



## Legislation Details (With Text)

<b>File #:</b>	2009-0283	<b>Version:</b>	2
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	4/20/2009	<b>In control:</b>	Committee of the Whole
<b>On agenda:</b>		<b>Final action:</b>	5/4/2009
<b>Enactment date:</b>	5/7/2009	<b>Enactment #:</b>	16495
<b>Title:</b>	AN ORDINANCE making disappropriations that total \$1,216,446 and an appropriation of \$2,787,446 to the conservation futures capital fund for a net increase of \$1,571,000 and an appropriation and disappropriation to the parks capital fund for a net \$0 increase to support the Raging river headwaters acquisition project; and amending the 2009 Budget Ordinance, Ordinance 16312, Sections 42 and 125, as amended, and Attachment B, as amended.		
<b>Sponsors:</b>	Reagan Dunn, Larry Phillips, Dow Constantine, Larry Gossett, Bob Ferguson, Julia Patterson, Kathy Lambert, Pete von Reichbauer		
<b>Indexes:</b>	Budget, ERC/BNSF		
<b>Code sections:</b>			
<b>Attachments:</b>	1. 16495.pdf, 2. 2009-0283 Attachment to Transmittal Letter--Aerial Map.pdf, 3. 2009-0283 Attachment to Transmittal Letter--Project Map.pdf, 4. 2009-0283 Attachment to Transmittal Letter--Vicinity Map.pdf, 5. 2009-0283 Fiscal Note.xls, 6. 2009-0283 Staff Report with attachments COW 4-29-09.pdf, 7. 2009-0283 Transmittal Letter.doc, 8. A. Adopted Ordinance 16312, Section 125: General Government Capital Improvement Program, dated May 4, 2009., 9. A. Adopted Ordinance 16312, Section 125: General Government Capital Improvement Program, 10. Amendment Package 5-4-09.pdf, 11. Handout for Council 5-4-09 FINAL (2).docx, 12. Staff Report with attachments 04-22-09		

Date	Ver.	Action By	Action	Result
5/4/2009	1	Metropolitan King County Council		
5/4/2009	1	Metropolitan King County Council		
4/22/2009	1	Committee of the Whole	Deferred	
4/20/2009	1	Metropolitan King County Council	Introduced and Referred	

AN ORDINANCE making disappropriations that total \$1,216,446 and an appropriation of \$2,787,446 to the conservation futures capital fund for a net increase of \$1,571,000 and an appropriation and disappropriation to the parks capital fund for a net \$0 increase to support the Raging river headwaters acquisition project; and amending the 2009 Budget Ordinance, Ordinance 16312, Sections 42 and 125, as amended, and Attachment B, as amended.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Findings: The council makes the following findings of fact:

A. King County government works to ensure the long-term viability of natural resources for its citizens through the preservation of lands for agriculture, forestry and trails. Further, the preservation of natural basins and watersheds for salmon recovery and species protection is a high priority.

B. Ordinance 16084 authorized the county executive to participate with the Port of Seattle in a transaction to acquire the Burlington Northern Santa Fe (BNSF) Eastside Rail Corridor. Public ownership of this vital corridor will preserve the land for use as a trail, as well as its potential for additional transportation options in the future. It is the intent of the council that previous appropriations remain committed for this purpose.

C. The Raging river headwaters, project 315173, proposed to be funded by conservation futures tax (CFT) funds is of equal importance to preserve a vital county natural area from future development by obtaining a conservation easement and development rights on lands surrounding one of the most important rivers for threatened Chinook salmon. This project will also help complete the Mountains to Sound Greenway.

SECTION 2. Ordinance 16312, Section 42, as amended is hereby amended by adding thereto and inserting therein the following:

GENERAL GOVERNMENT GF TRANSFERS - From the general fund there is hereby appropriated to:

General government GF transfer	\$0
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PROVIDED THAT:

Of this appropriation, no general fund transfer shall be made to the conservation futures subfund 3151 to support project 315173, Raging river headwaters.

SECTION 3. Ordinance 16312, Section 125, as amended, is hereby amended by adding thereto and inserting therein the following:

From the conservation futures capital improvement project funds a combination of project disappropriations and an appropriation involving the specific projects identified in Attachment A to this

ordinance.

<b>Fund</b>	<b>Fund Name</b>	<b>Amount</b>
3151	Conservation futures subfund	\$1,571,000
3581	Parks capital fund	\$ 0

**ER1 EXPENDITURE RESTRICTION:**

Of this appropriation for the Envision Public Portal (CIP Project number 377226), \$20,000 shall be expended solely for the inclusion of septic and plumbing permits into the scope of this project.

**ER2 EXPENDITURE RESTRICTION:**

Of the appropriation for CIP Project number 395914, KC Animal Shelter Interim Repairs, \$160,000 shall be expended solely for immediate HVAC repairs within the Kent shelter building, including installation of a dryer vent, cat isolation ductwork, and air conditioning for two cat isolation rooms, the design, purchase and installation of an overhead hose rack and replacement of finishes.

**ER3 EXPENDITURE RESTRICTION:**

Of the appropriation for CIP Project number 358101, \$25,000 shall be expended for an appraisal of the Elks Run golf course for the purpose of converting lands for ballfields, unless the council has approved a purchase and sale agreement for county owned property commonly known as Summit Pit and \$50,000 shall be used for the development of a paragliding recreational site at the McDonald Mountain recreational area.

**P1 PROVIDED THAT:**

None of the funds appropriated for Renton Maintenance Fund Capital Improvement Projects South Regional Maintenance Facility (CIP Project number 300808) or Property Sale Transaction Costs (CIP Project number 700209) may be expended or encumbered until the council has approved a purchase and sale agreement of the county-owned property known as the Summit Pit regional roads maintenance facility.

**P2 PROVIDED FURTHER THAT:**

Of this appropriation, \$25,000 shall not be expended until two reports on the status of the emergency

radio replacement project (CIP Project number 347301) have been transmitted to council. It is the intent of the council that progress reports for emergency radio replacement project shall be transmitted to the council twice annually. The progress reports shall describe all of the project activities undertaken during the reporting period. The first progress report shall be due April 1, 2009, and also shall include an inventory of county owned hand held radios, a report on the number of new radios needed to serve the new sound transit service contracts and a report on how the radios needed to serve the new sound transit contract will be funded.

The progress reports shall be transmitted in the form of 11 copies with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the lead staff for the general government and labor relations committee, or its successor.

**P3 PROVIDED FURTHER THAT:**

Of this appropriation, \$200,000 shall not be expended until the council approves by motion a business case for the expenditure of the remaining funds in the law, safety, and justice integration program (CIP Project number 377108).

The executive shall file the business case and proposed motion by May 1, 2009, the business case and a proposed motion in the form of 12 copies with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the lead staff for the general government and labor relations committee and the law, justice and human services committee, or their successors.

**P4 PROVIDED FURTHER THAT:**

Of this appropriation, no amount may be encumbered nor expended toward the interim loan program, described in the executive's 2009 proposed budget under CIP Project number 322801, until the council approves by motion a report that specifies the components, requirements, processes, oversight and reporting of an interim loan program that would be administered by King County. The executive, in collaboration with the mental illness and drug dependency oversight committee, with assistance from council staff and the office of the prosecuting attorney, shall develop this report.

This report is due to the council on April 1, 2009. Eleven copies of the report must be filed with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the lead operating budget, fiscal management and select issues committee, or its successor.

P5 PROVIDED FURTHER THAT:

Of this appropriation, no more than \$814,187 shall be expended for the voicemail replacement project (CIP Project number 378201). The executive shall transmit to the council by February 1, 2009, a proposed ordinance to reallocate \$1,046,822 to each appropriation unit that contributed to the project fund.

The proposed ordinance must be filed in the form of 11 copies with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the lead staff for the operating budget, fiscal management and select issues committee, or its successor.

P6 PROVIDED FURTHER THAT:

Of this appropriation for CIP Project number 369002, \$100,000 shall be not be expended or encumbered until the transfer of development rights executive board has evaluated the potential purchase of the Mountains to Sound Greenway acquisition proposal for Raging River forest, Cougar Mountain precipice and wildlife corridors within the Snoqualmie forest, Mount Si and Rattlesnake mountain.

The executive shall submit a report on the evaluation of this acquisition proposal in the form of 11 copies with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the lead staff for the utilities and parks committee, or its successor.

P7 PROVIDED FURTHER THAT:

CIP Project 315173, Raging river headwaters, funds the purchase of development rights and a conservation easement to preserve approximately four thousand acres of working natural forest. Within one week of the purchase, the executive shall report to the council the details of the purchase, including appraisal documents and the final agreement.

The report should be presented to the committee of the whole at the first meeting after finalization of the

agreement. Additionally, the report must be filed in the form of twelve copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the committee coordinators for the physical environment committee and the committee of the whole or their successors.

P8 PROVIDED FURTHER THAT:

It is the intent of the council that the conservation futures oversight committee, when prioritizing new projects for approval, give highest priority to projects within council districts in which disappropriations occurred to support project 315173, Raging river headwaters.

P9 PROVIDED FURTHER THAT:

It is the intent of the council that previous appropriations for CFT projects to acquire the BNSF Eastside Rail Corridor remain committed for this purpose.

P10 PROVIDED FURTHER THAT:

Of this appropriation, project 315173, Raging river headwaters, no more than \$1,000,000 may be expended from funds derived from interfund borrowing and no more than \$600,000 may be expended from funds derived from project 369002, TDR bank.

P11 PROVIDED FURTHER THAT:

It is the intent of the county that when prioritizing parks capital projects, highest priority will be given to project 358104, east lake Sammamish regional, which is disappropriated to support project 315173, Raging river headwaters.

SECTION 4. Attachment A to this ordinance hereby amends Attachment B to Ordinance 16312, as amended, by adding thereto and inserting therein the projects listed in Attachment A to this ordinance.

SECTION 5. Contingent effective date. This ordinance shall only be effective upon submission by the executive to the clerk of the council by June 30, 2009, of a certification in writing that a fully executed purchase and sale agreement has been

entered into for the acquisition by King County of development rights and a conservation easement for the Raging river headwaters project.