



Legislation Text

File #: FCD2013-14, **Version:** 3

A RESOLUTION relating to the operations and finances of the King County Flood Control Zone District; adopting the District's 2014 work program, budget, operating budget for King County, capital budget, six-year capital improvement program, oversight budget and opportunity fund project list, and authorizing improvements.

WHEREAS, the Advisory Committee of the King County Flood Control Zone District ("District") has reviewed and recommended the District's proposed 2014 work program, budget, operating budget for King County, capital budget, six-year capital improvement program, opportunity fund project list, and management budget; and

WHEREAS, pursuant to RCW 86.15.140, the District held a public hearing on the proposed budget on October 28, 2013; and

WHEREAS, beginning in 2013, the District started to conduct corridor planning studies in five key river corridors, to better assess both current conditions and update capital program planning to reflect project needs in each corridor; and

WHEREAS, although the corridor planning studies are to be completed in 2014 and 2015, the early needs assessments performed for each corridor plan indicate that a much larger capital project need exists to address deficiencies that are now being identified, than had earlier been thought to be the case; and

WHEREAS, the early focus of the District capital program has been upon larger projects along the mainstem river corridors, and thus the capital needs for more localized flooding or surface water projects have largely been unmet; and

WHEREAS, the District seeks to rectify this unmet need, through a grant program that will focus upon localized flooding and surface water needs; and

WHEREAS, since its inception, the District has through the Subregional Opportunity Fund, provided a pro-rata funding for flooding-related capital projects and programs undertaken by each local jurisdiction within King County, equal to ten percent of District revenues, minus contributions to the Water Resource Inventory Areas (“WRIAs”).

WHEREAS, the District recognizes that its contribution to the Subregional Opportunity Fund is well below the established funding needs and desires to increase its contributions to the respective jurisdictions, and to establish a minimum contribution amount of ten thousand dollars for each jurisdiction; and

WHEREAS, beginning in its 2012 budget, the District provided grant funding for capital projects and programs undertaken by the WRIAs designed to aid in the efforts of salmon recovery in Puget Sound; and

WHEREAS, the District recognizes that its contribution to salmon-recovery efforts is well below the established funding needs and desires to increase its contributions to the respective WRIAs, and to adjust said increases to reflect inflation; and

WHEREAS, the District seeks to increase its revenues starting in 2014, through a three cent increase in levy rates; and

WHEREAS, in the past the District had been subject to the \$5.90 levy lid, wherein the combined taxes of all taxing jurisdictions could not total in excess of that amount, and could be subject to levy “suppression” if said amount was exceeded; and

WHEREAS, for the 2011 budget year, the District was required to enter into agreements with other special taxing districts in order to preserve its tax levying authority, and these agreements effectively resulted in reduced funding of the District capital programs by \$8,500,000; and

WHEREAS, for its 2012 budget, the District was afforded protection by the state legislature from the levy lid for collections less than twenty-five cents per \$1,000 of assessed valuation, until the year 2018; and

WHEREAS, the District cannot assume that such levy lid protection will be extended by the state legislature beyond the current end date, and wishes to accumulate the revenues necessary to implement the capital improvements that will be identified through the respective corridor planning processes; and

WHEREAS, pursuant to RCW 86.15.110, the Board of Supervisors ("Board") has determined that the flood control improvements adopted by this resolution generally contribute to the objectives of the District's comprehensive plan of development; and

WHEREAS, the Board desires to adopt the District's 2014 work program, budget, operating budget for King County, capital budget, six-year capital improvement program, opportunity fund project list, and management budget; now, therefore

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE KING COUNTY FLOOD CONTROL ZONE DISTRICT:

SECTION 1. The Board of Supervisors adopts the 2014 work program for the King County Flood Control Zone District, consisting of the programs and activities set forth in Attachment A (dated October 17, 2013) to this resolution, titled "2014 Work Program."

SECTION 2. The Board adopts the 2014 budget for the District, as set forth in Attachment B (dated November 12, 2013) to this resolution, titled "2014 Annual Budget."

SECTION 3. The Board adopts the 2014 operating budget for King County, as set forth in Attachment C (dated October 17, 2013) to this resolution, titled "2014 Operating Budget."

SECTION 4. The Board adopts the 2014 capital budget for the District, consisting of the projects and expenditures, including the subregional opportunity fund, as set forth in Attachment D (dated November 12, 2013) to this resolution, titled "2014 Capital Budget."

SECTION 5. The Board adopts the six-year capital improvement program for the District, as set forth in Attachment E (dated November 12, 2013) to this resolution, titled "Six-Year CIP 2014-2019."

SECTION 6. The Board adopts the 2014 oversight budget for the District Board of Supervisors as set

forth in Attachment F (dated November 12, 2013) to this resolution, titled "2014 District Oversight Budget."

SECTION 7. The Board adopts the 2014 opportunity fund project list, as set forth in Attachment G (dated November 12, 2013) to this resolution, titled "2014 Subregional Opportunity Fund Allocations."

SECTION 8. Attachment D to this resolution, which is the "2014 Capital Budget," contains an appropriation of \$2,666,329 in the "Construction" column of the "Grant Fund" appropriation. There shall be no expenditures from the "Grant Fund" appropriation until a review process is implemented to evaluate projects funded in whole or in part from that appropriation, consistent with the following criteria and process.

A. Criteria for Funding - The proposed project is currently not on the District 6-year CIP and complies with one or more of the following:

1. Is consistent with a priority rating system;
2. Addresses localized flooding, such as:
 - a. Surface water overflows;
 - b. Near-shore flooding;
 - c. Lake flooding due to outflow blockage;
 - d. Assessment of existing conditions as part of creation of a lake management district; and
 - e. Clearance of clogged agricultural drainage systems.
3. Provides a broad economic benefit, such as:
 - a. Maintaining access to goods and infrastructure that serve a larger agricultural economy; and
 - b. Providing navigable water channels for industry and recreation.

B. Selection Committee - Decisions on grant funding applications shall be reviewed by a selection committee, which shall:

1. Recommend to the District additional criteria that may be appropriate for the evaluation of grant

fund proposals; and

2. Consists of:

- a. The Director of the King County Water and Land Resources Division;
- b. The District Executive Director; and
- c. An at-large representative chosen by the District Executive Committee.

C. Process - The opportunity to apply for grant fund, commences on February 1 and end on April 30 of each year. The selection committee will accept, review and make recommendations on the applications to full Board of Supervisors.

SECTION 9. In accordance with the interlocal agreement between the District and King County, Section 3.5, King County shall notify the District Executive Director in writing if the County needs to modify or reprioritize capital projects. The interlocal agreement, Section 5, provides that if King County needs to amend the annual budget or work plan, King County should prepare an amendment for the Board's review and action by resolution. King County's notifications to the District should include information regarding variations within project budgets of more than twenty percent in the "acquisition," "design," "construction," "contingency," and "total" expenditure categories, shown on Attachments C and D to this resolution.

SECTION 10.

A. The Board authorizes the extension, enlargement, acquisition, or construction of improvements, as applicable, as set forth on Attachments D and E, each dated November 12, 2013, of this resolution.

B. The 2006 King County Flood Hazard Management Plan ("Flood Plan"), as amended, serves as the comprehensive plan of development for flood control and floodplain management, and has been prepared for the streams or watercourses upon which the improvements will be enlarged, extended, acquired, or constructed. The improvements authorized herein generally contribute to the objectives of the Flood Plan.

C. For improvements that are to be constructed, preliminary engineering studies and plans have been made, consisting of one or more of the following: the 2006 Flood Hazard Management Plan, as amended, preliminary feasibility analyses, conceptual designs, and design manuals, and such plans and studies are on file with the County Engineer.

D. Estimated costs for acquisitions and improvements together with supporting data are set forth on Attachments D and E, each dated November 12, 2013.

E. The improvements set forth in Attachments D and E, each dated November 12, 2013, are determined to benefit the County as a whole, as well as the zone.