Ordinance No. 122324

Council Bill No. 115802

AN ORDINANCE amending the 2006 Adopted Budget by changing appropriations and budget control levels in the Water and Drainage and Wastewater Funds of Seattle Public Utilities.

CF No. _____

Date Introduced: 12.11.06	Conlin	
Date 1st Referred:	To: (committee) Full Council	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: 1-8-07	Full Council Vote: 7-0	
Date Presented to Mayor: 1-9-07	Date Approved: 1-16-07	
Date Returned to City Clerk: 1-16-07	Date Published: 2 pp	T.O. ___ F.T. ✓
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Richard Conlin
Councilmember

Committee Action:

1-8-07 Passed 7-0 (Excused: Della, Rasmussen)

This file is complete and ready for presentation to Full Council. Committee: _____ (initial/date)

LAW DEPARTMENT

Law Dept. Review	OMP Review	City Clerk Review	Electronic Copy Loaded	Indexed

Julia Veghte
SPU Storm Supplemental 2006 ORD
November 22, 2006
Version #2a

ORDINANCE 122324

AN ORDINANCE amending the 2006 Adopted Budget by changing appropriations and budget control levels in the Water and Drainage and Wastewater Funds of Seattle Public Utilities.

WHEREAS, storm events in November impacted Seattle Public Utilities in its urban service areas and watersheds; and

WHEREAS, over the course of two weeks, more than 600 storm-related work orders were generated for urban damage that included slides, ponding, flooding, sewer back-ups, infrastructure and equipment as well as damage at the watersheds that included slides, damage to access roadways and infrastructure, and log jams; and

WHEREAS, these damages risked public safety, public health, and the supply of safe drinking water to 1.3 million people in the greater Seattle area; and

WHEREAS, SPU submitted a preliminary estimate of $470,000 to the State of Washington for Federal Emergency Management Agency (FEMA)-reimbursable costs, most of which are operating costs; and

WHEREAS, although the FEMA reimbursements will help offset the financial impact of these storms, 2006 operating budget appropriations in both the Water Fund and the Drainage and Wastewater Fund must be modified to accommodate the storm-related costs; NOW THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The appropriations for the following items in the 2006 Adopted Budget are modified, as follows. Appropriations in parentheses are being reduced and appropriations without parentheses are being increased:

SEA CITY CLERK

Item	Fund	Department	Budget Control Level	Amount
1.1	Drainage and Wastewater Fund (44010)	Seattle Public Utilities	Other Operating-DW (N400B-DW)	$150,000
	Drainage and Wastewater Fund (44010)	Seattle Public Utilities	General Expense-DW (N000B-DW)	($150,000)
1.2	Water Fund (43000)	Seattle Public Utilities	Other Operating-WF (N400B-WU)	$300,000
	Water Fund (43000)	Seattle Public Utilities	Shared Cost Projects-WF (C400B-WU)	($300,000)

Section 2. Any acts consistent with the authority and after passage of this ordinance are hereby ratified and confirmed.

Section 3. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the 8th day of January, 2007, and signed by me in open session in authentication of its passage this 8th day of January, 2007.

President _____ of the City Council

Approved by me this 16th day of January, 2006.

Gregory J. Nickels, Mayor

Filed by me this 16th day of January, 2007.

City Clerk

(Seal)

SDS CITY CLERK

City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

November 28, 2006

Honorable Nick Licata
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Licata:

I am transmitting the attached proposed Council Bill that revises the 2006 Adopted Budget for Seattle Public Utilities (SPU) in response to storm events over the last several weeks. The storm events impacted SPU both in its urban service areas and the watersheds. At risk were public safety, public health, and the supply of safe drinking water to 1.3 million people in the greater Seattle area. Damage included slides, ponding, flooding, sewer back-ups, infrastructure and equipment damage in the urban areas; and slides, damage to access roadways and infrastructure, and log jams within the Seattle city watersheds. The attached legislation transfers appropriations between Budget Control Levels within the Drainage and Wastewater Fund and within the Water Fund to accommodate SPU's costs in responding to these events.

SPU has submitted a preliminary estimate of $470,000 to the State of Washington for Federal Emergency Management Agency (FEMA) reimbursable costs (primarily overtime and equipment), most of which are operating costs. Total estimated costs of SPU's storm-related work are higher, but will be partially covered with existing operating and capital budgets. A portion of the storm related costs are expected to be reimbursed by FEMA and as a result will not have a financial impact on the funds. A portion of the costs will not be reimbursed and will reduce the financial performance of the funds.

Thank you for your consideration of this legislation. Should you have questions, please contact or Julia Veghte (4-7779).

Sincerely,

GREG NICKELS
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

600 Fourth Avenue, 7th Floor, P.O. Box 94749, Seattle, WA 98124-4749
Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, Email: mayors.office@seattle.gov
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LOS CITY CLERK

Form revised April 10, 2006

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Seattle Public Utilities	Julia Veghte / 4-7779	John McCoy / 5-0768

Legislation Title:
AN ORDINANCE amending the 2006 Adopted Budget by changing appropriations and budget control levels in the Water and Drainage and Wastewater Funds of Seattle Public Utilities.

- **Summary of the Legislation:**

This legislation transfers appropriation between Budget Control Levels (BCLs) within the 2006 Adopted Budget for the Drainage and Wastewater Fund and the Water Fund, in response to the November 2006 storm events.

- **Background:** *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):*

The storm events in November 2006 impacted Seattle Public Utilities (SPU) in its urban service areas and watersheds. Over the course of two weeks, more than 600 storm-related work orders were generated. Damages included slides, ponding, flooding, sewer back-ups, infrastructure and equipment damage in the urban areas; and slides, damage to access roadways and infrastructure, and log jams within the Seattle city watersheds. At risk were public safety (e.g. from ponding), public health (e.g. from sewer back ups), and the supply of safe drinking water (e.g. from sediment and debris contamination in receiving water bodies) to 1.3 million people in the greater Seattle area.

This legislation transfers a total of $450,000 between BCLs within the Drainage and Wastewater Fund ($150,000) and the Water Fund ($300,000). The transfers provide SPU with budget authority to cover the unanticipated costs of responding to the November storm events. SPU's estimated total cost of the storm-related work is higher than $450,000, but those costs will largely impact the 2007 capital budget.

Separately, SPU has submitted a preliminary estimate of $470,000 to the State of Washington for costs reimbursable by the Federal Emergency Management Agency (FEMA) (primarily operating costs for overtime and equipment) in connection with the November storm events. SPU expects to apply to FEMA for additional reimbursement for costs to mitigate possible damage caused by future storm events.

CITY CLERK

- *Please check one of the following:*

____ **This legislation does not have any financial implications.** (*Stop here and delete the remainder of this document prior to saving and printing.)*

__X__ **This legislation has financial implications.** *(Please complete all relevant sections that follow.)*

Appropriations: *This table should reflect appropriations that are a direct result of this legislation. In the event that the project/ programs associated with this ordinance have appropriations that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below.*

Fund Name and Number	Department	Budget Control Level	2006 Appropriation	2007 Anticipated Appropriation
Drainage and Wastewater Fund (44010)	Seattle Public Utilities	Other Operating-DW (N400B-DW)	$150,000	$0
Drainage and Wastewater Fund (44010)	Seattle Public Utilities	General Expense-DW (N000B-DW)	($150,000)	$0
Water Fund (43000)	Seattle Public Utilities	Other Operating-WF (N400B-WU)	$300,000	$0
Water Fund (43000)	Seattle Public Utilities	Shared Cost Projects-WF (C400B-WU)	($300,000)	$0
TOTAL			**$0**	**$0**

Notes:

A portion of SPU's storm-related costs are expected to be reimbursed by FEMA and as a result will not have a financial impact on the Drainage and Wastewater Fund and the Water Fund. However, a portion of the costs will not be reimbursed and will reduce the 2006 financial performance of the funds.

ENS CITY CLERK

Anticipated Revenue/Reimbursement: Resulting From This Legislation: *This table should reflect revenues/reimbursements that are a direct result of this legislation. In the event that the issues/projects associated with this ordinance/resolution have revenues or reimbursements that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below the table.*

Fund Name and Number	Department	Revenue Source	2006 Revenue	2007 Revenue
TOTAL				

Notes: Although not a direct result of this legislation, SPU expects to be reimbursed by FEMA for a portion of SPU's storm-related costs.

Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE Impact: *This table should only reflect the actual number of positions created by this legislation In the event that positions have been, or will be, created as a result of previous or future legislation or budget actions, please provide details in the Notes section below the table.* ***None***

Position Title and Department*	Fund Name	Fund Number	Part-Time/ Full Time	2006 Positions	2006 FTE	2007 Positions**	2007 FTE**
TOTAL							

* *List each position separately*
** *2007 positions and FTE are total 2007 position changes resulting from this legislation, not incremental changes. Therefore, under 2007, please be sure to include any continuing positions from 2006*

Notes:

- **Do positions sunset in the future?** *(If yes, identify sunset date):*

N/A.

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Spending/Cash Flow: *This table should be completed only in those cases where part or all of the funds authorized by this legislation will be spent in a different year than when they were appropriated (e.g., as in the case of certain grants and capital projects). Details surrounding spending that will occur in future years should be provided in the Notes section below the table. N/A.*

Fund Name and Number	Department	Budget Control Level*	2006 Expenditures	2007 Anticipated Expenditures
TOTAL				

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

Notes: SPU expects to spend the funds in the same year they are appropriated (i.e. in 2006).

- **What is the financial cost of not implementing the legislation?** *(Estimate the costs to the City of not implementing the legislation, including estimated costs to maintain or expand an existing facility or the cost avoidance due to replacement of an existing facility, potential conflicts with regulatory requirements, or other potential costs if the legislation is not implemented.)*

Without this legislation the Water Fund and Drainage and Wastewater Fund are expected to exceed their Other Operating Budget Control Level appropriations in the 2006 Adopted Budget.

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** *(Include any potential alternatives to the proposed legislation, such as reducing fee-supported activities, identifying outside funding sources for fee-supported activities, etc.)*

SPU could reduce its operating budget spending in order to accommodate the storm-related costs, but this would have adverse impacts on SPU's operations and services.

- **Is the legislation subject to public hearing requirements:** *(If yes, what public hearings have been held to date, and/or what plans are in place to hold a public hearing(s) in the future.)*

No.

- **Other Issues** (*including long-term implications of the legislation*):

No.

Please list attachments to the fiscal note below: None.

CITY CLERK

STATE OF WASHINGTON – KING COUNTY

--ss.

206690 No.
CITY OF SEATTLE,CLERKS OFFICE

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:122324 ORDINANCE

was published on

01/23/07

The amount of the fee charged for the foregoing publication is the sum of $ 125.55, which amount has been paid in full.

Subscribed and sworn to before me on

01/23/07

Notary public for the State of Washington,
residing in Seattle

JENNIFER A. PATZER NOTARY PUBLIC STATE OF WASHINGTON COMMISSION EXPIRES OCT 24 2007

State of Washington, King County

City of Seattle

ORDINANCE 122324

AN ORDINANCE amending the 2006 Adopted Budget by changing appropriations and budget control levels in the Water and Drainage and Wastewater Funds of Seattle Public Utilities.

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Passed by the City Council the 8th day of January, 2007, and signed by me in open session in authentication of its passage this 8th day of January, 2007.

Nick Licata

President of the City Council

Approved by me this 16th day of January, 2007.

Gregory J. Nickels, Mayor

Filed by me this 16th day of January, 2007.

(Seal) Judith Pippin

City Clerk

Publication ordered by JUDITH PIPPIN, City Clerk

Date of publication in the Seattle Daily Journal of Commerce, January 23, 2007.

1/23(206690)

A" Street SE, Auburn, WA 98002.
53-939-0811.

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