

SEATTLE CITY COUNCIL

Legislation Details (With Text)

File #:	CB 117769	Version: 1	Name:	CB 117769
Type:	Council Bill (CE	3)	Status:	Retired

In control: City Clerk

On agenda:

Final Action: Ord. No.

Title: AN ORDINANCE relating to the Seattle Center Department; authorizing execution of an agreement

with Horton Street, LLC to operate and manage KeyArena and utilize it for the playing of professional

basketball games.

Sponsors: Jean Godden

Indexes:

Attachments: 1. Att 1 - Arena Use Agreement, 2. Att 1 Exh A - Depiction of Authorized Arena Use Areas, 3. Att 1 Exh

B - Other Agreements, 4. Att 1 Exh C - City's Capital Maintenance and Repairs, 5. Att 1 Exh D - Depiction of City-Managed Portion of West Court Building, 6. Att 1 Exh E - Insurance Requirements,

7. Summary and Fiscal Note

Date	Ver.	Action By	Action	Result
4/18/2016	1	City Clerk	Retired	
1/4/2016	1	City Council	re-referred	
1/6/2014	1	City Council	re-referred	

CITY OF SEATTLE

ORDINANCE _	
COUNCIL BILL	

- AN ORDINANCE relating to the Seattle Center Department; authorizing execution of an agreement with Horton Street, LLC to operate and manage KeyArena and utilize it for the playing of professional basketball games.
- WHEREAS, the City of Seattle owns KeyArena, a multi-purpose sports and entertainment facility located at Seattle Center; and
- WHEREAS, Horton Street, LLC ("ArenaCo") is awaiting NBA approval of its request to acquire a National Basketball Association team franchise ("NBA Team") and to relocate the NBA Team to Seattle commencing with the 2013-14 season; and
- WHEREAS, anticipating the NBA's approval of the relocation request, ArenaCo and the City wish to establish terms and conditions for the interim use of KeyArena for home games for the NBA Team; and
- WHEREAS, ArenaCo intends to expend substantial sums for capital improvements to KeyArena so that it will comply with NBA requirements and provide a first-rate patron experience and has agreed that certain capital improvements costing at least \$3 Million Dollars will remain at KeyArena at the conclusion of the agreement; and

File	#:	CB	117769.	Version:	1
------	----	----	---------	----------	---

- WHEREAS, the Director of the Seattle Center has the general authority to enter into construction agreements for capital improvements of the sort contemplated in the Arena Use Agreement and to enter into other short-term agreements to provide for an orderly transition of KeyArena operations to ArenaCo; and
- WHEREAS, the Parties to the Arena Use Agreement have not finalized the specific improvements that will be covered in the KeyArena construction agreement; and
- WHEREAS, City employees will continue to perform the functions that have historically been performed by City employees at KeyArena; and
- WHEREAS, the agreement between the City and ArenaCo will continue the exceptional venue and patron experience at KeyArena for sports, entertainment and NBA events and, potentially, National Hockey League (NHL) events; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Seattle Center Director is authorized to execute, deliver and perform, for and on behalf of The City of Seattle, an Arena Use Agreement ("Agreement") between the City and Horton Street, LLC, for the use and management of KeyArena, contingent on NBA approval of ArenaCo's request to acquire and relocate an NBA Team to Seattle commencing with the 2013-14 NBA season, and further contingent on the City and ArenaCo executing a construction agreement (the "Construction Agreement" referenced in the Attachment 1) to allow ArenaCo to construct necessary improvements. The Agreement shall be substantially in the form attached to this ordinance as Attachment 1.

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

	Passed by the City Cour	ncil the	_ day of	, 2013, and signe	d by me in
open	session in authentication of	of its passag	e this		
	day of	, 201	3.		
			President	of the City Council	
	Approved by me this	day of		, 2013.	

File #: CB 117769, Version: 1	
	Michael McGinn, Mayor
Filed by me this day of	, 2013.
	Monica Martinez Simmons, City Clerk
(Seal)	
Exhibit B: Other Agreeme Exhibit C: City's Capital N	uthorized Arena Use Areas ents Maintenance and Repairs ity-Managed Portion of the West Court Building