50300	2017		\$1,400,000
13	Increase GSF revenue from LTGO Bond sale for affordable housing				GSF	Other Miscellaneous Revenue	469990	00100	2017	\$29,000,000	

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#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
14	Increase GSF support to OH for affordable housing				FG	Low Income Housing Fund	Q5976400	00100	2017		\$29,000,000
15	Increase OH revenue from GSF for affordable housing				OH	General Subfund Support	587001	16400	2017	\$29,000,000	
16	Increase OH spending on affordable housing				OH	Low-Income Housing Fund 16400	XZ-R1	16400	2017		\$29,000,000
17	Decrease FAS use of REET I for North Area CIP				FAS	Public Safety Facilities - Police (00163-CIP)	A1PS1	00163	2018		(\$1,900,000)
18	Increase CRS support to SDOT for debt service on REET I-eligible projects				CRS	CRS REET I Support to Transportation	2EC30	00163	2018		\$1,900,000
19	Increase SDOT revenue from CRS for debt service on REET I--eligible projects				SDOT	Operating Transfer In-From Cumulative Reserve Subfund - REET I	587116	10310	2018	\$1,900,000	
20	Decrease GSF support to SDOT for debt service on REET I-eligible projects				FG	Transportation Fund	Q5971039	00100	2018		(\$1,900,000)
21	Decrease SDOT revenue from GSF for debt service on REET I-eligible projects				SDOT	Operating Transfer In-From General Fund	587001	10310	2018	(\$1,900,000)	
22	Increase GSF support to FAS for debt service on LTGO bonds issued for affordable housing				FG	Finance and Administrative Services Fund	QA001004	00100	2018		\$1,900,000



<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
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#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
23	Increase FAS revenue from GSF for debt service on LTGO bonds issued for affordable housing				FAS	Debt Management	587001	50300	2018	\$1,900,000	
24	Increase FAS spending on debt service on LTGO bonds issued for affordable housing				FAS	Affordable Housing Debt Service	TBD1	50300	2018		\$1,900,000

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
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**CITY OF SEATTLE**

**ORDINANCE \_\_\_\_\_**

**COUNCIL BILL \_\_\_\_\_**

..title

AN ORDINANCE relating to contracting indebtedness; authorizing and providing for the issuance and sale of limited tax general obligation bonds to pay all or part of the costs of various elements of the City's capital improvement program and other City purposes approved by ordinance, to refinance certain outstanding City-guaranteed bonds of the Seattle Chinatown-International District Preservation and Development Authority, to provide a portion of the funds necessary to replace the Mercer Arena, and to pay the costs of issuance of the bonds; providing for certain terms, conditions, and covenants and the manner of sale of the bonds; authorizing certain agreements for the use of proceeds of the Bonds; and ratifying and confirming certain prior acts.

..body

WHEREAS, The City of Seattle, Washington ("City"), has determined that it is in its best

interest that certain capital improvement program projects or other City projects

identified in this ordinance be financed by the issuance of limited tax general obligation

bonds of the City in principal amount not to exceed ~~\$108~~-138 million; and

WHEREAS, the City has determined that it is in its best interest to refinance all or a portion of

the outstanding Special Obligation Refunding Bonds, 2007 of the Seattle Chinatown-

International District Preservation and Development Authority (SCIDPDA) to reduce

SCIDPDA's borrowing costs and reduce the amount of outstanding public development

authority indebtedness guaranteed by the City; and

WHEREAS, pursuant to Ordinance 125088, passed on July 25, 2016, the City has determined

that it is in its best interest to provide \$5 million to be used in the replacement of the

Mercer Arena ("Mercer Arena Project") and the City has determined that it is in its best

interests to finance a portion of such amount through the issuance of the general

obligation bonds authorized by this ordinance; and

WHEREAS, RCW 39.36.020 authorizes the City to incur indebtedness without assent of the voters of the City so long as such indebtedness does not result in a total nonvoted indebtedness of the City in excess of 1.5 percent of the value of taxable property within the City as computed in accordance with RCW 39.36.030; 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 following meanings.

**“Authorized Denomination”** means \$5,000 or any integral multiple thereof within a maturity of a Series.

**“Beneficial Owner”** means, with regard to a Bond, the owner of any beneficial interest in that Bond.

**“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 Fund”** means the City’s General Bond Interest and Redemption Fund, previously created by Ordinance 112112 and established and to be used for the payment of the principal of, premium, if any, and interest on the Bonds.

**“Bond Purchase Contract”** means a written offer to purchase a Series of the Bonds, which offer has been accepted by the City in accordance with this ordinance. In the case of a competitive sale, the official notice of sale, the Purchaser’s bid and the award by the City shall comprise the offer, and the award by the City in accordance with this ordinance shall be deemed the acceptance of that offer, for purposes of this ordinance.

1           **“Bond Register”** means the books or records maintained by the Bond Registrar for the  
2 purpose of identifying ownership of each Bond.

3           **“Bond Registrar”** or **“Registrar”** means the Fiscal Agent of the State of Washington  
4 (unless the Bond Resolution provides for a different Bond Registrar with respect to a particular  
5 Series of the Bonds), or any successor bond registrar selected in accordance with the Registration  
6 Ordinance.

7           **“Bond Resolution”** means a resolution of the City Council adopted pursuant to this  
8 ordinance approving the Bond Sale Terms and taking other actions consistent with this  
9 ordinance.

10          **“Bond Sale Terms”** means the terms and conditions for the sale of a Series of the Bonds  
11 including the amount, date or dates, denominations, interest rate or rates (or mechanism for  
12 determining interest rate or rates), payment dates, final maturity, redemption rights, price, and  
13 other terms or covenants set forth in Section 4 of this ordinance.

14          **“Bonds”** means the limited tax general obligation bonds issued pursuant to this  
15 ordinance.

16          **“City”** means The City of Seattle, Washington, a municipal corporation duly organized  
17 and existing under the laws of the State of Washington.

18          **“City Council”** means the City Council of the City, as duly and regularly constituted  
19 from time to time.

20          **“Code”** means the Internal Revenue Code of 1986, or any successor thereto, as it has  
21 been and may be amended from time to time, and regulations thereunder.

1           **“Director of Finance”** means the Director of the Finance Division of the Department of  
2 Finance and Administrative Services of the City, or any other officer who succeeds to  
3 substantially all of the responsibilities of that office.

4           **“DTC”** means The Depository Trust Company, New York, New York.

5           **“Fiscal Agent”** means the fiscal agent of the State, as the same may be designated by the  
6 State from time to time.

7           **“Government Obligations”** has the meaning given in RCW 39.53.010, as now in effect  
8 or as may hereafter be amended.

9           **“Issue Date”** means, with respect to a Bond, the date, as determined by the Director of  
10 Finance, on which that Bond is issued and delivered to the Purchaser in exchange for its  
11 purchase price.

12           **“Letter of Representations”** means the Blanket Issuer Letter of Representations  
13 between the City and DTC dated October 4, 2006, as it may be amended from time to time, or an  
14 agreement with a substitute or successor Securities Depository.

15           **“MSRB”** means the Municipal Securities Rulemaking Board.

16           **“Mercer Arena Project”** means the project undertaken by the Seattle Opera to replace  
17 the Mercer Arena, pursuant to the Third Amendment to the Mercer Arena Ground Lease, a  
18 Construction Agreement and other related documents, all as authorized by Ordinance 125088.

19           **“Omnibus Refunding Ordinance”** means Ordinance 124343 (which amended and  
20 restated Ordinance 121651, as amended by Ordinance 122286), as it may in the future be  
21 amended from time to time.

22           **“Owner”** means, without distinction, the Registered Owner and the Beneficial Owner of  
23 a Bond.

1           **“Projects”** means items identified in Exhibit A, attached hereto and by this reference  
2 made a part hereof, and other projects authorized by ordinance.

3           **“Purchaser”** means the entity or entities who have been selected in accordance with this  
4 ordinance to serve as underwriter, purchaser or successful bidder in a sale of any Series of the  
5 Bonds.

6           **“Rating Agency”** means any nationally recognized rating agency then maintaining a  
7 rating on a Series of the Bonds at the request of the City.

8           **“Record Date”** means, unless otherwise defined in the Bond Resolution, in the case of  
9 each interest or principal payment date, the Bond Registrar’s close of business on the 15th day of  
10 the month preceding the interest or principal payment date. With regard to redemption of a Bond  
11 prior to its maturity, the Record Date shall mean the Bond Registrar’s close of business on the  
12 day prior to the date on which the Bond Registrar sends the notice of redemption.

13           **“Registered Owner”** means, with regard to a Bond, the person in whose name that Bond  
14 is registered on the Bond Register. For so long as the City uses a book-entry only system under  
15 the Letter of Representations, the Registered Owner shall mean the Securities Depository.

16           **“Registration Ordinance”** means City Ordinance 111724 establishing a system of  
17 registration for the City’s bonds and other obligations pursuant to Seattle Municipal Code  
18 Chapter 5.10, as that chapter now exists or may hereafter be amended.

19           **“Rule 15c2-12”** means Rule 15c2-12 promulgated by the SEC under the Securities  
20 Exchange Act of 1934, as amended.

21           **“SCIDPDA”** means the Seattle Chinatown-International District Preservation and  
22 Development Authority, a public development authority of the City formed and operating under  
23 RCW 35.21.730, et seq.

1           **“SCIDPDA Refunding”** means the loan or other transfer of Bond proceeds from the  
2 City to SCIDPDA for the defeasance, redemption and retirement of all or a portion of  
3 SCIDPDA’s outstanding City-guaranteed Special Obligation Refunding Bonds, Series 2007.

4           **“SEC”** means the United States Securities and Exchange Commission.

5           **“Seattle Opera”** means the Seattle Opera, a Washington nonprofit corporation and  
6 tax-exempt 501(c)(3) organization.

7           **“Securities Depository”** means DTC, any successor thereto, any substitute securities  
8 depository selected by the City, or the nominee of any of the foregoing. Any successor or  
9 substitute Securities Depository must be qualified under applicable laws and regulations to  
10 provide the services proposed to be provided by it.

11           **“Series of the Bonds”** or **“Series”** means a series of the Bonds issued pursuant to this  
12 ordinance.

13           **“Tax Credit Subsidy Bond”** means any Taxable Bond that is designated by the City as a  
14 tax credit bond pursuant to the Code, and that is further designated as a “qualified bond” under  
15 Section 6431 or similar provision of the Code, and with respect to which the City is eligible to  
16 receive a Tax Credit Subsidy Payment.

17           **“Tax Credit Subsidy Payment”** means a payment by the federal government with  
18 respect to a Tax Credit Subsidy Bond.

19           **“Taxable Bond”** means any Bond, the interest on which is not intended on the Issue  
20 Date to be excluded from gross income for federal income tax purposes.

21           **“Tax-Exempt Bond”** means any Bond, the interest on which is intended on the Issue  
22 Date to be excluded from gross income for federal income tax purposes.



1           **“Term Bond”** means any Bond that is issued subject to mandatory redemption prior to  
2 its maturity in periodic mandatory redemption payments in accordance with Section 7(b) of this  
3 ordinance.

4           **“Undertaking”** means each undertaking to provide continuing disclosure entered into  
5 pursuant to Section 14(c) of this ordinance, in substantially the form attached as Exhibit B.

6           Section 2. **Authorization of Bonds.** The City is authorized to borrow money on the  
7 credit of the City and issue limited tax general obligation bonds evidencing indebtedness in the  
8 maximum principal amount stated in Section 4 of this ordinance to pay all or part of the costs of  
9 various elements of the City’s capital improvement program (which costs may include  
10 capitalized interest, if necessary); to carry out the SCIDPDA Refunding; to finance a portion of  
11 the City’s contribution to the Mercer Arena Project; for other City purposes approved by  
12 ordinance; and to pay the costs of issuance of the Bonds. The Bonds may be issued in one or  
13 more Series and may be combined with other general obligation bonds (including refunding  
14 bonds) authorized separately. The Bonds shall be designated limited tax general obligation  
15 bonds, shall be numbered separately, and shall have any name, year and series or other label as  
16 deemed necessary or appropriate by the Director of Finance.

17           Section 3. **Manner of Sale of Bonds.** The Director of Finance may provide for the sale of  
18 each Series of the Bonds (or any portion thereof) by public sale, or by a negotiated sale, limited  
19 offering or private placement with a Purchaser chosen through a selection process acceptable to  
20 the Director of Finance. The Director of Finance is authorized to specify a date and time of sale  
21 of and a date and time for delivery of each Series of the Bonds; to give notice of that sale; to  
22 determine any bid parameters or other bid requirements and criteria for determining the award of  
23 the bid; to provide for the use of an electronic bidding mechanism; and to specify other matters

1 in his or her determination necessary, appropriate, or desirable in order to carry out the sale of  
2 each Series of the Bonds. Each Series of the Bonds must be sold on Bond Sale Terms in  
3 accordance with Section 4 of this ordinance.

4       Section 4. **Bond Sale Terms; Bond Resolution.** The Director of Finance is appointed to  
5 serve as the City's designated representative in connection with the issuance and sale of the  
6 Bonds in accordance with RCW 39.46.040(2) and this ordinance. The Director of Finance is  
7 authorized to accept, on behalf of the City, an offer to purchase the Bonds on Bond Sale Terms  
8 consistent with the parameters set forth in this section. No such acceptance shall be effective  
9 until adoption of a Bond Resolution approving the Bond Sale Terms. Once adopted, the Bond  
10 Resolution shall be deemed a part of this ordinance as if set forth herein.

11       (a) **Maximum Principal Amount.** The Bonds may be issued in one or more Series and  
12 shall not exceed the aggregate principal amount of \$~~108~~-138 million.

13       (b) **Date or Dates.** Each Bond shall be dated its Issue Date, as determined by the Director  
14 of Finance, which issue date may not be later than December 31, 2019.

15       (c) **Denominations.** The Bonds shall be issued in Authorized Denominations.

16       (d) **Interest Rate(s); Payment Dates.** Each Bond shall bear interest from the Issue Date  
17 or from the most recent date for which interest has been paid or duly provided for, whichever is  
18 later, and shall be payable on dates determined by the Director of Finance. One or more rates of  
19 interest shall be established for each maturity of each Series of the Bonds, which rate or rates  
20 may be fixed or variable. If interest rates are fixed, interest shall be computed on the basis of a  
21 360-day year of twelve 30-day months and the net interest cost shall not exceed a weighted  
22 average rate of 10% per annum. Principal payments shall commence on a date and shall be

payable at maturity or in mandatory redemption installments on dates determined by the Director of Finance.

(e) **Final Maturity.** The Bonds shall mature no later than 31 years after the Issue Date.

(f) **Redemption Rights.** The Bond Sale Terms may include provisions for the optional and mandatory redemption of Bonds determined by the Director of Finance, subject to the following:

(i) **Optional Redemption.** Any Bond may be designated as being (A) subject to redemption at the option of the City prior to its maturity date on the dates and at the redemption prices set forth in the Bond Purchase Contract; or (B) not subject to redemption prior to its maturity date. If a Bond is subject to optional redemption prior to its maturity, it must be subject to such redemption on one or more dates occurring not more than 10½ years after the Issue Date.

(ii) **Mandatory Redemption.** Any Bond may be designated as a Term Bond, subject to mandatory redemption prior to its maturity consistent with Section 7(b) of this ordinance.

(g) **Price.** The purchase price for each Series of the Bonds shall be acceptable to the Director of Finance.

(h) **Other Terms and Conditions.**

(i) A Series of the Bonds may not be issued if it would cause the indebtedness of the City to exceed the City's legal debt capacity on the Issue Date of such Series.

(ii) On the Issue Date of each Series, the expected life of the capital facilities to be financed with the proceeds of that Series must exceed the maturity of the Bonds of that Series financing those capital facilities.

(iii) The Bond Sale Terms for any Series may provide for bond insurance or other credit enhancement, or for interest rate swaps, caps, floors or other similar hedging devices. To that end, the Bond Sale Terms 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, and requirements to give notice to or obtain the consent of a credit enhancement provider or a counterparty to a swap, cap floor or other hedging device.

(iv) Any Series of the Bonds may be designated or qualified as Tax-Exempt Bonds or Taxable Bonds, or as Tax Credit Subsidy Bonds, and may include such additional terms and covenants relating to federal tax matters as the Director of Finance deems necessary or appropriate, consistent with Section 12 of this ordinance.

Section 5. **Bond Registrar; Registration and Transfer of Bonds.**

(a) **Registration of Bonds.** The Bonds shall be issued only in registered form as to both principal and interest and shall be recorded on the Bond Register.

(b) **Bond Registrar; 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 City's Registration Ordinance.

1           The Bond Registrar shall be responsible for its representations contained in the Bond  
2 Registrar's certificate of authentication on the Bonds. The Bond Registrar may become either a  
3 Registered or Beneficial Owner of Bonds with the same rights it would have if it were not the  
4 Bond Registrar and, to the extent permitted by law, may act as depository for and permit any of  
5 its officers or directors to act as members of, or in any other capacity with respect to, any  
6 committee formed to protect the rights of Beneficial Owners.

7           Bonds surrendered to the Bond Registrar may be exchanged for Bonds in any Authorized  
8 Denomination of an equal aggregate principal amount and of the same Series, interest rate and  
9 maturity. Bonds may be transferred only if endorsed in the manner provided thereon and  
10 surrendered to the Bond Registrar. Any exchange or transfer shall be without cost to the Owner  
11 or transferee. The Bond Registrar shall not be obligated to exchange or transfer any Bond during  
12 the period between the Record Date and the corresponding interest or principal payment date or  
13 redemption date.

14           **(c) Securities Depository; Book-Entry Form.** The Bonds initially shall be registered in  
15 the name of the Securities Depository. The Bonds so registered shall be held fully immobilized  
16 in book-entry form by the Securities Depository in accordance with the provisions of the Letter  
17 of Representations. Neither the City nor the Bond Registrar shall have any responsibility or  
18 obligation to participants of the Securities Depository or the persons for whom they act as  
19 nominees with respect to the Bonds regarding accuracy of any records maintained by the  
20 Securities Depository or its participants of any amount in respect of principal of or interest on the  
21 Bonds, or any notice which is permitted or required to be given to Registered Owners and/or  
22 Beneficial Owners hereunder (except such notice as is required to be given by the Bond  
23 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 City determination to discontinue services of the Securities Depository, the City may appoint a substitute Securities Depository. If (i) the Securities Depository resigns from its functions as depository and no substitute Securities Depository can be obtained, or (ii) the City determines that the Bonds are to be in certificated form, then ownership of Bonds may be transferred to any person as provided herein and the Bonds no longer shall be held in book-entry form.

(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 6. **Payment of Bonds.** Principal of and interest on each Bond shall be payable in lawful money of the United States of America. Principal of and interest on each Bond registered in the name of the Securities Depository is payable in the manner set forth in the Letter of Representations. Interest on each Bond not registered in the name of the Securities Depository is 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. However, the City is not 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 registered in the name of the Securities Depository is payable upon presentation and surrender of the Bond by the Registered Owner to the Bond Registrar. The Bonds are not subject to acceleration under any circumstances.

Section 7. **Redemption and Purchase of Bonds.**

(a) **Optional Redemption.** All or some of the Bonds may be subject to redemption prior to their stated maturity dates at the option of the City at the times and on the terms approved in accordance with Section 4 of this ordinance.

(b) **Mandatory Redemption.** If not redeemed or purchased at the City's option prior to maturity, Term Bonds (if any) shall be redeemed, at a price equal to the principal amount thereof to be redeemed plus accrued interest, on the dates and in the years and principal amounts as set forth in the Bond Resolution. If the City redeems or purchases Term Bonds at the City's option prior to maturity, the Term Bonds so redeemed or purchased (irrespective of their redemption or purchase prices) shall be credited at the par amount thereof against the remaining mandatory redemption requirements as determined by the Director of Finance. In the absence of a determination by the Director of Finance or other direction in the Bond Resolution, credit shall be allocated on a pro-rata basis.

(c) **Selection of Bonds for Redemption; Partial Redemption.** If fewer than all of the outstanding Bonds are to be redeemed at the option of the City, the Director of Finance shall select the Series and maturity or maturities to be redeemed. If fewer than all of the outstanding

Bonds of a maturity of a Series are to be redeemed, the Securities Depository shall select Bonds registered in the name of the Securities Depository to be redeemed in accordance with the Letter of Representations, and the Bond Registrar shall select all other Bonds to be redeemed randomly in such manner 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 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, maturity and interest rate in any Authorized Denomination in the aggregate principal amount to remain outstanding.

(d) **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 8. **Notice of Redemption.** The City shall 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 Registered 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 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 prior to the scheduled optional redemption date. Any notice of optional redemption that is rescinded by the Director of Finance



1 shall be of no effect, and the Bonds for which the notice of optional redemption has been  
2 rescinded shall remain outstanding.

3       Section 9. **Failure to Pay Bonds.** If any Bond is not paid when properly presented at its  
4 maturity or call date, the City shall be obligated to pay interest on that Bond at the same rate  
5 provided in that Bond from and after its maturity or call date until that Bond, principal, premium,  
6 if any, and interest, is paid in full or until sufficient money for its payment in full is on deposit in  
7 the Bond Fund and that Bond has been called for payment by giving notice of that call to the  
8 Registered Owner of that Bond.

9       Section 10. **Form and Execution of Bonds.** The Bonds shall be typed, printed, or  
10 reproduced in a form consistent with the provisions of this ordinance, the Bond Resolution, and  
11 State law; shall be signed by the Mayor and Director of Finance, either or both of whose  
12 signatures may be manual or in facsimile; and the seal of the City or a facsimile reproduction  
13 thereof shall be impressed or printed thereon.

14       Only Bonds bearing a certificate of authentication in substantially the following form  
15 (with the designation, year, and Series of the Bonds adjusted consistent with this ordinance),  
16 manually signed by the Bond Registrar, shall be valid or obligatory for any purpose or entitled to  
17 the benefits of this ordinance: “This Bond is one of the fully registered The City of Seattle,  
18 Washington, [Limited Tax General Obligation Bonds], [Year] [Series], described in [this  
19 ordinance].” The authorized signing of a certificate of authentication shall be conclusive  
20 evidence that the Bond so authenticated has been duly executed, authenticated, and delivered and  
21 is entitled to the benefits of this ordinance.

22       If any officer whose manual or facsimile signature appears on a Bond ceases to be an  
23 officer of the City authorized to sign bonds before the Bond bearing his or her manual or

1 facsimile signature is authenticated or delivered by the Bond Registrar or issued by the City, that  
2 Bond nevertheless may be authenticated, delivered, and issued and, when authenticated, issued,  
3 and delivered, shall be as binding on the City as though that person had continued to be an  
4 officer of the City authorized to sign bonds. Any Bond also may be signed on behalf of the City  
5 by any person who, on the actual date of signing of the Bond, is an officer of the City authorized  
6 to sign bonds, although he or she did not hold the required office on the date of issuance of the  
7 Bonds.

8       Section 11. **Pledge of Taxes.** For so long as any of the Bonds are outstanding, the City  
9 irrevocably pledges to include in its budget and levy taxes annually within the constitutional and  
10 statutory tax limitations provided by law without a vote of the electors of the City on all of the  
11 taxable property within the City in an amount sufficient, together with other money legally  
12 available and to be used therefor, to pay when due the principal of and interest on the Bonds, and  
13 the full faith, credit, and resources of the City are pledged irrevocably for the annual levy and  
14 collection of those taxes and the prompt payment of that principal and interest.

15       Section 12. **Provisions Relating to Certain Federal Tax Consequences of the Bonds.**

16       (a) **Tax-Exempt Bonds.** The City covenants that it will take all actions, consistent with  
17 the terms of any Series of Tax-Exempt Bonds, this ordinance, and the Bond Resolution,  
18 reasonably within its power and necessary to prevent interest on those Tax-Exempt Bonds from  
19 being included in gross income for federal income tax purposes, and the City will neither take  
20 any action nor make or permit any use of proceeds of such Tax-Exempt Bonds or other funds of  
21 the City treated as gross proceeds of the Tax-Exempt Bonds at any time during the term of the  
22 Tax-Exempt Bonds that will cause interest on the Tax-Exempt Bonds to be included in gross  
23 income for federal income tax purposes. The City also covenants that it will, to the extent the

1 arbitrage rebate requirement of Section 148 of the Code is applicable to any Tax-Exempt Bonds,  
2 take all actions necessary to comply (or to be treated as having complied) with that requirement  
3 in connection with the Tax-Exempt Bonds, including the calculation and payment of any  
4 penalties that the City has elected to pay as an alternative to calculating rebatable arbitrage, and  
5 the payment of any other penalties if required under Section 148 of the Code to prevent interest  
6 on such Tax-Exempt Bonds from being included in gross income for federal income tax  
7 purposes.

8       **(b) Tax Credit Subsidy Bonds or other Taxable Bonds.** The Director of Finance may,  
9 without further action by the Council, designate any Series of the Bonds as Taxable Bonds or as  
10 Tax Credit Subsidy Bonds, and in the case of Tax Credit Subsidy Bonds may make provision in  
11 the Bonds or other written document(s) for such additional covenants of the City as may be  
12 necessary or appropriate in order for the City to (i) receive from the United States Treasury the  
13 applicable federal credit payments in respect of such Tax Credit Subsidy Bonds and (ii)  
14 otherwise become and remain eligible for tax benefits under the Code.

15       Section 13. **Refunding or Defeasance of the Bonds.** The Bonds are hereby designated  
16 “Refundable Bonds” for purposes of the Omnibus Refunding Ordinance. The City may issue  
17 refunding bonds pursuant to the laws of the State or use money available from any other lawful  
18 source to pay when due the principal of, premium, if any, and interest on any Bond, or portion  
19 thereof, included in a refunding or defeasance plan, and to redeem and retire, release, refund, or  
20 defease those Bonds (the “defeased Bonds”) and to pay the costs of such refunding or  
21 defeasance. If money and/or Government Obligations maturing at a time or times and in an  
22 amount sufficient, together with known earned income from the investment thereof, to redeem  
23 and retire, release, refund, or defease the defeased Bonds in accordance with their terms, are set

1 aside in a special trust fund or escrow account irrevocably pledged to such redemption,  
2 retirement, or defeasance (the “trust account”), then all right and interest of the owners of the  
3 defeased Bonds in the covenants of this ordinance and in the funds and accounts pledged to the  
4 payment of such defeased Bonds, other than the right to receive the funds so set aside and  
5 pledged, thereafter shall cease and become void. Such owners thereafter shall have the right to  
6 receive payment of the principal of and interest or redemption price on the defeased Bonds from  
7 the trust account. After establishing and fully funding such a trust account, the defeased Bonds  
8 shall be deemed as no longer outstanding, and the Director of Finance then may apply any  
9 money in any other fund or account established for the payment or redemption of the defeased  
10 Bonds to any lawful purposes. Notice of refunding or defeasance shall be given, and selection of  
11 Bonds for any partial refunding or defeasance shall be conducted, in the manner set forth in this  
12 ordinance for the redemption of Bonds.

13           Section 14. **Official Statement; Continuing Disclosure.**

14           (a) **Preliminary Official Statement.** The Director of Finance and other appropriate City  
15 officials are directed to cause the preparation of and review the form of a preliminary official  
16 statement in connection with the sale of one or more Series of the Bonds to the public. For the  
17 sole purpose of the Purchaser’s compliance with paragraph (b)(1) of Rule 15c2-12, the Director  
18 of Finance is authorized to deem that preliminary official statement final as of its date, except for  
19 the omission of information permitted to be omitted by Rule 15c2-12. The City approves the  
20 distribution to potential purchasers of the Bonds of a preliminary official statement that has been  
21 deemed final in accordance with this subsection.

22           (b) **Final Official Statement.** The City approves the preparation of a final official  
23 statement for the sale of one or more Series of the Bonds to be sold to the public in the form of

1 the preliminary official statement with such modifications and amendments as the Director of  
2 Finance deems necessary or desirable, and further authorizes the Director of Finance to execute  
3 and deliver such final official statement to the Purchaser. The City authorizes and approves the  
4 distribution by the Purchaser of that final official statement to purchasers and potential  
5 purchasers of the Bonds.

6 (c) **Undertaking to Provide Continuing Disclosure.** To meet the requirements of  
7 paragraph (b)(5) of Rule 15c2-12, as applicable to a participating underwriter for a Series of the  
8 Bonds, the Director of Finance is authorized to execute an Undertaking with respect to that  
9 Series, in substantially the form attached as Exhibit B.

10 Section 15. **Deposit and Use of Proceeds.** Unless provided otherwise in the Bond  
11 Resolution, the principal proceeds and premium, if any, received from the sale and delivery of  
12 the Bonds shall be paid into or allocated to the 2017 Multipurpose LTGO Bond Fund, which has  
13 been created in the City Treasury pursuant to Ordinance 124925, or in such other funds,  
14 accounts, or subaccounts of the City Treasury as the Director of Finance may designate, and used  
15 for the purposes described in Section 2. The Director of Finance may use the principal proceeds  
16 and any premium to pay for costs of issuance of the Bonds, and the Director of Finance also may  
17 incur and account for non-cash costs of issuance that are not included as part of the bond  
18 proceeds and premium, including but not limited to any underwriter's discount.

19 The Director of Finance may (i) establish and transfer proceeds of the Bonds among  
20 funds, accounts, or subaccounts in the City Treasury, or (ii) make interfund loans pursuant to  
21 Seattle Municipal Code Section 5.06.030 to or from other City accounts or funds, all on terms he  
22 or she may deem necessary, appropriate, or desirable to carry out the purposes of this ordinance  
23 and consistent with the Bond Resolution. Enactment of this ordinance authorizes the transfer of

1 amounts from the 2017 Multipurpose LTGO Bond Fund to other funds in order to carry out the  
2 purposes of this ordinance.

3       There previously has been created and established in the City Treasury the Bond Fund.  
4 Accrued interest on the Bonds received from the sale and delivery of the Bonds, if any, together  
5 with any net premium received from the sale and delivery of the Bonds that is not necessary for  
6 the purposes described in Section 2, shall be paid or allocated into the Bond Fund prior to the  
7 first debt service payment date with respect to those Bonds. Until needed to pay the costs  
8 described herein, the City may invest principal proceeds of the Bonds temporarily in any  
9 authorized investment, and the investment earnings shall be deposited in such funds and accounts  
10 as may be designated by the Director of Finance. Earnings subject to a federal tax or rebate  
11 requirement may be withdrawn from any such fund or account and used for those tax or rebate  
12 purposes.

13       The Director of Finance may pay principal of and interest on the Bonds with any  
14 proceeds of Bonds (including interest earnings thereon) remaining after applying such proceeds  
15 to the purposes set forth in Section 2, or after the City Council has determined that the  
16 expenditure of such Bond proceeds for those purposes is no longer necessary or appropriate.

17       Section 16. **General Authorization.** In addition to the specific authorizations in this  
18 ordinance, the Mayor and the Director of Finance and each of the other appropriate officers of  
19 the City are each authorized and directed to do everything as in his or her judgment may be  
20 necessary, appropriate, or desirable in order to carry out the terms and provisions of, and  
21 complete the transactions contemplated by, this ordinance. In particular and without limiting the  
22 foregoing:

1 (a) The Director of Finance may, in his or her discretion and without further action by the  
2 City Council, (i) issue requests for proposals for underwriting or financing facilities and execute  
3 engagement letters with underwriters, bond insurers or other financial institutions based on  
4 responses to such requests, (ii) change the Bond Registrar or Securities Depository for the  
5 Bonds; and (iii) take such actions on behalf of the City as are necessary or appropriate for the  
6 City to designate, qualify or maintain the tax-exempt treatment with respect to any Series issued  
7 as Tax-Exempt Bonds, to receive from the United States Treasury the applicable federal credit  
8 payments in respect of any Series issued as Tax Credit Subsidy Bonds and to otherwise receive  
9 any other federal tax benefits relating to the Bonds that are available to the City; and

10 (b) Each of the Mayor and the Director of Finance is separately authorized to (i) execute  
11 and deliver any and all contracts or other documents as are consistent with this ordinance and for  
12 which the City's approval is necessary or to which the City is a party (including but not limited  
13 to agreements with escrow agents, refunding trustees, liquidity or credit support providers, bond  
14 insurers, remarketing agents, underwriters, lenders, fiscal agents, counterparties to interest rate  
15 swap, cap, floor; or similar agreements, custodians, and the Bond Registrar); (ii) negotiate,  
16 execute and deliver any and all contracts or other documents in form and substance acceptable to  
17 the Mayor and Director of Finance that are necessary or desirable (A) to carry out the SCIDPDA  
18 Refunding and obtain an agreement between the City and SCIDPDA that provides, among other  
19 things, for periodic payments by SCIDPDA to reimburse the City for debt service on the portion  
20 of the Bonds issued to carry out the SCIDPDA Refunding, and (B) obtain an agreement between  
21 the City and the Seattle Opera that provides, among other things, for ownership and use of the  
22 improvements or assets acquired in connection with the Mercer Arena Project and take such  
23 actions as may be necessary or desirable in connection with the bond financing of the City's

1 portion of such project, and (iii) execute and deliver such other contracts or documents incidental  
2 to the issuance and sale of a Series of the Bonds; the establishment of the initial interest rate or  
3 rates on a Bond; or the tender, purchase, remarketing, or redemption of a Bond, as may in his or  
4 her judgment be necessary or appropriate.

5       Section 17. **Severability**. The provisions of this ordinance are declared to be separate and  
6 severable. If a court of competent jurisdiction, all appeals having been exhausted or all appeal  
7 periods having run, finds any provision of this ordinance to be invalid or unenforceable as to any  
8 person or circumstance, such offending provision shall, if feasible, be deemed to be modified to  
9 be within the limits of enforceability or validity. However, if the offending provision cannot be  
10 so modified, it shall be null and void with respect to the particular person or circumstance, and  
11 all other provisions of this ordinance in all other respects, and the offending provision with  
12 respect to all other persons and all other circumstances, shall remain valid and enforceable.

13       Section 18. **Ratification of Prior Acts**. Any action taken consistent with the authority of  
14 this ordinance, after its passage but prior to the effective date, is ratified, approved, and  
15 confirmed.

16       Section 19. **Section Headings**. The section headings in this ordinance are used for  
17 convenience only and shall not constitute a substantive portion of this ordinance.



Section 20. **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 \_\_\_\_\_, 2016,  
and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Edward B. Murray, Mayor

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Exhibit A – Description of 2017 Projects

Exhibit B – Form of Undertaking to Provide Continuing Disclosure

**EXHIBIT A**

**DESCRIPTION OF 2017 PROJECTS**

Description	Approximate Principal Amount
<u>Affordable Housing</u>	\$ <u>29,000,000</u>
Financial IT Upgrades Depts. (GF)	2,631,000
Financial IT Side Systems	1,721,000
Mercer Arena	4,800,000
Muni Court IT	2,500,000
Fire Station 5	4,300,000
Fire Station 22	6,611,000
Fire Station 32	2,000,000
23 <sup>rd</sup> Avenue Corridor (CPT)	1,651,000
Seawall-LTGO (CPT)	30,421,000
Bridge Rehab (CPT)	5,247,000
City Center Street Car (CPT)	4,701,000
Alaskan Way Corridor (CPT)	5,975,000
CWF Overlook (CPT)	3,281,000
Financial IT Upgrades (FAS)	16,345,000
Sea Muni Twr TI	4,800,000
King Station TI for Arts	1,800,000
SCIDPA Refunding	5,500,000
Issuance Costs and Pricing Adjustments	<u><del>3,128,000</del>3,998,000</u>
Total	<u>\$<del>107,412,000</del>137,282,000</u>

**EXHIBIT B**

**FORM OF UNDERTAKING TO PROVIDE CONTINUING DISCLOSURE**

The City of Seattle, Washington (the “City”) makes the following written Undertaking for the benefit of the Owners of the City’s [Limited Tax General Obligation Bonds, 2017][Series Designation] (the “Bonds”), for the sole purpose of assisting the Purchaser in meeting the requirements of paragraph (b)(5) of Rule 15c2-12, as applicable to a participating underwriter for the Bonds. Capitalized terms used but not defined below shall have the meanings given in Ordinance \_\_\_\_\_ and Resolution \_\_\_\_\_ (together, the “Bond Legislation”).

(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 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

1 their failure to perform; (6) adverse tax opinions, the issuance by the Internal Revenue Service of  
2 proposed or final determinations of taxability, Notice of Proposed Issue (IRS Form 5701 – TEB)  
3 or other material notices or determinations with respect to the tax status of the Bonds, or other  
4 material events affecting the tax status of the Bonds; (7) modifications to rights of holders of the  
5 Bonds, if material; (8) bond calls (other than scheduled mandatory redemptions of Term Bonds),  
6 if material, and tender offers; (9) defeasances; (10) release, substitution, or sale of property  
7 securing repayment of the Bonds, if material; (11) rating changes; (12) bankruptcy, insolvency,  
8 receivership or similar event of the City, as such “Bankruptcy Events” are defined in Rule 15c2-  
9 12; (13) the consummation of a merger, consolidation, or acquisition involving the City or the sale  
10 of all or substantially all of the assets of the City other than in the ordinary course of business, the  
11 entry into a definitive agreement to undertake such an action or the termination of a definitive  
12 agreement relating to any such actions, other than pursuant to its terms, if material; and (14)  
13 appointment of a successor or additional trustee or the change of name of a trustee, if material.

14 (iii) Timely notice of a failure by the City to provide required annual financial  
15 information on or before the date specified in subsection (b) of this section.

16 (b) Type of Annual Financial Information Undertaken to be Provided. The annual  
17 financial information that the City undertakes to provide in subsection (a) of this section:

18 (i) Shall consist of (1) annual financial statements of the City prepared in  
19 accordance with applicable generally accepted accounting principles applicable to governmental  
20 units (except as otherwise noted herein), as such principles may be changed from time to time and  
21 as permitted by State law; (2) a statement of outstanding general obligation debt of the City; (3) the  
22 assessed value of the property within the City subject to ad valorem taxation; and (4) ad valorem  
23 tax levy rates and amounts and percentages of taxes collected;

(ii) Shall be provided not later than the last day of the ninth month after the end of each fiscal year of the City (currently, a fiscal year ending December 31), as such fiscal year may be changed as required or permitted by State law, commencing with the City's fiscal year ending December 31, 20\_\_; and

(iii) May be provided in a single document or multiple documents, and may be incorporated by specific reference to documents available to the public on the Internet website of the MSRB or filed with the SEC.

(c) Amendment of Undertaking. This Undertaking is subject to amendment after the primary offering of the Bonds without the consent of any Owner or holder of any Bond, or of any broker, dealer, municipal securities dealer, participating underwriter, rating agency or the MSRB, under the circumstances and in the manner permitted by Rule 15c2-12. The City will give notice to the MSRB of the substance (or provide a copy) of any amendment to this Undertaking and a brief statement of the reasons for the amendment. If the amendment changes the type of annual financial information to be provided, the annual financial information containing the amended financial information will include a narrative explanation of the effect of that change on the type of information to be provided.

(d) Beneficiaries. The Undertaking evidenced by this section shall inure to the benefit of the City and any Beneficial Owner of Bonds, and shall not inure to the benefit of or create any rights in any other person.

(e) Termination of Undertaking. The City's obligations under this Undertaking shall terminate upon the legal defeasance, prior redemption, or payment in full of all of the Bonds. In addition, the City's obligations under this Undertaking shall terminate if those provisions of Rule 15c2-12 which require the City to comply with this Undertaking become legally inapplicable

1 in respect of the Bonds for any reason, as confirmed by an opinion of nationally recognized bond  
2 counsel or other counsel familiar with federal securities laws delivered to the City, and the City  
3 provides timely notice of such termination to the MSRB.

4 (f) Remedy for Failure to Comply with Undertaking. As soon as practicable after the  
5 City learns of any material failure to comply with the Undertaking, the City will proceed with due  
6 diligence to cause such noncompliance to be corrected. No failure by the City or other obligated  
7 person to comply with this Undertaking shall constitute a default in respect of the Bonds. The sole  
8 remedy of any Owner of a Bond shall be to take such actions as that Owner deems necessary,  
9 including seeking an order of specific performance from an appropriate court, to compel the City  
10 or other obligated person to comply with the Undertaking.

11 (g) Designation of Official Responsible to Administer Undertaking. The Director of  
12 Finance of the City (or such other officer of the City who may in the future perform the duties of  
13 that office) or his or her designee is the person designated, in accordance with the Bond  
14 Legislation, to carry out the Undertaking of the City in respect of the Bonds set forth in this section  
15 and in accordance with Rule 15c2-12, including, without limitation, the following actions:

16 (i) Preparing and filing the annual financial information undertaken to be  
17 provided;

18 (ii) Determining whether any event specified in subsection (a) has occurred,  
19 assessing its materiality, where necessary, with respect to the Bonds, and preparing and  
20 disseminating any required notice of its occurrence;

21 (iii) Determining whether any person other than the City is an “obligated  
22 person” within the meaning of Rule 15c2-12 with respect to the Bonds, and obtaining from such

1 person an undertaking to provide any annual financial information and notice of listed events for  
2 that person in accordance with Rule 15c2-12;

3 (iv) Selecting, engaging and compensating designated agents and consultants,  
4 including but not limited to financial advisors and legal counsel, to assist and advise the City in  
5 carrying out the Undertaking; and

6 (v) Effecting any necessary amendment of the Undertaking.  
7

## Finance and Administrative Services

### Seattle Police Department North Area Interim and Long-Term Facilities

<b>BCL/Program Name:</b>	Public Safety Facilities - Police	<b>BCL/Program Code:</b>	A1PS1
<b>Project Type:</b>	New Investment	<b>Start Date:</b>	Q1/2017
<b>Project ID:</b>	A1PS117	<b>End Date:</b>	TBD
<b>Location:</b>			
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	More than one
<b>Neighborhood District:</b>	North	<b>Urban Village:</b>	In more than one Urban Village

This project funds planning, design and construction for long-term facility needs as well as interim upgrades and potential expansions at the existing North Precinct to accommodate growth of the Seattle Police Department. This project includes, but is not limited to, planning, design and construction for long-term police facilities needs in the North and funding for interim needs including, but not limited to, building upgrades, system maintenance, facility maintenance and temporary facilities.

	LTD Actuals	2016 Rev	2017	2018	2019	2020	2021	2022	Total
<b>Revenue Sources</b>									
Real Estate Excise Tax I	0	0	350	11,600	0	0	0	0	11,950
To be determined	0	0	0	0	0	0	0	0	0
<b>Total:</b>	0	0	350	11,600	0	0	0	0	11,950
<b>Fund Appropriations/Allocations</b>									
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount	0	0	350	11,600	0	0	0	0	11,950
<b>Total*:</b>	0	0	350	11,600	0	0	0	0	11,950



## Finance and Administrative Services

### Seattle Police Department North Area Interim and Long-Term Facilities

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	LTD Actuals	2016 Rev	2017	2018	2019	2020	2021	2022	Total
<b>Revenue Sources</b>									
Real Estate Excise Tax I	0	0	<u>4,500</u> <u>350</u>	<u>13,500</u> <u>11,600</u>	0	0	0	0	<u>15,000</u> <u>11,950</u>
To be determined	0	0	0	0	0	0	0	0	0
<b>Total:</b>	0	0	<u>4,500</u> <u>350</u>	<u>13,500</u> <u>11,600</u>	0	0	0	0	<u>15,000</u> <u>11,950</u>
<b>Fund Appropriations/Allocations</b>									
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount	0	0	<u>4,500</u> <u>350</u>	<u>13,500</u> <u>11,600</u>	0	0	0	0	<u>15,000</u> <u>11,950</u>
<b>Total*:</b>	0	0	<u>4,500</u> <u>350</u>	<u>13,500</u> <u>11,600</u>	0	0	0	0	<u>15,000</u> <u>11,950</u>

## Seattle Department of Transportation

**Arterial Major Maintenance**

<b>BCL/Program Name:</b>	Major Maintenance/Replacement	<b>BCL/Program Code:</b>	19001
<b>Project Type:</b>	Rehabilitation or Restoration	<b>Start Date:</b>	ONGOING
<b>Project ID:</b>	TC365940	<b>End Date:</b>	ONGOING
<b>Location:</b>	Citywide		
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	More than one
<b>Neighborhood District:</b>	In more than one District	<b>Urban Village:</b>	In more than one Urban Village

This ongoing project repairs and/or replaces deteriorated pavement on arterial streets. Arterial Major Maintenance paving work typically spans one to three city blocks. It allows the City to respond quickly and cost effectively to pavement issues that are too large to be addressed with a pothole repair, yet are too small to be efficiently contracted. Project prioritization is based on pavement condition; cost; transit, bicycle, pedestrian and freight use; traffic volume; coordination opportunities; complaints and claims; and geographic balance across the city. The work extends the service life of existing pavement structures.

	<b>LTD Actuals</b>	<b>2016 Rev</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>Total</b>
<b>Revenue Sources</b>									
Real Estate Excise Tax II	14,730	0	62	0	0	0	0	0	14,792
Real Estate Excise Tax I	3,848	452	0	1,185	0	0	0	0	5,485
Garage Disposition Proceeds	0	0	1,400	0	0	0	0	0	1,400
Street Vacations - SVF	0	295	0	0	0	0	0	0	295
Vehicle Licensing Fees	1,200	600	600	600	600	600	600	600	5,400
Transportation Funding Package - Parking Tax	3,205	1,355	125	1,650	1,650	1,650	1,650	1,650	12,935
Transportation Funding Package - Lid Lift	7,643	18	0	0	0	0	0	0	7,661
State Gas Taxes - Arterial City Street Fund	612	0	0	0	0	0	0	0	612
General Subfund Revenues	200	0	0	0	0	0	0	0	200
Rubble Yard Proceeds	3,850	0	0	0	0	0	0	0	3,850
Transportation Move Seattle Levy - Lid Lift	0	3,000	1,500	1,500	1,500	1,500	2,000	2,000	13,000
<b>Total:</b>	<b>35,288</b>	<b>5,719</b>	<b>3,687</b>	<b>4,935</b>	<b>3,750</b>	<b>3,750</b>	<b>4,250</b>	<b>4,250</b>	<b>65,630</b>
<b>Fund Appropriations/Allocations</b>									
Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount	14,730	0	62	0	0	0	0	0	14,792
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount	3,848	452	0	1,185	0	0	0	0	5,485
Cumulative Reserve Subfund - Street Vacation Subaccount	0	295	0	0	0	0	0	0	295
Transportation Operating Fund	16,710	4,973	3,875	3,750	3,750	3,750	4,250	4,250	45,308
<b>Total*:</b>	<b>35,288</b>	<b>5,719</b>	<b>3,687</b>	<b>4,935</b>	<b>3,750</b>	<b>3,750</b>	<b>4,250</b>	<b>4,250</b>	<b>65,630</b>
<b>O &amp; M Costs (Savings)</b>			0	0	0	0	0	0	0

## Seattle Department of Transportation

**Arterial Major Maintenance**

<b>BCL/Program Name:</b>	Major Maintenance/Replacement	<b>BCL/Program Code:</b>	19001
<b>Project Type:</b>	Rehabilitation or Restoration	<b>Start Date:</b>	ONGOING
<b>Project ID:</b>	TC365940	<b>End Date:</b>	ONGOING
<b>Location:</b>	Citywide		
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	More than one
<b>Neighborhood District:</b>	In more than one District	<b>Urban Village:</b>	In more than one Urban Village

This ongoing project repairs and/or replaces deteriorated pavement on arterial streets. Arterial Major Maintenance paving work typically spans one to three city blocks. It allows the City to respond quickly and cost effectively to pavement issues that are too large to be addressed with a pothole repair, yet are too small to be efficiently contracted. Project prioritization is based on pavement condition; cost; transit, bicycle, pedestrian and freight use; traffic volume; coordination opportunities; complaints and claims; and geographic balance across the city. The work extends the service life of existing pavement structures.

	<b>LTD Actuals</b>	<b>2016 Rev</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>Total</b>
<b>Revenue Sources</b>									
Real Estate Excise Tax II	14,730	0	<del>0</del> 62	0	0	0	0	0	<del>14,730</del> 14,792
Real Estate Excise Tax I	3,848	452	0	<del>0</del> 1,185	0	0	0	0	<del>4,300</del> 5,485
<u>Garage Disposition Proceeds</u>	<u>0</u>	<u>0</u>	<u>1,400</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,400</u>
Street Vacations - SVF	0	295	0	0	0	0	0	0	295
Vehicle Licensing Fees	1,200	600	600	600	600	600	600	600	5,400
Transportation Funding Package - Parking Tax	3,205	1,355	<del>1,650</del> <del>((275))</del> 125	1,650	1,650	1,650	1,650	1,650	<del>14,460</del> <del>((12,185))</del> 12,935
Transportation Funding Package - Lid Lift	7,643	18	0	0	0	0	0	0	7,661
State Gas Taxes - Arterial City Street Fund	612	0	0	0	0	0	0	0	612
General Subfund Revenues	200	0	0	0	0	0	0	0	200
Rubble Yard Proceeds	3,850	0	0	0	0	0	0	0	3,850
Transportation Move Seattle Levy - Lid Lift	0	3,000	1,500	1,500	1,500	1,500	2,000	2,000	13,000
<b>Total:</b>	35,288	5,719	<del>3,750</del> <del>((2,927))</del> 3,687	<del>3,750</del> 4,935	3,750	3,750	4,250	4,250	<del>64,507</del> <del>((65,880))</del> 65,630

**Fund Appropriations/Allocations**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount	14,730	0	<del>0</del> 62	0	0	0	0	0	<del>14,730</del> 14,792
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount	3,848	452	0	<del>0</del> 1,185	0	0	0	0	<del>4,300</del> 5,485
Cumulative Reserve Subfund - Street Vacation Subaccount	0	295	0	0	0	0	0	0	295
Transportation Operating Fund	16,710	4,973	<del>3,750</del> 3,875	3,750	3,750	3,750	4,250	4,250	<del>45,183</del> 45,308
<b>Total*:</b>	35,288	5,719	<del>3,750</del> <del>((2,927))</del> 3,687	<del>3,750</del> 4,935	3,750	3,750	4,250	4,250	<del>64,507</del> <del>((65,880))</del> 65,630

O & M Costs (Savings)	0	0	0	0	0	0
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## Seattle Department of Transportation

**Debt Service - CRF**

<b>BCL/Program Name:</b>	Debt Service Program	<b>BCL/Program Code:</b>	18002D
<b>Project Type:</b>	Rehabilitation or Restoration	<b>Start Date:</b>	ONGOING
<b>Project ID:</b>	TC320060	<b>End Date:</b>	ONGOING
<b>Location:</b>	N/A		
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	TBD
<b>Neighborhood District:</b>	Not in a Neighborhood District	<b>Urban Village:</b>	Not in an Urban Village

This project funds debt service for the following projects: Alaskan Way Viaduct/Tunnel & Seawall – TC366050 ~~and~~, Fremont Bridge Approaches and Electrical Major Maintenance – TC365790, Alaskan Way Main Corridor – TC367330, Elliott Bay Seawall – TC367320, 23<sup>rd</sup> Avenue Corridor Improvements – TC367420, and Bridge Rehabilitation and Replacement – TC366850.

	LTD Actuals	2016 Rev	2017	2018	2019	2020	2021	2022	Total
<b>Revenue Sources</b>									
Real Estate Excise Tax II	18,669	1,353	1,306	812	814	815	815	813	25,398
<u>Real Estate Excise Tax I</u>			<u>1,115</u>	<u>1,900</u>					<u>3,015</u>
2006 LTGO Bond	610	0	0	0	0	0	0	0	610
<b>Total:</b>	19,279	1,353	<del>1,306</del> <u>2,411</u>	<del>812</del> <u>2,712</u>	814	815	815	813	<del>26,008</del> <u>29,023</u>

**Fund Appropriations/Allocations**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount	18,669	1,353	1,306	812	814	815	815	813	25,398
<u>Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount</u>			<u>1,115</u>	<u>1,900</u>					<u>3,015</u>
2006 LTGO Capital Projects Fund	610	0	0	0	0	0	0	0	610
<b>Total*:</b>	19,279	1,353	<del>1,306</del> <u>2,411</u>	<del>812</del> <u>2,712</u>	814	815	815	813	<del>26,008</del> <u>29,023</u>

<b>O &amp; M Costs (Savings)</b>			0	0	0	0	0	0	0
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**Spending Plan by Fund**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount		1,353	1,306	812	814	815	815	813	6,729
<u>Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount</u>			<u>1,115</u>	<u>1,900</u>					<u>3,015</u>

2006 LTGO Capital Projects Fund		0	0	0	0	0	0	0	0
<b>Total:</b>	19,279	1,353	<del>4,306</del> <u>2,411</u>	<del>812</del> <u>2,712</u>	814	815	815	813	<del>6,729</del> <u>9,733</u>

## Seattle Department of Transportation

**Debt Service - CRF**

<b>BCL/Program Name:</b>	Debt Service Program	<b>BCL/Program Code:</b>	18002D
<b>Project Type:</b>	Rehabilitation or Restoration	<b>Start Date:</b>	ONGOING
<b>Project ID:</b>	TC320060	<b>End Date:</b>	ONGOING
<b>Location:</b>	N/A		
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	TBD
<b>Neighborhood District:</b>	Not in a Neighborhood District	<b>Urban Village:</b>	Not in an Urban Village

This project funds debt service for the following projects: Alaskan Way Viaduct/Tunnel & Seawall – TC366050 ~~and~~, Fremont Bridge Approaches and Electrical Major Maintenance – TC365790, Alaskan Way Main Corridor – TC367330, Elliott Bay Seawall – TC367320, 23<sup>rd</sup> Avenue Corridor Improvements – TC367420, and Bridge Rehabilitation and Replacement – TC366850.

	<b>LTD Actuals</b>	<b>2016 Rev</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>Total</b>
<b>Revenue Sources</b>									
Real Estate Excise Tax II	18,669	1,353	1,306	812	814	815	815	813	25,398
Real Estate Excise Tax I			3,500	7,000					10,500
2006 LTGO Bond	610	0	0	0	0	0	0	0	610
<b>Total:</b>	19,279	1,353	4,806	7,812	814	815	815	813	36,508

**Fund Appropriations/Allocations**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount	18,669	1,353	1,306	812	814	815	815	813	25,398
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount			3,500	7,000					10,500
2006 LTGO Capital Projects Fund	610	0	0	0	0	0	0	0	610
<b>Total*:</b>	19,279	1,353	4,806	7,812	814	815	815	813	36,508

<b>O &amp; M Costs (Savings)</b>			0	0	0	0	0	0	0
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**Spending Plan by Fund**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount		1,353	1,306	812	814	815	815	813	6,729
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount			3,500	7,000					10,500
2006 LTGO Capital Projects Fund		0	0	0	0	0	0	0	0
<b>Total:</b>	19,279	1,353	4,806	7,812	814	815	815	813	17,229

## 2017 - 2018 Seattle City Council Green Sheet

**Approved**

Tab	Action	Option	Version
300	1	E	1

**Budget Action Title:** Increase GSF funding by \$407,778 and 3.0 FTE in 2017 and \$664,778 and .5 FTE in 2018 to LAW, SMC, and FAS and cut GSF funding by \$407,778 in 2017 and \$664,778 in 2018 to CJCS

Ongoing: Yes

Has CIP Amendment: No                      Has Budget Proviso: No

Primary Sponsor: O'Brien, Mike

Councilmembers: Bagshaw; Harrell; Herbold; Johnson; Juarez; Sawant

Staff Analyst: Asha Venkataraman

Council Bill or Resolution:

### Budget Committee Vote:

Date	Result	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
11/16/2016	Pass 9-	Y	Y	Y	Y	Y	Y	Y	Y	Y

### Summary of Dollar Effect

*See the following pages for detailed technical information*

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
<b>General Subfund Revenues</b>	\$0	\$0
<b>General Subfund Expenditures</b>	\$0	\$0



<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
300	1	E	1

<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Other Funds</b>		
<b>Finance and Administrative Services Fund (50300)</b>		
<b>Revenues</b>	<b>\$15,600</b>	<b>\$60,000</b>
<b>Expenditures</b>	<b>\$15,600</b>	<b>\$60,000</b>
<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Total Budget Balance Effect</b>	<b>\$0</b>	<b>\$0</b>

**Budget Action description:**

This green sheet would add \$326,562 GSF and 2.0 FTE in 2017 and \$484,593 and .5 FTE in 2018 to the City Attorney's Office (LAW); \$65,616 GSF and 1.0 FTE in 2017 and \$120,185 GSF in 2018 to the Seattle Municipal Court (SMC); and \$15,600 in 2017 and \$60,000 in 2018 to Finance and Administrative Services (FAS); and cut \$320,978 GSF in 2017 and \$499,858 GSF in 2018 from jail services, and \$86,800 GSF in 2017 and \$164,920 GSF in 2018 from indigent defense services for pre-filing diversion services. Pre-filing diversion is intended to apply to crimes including but not limited to retail theft cases, Driving While License Suspended cases, and cases against young people ages 18-24 (with the exception of Driving Under the Influence, Domestic Violence Intimate Partner cases, and others as appropriate).

All departments are expected to work on and implement a pre-filing diversion program in a coordinated and integrated manner to ensure effective use of resources and monitor expected outcomes. LAW is expected to report back to Council periodically, but the first report should occur by January 15 to the Committee on Gender Equity, Safe Communities, & New Americans (GESCNA) regarding how LAW is planning and implementing this program in an integrated and coordinated manner.

In 2017 this program is anticipated to divert 200 cases and in 2018 to divert 380 cases.

<b>LAW ADDITIONS</b>	<b>2017 FTE</b>	<b>2017 GSF cost</b>	<b>2018 FTE</b>	<b>2018 GSF</b>
<i>Strategic Advisor III: Policy and Partnership Oversight, Program Management, Jail Spending Accountability</i>	1.0	\$79,276 (for 6 months)		\$148,369

Tab	Action	Option	Version
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Assistant City Prosecutor: Review cases, refer to HSD/FIRS for diversion	1.0	\$104,786		\$108,026
Assistant Paralegal II: Calendar, compliance check, coordination with Court Resource Center (CRC) probation counselor	0	0	.5	\$50,698
Family Intervention and Restorative Services (FIRS) diversion for family domestic violence (consultant)	10 cases at \$1,750 per case	\$17,500	30 cases	\$52,500
Restorative Justice diversion for other case types (consultant)	50 cases at \$2,500 per case	\$125,000	50 cases at \$2,500 per case	\$125,000
<b>LAW TOTAL</b>	<b>2.0</b>	<b>\$326,562</b>	<b>.5</b>	<b>\$484,593</b>
<b>SMC ADDITIONS</b>	<b>2017 FTE</b>	<b>2017 GSF cost</b>	<b>2018 FTE</b>	<b>2018 GSF</b>
Probation Counselor II: Coordinate services with CRC, monitor pre-filing condition compliance	1.0	\$65,616 (6 months)		\$120,185
<b>FAS ADDITIONS</b>				
Relicensing for DWLS3 and NVOL cases	13 cases at \$1,200 per case	\$15,600	50 cases at \$1,200 per case	\$60,000
<b>TOTAL ADDS</b>	<b>3.0 FTE</b>	<b>\$407,778</b>	<b>0.5 FTE</b>	<b>\$664,778</b>

CUTS:

Jail	2017 cases	2017 GSF cost	2018 cases	2018 GSF
FIRS	10 cases (\$84 booking fee per case, \$178 daily jail rate for 6 jail days)	\$11,520	30 cases (\$84 booking fee per case, \$178 daily jail rate for 6 jail days)	\$34,560
Restorative Justice	50 cases (\$84 booking fee per	\$57,600	50 cases (\$84 booking fee per	\$57,600

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
300	1	E	1

	case, \$178 daily jail rate for 6 jail days)		case, \$178 daily jail rate for 6 jail days)	
Other diversions	140 (\$84 booking fee per case, \$178 daily jail rate for 6 jail days)	\$161,280	300 cases (\$84 booking fee per case, \$178 daily jail rate for 6 jail days)	\$345,600
<b>Case Specific Jail Cuts</b>		<b>\$230,400</b>		<b>\$437,760</b>
<b>Additional Jail Cuts</b>		<b>\$90,578</b>		<b>\$62,098</b>
<b>ALL JAIL CUTS</b>		<b>\$320,978</b>		<b>\$499,858</b>
<b>Public Defense</b>				
FIRS	10 cases (\$434 per case)	\$4,340	30 cases (\$434 per case)	\$13,020
Restorative Justice	50 cases (\$434 per case)	\$21,700	50 cases (\$434 per case)	\$21,700
Other cases not requiring services	140 cases (\$434 per case)	\$60,760	300 cases (\$434 per case)	\$130,200
<b>PUBLIC DEFENSE CUTS</b>		<b>\$86,800</b>		<b>\$164,920</b>
<b>TOTAL SAVINGS</b>		<b>\$407,778</b>		<b>\$664,778</b>

#### Budget Action Transactions

Tab	Action	Option	Version
300	1	E	1

**Budget Action Title:** Increase GSF funding by \$407,778 and 3.0 FTE in 2017 and \$664,778 and .5 FTE in 2018 to LAW, SMC, and FAS and cut GSF funding by \$407,778 in 2017 and \$664,778 in 2018 to CICS

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	R A
1	Add position for all pre filing diversion services	StratAdvsr3,Exempt - FT	1	1	LAW	Criminal	J1500	00100	2017	
2	Add ACP position for all pre filing diversion services	City Prosecutor,Asst-BU - FT	1	1	LAW	Criminal	J1500	00100	2017	
3	Add funding for RJ and FIRS referrals				LAW	Criminal	J1500	00100	2017	
4	Add funding for all positions for pre filing diversion services and additional position	Paralegal Asst II - PT	1	0.5	LAW	Criminal	J1500	00100	2018	
5	Add funding for RJ and FIRS referrals				LAW	Criminal	J1500	00100	2018	
6	Add position for CRC support	Prob Counslr II - FT	1	1	SMC	Court Compliance	M4000	00100	2017	
7	Add funding for CRC support				SMC	Court Compliance	M4000	00100	2018	
8	Add GSF to FAS for relicensing				FG	Finance and Administrative Services Fund	QA001004	00100	2017	
9	Increase GSF revenue for relicensing				FAS	Contracting Services	587001	50300	2017	
10	Increase appropriations for relicensing				FAS	City Purchasing and Contracting Services	A4540	50300	2017	

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
300	1	E	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	R A
11	Add GSF to FAS for relicensing				FG	Finance and Administrative Services Fund	QA001004	00100	2018	
12	Increase GSF revenue for relicensing				FAS	Contracting Services	587001	50300	2018	
13	Increase appropriations for relicensing				FAS	City Purchasing and Contracting Services	A4540	50300	2018	
14	Decrease GSF for jail services				CJCS	Jail Services	VJ100	00100	2017	
15	Decrease GSF for jail services				CJCS	Jail Services	VJ100	00100	2018	
16	Decrease GSF for indigent services				CJCS	Indigent Defense Services	VJ500	00100	2017	
17	Decrease GSF for indigent services				CJCS	Indigent Defense Services	VJ500	00100	2018	

# 2017 - 2018 Seattle City Council Green Sheet

Approved

Tab	Action	Option	Version
400	2	A	1

**Budget Action Title:** Cut \$76,357 GSF in 2017 from SDCI and add \$76,357 GSF in 2017 to HSD for transitional housing.

Ongoing: Yes

Has CIP Amendment: No Has Budget Proviso: No

Primary Sponsor: Herbold, Lisa

Councilmembers: Johnson; Juarez; O'Brien; Sawant

Staff Analyst: Aly Pennucci

Council Bill or Resolution:

## Budget Committee Vote:

Date	Result	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
11/16/2016	Pass 9-	Y	Y	Y	Y	Y	Y	Y	Y	Y

## Summary of Dollar Effect

See the following pages for detailed technical information

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
<b>General Subfund Revenues</b>	\$0	\$0
<b>General Subfund Expenditures</b>	\$0	\$0
<b>Net Balance Effect</b>	\$0	\$0
<b>Other Funds</b>		
<b>Planning and Development Fund (15700)</b>		
<b>Revenues</b>	(\$76,357)	\$0
<b>Expenditures</b>	(\$76,357)	\$0
<b>Net Balance Effect</b>	\$0	\$0
<b>Human Services Operating Fund (16200)</b>		
<b>Revenues</b>	\$76,357	\$0
<b>Expenditures</b>	\$76,357	\$0
<b>Net Balance Effect</b>	\$0	\$0
<b>Total Budget Balance Effect</b>	\$0	\$0

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
400	2	A	1

***Budget Action description:***

This green sheet would cut \$76,357 GSF from the Seattle Department of Construction and Inspection's (SDCI) added in green sheet 143-2-A-1 and add \$76,357 GSF in 2017 to the Human Services Department (HSD) to backfill funds for transitional housing in Seattle expected to be lost as a result of changed prioritization for federal funds available through the McKinney-Vento Act. If this green sheet is approved in conjunction with 400-1-A-1 and 400-3-A-1, a total of \$220,000 would be available for this purpose.

Tab	Action	Option	Version
400	2	A	1

### Budget Action Transactions

**Budget Action Title:** Cut \$76,357 GSF in 2017 from SDCI and add \$76,357 GSF in 2017 to HSD for transitional housing.

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase support for transitional housing				FG	Human Services Operating Fund	Q5971620	00100	2017		\$76,357
2	Increase revenue from GSF for transitional housing				HSD	General Subfund Support	587001	16200	2017	\$76,357	
3	Increase appropriation for transitional housing				HSD	Division of Homeless Strategy and Investment	H30ET	16200	2017		\$76,357
4	Cut \$43,294 in GSF from SDCI's Code Compliance BCL and a 0.5 FTE proposed in GS 143-2-A-1	Housing/Zoning Tech - PT	-1	0.5	SDCI	Code Compliance	U2400	15700	2017		(\$43,294)
5	Cut \$33,063 in GSF from SDCI's Code Compliance BCL and a 0.5 FTE proposed in GS 143-2-A-1	Admin Spec II - PT	-1	0.5	SDCI	Code Compliance	U2400	15700	2017		(\$33,063)
6	Reduce revenue from GSF in SDCI in 2017				SDCI	General Subfund Support	587001	15700	2017	(\$76,357)	
7	Reduce GSF appropriation in SDCI's Code Compliance BCL				FG	Planning and Development Fund	Q5971570P&D	00100	2017		(\$76,357)



## 2017 - 2018 Seattle City Council Green Sheet

Ready for Notebook

Tab	Action	Option	Version
237	2	A	1

**Budget Action Title:** Proviso \$900,000 of GSF in HSD for use solely to support new, authorized encampments in 2017

Ongoing: No

Has CIP Amendment: No Has Budget Proviso: Yes

Primary Sponsor: Sawant, Kshama

Councilmembers: Herbold; O'Brien

Staff Analyst: Eric McConaghy

Council Bill or Resolution:

Date		Total	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
	Yes										
	No										
	Abstain										
	Absent										

**Budget Action description:**

The budget action establishes a proviso on 2017 HSD spending of funds in the Homelessness Strategy and Investment BCL to support new, authorized encampments for people living unsheltered in Seattle.

“Of the appropriation for 2017 in the Human Services Department Division of Homeless Strategy and Investment BCL, \$900,000 is appropriated solely to support new, authorized encampments, which may include funding self-governing encampments, and may be spent for no other purpose.”

The Mayor’s Interim Action Plan (see attached) includes \$900,000 for four new authorized encampments. The City will provide a public notification process prior to implementing any of the new sites. This funding for new encampments may pay for supports such as staffing, set-up costs, rent, and transit fare. Such funding may be provided to operators using a self-governing model of encampment organization.

HSD may perform community asset mapping analysis on the function and capability of self-governing, unsanctioned encampments to better understand their financial needs and their potential to benefit unhoused people.

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
237	2	A	1



October 21, 2016

Seattle City Council  
600 4th Ave, 2nd Floor  
Seattle, WA 98124

Dear Councilmembers,

Today I am transmitting to you *Bridging the Gap to Pathways Home*, my Interim Action Plan to better address the immediate needs of people who are living unsheltered in our community. As we all know, the City's response to unsanctioned encampments on public property needs improvement. After months of deliberation on multiple versions of legislation, many stakeholders engaging in public testimony and thousands of e-mails to City elected officials, it is clear that the people of Seattle are asking for a better path forward.

My Interim Action Plan is informed by the principles laid out by the Task Force on Unsanctioned Encampment Cleanup Protocols. The Plan recognizes that we as a City should not displace encampments that do not pose an imminent health or safety risk or do not unlawfully obstruct a public use unless outreach workers are able to offer individuals living there a safer alternative place to live.

Six weeks ago, I released the *Pathways Home* initiative, detailing my commitment to transforming the way the City invests in programs to address homelessness. *Pathways Home* embodies the principles of good governance – measuring outcomes, making data-driven decisions, investing in best practices and getting results for people experiencing homelessness. More importantly, it embraces the principles of "Housing First," a strategy that puts the needs of people at the center of our system, and focuses all our resources toward moving people into permanent housing.

Since the release of *Pathways Home*, I have restated my commitment by releasing a budget that invests an additional \$12 million to implement the essential elements of this plan. This includes increasing investments in diversion, rapid re-housing, service enhanced 24-hour shelter models such as the Navigation Center and the infrastructure necessary for an effective coordinated entry process, as well as competitive, performance-based contracting. This is happening while we continue to maintain the current capacity of all existing services.

While we need to act with urgency to create change, the process of system transformation is complicated and complex. Implementing these changes will require thoughtful engagement

with providers, other funders, neighborhoods and most importantly those directly impacted by our homeless system. We know the nearly 3,000 people living unsheltered in Seattle face challenges *today*, especially with colder and wetter weather on the way. That is why I am committed to moving forward with *Bridging the Gap to Pathways Home* so that we can immediately begin to better meet the needs of people who are living outside.

The commitments I am making in this Interim Action Plan are not contrary to those laid out in *Pathways Home*. Rather, they are measures enacted to ensure the safety and well-being of people experiencing homelessness and the surrounding community while we engage in the essential work of developing a more effective homeless response system. We must engage in both of these critical sets of work simultaneously to best address both the immediate crisis and the long-term needs of people experiencing homelessness in our city.

Sincerely,

A handwritten signature in blue ink, reading "Edward B. Murray". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

Edward B. Murray  
Mayor

# **Bridging the Gap to *Pathways Home***

## ***Mayor Murray's Interim Action Plan***

The City's *Pathways Home* plan lays out our commitment to changing the way the City invests in programs to address homelessness to better address the needs of people experiencing homelessness and to achieve better results for them. While we are acting with urgency to create this change, the process of system transformation is complicated and takes time. People living unsheltered on our streets cannot wait to see the results of these changes, especially with colder and wetter weather on the way. The following Interim Action Plan is designed to help better address the immediate needs of people living unsheltered in our community. Mayor Murray's Interim Action Plan is informed by the principles laid out by the Task Force on Unsanctioned Encampment Protocols (included in Appendix A) and recognizes that we as a City should not displace encampments that do not pose an imminent health or safety risk or do not unlawfully obstruct a public use unless we are able to offer those living there a safer alternative place to live.

The action steps that follow include:

1. New safer alternative spaces to live including new authorized encampments and indoor shelter
2. Expanded outreach capabilities
3. More compassionate clean-up protocols for unauthorized encampments
4. Improved trash and needle pick-up

The Mayor's 2017-2018 Proposed Budget includes over \$14 million dollars for homelessness response, including investments that will help to create capacity to house the families living unsheltered on the waitlist for homelessness services; continuing and increasing investments in best practices; maintaining stability in shelter and encampments as system transformation changes are made.

In alignment with Task Force recommendations, the Interim Action Plan proposes \$7,684,354 in spending to improve coordination and outreach; increase safe sleeping locations, shelter and housing options; address public health and safety issues and the storage and delivery of belongings. The Mayor's 2017-2018 Proposed Budget includes \$7,259,354 to cover these costs, including the \$2.8 million set aside to implement the recommendations of the Unsanctioned Encampments Cleanup Protocols Task Force. To fully fund the Mayor's Interim Action Plan, an additional \$425,000 in new funding needs to be identified.

## Safer Alternative Spaces to Live

Currently, there is insufficient supply of low-barrier shelter beds for any given night and outreach workers often find that the City's emergency shelter system does not meet the needs of people living unsheltered. *Pathways Home* lays out a strategy for moving the City toward more comprehensive, 24/7 shelter that more fully addresses the needs of people living unsheltered and is focused on providing connections to permanent housing. *Pathways Home* remains the City's principal strategy for reforming the way the City addresses homelessness. However, these changes will not be fully implemented until 2018. In the interim, the City needs more shelter beds and better low-barrier options such as sites that allow partners, pets, and possessions.

### **New Authorized Encampments**

For some unsheltered people, there are significant barriers to transitioning to indoor shelter. Authorized encampments offer a safer alternative that can help stabilize the person before transitioning indoors. The Mayor's Interim Action Plan includes \$900,000 for four new authorized encampments dedicated to people being directed by outreach staff from other locations. The four new encampments are expected to serve approximately 200 individuals at any given time. The first of the authorized encampment spaces will open by December 2016.

Up to two of the new authorized encampments will have a low-barrier design, meaning the site will accept people who are suffering from chronic substance abuse disorders or other behavioral disorders that could prevent those individuals from accepting traditional indoor shelter options. These sites will build on what we have learned from our work to support the three city-sanctioned encampments operating in Ballard, Interbay and Othello, with a modified approach to service delivery and site management.

The City will provide a public notification process prior to implementing any of these new sites.

### **Dedicated Indoor Shelter**

Under the City's existing system, outreach teams that connect with someone living unsheltered have few dedicated shelter spaces to offer. In most cases, outreach teams must call individual shelters to determine availability on a first-come, first-serve basis. The Mayor's Interim Action Plan will establish dedicated indoor shelter options for the City's outreach teams: the Navigation Center (discussed below) and an additional call for innovative proposals from the private and non-profit sectors and communities of faith for immediate indoor shelter opportunities. The Mayor has set aside \$1.11 million to create approximately 100 new cost-effective and attractive indoor shelter options as well as creative storage solutions for belongings by the first quarter of 2017.

In order to make existing shelters better serve the needs of people living unsheltered, \$440,000 will be made available to convert existing shelter programs to 24/7 operations.

The call for proposals for both new shelter opportunities and the conversion of existing shelter will be made in November 2016.

### **Navigation Center**

The goal of the Seattle Navigation Center is to bring adults living outdoors into the Center and work to transition them to stable housing within 30 days. The Seattle Navigation Center will be a low-barrier, comprehensive, dormitory-style program for people transitioning from encampments, with 24-hour access to shower, bathroom, laundry and dining facilities. It will have a place to store belongings, as well as round-the-clock case management, mental and behavioral health services, and connections to benefit programs and housing, all in one location. The City's outreach teams will be the sole referral point into the Navigation Center and people living unsheltered will have prioritized access.

The providers that will operate the Navigation Center in Seattle will be named in November 2016 and the Navigation Center is on track to open by early January 2017.

### **Expanded Access to Shower Facilities**

The City has a long-standing policy to allow people experiencing homelessness free access to showers during limited hours at Green Lake Community Center. Under the State of Emergency, this access was expanded to Seattle Public Schools families during designated times at certain pools throughout the city. Mayor Murray has directed Superintendent Jesus Aguirre of the Seattle Department of Parks and Recreation to allow the use of restroom and shower facilities during limited hours at four designated City pool and community center locations and to do so free-of-charge to people living unsheltered. The Mayor's Interim Action Plan includes a budget of \$110,000 for these expanded services to begin in December 2016.

## Expanded Outreach

The City needs significant capacity to reach people who are unsheltered – particularly those with substance abuse disorders and mental illness – and to help bring them inside. Currently All Home, in partnership with the Human Services Department and service providers, is working to assess the current outreach landscape and determine what is needed to improve connections between outreach and shelter, housing and intensive service options. In addition, the City is currently conducting a needs assessment survey of people living unsheltered that will be completed in November. Both efforts will inform the shorter-term improvements to outreach efforts described below and the 2017 Pathways Home Request for Proposals for outreach services.

### **Increased Encampment Outreach Capacity**

Outreach workers are the critical link to guide people who are struggling with homelessness to safer alternative spaces to live. When Mayor Murray took office, the City only funded 1.5 outreach workers dedicated to connecting with people living in encampments. The outreach team was severely under-resourced and funded mainly to support basic survival needs. The increase in our unsheltered population has highlighted that outreach capacity was inadequate. Under the State of Emergency, Mayor Murray increased that number to four full-time, dedicated outreach workers specifically for encampment response. Despite this increase, there is still not enough outreach capacity or housing resources to meet the need for both proactive and responsive outreach.

Mayor Murray's Interim Action Plan will more than double the number of outreach workers to 12 full-time staff for the unsheltered population, coupled with funding and access to appropriate resources that move people onto a pathway to housing. These outreach workers will be able to quickly connect with people where they are, and increase the likelihood of getting people living unsheltered to accept safer alternative places to live. Outreach teams will be dedicated resources in specific neighborhoods. These teams will become more deeply embedded in community-based responses through existing service networks, community leaders and the Department of Neighborhoods. The City will provide \$600,000 to fund this expansion and expects the first additional outreach workers and housing/service resources to be available in the field in the first quarter of 2017.

### **Increased Community Impact and Crisis Response**

Under the Mayor's Interim Action Plan, the Seattle Police Department (SPD) will establish a full-time, dedicated police team that will pair with outreach workers to problem-solve the root causes behind some people's criminal behavior. Too often, police officers are left with the binary choice of arresting or not arresting low-level offenders in situations where the cause of their offending activity is an underlying behavioral health disorder (e.g., substance abuse disorder or mental illness) coupled with homelessness. Experience tells us that arrest and booking for these individuals only rarely changes their behavior and sometimes makes it worse.



A multi-disciplinary team (MDT) approach will allow officers to pair directly with outreach workers and attempt to find alternative solutions that help address the needs of unsheltered people.

The MDT model has been piloted in the downtown area and in Capitol Hill for several years, but without consistently assigned officers. The primary volume of work has fallen on their six-member MDT outreach team and lacks consistent coordination with SPD. The enhanced MDT program will have at least eight assigned full-time officers and one sergeant, and will operate on a citywide basis in direct coordination with outreach teams. This effort will further enhance current community-based policing efforts.

Additional MDT outreach teams will be supported by \$170,000 in City funds and will be matched by private contributions from the business improvement districts. The dedicated police officers and new outreach staff will begin in January 2017.

### **Training and Referral Tools for Front-Line City Employees**

Often our City employees encounter people living unsheltered and in need as part of their daily work, but there are no clear standards for them to offer assistance or make referrals. Under the Mayor's Interim Action Plan, the City will provide new training to all front-line employees so they can provide a constructive referral to appropriate assistance. This effort will also ensure that field staff are aware of support options available through the Seattle Department of Human Resource's Employee Assistance Program. This uniform training, which will roll out in early 2017, will create a consistent baseline for all City front-line employees that encounter people living unsheltered during their daily work, but will not replace any specialized departmental training. The training will include employees from at least the following agencies:

- Seattle Department of Transportation
- Department of Parks and Recreation
- Seattle City Light
- Finance and Administrative Services
- Seattle Public Utilities
- Seattle Police Department
- Seattle Fire Department
- Department of Neighborhoods
- Office of Housing
- Seattle Center

## Summary of Increased Outreach Capacity

ROLE	TYPE	BUDGET	STAFF	PROVIDER	CURRENT OUTCOMES	EXPANDED OUTCOMES
Encampment Outreach	Existing		4.0 FTE	REACH	<ul style="list-style-type: none"><li>• Encampment reduction/removal</li><li>• Service engagement</li><li>• Clinical/Housing assessment</li><li>• Basic needs support</li></ul>	<ul style="list-style-type: none"><li>• Safer Alternatives identification</li><li>• Navigation Center referral</li><li>• Personal property return</li><li>• Diversion resources</li></ul>
	New*	\$600,000	6.0 FTE	TBD		
	Total		10.0 FTE Outreach Staff			
Community Impact/Crisis Response	Existing Outreach		6.0 FTE	MDT	<ul style="list-style-type: none"><li>• Crisis response</li><li>• Service engagement</li><li>• Clinical/Housing assessment</li><li>• Referral/linkage to services</li></ul>	<ul style="list-style-type: none"><li>• Navigation Center referral</li><li>• Encampment referral</li><li>• Personal property return</li></ul>
	New Outreach**	\$170,000	6.0 FTE	TBD		
	Existing, newly dedicated SPD Officers		6.0 FTE	SPD		
	Total		12.0 FTE Outreach Staff 6.0 Newly dedicated SPD Officers			
Total Across Programs			22.0 FTE Outreach Staff 6.0 Dedicated SPD Officers			

Note: Table represents only that portion of HSD outreach resources focused on encampment and community impact/crisis response.

\*Funding is also included for client assistance and to acquire two vehicles.

\*\*Represents City portion (50%) of Community Impact/Crisis Response outreach. Private funding through BIAs covers the other 50%.

## More Compassionate Protocols for Unauthorized Encampments

The City's current protocols for addressing unauthorized encampments on public property have been in place since 2008. These protocols were negotiated with homeless advocates and require notice, outreach, and storage of personal belongings before removal of encampments where three or more tents are located. They do not adequately answer the question of where unsheltered persons should go next. While City outreach teams are often able to offer shelter options, those options are not guaranteed, and in many cases, don't meet the needs of people living unsheltered because of barriers including prohibitions against partners, pets, and the use of drugs or alcohol.

In seeking to improve the City's response to unsanctioned encampments, the Mayor believes that we must bring better clarity, coordination, and increased resource to this response. Improvements to these protocols will not only help to mitigate the impact that is felt by our neighborhood and business districts, but more importantly, will better meet the needs of individuals who are living unsheltered. The experience of living outside is a difficult and traumatic event for anyone and these new protocols seek to bring a more compassionate approach to the City's response to these individuals.

The Mayor's Interim Action Plan addresses this gap with new policies to be implemented by a multi-departmental rulemaking process to be completed by January 2017. The policies that will guide the new rule-making are as follows:

### **Guarantee of Safer Alternatives**

The City will not displace encampments that do not pose an imminent health or safety risk or do not unlawfully obstruct a public use unless outreach workers are able to offer those living there a safer alternative place to live. Before the City removes an encampment from such a location, it will continue to provide 72- hours of notice, proactive outreach and storage of personal belongings, as well as a new option to retrieve personal belongings via a delivery service:

- For all removals where 72-hour notice is required, the revised multi-departmental administrative rule will establish clear criteria for prioritization of removals based on site conditions and the availability of safer alternative locations to live.
- Where 72-hour notice is required, outreach teams will offer services and alternative appropriate shelter locations to individuals at the encampment prior to any removal action. This outreach will include one or more outreach visits during the notice period. In addition, all staff involved in a removal, including outreach staff, will be present at the beginning of the clean-up and available throughout the clean-up. All rulemaking regarding outreach will be guided by the

principles recommended by the Task Force on Unsanctioned Encampment Clean-up Protocols.

- Where a site is not a priority for removal due to a lack of site conditions that present public health or safety risks, or due to unavailability of safer alternative locations, and where a site does not otherwise unlawfully obstruct a public use of public property, that site may be cleaned to mitigate a public health or safety risk without requiring displacement of people or property beyond the duration of the clean-up itself.
- Notice of a removal action will provide a specific four-hour date and time period when the removal will occur. If the removal does not occur within that time period, then the removal will be rescheduled and re-noticed. Notice will also include a clear explanation of actions that will be taken, information about how to retrieve property, information on services and shelter options available, and will be provided in languages likely to be spoken by individuals at the site. The notice will also be provided in conspicuous locations and affixed to all tents and structures.
- Once items have been removed and stored, the owner may arrange delivery of those personal belongings to them at a designated time and location (the previous system required the owner to arrange to pick them up from a storage facility).

By January 2017, Departmental Rulemaking shall promulgate such rules and storage protocols necessary to safeguard personal property following a clean-up or removal. Rulemaking will be guided by the principles recommended by the Task Force on Unsanctioned Encampment Cleanup Protocols and will require that property be stored free of charge for 60 days.

#### **Immediate Action for Imminent Health or Safety Risks or Unlawful Obstruction**

In situations where an unauthorized encampment poses an imminent public health or safety risk or where the encampment unlawfully obstructs a public use, the City may immediately remove the encampment while following storage protocols. If such an immediate removal occurs, in addition to at least providing outreach referrals to unsheltered people present at the site under the City's front-line employee training described above, the City will continue the current practice of posting a notice that describes where any removed property can be retrieved and contact information for outreach providers.

In situations where the basis for an immediate removal exists, but the City lacks the resources for the immediate removal, the City shall post notice of the removal at the

site. The immediate removal notice shall provide notice that the site is subject to imminent removal, information regarding how to retrieve any property, and contact information for referral services. The notice will also be provided in conspicuous locations and affixed to all tents and structures.

The protocols described above will be established by Departmental Rulemaking following a public notice and comment period. The following department directors will be involved:

- Seattle Department of Transportation
- Department of Parks and Recreation
- Seattle City Light
- Finance and Administrative Services
- Seattle Public Utilities
- Seattle Police Department
- Seattle Fire Department
- Department of Neighborhoods
- Office of Housing
- Seattle Center

### **Improved Transparency**

The City's historic encampment protocols lack sufficient transparency and that has led to misinformation and confusion in some instances. The Mayor's Interim Action Plan commits the City to providing complete and detailed information regarding every clean-up action that requires 72-hour notice. Specifically, the City will post online a report of each completed clean-up within seven days of the event. The report will include the location of the clean-up; photographs of the site; a summary of the reason for the clean-up (i.e. why it was a priority); a summary of outreach efforts; and a report of any property collected. These new transparency measures will be supported by a 0.5 FTE in Finance and Administrative Services and funding for technology and data process improvements.

In addition to the above commitments, the City will establish an Implementation and Advisory Committee comprised of a cross section of community members that represent the interests of homeless advocates, service providers, neighborhood and business interests, and individuals who have themselves directly experienced homelessness. This Committee will meet on a quarterly basis with City staff to review and provide feedback on the rulemaking and implementation of new protocols for encampment removals, review of past clean-ups, and provide recommendations on continued improvements to these processes so that they best meet the needs of everyone in our community.

### **Improved Oversight and Coordination**

Clean-ups of unauthorized encampments are complicated logistical operations that have suffered from miscommunication and inability to properly coordinate schedules among departments and outside agencies. To improve this, a new encampment response manager, working in coordination with the City's Director of Homelessness, will be

empowered by the Executive to direct all City departments and contractors, and shall be responsible for the coordination, oversight, and reporting of all clean-ups, to ensure that best practices are followed.

In addition, the Interim Action Plan continues the important Program Manager and Field Coordinator roles within the FAS encampment clean-up program. The Program Manager schedules and organizes the employees of various departments, contractors and vendors to provide services to, clean and remove encampments, trains City staff on encampment protocols and resolves problems with coordination and clean-up protocols. Field coordinators are responsible for inspecting and placing notices at encampment sites, storing belongings from encampment sites, and coordinating the agencies and personnel necessary to clean or remove an encampment.

### **Improved Coordination with Other Jurisdictions**

To ensure consistency in all clean-ups or removals involving City of Seattle personnel, the City shall seek to enter into memorandums of understanding (MOUs) with all public jurisdictions that seek assistance from the City with addressing unauthorized encampments on their property. The purpose of the MOUs will be to ensure that City employees continue to follow the same protocols for notice, outreach, storage, and prioritization on all public land throughout the City of Seattle.

## Improved Trash and Needle Pick-Up

The City has seen a significant increase in complaints regarding trash associated with unauthorized encampments and hypodermic needles. The Mayor has directed \$755,000 to Seattle Public Utilities (SPU) to create new efforts to address these challenges. This work is focused on providing assistance to residents in encampments as well as better serving the neighborhoods and business districts affected by the accumulation of trash and hazardous waste. These efforts include expanded opportunities for trash disposal for residents living in encampments, litter pick up in neighborhoods business districts, and improved opportunities for safe disposal of hypodermic needles.

### **Encampment Site Cleanup Response Teams**

The waste and debris generated by encampments is a hazard and a nuisance to encampment residents and the communities that surround them. The proposed budget continues funding for the removal of waste and debris from encampment sites. The City is transitioning away from using Department of Corrections work crews; waste removal services will be performed by private vendors under the direction of City staff only after the belongings of people at the site are safeguarded.

In addition, the Seattle Department of Transportation typically covers its cost for encampment clean-ups (either by SDOT staff or by contractor labor), and the department's budget for this work is insufficient to meet the identified need, which puts at risk its budget for other emergency events and services, e.g., storm preparation and response. The proposed budget includes additional dedicated funds for encampment clean-up.

### **Encampment Trash Assistance Measures**

In mid-2016, SPU began piloting measures to allow people living unsheltered to better manage their own trash. Those efforts include providing pre-paid garbage bags that are picked up twice a week as well as regular pick up of larger unused items, such as furniture, carts, or unused bedding. These assistance measures have yielded varied results depending on the unique conditions of each of the encampments served. Locations and residents who have stronger connections to outreach and social service staff have typically utilized these assistance efforts more fully. The Mayor's Interim Action Plan continues these pilot efforts with \$35,000 in funds for assistance with self-management of trash at unauthorized encampments. This work will continue to focus on working with service providers to identify locations where unsheltered individuals will utilize the trash assistance measures most fully.

### **Litter and Trash Pilot Program**

In July 2016, SPU began litter and trash pickup pilots in Little Saigon, Chinatown/International District, and Ballard in response to community concerns regarding an increase in litter and illegal dumping. This Interim Action Plan includes \$450,000 to continue working with the neighborhoods above and to add trash pick-up services in at least four new areas significantly impacted by trash build-up. The focus of this work is both additional solid waste service as well as capacity building in neighborhood business districts. SPU will be working with at least four additional neighborhoods in 2017, providing regular litter pick up, additional sidewalk trash cans, alley cleaning, and business and resident consultation on opportunities to improve neighborhood cleanliness.

### **Needle Pick-up**

In recent years, Seattle has also seen an increase in the number of used hypodermic needles on our streets, sidewalks, and parks. To date, responding to resident requests to dispose of these materials in a timely manner has been challenging as sharps require specialized disposal protocols. To better handle this issue, SPU will be using additional resources to provide specialized pick up services for sharps found in the right of way. Beginning in November 2016, the City will pick up needles found on public property in less than 24-hours from the time reported, seven days a week. Seattle has also modified our Find It, Fix It app to allow residents to specifically report needles.

### **Needle Drop-off**

One of the challenges leading to needles on streets, sidewalks, and parks, is a lack of safe disposal opportunities throughout the city. To better handle this issue, SPU will establish six new large needle deposit boxes spread equidistance throughout Seattle. These boxes are intended to provide more convenient disposal locations for needles for the wider city. Our existing regulations direct residents to use one of the two needle exchanges, or take their sharps to Seattle's South Transfer Station. The new boxes will provide more proximate locations for safe sharps disposal. The City will also be installing an additional five to ten smaller sharps disposal boxes in locations significantly impacted by inappropriately disposed of needles. These boxes are intended to serve hot spot locations, where residents are routinely finding used needles. Both the larger and smaller boxes are being installed on a pilot basis, so that City will be able to assess the success of this effort, and alter the location, box size, and pick up frequency, to best meet the needs of our residents.

The Mayor's Interim Action Plan includes \$270,000 dedicated to needle pick-up and the addition of drop-off sites. Both efforts will be implemented in November/December 2016.



## Appendix A: Final Recommended Principles from Task Force on Unsanctioned Encampment Cleanup Protocols

Transmitted on October 3<sup>rd</sup> 2016

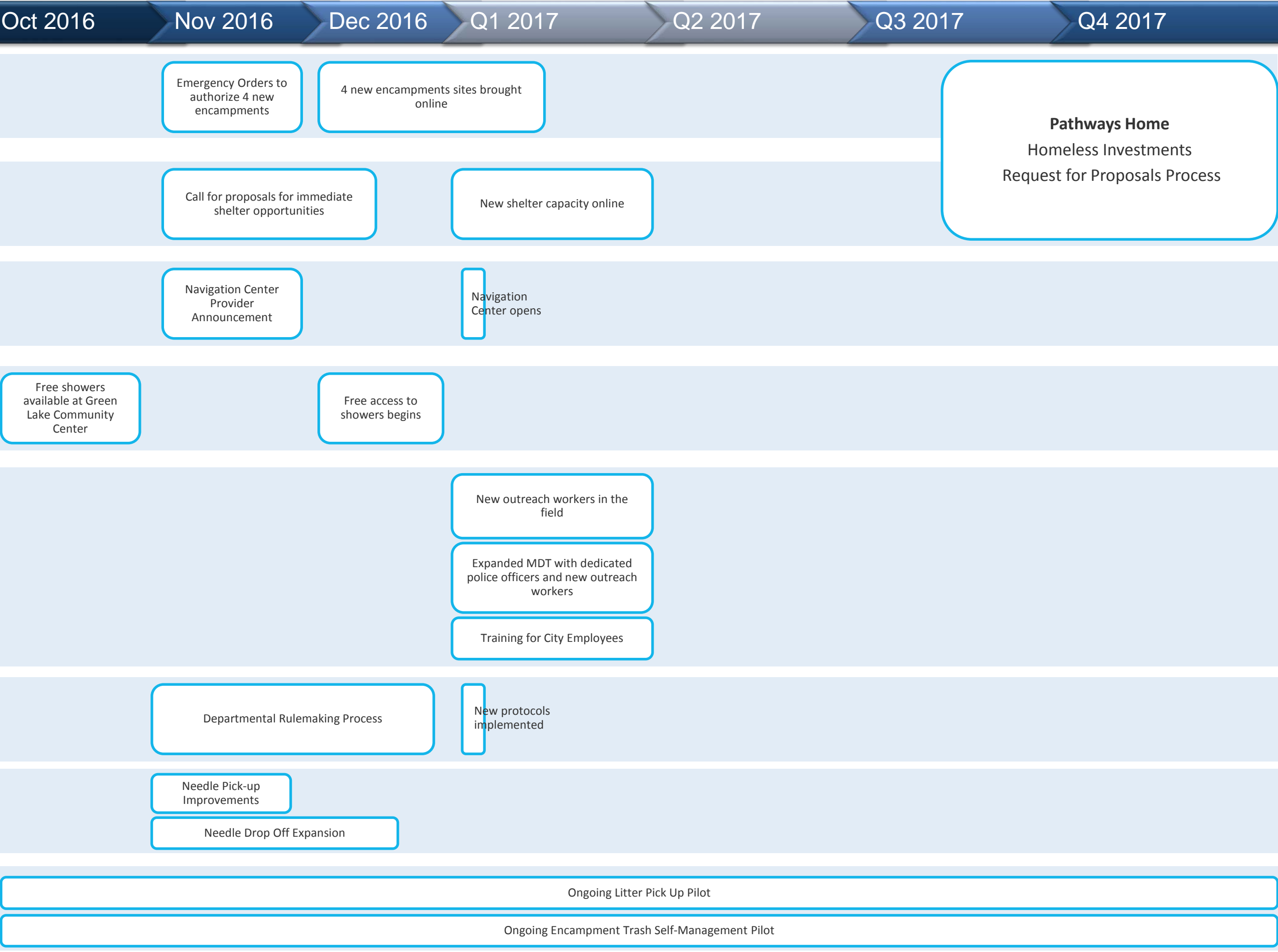
1. When it is necessary to require people to move, there must be adequate and personalized outreach.
2. When it is necessary to disband an encampment, all occupants will be offered a safe and appropriate shelter option.
3. Low-barrier (person-centered), housing-focused shelter must be expanded, as well as permanent housing options (buildings and rent assistance), to meet the threshold of offering “safe and appropriate” housing or shelter for all.
4. Homelessness is a crisis in Seattle that demands urgent action by the public, private, and non-profit sectors. The City’s approach to unsheltered homeless people should do no further harm.
5. Action must be taken to enhance and reform the effectiveness of our current human services system to achieve better outcomes and a significant reduction in the number of people sleeping outside. The City needs a transition plan for this systemic transformation with timelines and measurements.
6. The City of Seattle’s current approach to managing and removing encampments has negatively impacted homeless individuals and neighborhoods and new protocols and approaches are needed to make sure that our actions match our community values.
7. Any future approach to managing encampments needs to establish a mechanism to measure and substantially respond to community impacts from encampments.
8. Increased funding and resources for housing, mental health, and drug treatment are needed from the State and Federal levels to expand treatment housing and capacity.
9. When required due to unsafe and unsuitable locations, the moving of people should be respectful of individuals and their belongings, but also administratively and logistically feasible to complete in a reasonable period of time.
10. The City should enter into memorandums of understanding with all applicable public agencies, including the State, to establish common protocols and procedures when it is necessary to disband an encampment.

- 11.** The City should prohibit encampments and intervene expeditiously in unsafe locations.
- 12.** The City should intervene expeditiously to correct conditions or disband an encampment in the case of hazardous conditions.
- 13.** In the case of unsuitable locations with an intended public use as defined in legislation and rulemaking, encampments are prohibited and intervention should be expeditious.
- 14.** People in low impact encampments should receive the services required to remain safe and low impact.
- 15.** The City should commit, through policies and procedures, to both reduce friction between encampments and neighborhoods and to implement successful interventions to preserve health and safety for all.
- 16.** Outreach to people living in encampments should be well-resourced, well-documented, incorporate robust and consistent engagement, inter-agency communication, and data sharing.
- 17.** Outreach to people living outdoors should involve, when feasible, formerly/currently homeless people as part of the action and connect people to ongoing services and housing.

Appendix B: Mayor’s Interim Action Plan Budget

Safer Alternatives Spaces to Live	Amount	Description
New Authorized Encampments	HSD - \$775,000 FAS - <u>\$125,000</u> \$900,000	Support four new sanctioned encampments. These sanctioned encampments are not a solution to homelessness, but they are safer and more secure than unauthorized camping in areas that pose health and safety risks and where residents do not have access to sanitation, electricity, and other basic needs. This funding also supports 1.0 FTE Planning&Dev Spec II to plan and oversee sanctioned encampments in 2017.
Dedicated Indoor Shelter	HSD - \$1,550,000	The Mayor's Action Plan calls on service providers, the private sector, philanthropic organizations and communities of faith to come forward with new and creative options for the immediate creation of additional indoor shelter, extended hours and storage capacity. This action plan will drive significant increase in contracted services and increased need for contract management and reporting, so this funding will also support 1.0 FTE Grants&Contracts Spec,Sr.
Navigation Center	HSD - \$2,100,000	Establish a new "Navigation Center", a low-barrier, 24-hour shelter model to provide intensive case management to assist people who are living unsheltered to move into more stable housing.
Free Restroom and Shower Facilities	DPR - \$110,000	Department of Parks and Recreation will make the use of restroom and shower facilities at four designated City pool and community center locations free-of-charge to people living unsheltered.
Expanded Outreach		
Increased Encampment Outreach Capacity	HSD - \$600,000	Mayor Murray’s action plan will more than double, from 4 to 10, full-time outreach workers for the unsheltered population to increase the capacity to quickly connect with people where they are, and increase the likelihood of getting people living unsheltered to accept safer alternative places to live. This investment will also facilitate additional outreach opportunities for providers through delivery of stored personal belongings removed during cleanups. Funding is also included for client assistance and the acquisition of two vehicles. Funding also supports an additional 1.0 FTE Admin Spec II to provide logistical support to planning and financial staff within Division of Homelessness Strategy and Investment managing this significant increase in contracted services for encampments and additional dedicated indoor shelter and outreach, as well as increased reporting requirements.
Increased Community Impact/Crisis Response	HSD - \$170,000	The City currently funds 6 outreach workers dedicated to the MDT model. The Mayor’s action plan identifies reserve funds to double the number of full-time outreach workers in partnership with other organizations committed to this work. SPD will pair existing officers directly with outreach workers.
Training and Referral Documentation for City Employees	HSD - \$70,000	Provide training to City employees to provide the necessary tools to engage with and direct individuals to appropriate resources that will best meet their needs. This includes \$20,000 for development and production of materials for City staff to use in the Field. It also includes \$50,000 to fund an Outreach provider to deliver training to City field staff on interactions with people living unsheltered. This effort will also ensure field staff are aware of support options available through Seattle Department of Human Resource's Employee Assistance Program.
More Compassionate Protocols for Unauthorized Encampments		
Improved management of response team	FAS - \$160,000	1.0 FTE to manage the complex, interdepartmental, multi-jurisdictional unauthorized encampment response.
Improved transparency - support, technology and process	FAS - \$150,000	0.5 new FTE to support additional online reporting requirements, including location of the cleanup, photographs of the site, a summary of reason for cleanup, summary of outreach efforts and report of any property collected. This funding will provide support for one-time system, process and data collection needs to support the ongoing efforts to improve transparency.
Response Team - Coordination	FAS - \$315,546	Fund the ongoing Field Coordinator roles within FAS encampment cleanup program. This funding also supports collection of data on camp sites and homeless encampments, including data on reduction of these sites, the number of sites successfully cleaned up, and the success of referring occupants to authorized shelter alternatives.
Right of Way Cleanup Response	SDOT - \$125,000	This funding right-sizes funding for encampment cleanups performed by SDOT.
Improved Trash and Needle Pick-up		
Needle Pick-up and Drop-off	SPU - \$270,000	Beginning in November 2016 the City will pick up needles found on public property in less than 24-hours from the time reported, 7 days a week. (Historically, the City has taken up to 10 days to provide needle pick up service). Seattle Public Utilities will also establish four new needle deposit boxes in areas where there are the highest number of discarded needles and an additional 14 bathroom deposit boxes in City park bathrooms.
Trash Pick-up	SPU - \$450,000	General sanitation service will be provided for areas with significant trash build-up and to support a neighborhood litter pilot. Not included in this funding amount is an increase for SPU to improve Citywide response time to illegal dumping. timeln July 2016, SPU began litter and trash pickup pilots in Little Saigon, Chinatown/International District, and Ballard in response to community concerns regarding an increase in litter and illegal dumping. This Interim Action Plan includes \$450,000 to continue working with the the neighborhoods above and to add trash pick-up services in at least four new areas significantly impacted by trash build-up. The focus of this work is both additional solid waste service as well as capacity building in neighborhood business districts. SPU will be working with at least four additional neighborhoods in 2017, providing regular litter pick up, additional sidewalk trash cans, alley cleaning, and business and resident consultation on opportunities to improve neighborhood cleanliness
Harm Reduction Measures	SPU - \$35,000	The Mayor’s Action Plan continues the pilot providing pre-paid garbage bags to allow people living unsheltered to better manage their own trash.
Response Team - Site Cleanup	FAS - \$678,808	Funding for vendor-provided encampment site cleanup.
Funded in the 2017-2018 Proposed Budget		
HSD - Unsanctioned Encampments Cleanup Protocols Task Force -	\$2,800,000	
SPU - Clean City Expansion -	\$755,000	
HSD - Enhance Homelessness Services by Investing in Best Practices -	\$2,540,000	
FAS - Sustained State of Emergency Funding -	\$854,354	
FAS - Supplemental Budget Changes -	\$140,000	
Existing Finance General Reserve	\$170,000	
Unfunded Gap	\$425,000	
Total Mayor's Interim Action Plan Budget	\$7,684,354	

Appendix C: Implementation Timeline



# 2017 - 2018 Seattle City Council Green Sheet

Rejected

Tab	Action	Option	Version
334	1	A	1

**Budget Action Title:** Pass CB 118865 establishing a business regulatory fee to generate \$4 million to fund the Office of Labor Standards, increase GSF revenue and add GSF support to FAS to implement the fee.

Ongoing: Yes

Has CIP Amendment: No Has Budget Proviso: No

Primary Sponsor: Herbold, Lisa

Councilmembers: González; O'Brien; Sawant

Staff Analyst: Tony Kilduff

Council Bill or Resolution: CB 118865

## Budget Committee Vote:

Date	Result	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
11/16/2016	Fail 4- 5	N	N	Y	N	Y	N	N	Y	Y

## Summary of Dollar Effect

See the following pages for detailed technical information

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
General Subfund Revenues	\$0	\$4,000,000
General Subfund Expenditures	\$0	\$1,000,000
Net Balance Effect	\$0	\$3,000,000
<b>Other Funds</b>		
Finance and Administrative Services Fund (50300)		
Revenues	\$0	\$1,000,000
Expenditures	\$0	\$1,000,000
Net Balance Effect	\$0	\$0
<b>Total Budget Balance Effect</b>	<b>\$0</b>	<b>\$3,000,000</b>

## Budget Action description:

This green sheet would pass C.B. 118865 establishing a new business regulatory fee under Title 6 of the SMC to generate \$4 million in 2018 to support the Office of Labor Standards (\$3.3 million per annum thereafter), and recognizes a \$4 million increase in GSF revenue in 2018 from the collection of the fee. This green sheet also adds two FTEs and funding to FAS to implement and collect the fee.

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
334	1	A	1

The Mayor's Proposed Budget fully funds OLS with GSF revenues. Under this proposal, OLS would instead be funded by a special-purpose fee levied on businesses in Seattle. The fee would be set by tier based on the number of employees for each business, and would be set to raise \$4 million in 2018, \$3 million of which would support OLS and \$1 million of which would support new systems in FAS to administer the fee. \$750,000 of the later is a one-time cost.

Table 1 shows the tier structure established by the legislation and the size of the fee for businesses in each tier. It is based on 2014 data.

***Table 1: Fee per Business Based on Tier***

Number of Employees	Number of Businesses	Number of Employees	Fee Per Tier	Revenue Generated
<10			\$26	\$511,621
	19,696	55,157		
10-25			\$146	\$440,968
	3,022	47,540		
26-50			\$322	\$410,145
	1,272	44,217		
51-100			\$650	\$454,130
	699	48,959		
101-200			\$1,299	\$472,886
	364	50,981		
201-250			\$2,065	\$132,151
	64	14,247		
251-500			\$3,130	\$438,260
	140	47,248		
501-1000			\$6,286	\$389,757
	62	42,019		
1001-2500			\$12,913	\$271,176
	21	29,235		
2500+			\$68,415	\$478,906
	7	51,630		
		<b>Total</b>		<b>\$4,000,000</b>
		<b>Revenue</b>		

Tab	Action	Option	Version
334	1	A	1

### Budget Action Transactions

**Budget Action Title:** Pass CB 118865 establishing a business regulatory fee to generate \$4 million to fund the Office of Labor Standards, increase GSF revenue and add GSF support to FAS to implement the fee.

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
1	Increase GSF revenue from Business Regulation Fee				GSF	OLS Labor Standards Fee	448801	00100	2018	\$4,000,000	
2	Increase GSF support to FAS to implement the Business Regulation Fee				FG	Finance and Administrative Services Fund	QA001004	00100	2018		\$1,000,000
3	Increase revenue to FAS to implement the Business Regulation Fee				FAS	Consumer Protection	587001	50300	2018	\$1,000,000	
4	Increase appropriation and add staff to implement the Business Regulation Fee	Tax Auditor - FT	1	1	FAS	Regulatory Compliance and Consumer Protection	A4530	50300	2018		\$1,000,000
5	Add staff to implement the Business Regulation Fee	Cust Svc Rep,Sr - FT	1	1	FAS	Regulatory Compliance and Consumer Protection	A4530	50300	2018		\$0

# 2017 - 2018 Seattle City Council Green Sheet

Approved

Tab	Action	Option	Version
400	3	A	1

**Budget Action Title:** Add \$94,000 in HSD for Transitional Housing; reduce \$94,000 (CPT) in SDOT's Arterial Major Maintenance CIP project; reduce GSF support to SDOT by \$94,000

Ongoing: No

Has CIP Amendment: Yes Has Budget Proviso: No

Primary Sponsor: Herbold, Lisa

Councilmembers: Johnson; Juarez; O'Brien; Sawant

Staff Analyst: Calvin Chow; Eric McConaghy

Council Bill or Resolution:

## Budget Committee Vote:

Date	Result	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
11/16/2016	Pass 9-	Y	Y	Y	Y	Y	Y	Y	Y	Y

## Summary of Dollar Effect

See the following pages for detailed technical information

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
General Subfund Revenues	\$0	\$0
General Subfund Expenditures	\$0	\$0
Net Balance Effect	\$0	\$0
<b>Other Funds</b>		
Transportation Operating Fund (10310)		
Revenues	(\$94,000)	\$0
Expenditures	(\$94,000)	\$0
Net Balance Effect	\$0	\$0
Human Services Operating Fund (16200)		
Revenues	\$94,000	\$0
Expenditures	\$94,000	\$0
Net Balance Effect	\$0	\$0
<b>Total Budget Balance Effect</b>	<b>\$0</b>	<b>\$0</b>



<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
400	3	A	1

***Budget Action description:***

This budget action adds \$94,000 (GSF supported) to HSD in 2017 to backfill funds for transitional housing in Seattle expected to be lost as a result of changed prioritization for federal funds available through the McKinney-Vento Act. If this green sheet is approved in conjunction with 400-1-A-1 and 400-2-A-1, a total of \$220,000 would be available for this purpose.

This green sheet assumes that 67-1-A-1 (which adds additional REET and Pacific Place Parking Garage Disposition funds to SDOT's Arterial Major Maintenance CIP project) will be approved, and would further adjust SDOT spending.

This green sheet would:

- Reduce \$94,000 of Commercial Parking Tax funding in 2017 for SDOT's Arterial Major Maintenance (TC365940) CIP project.
- Reduce \$94,000 of General Subfund Support to SDOT in 2017.

This green sheet anticipates that SDOT will account for these changes within the Street Maintenance BCL as a one-time \$94,000 increase of Commercial Parking Tax funding and a one-time \$94,000 decrease of General Subfund support.

Tab	Action	Option	Version
400	3	A	1

### Budget Action Transactions

**Budget Action Title:** Add \$94,000 in HSD for Transitional Housing; reduce \$94,000 (CPT) in SDOT's Arterial Major Maintenance CIP project; reduce GSF support to SDOT by \$94,000

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
1	Decrease \$94,000 appropriations (CPT) for Arterial Major Maintenance CIP project				SDOT	Major Maintenance/Replacement	19001	10310	2017		(\$94,000)
2	Decrease \$94,000 GSF support revenue into SDOT				SDOT	Operating Transfer In-From General Fund	587001	10310	2017	(\$94,000)	
3	Reduce \$94,000 GSF transfer to SDOT				FG	Transportation Fund	Q5971039	00100	2017		(\$94,000)
4	Increase support for traditional housing				FG	Human Services Operating Fund	Q5971620	00100	2017		\$94,000
5	Increase revenue from GSF for transitional housing				HSD	General Subfund Support	587001	16200	2017	\$94,000	
6	Increase appropriations for transitional housing				HSD	Division of Homeless Strategy and Investment	H30ET	16200	2017		\$94,000

## Seattle Department of Transportation

**Arterial Major Maintenance**

<b>BCL/Program Name:</b>	Major Maintenance/Replacement	<b>BCL/Program Code:</b>	19001
<b>Project Type:</b>	Rehabilitation or Restoration	<b>Start Date:</b>	ONGOING
<b>Project ID:</b>	TC365940	<b>End Date:</b>	ONGOING
<b>Location:</b>	Citywide		
<b>Neighborhood Plan:</b>	Not in a Neighborhood Plan	<b>Council District:</b>	More than one
<b>Neighborhood District:</b>	In more than one District	<b>Urban Village:</b>	In more than one Urban Village

This ongoing project repairs and/or replaces deteriorated pavement on arterial streets. Arterial Major Maintenance paving work typically spans one to three city blocks. It allows the City to respond quickly and cost effectively to pavement issues that are too large to be addressed with a pothole repair, yet are too small to be efficiently contracted. Project prioritization is based on pavement condition; cost; transit, bicycle, pedestrian and freight use; traffic volume; coordination opportunities; complaints and claims; and geographic balance across the city. The work extends the service life of existing pavement structures.

	<b>LTD Actuals</b>	<b>2016 Rev</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>Total</b>
<b>Revenue Sources</b>									
Real Estate Excise Tax II	14,730	0	<del>0</del> 62	0	0	0	0	0	<del>14,730</del> 14,792
Real Estate Excise Tax I	3,848	452	0	<del>0</del> 1,185	0	0	0	0	<del>4,300</del> 5,485
<u>Garage Disposition Proceeds</u>	<u>0</u>	<u>0</u>	<u>1,400</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,400</u>
Street Vacations - SVF	0	295	0	0	0	0	0	0	295
Vehicle Licensing Fees	1,200	600	600	600	600	600	600	600	5,400
Transportation Funding Package - Parking Tax	3,205	1,355	<del>1,650</del> <del>((275))</del> 281	1,650	1,650	1,650	1,650	1,650	<del>14,460</del> <del>((12,185))</del> 13,091
Transportation Funding Package - Lid Lift	7,643	18	0	0	0	0	0	0	7,661
State Gas Taxes - Arterial City Street Fund	612	0	0	0	0	0	0	0	612
General Subfund Revenues	200	0	0	0	0	0	0	0	200
Rubble Yard Proceeds	3,850	0	0	0	0	0	0	0	3,850
Transportation Move Seattle Levy - Lid Lift	0	3,000	1,500	1,500	1,500	1,500	2,000	2,000	13,000
<b>Total:</b>	35,288	5,719	<del>3,750</del> <del>((2,927))</del> 3,843	<del>3,750</del> 4,935	3,750	3,750	4,250	4,250	<del>64,507</del> <del>((65,880))</del> 65,786

**Fund Appropriations/Allocations**

Cumulative Reserve Subfund - Real Estate Excise Tax II Subaccount	14,730	0	<del>0</del> 62	0	0	0	0	0	<del>14,730</del> 14,792
Cumulative Reserve Subfund - Real Estate Excise Tax I Subaccount	3,848	452	0	<del>0</del> 1,185	0	0	0	0	<del>4,300</del> 5,485
Cumulative Reserve Subfund - Street Vacation Subaccount	0	295	0	0	0	0	0	0	295
Transportation Operating Fund	16,710	4,973	<del>3,750</del> 3,875	3,750	3,750	3,750	4,250	4,250	<del>45,183</del> 45,308
<b>Total*:</b>	35,288	5,719	<del>3,750</del> <del>((2,927))</del> 3,843	<del>3,750</del> 4,935	3,750	3,750	4,250	4,250	<del>64,507</del> <del>((65,880))</del> 65,786

O & M Costs (Savings)	0	0	0	0	0	0
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## 2017 - 2018 Seattle City Council Green Sheet

Ready for Notebook

Tab	Action	Option	Version
402	3	A	1

**Budget Action Title:** Cut partial funding for vacant positions in HSD, DPR, and SDHR in 2017; and add \$328,873 GSF in 2017 to DEEL to create a Child Care Space Mitigation fund

Ongoing: No

Has CIP Amendment: No Has Budget Proviso: No

Primary Sponsor: Herbold, Lisa

Councilmembers: Johnson; Juarez; O'Brien; Sawant

Staff Analyst: Brian Goodnight

Council Bill or Resolution:

Date		Total	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
	Yes										
	No										
	Abstain										
	Absent										

### Summary of Dollar Effect

*See the following pages for detailed technical information*

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
General Subfund Revenues	\$0	\$0
<u>General Subfund Expenditures</u>	<u>\$0</u>	<u>\$0</u>
Net Balance Effect	\$0	\$0
<b>Other Funds</b>		
Park and Recreation Fund (10200)		
Revenues	(\$97,146)	\$0
<u>Expenditures</u>	<u>(\$97,146)</u>	<u>\$0</u>
Net Balance Effect	\$0	\$0
<b>Department of Education Fund</b>		
Revenues	\$328,873	\$0
<u>Expenditures</u>	<u>\$328,873</u>	<u>\$0</u>
Net Balance Effect	\$0	\$0

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
402	3	A	1

<b><i>Human Services Operating Fund (16200)</i></b>		
<b><i>Revenues</i></b>	<i>(\$123,835)</i>	<i>\$0</i>
<b><i>Expenditures</i></b>	<i>(\$123,835)</i>	<i>\$0</i>
<b><i>Net Balance Effect</i></b>	<b><i>\$0</i></b>	<b><i>\$0</i></b>
<b><i>Total Budget Balance Effect</i></b>	<b><i>\$0</i></b>	<b><i>\$0</i></b>

***Budget Action description:***

This green sheet would cut six months of funding in 2017 for six vacant positions in three departments. The affected departments and their funding cuts for 2017 are as follows:

- \$123,835 - Human Services Department (HSD),
- \$97,146 - Department of Parks and Recreation (DPR),
- \$107,892 - Seattle Department of Human Resources (SDHR).

The vacant positions affected by these funding reductions are as follows:

- HSD - Program Intake Rep
- HSD - Manager 3, Human Services
- DPR - Education Program Supervisor
- DPR - Plumber
- SDHR - Benefits Assistant
- SDHR - Strategic Advisor 1, Finance, Budget and Accounting

The green sheet would use this funding to add \$328,873 GSF to the Department of Education and Early Learning (DEEL) in 2017 to create a Child Care Space Mitigation fund to address the displacement of before- and after-school child care from Seattle School District No. 1's (District) buildings.

Council intends for the funding provided in this green sheet to be prioritized for use by the District to make arrangements to keep child care on-site at schools where providers would otherwise be displaced. Council further intends that DEEL will execute a contract with the District for public benefits consisting of the provision of child care on site at schools receiving child care space mitigation funding for at least five years following expenditure of the funds.

In the event the District is unable to use the funds to prevent displacement, DEEL can make the funds available directly to child care providers to assist them in relocating to alternative sites, and shall use a process similar to the process used for the Seattle Preschool Program Provider Facilities Fund.

Tab	Action	Option	Version
402	3	A	1

### Budget Action Transactions

**Budget Action Title:** Cut partial funding for vacant positions in HSD, DPR, and SDHR in 2017; and add \$328,873 GSF in 2017 to DEEL to create a Child Care Space Mitigation fund

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
1	Reduce GSF support to HSD for vacant positions				FG	Human Services Operating Fund	Q5971620	00100	2017		(\$123,835)
2	Reduce GSF support to HSD for vacant positions				HSD	General Subfund Support	587001	16200	2017	(\$123,835)	
3	Reduce HSD appropriations for vacant positions				HSD	Aging and Disability Services - Area Agency on Aging	H60AD	16200	2017		(\$123,835)
4	Reduce GSF support to DPR for vacant positions				FG	Parks and Recreation Fund	Q5971020	00100	2017		(\$97,146)
5	Reduce GSF support to DPR for vacant positions				DPR	General Subfund Support	587001	10200	2017	(\$97,146)	
6	Reduce DPR appropriations for vacant positions				DPR	Recreation Facilities and Programs	K310D	10200	2017		(\$49,553)
7	Reduce DPR appropriations for vacant positions				DPR	Facility and Structure Maintenance	K320A	10200	2017		(\$47,593)
8	Reduce SDHR appropriations for vacant positions				SDHR	Administrative Services	N2000	00100	2017		(\$107,892)
9	Increase GSF support to DEEL for Child Care Space Mitigation				FG	Department of Education Fund	Q5971410	00100	2017		\$328,873
10	Increase GSF support to DEEL for Child Care Space Mitigation				DEEL	Oper Tr IN-FR General Fund	587001	14100	2017	\$328,873	

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
402	3	A	1

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
11	Increase appropriation for Child Care Space Mitigation				DEEL	K-12	ED400	14100	2017		\$328,873



## 2017 - 2018 Seattle City Council Green Sheet

**Approved**

Tab	Action	Option	Version
403	1	A	1

**Budget Action Title:** Cut \$115,693 GSF in 2018 from SDCI and add \$115,693 GSF in 2017 to OLS for education and outreach.

Ongoing: No

Has CIP Amendment: No                      Has Budget Proviso: No

Primary Sponsor: Johnson, Rob

Councilmembers:

Staff Analyst: Aly Pennucci

Council Bill or Resolution:

### Budget Committee Vote:

Date	Result	SB	TB	LG	BH	LH	RJ	DJ	MO	KS
11/16/2016	Pass 9-	Y	Y	Y	Y	Y	Y	Y	Y	Y

### Summary of Dollar Effect

*See the following pages for detailed technical information*

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
General Subfund Revenues	\$0	\$0
General Subfund Expenditures	\$115,693	(\$115,693)
Net Balance Effect	(\$115,693)	\$115,693
<b>Other Funds</b>		
Planning and Development Fund (15700)		
Revenues	\$0	(\$115,693)
Expenditures	\$0	(\$115,693)
Net Balance Effect	\$0	\$0
<b>Total Budget Balance Effect</b>	<b>(\$115,693)</b>	<b>\$115,693</b>

### **Budget Action description:**

This green sheet would cut \$115,693 GSF from the Seattle Department of Construction and Inspection (SDCI) added in green sheet 143-2-A-1 and add \$115,693 GSF in 2017 to the Office of Labor Standards (OLS) to fund education and outreach to workers on the City's labor laws. The 2016 Adopted Budget included \$1.2 million in OLS for education and outreach. The 2017 Proposed Budget would increase that amount to \$2.3 million for education and outreach with \$1.5 million for workers and \$800,000 for businesses. If this green sheet is

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
403	1	A	1

approved in conjunction with 403-2-A-1 and 403-3-A-1, funding for worker education and outreach would be increased by an additional \$341,743 (for a new total of \$2.64 million).

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
403	1	A	1

### Budget Action Transactions

**Budget Action Title:** Cut \$115,693 GSF in 2018 from SDCI and add \$115,693 GSF in 2017 to OLS for education and outreach.

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
1	Cut\$115,693 GSF support from SDCI's Code Compliance BCL				FG	Planning and Development Fund	Q5971570P&D	00100	2018		(\$115,693)
2	Reduce revenue from GSF in SDCI				SDCI	General Subfund Support	587001	15700	2018	(\$115,693)	
3	Reduce GSF appropriation in SDCI's Code Compliance BCL	Housing/Zoning Tech - PT	1	0.5	SDCI	Code Compliance	U2400	15700	2018		(\$115,693)
4	Add GSF to OLS for education and outreach to workers on city labor laws				OLS	Office of Labor Standards	X1R01	00100	2017		\$115,693

**Approved**

Tab	Action	Option	Version
403	3	A	1

<b>Budget Action Title:</b>	Add \$126,000 GSF in 2017 to OLS for education and outreach and cut \$126,000 GSF from SDCI and re-establish the original December 2017 sunset date on 1 FTE in SDCI's Code Development unit
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Ongoing: No

Has CIP Amendment:	No	Has Budget Proviso:	No
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Primary Sponsor: Johnson, Rob

Councilmembers:

Staff Analyst: Tony Kilduff; Patricia Lee; Aly Pennucci

Council Bill or Resolution:

**Budget Committee Vote:**

[illegible]

## Summary of Dollar Effect

*See the following pages for detailed technical information*

	2017 Increase (Decrease)	2018 Increase (Decrease)
<b>General Subfund</b>		
<b>General Subfund Revenues</b>	\$0	\$0
<b>General Subfund Expenditures</b>	<u>\$126,000</u>	<u>(\$126,000)</u>
<b>Net Balance Effect</b>	<b>(\$126,000)</b>	<b>\$126,000</b>
<b>Other Funds</b>		
<b>Planning and Development Fund (15700)</b>		
<b>Revenues</b>	\$0	(\$126,000)
<b>Expenditures</b>	<u>\$0</u>	<u>(\$126,000)</u>
<b>Net Balance Effect</b>	<b>\$0</b>	<b>\$0</b>
<b>Total Budget Balance Effect</b>	<b>(\$126,000)</b>	<b>\$126,000</b>

**Budget Action description:**

This green sheet would:

1. add \$126,000 GSF in 2017 to the Office of Labor Standards to fund education and outreach to workers on the City's labor laws. The 2016 Adopted Budget included \$1.2 million in OLS for education and outreach. The 2017 Proposed Budget would increase that amount to \$2.3 million for education

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
403	3	A	1

and outreach with \$1.5 million for workers and \$800,000 for businesses. If this green sheet is approved in conjunction with 403-1-A-1 and 403-2-A-1, funding for worker education and outreach would be increased by an additional \$341,742 (for a new total of \$2.64 million); and

2. cut \$126,000 GSF in 2018 from the Seattle Department of Construction and Inspections' Code Compliance BCL and re-establish the December 2017 sunset date (as originally planned) for 1 FTE Senior Planning and Development Specialist (Position number 10005893). This position was added in 2016 as a two-year term limited position in the Code Development unit to draft, process and evaluate design review code changes as they go through the Mayoral and Council review and approval processes. This Design Review work is expected to be completed in early to mid-2017. The proposed 2017-2018 budget converts this position to a regular ongoing position in the Code Development unit within SDCI. This action would allow the Council to reallocate the proposed funding for the OLS outreach and education work.

<i>Tab</i>	<i>Action</i>	<i>Option</i>	<i>Version</i>
403	3	A	1

### Budget Action Transactions

**Budget Action Title:** Add \$126,000 GSF in 2017 to OLS for education and outreach and cut \$126,000 GSF from SDCI and re-establish the original December 2017 sunset date on 1 FTE in SDCI's Code Development unit

#	Transaction Description	Position Title	Number of Positions	FTE	Dept	BCL or Revenue Source	Summit Code	Fund	Year	Revenue Amount	Expenditure Amount
1	Add GSF to OLS for education and outreach to businesses and workers on city labor laws				OLS	Office of Labor Standards	X1R01	00100	2017		\$126,000
2	Cut \$126,000 in GSF from SDCI in 2018 and 1 FTE (re-establishing the sunset date)				FG	Planning and Development Fund	Q5971570P&D	00100	2018		(\$126,000)
3	Reduce revenue from the GSF in SDCI.				SDCI	General Subfund Support	587001	15700	2018	(\$126,000)	
4	Reduce GSF appropriation in SDCI in 2018 and 1 FTE (re-establishing the sunset date)	Plng&Dev Spec,Sr - FT	-1	-1	SDCI	Code Compliance	U2400	15700	2018		(\$126,000)