



October 3, 2016

To: Board of Supervisors, King County Flood Control Zone District
Fr: Kjristine Lund, Executive Director
Re: Staff Report

FCD Resolution No. FCD2016-15: A RESOLUTION authorizing the chair to enter into the second 2016 amendment to the Contract for Accounting Services.

This contract amendment would increase the accounting services contract by \$10,000. There are no time or scope changes. This increase is needed to ensure coverage of accounting services through the end of the year.

FCD Resolution No. FCD2016-17: A RESOLUTION relating to the King County Flood Control Zone District 2016 capital budget; approving grant fund projects; and authorizing expenditure of District funds for the approved projects from the appropriation of grant funds in Attachments C and D of Resolution FCD 2015-11 and Resolution FCD 2016-10.

The Flood Reduction Grant program is in its third year. This year the District received 24 grant requests totaling \$7,307,641. Available funding in 2016 is \$3,326,240, including the 2016 budget allocation of \$2,991,819 and cost savings from prior year awards totaling an additional \$334,421.

Grant availability was announced this spring through press releases, posting to the District website, and outreach by Supervisor's staff.

Applicants included 10 cities, 1 town, 1 drainage improvement district, 1 watershed improvement district, the King Conservation District, King County Parks, King County Roads Division, 3 non-profits, and 3 homeowner associations.

King County Water and Land Resources grants staff reviewed the projects for eligibility and visited project sites for a technical review. A review panel of Mark Isaacson, Lisa Jensen (community member), and Kjristine Lund read and scored the grant requests. The review panel met in person to reconcile scores and to make recommendations. The recommendations are attached to the resolution.

FCD Resolution No. FCD2016-22: A RESOLUTION approving an acquisition policy for the King County Flood Control Zone District.

This property acquisition policy is intended to provide guidelines for when and how King County Flood Control District (“district”) resources are used to acquire real property or real property interests. The district’s intent is to provide flexibility in its acquisition guidelines to address the unique circumstances of flood emergencies, funding opportunities, and property owner willingness to sell.

Since 2008, the county, on behalf of the district, has acquired 122 properties related to structural capital projects, to reduce flood risk or to reduce repetitive losses. The majority of these acquisitions were voluntary. The Board of Supervisors of the district (“board”) has used condemnation on three projects.

This policy applies to any acquisition that uses district funds, including but not limited to property tax revenue and grant awards. This policy applies to WLR Division and to any jurisdiction carrying out a flood capital project on behalf of the district. This policy does not apply to district funds that are used for the WRIA grant program, Subregional Opportunity Fund program, or Flood Reduction grant program; however, those grant programs must comply with all applicable local, state, and federal laws related to property acquisition and relocation.

The over-arching principle is: Acquisitions should be voluntary whenever possible and within a reasonable market range, except under limited circumstances.

Criteria are set for evaluating potential acquisitions, including:

- Acquisitions for health and human safety are high priorities
- Capital district projects that will protect critical facilities or public infrastructure, such as roads, schools and utilities, as well as economic centers, and productive farmland.
- Limit the amount of property rights acquired for access, right of entry, and construction, to those that are needed.
- Acquisitions identified during river corridor planning for future potential capital projects are low priority until the district has approved the corridor plan or the board directs WLR Division to pursue an acquisition.
- Obtain only the real property or real property interests that are sufficient to meet anticipated inspection, operation, maintenance and repair needs for the future.

An amendment was recommended at the Executive Committee meeting to add:
8.6.6.WLR Division shall keep the Supervisors of the affected Council geographic districts informed about key milestones related to landowner outreach, including initial outreach and the outreach plan.

The policy includes a Delegation of Authority:

- WLR Division is authorized to carry out acquisition procedures in Sections 1.6.9.1-1.6.9.3 and Chapter 6 of the Manual.
- The district's Executive Director is authorized to approve a property owner outreach plan and initial property owner outreach.
- WLR Division must obtain the district's Executive Committee's prior approval for the following:
 - ⇒ Capital project charter and goals.
 - ⇒ Selection of design alternative.
 - ⇒ Initiation of 30, 60, and 90 percent design.
 - ⇒ Outreach plans for all acquisitions.

Resolution No. FCD2016-23: A RESOLUTION approving an extension of the interlocal agreement with King County regarding flood protection projects and services.

This resolution would extend the agreement between the District and King County for two years. A new interlocal agreement will need to be negotiated to become effective January 2019.