

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE: Ordinance No. 455 Extending the Shoreline Water District Franchise
DEPARTMENT: City Manager's Office
PRESENTED BY: Bob Olander, City Manager, Ian Sievers, City Attorney

PROBLEM/ISSUE STATEMENT:

Staff is requesting a four month extension of the Shoreline Water District water system franchise in order to provide additional time to negotiate the terms of this agreement.

DISCUSSION:

Extension.

An initial franchise to operate the water system owned by the Shoreline Water District, generally east of I-5, was granted by the City of Shoreline in June of 2001 through Ordinance No. 274. An automatic two-year extension was invoked in 2004 providing for the current expiration date of December 31, 2006.

The proposed four month extension will provide City staff and the District additional time to negotiate the terms of a new franchise.

FINANCIAL IMPACT:

Extension will have no financial impact; the 6% franchise fee the City receives from the District will continue under the extended franchise.

RECOMMENDATION

It is recommended that the City Council pass Ordinance No. 455 granting the District a four month extension to the existing franchise.

Approved By: City Manager  City Attorney 

Attachment:
Proposed Ordinance No. 455

ORDINANCE NO. 455

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, EXTENDING THE FRANCHISE UNDER WHICH THE SHORELINE WATER DISTRICT IS AUTHORIZED TO PROVIDE WATER WITHIN THE CITY OF SHORELINE.

WHEREAS, the City of Shoreline, by Shoreline City Ordinance No. 274, granted the Shoreline Water District a non-exclusive franchise for the operation of a water system within the City right-of-way effective June 19, 2001; and

WHEREAS, the franchise granted to the Shoreline Water District by the City in Ordinance No. 274 was automatically renewed on December 31, 2004 for an additional two years, providing a new expiration date of December 31, 2006; and

WHEREAS, the City and the Shoreline Water District agree additional time is needed to negotiate the terms of a new agreement;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Franchise Extension. The franchise granted pursuant to City Ordinance No. 274 is extended through the earlier of April 30, 2007, or the effective date of a replacement franchise (whichever first occurs).

Section 2. Directions to City Clerk. The City Clerk is hereby authorized and directed to forward certified copies of this ordinance to the Grantee set forth in this ordinance. The Grantee shall have fifteen (15) days from receipt of the certified copy of this ordinance to accept in writing the extension of the franchise granted to the Grantee in this ordinance.

Section 3. Publication and Effective Date. In accord with state law, this ordinance shall be published in full and shall take effect five days after passage, publication, and acceptance by the Grantee.

PASSED BY THE CITY COUNCIL ON DECEMBER 11, 2006.

Mayor Robert L. Ransom

ATTEST:

APPROVED AS TO FORM:

Scott Passey, CMC

Ian Sievers, City Attorney