

**CITY COUNCIL AGENDA ITEM**  
CITY OF SHORELINE, WASHINGTON

<b>AGENDA TITLE:</b>	Authorizing the City Manager to Execute Amendment 1 to the King County Flood Control District Flood Reduction Grant Funding for the Storm Creek Erosion Management Project
<b>DEPARTMENT:</b>	Public Works
<b>PRESENTED BY:</b>	John Featherstone, Surface Water Utility Manager
<b>ACTION:</b>	<input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

**PROBLEM/ISSUE STATEMENT:**

Staff is requesting that Council authorize the City Manager to execute Amendment 1 (Attachment A) to the agreement with King County for the King County Flood Control District (KCFCD) Flood Reduction Grant that funds a portion of the Storm Creek Erosion Management Project.

The Storm Creek Erosion Management Project will address an eroding reach of Storm Creek to manage erosion and mitigate landslide and flood risk within a bluff-side area. The project site is located at 18321 17<sup>th</sup> Place NW where Storm Creek crosses under 17<sup>th</sup> Place NW, passes between three homes and descends a steep coastal bluff ravine, then crosses a culvert under the BNSF Railway and enters the Puget Sound. The City of Shoreline has teamed with the Ronald Wastewater District, the Innis Arden Club (homeowners association), and adjacent private property owners to collaborate on a solution to this issue.

Staff applied for the competitive KCFCD 2019 Flood Reduction Grant on June 14, 2019, and Council authorized the original \$225,000 grant agreement on November 11, 2019. On June 24, 2020, the KCFCD Board approved an additional \$227,000 in funding for this project under a 2019 Supplemental Flood Reduction Grant.

In summary, the proposed amendment includes the following changes:

- Increases the total grant amount to \$452,000;
- Amends the grant scope of work to include the project construction phase (the original grant scope included only the design and permitting phase);
- Extends the grant expiration date by one year from December 31, 2022, to December 31, 2023, to allow additional time for completion of construction;
- Updates citations of the authorizing resolutions from the original agreement to include KCFCD authorization of additional funding.

**FINANCIAL IMPACT:**

The total estimated Storm Creek Erosion Management Project cost is \$1,000,000; the amendment grant is expected to provide nearly one half of the total required funding. Matching funding is to be provided through a combination of funds provided by the City and project partners. The exact fund-sharing arrangement between these groups has not yet been determined.

**RECOMMENDATION**

Staff recommends that the Council authorize the City Manager to execute Amendment 1 to the agreement with King County for the King County Flood Control District Flood Reduction Grant that funds a portion of the Storm Creek Erosion Management Project.

**ATTACHMENT:**

Attachment A: 2019 Supplemental Flood Reduction Grants - Amendment 1 for Storm Creek Erosion Management

Approved By:           City Manager **DT**   City Attorney **MK**

**AMENDMENT TO GRANT AWARD**

<b>Project Name:</b>	Storm Creek Erosion Management		
<b>Recipient:</b>	City of Shoreline	<b>Agreement No.:</b>	4.19.07
<b>Address:</b>	17500 Midvale Ave N	<b>Amendment Date:</b>	9/8/2020
	Shoreline, WA 98133	<b>Amendment No.:</b>	1

**AMENDMENT REQUESTED BY:****AMENDMENT WRITTEN BY:**

<b>Name:</b>	John Featherstone	<b>Name:</b>	Kim Harper
<b>Title:</b>	Shoreline Surface Water Utility Manager	<b>Title:</b>	KC WLRD Grant Administrator

**AMENDMENT EFFECTS:**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Change of Scope                   | <input checked="" type="checkbox"/> Compensation |
| <input checked="" type="checkbox"/> Distribution of Funds Among Tasks | <input type="checkbox"/> Terms and Conditions    |
| <input checked="" type="checkbox"/> Time of Performance               | <input type="checkbox"/> Results of Services     |

**BACKGROUND:** On November 6, 2019, the King County Flood Control District (FCD) passed Resolution FCD2019-13.2 to create their 2020 annual budget. This resolution added money to the Flood Reduction Grant fund for the purpose of holding a supplemental grant round in early 2020. The FCD allotted \$2.6 million for what became known as the 2019 Supplemental Flood Reduction Grant Opportunity. This opportunity was opened on January 22<sup>nd</sup> and closed February 4<sup>th</sup> of 2020. This supplemental opportunity was open to new applicants and to recipients who received partial awards under the annual round for the 2019 Flood Reduction Grant process. Applicants who applied in 2019 and did not receive awards were not eligible to apply again for the same projects. The FCD approved the grants from this supplemental round on June 24, 2020 under Resolution FCD2020-11.2. A total of 14 grant awards were authorized under this supplemental process, including the subject of this amendment.

**SUMMARY OF CHANGES:** The amendment adds \$227,000 to the existing grant, for a new total grant amount of \$452,000. In addition to the grant amount, changes include: citation of authorizing resolutions, extension of the end date by one year, revision of dollar figures in Exhibit A, expansion of tasks in the Scope of Work table (Exhibit B), schedule for deliverables (Exhibit B), and the budget breakdown by line item in the Budget Table (Exhibit C).

**Change #1: Introductory Paragraph of Grant Agreement**

Change last sentence of paragraph to read: This Agreement shall be in effect from the date of execution to **December 31, 2023**.

**Change #2: Paragraph 1.3 of Grant Agreement**

Change sentence to read: Whereas, on November 12, 2013, the District's Board of Supervisors passed Resolution FCD2013-14.3 which established a Flood Reduction Grant Program and criteria for awarding grant funding for projects, and on November 5, 2018, the Board passed Resolution FCD2018-09.2, which authorized an allocation of \$3,166,261 from the District's 2019 budget to fund flood reduction projects, and on November 6, 2019, the Board passed Resolution FCD2019-13.2, which authorized an additional allocation of \$2,600,000 from the District's 2020 budget to fund flood reduction projects; and

**CHANGE #3: Paragraph 1.4 of Grant Agreement**

Change sentence to read: Whereas, on September 18, 2019 the District's Board of Supervisors passed Resolution FCD2019-11.1, which approved the flood reduction projects described in Attachment A to that Resolution; and on June 24, 2020 the District's Board of Supervisors passed Resolution FCD2020-11.2, which approved additional funds for the projects described in Attachment A to that Resolution; and

**CHANGE #4: Paragraph 1.7**

Change sentence to read: Whereas the District's Board of Supervisors approved funding of the project ("Project"), as described in Attachment A to Resolution FCD2019-11.1 in the amount of \$225,000, and approved additional funding of the project, as described in Attachment A to Resolution FCD2020-11.2 in the amount of \$227,000 ("Award"), for a total award amount of \$452,000; and

**CHANGE #5: Paragraph 1.9**

Change sentence to read: Whereas, King County and the Recipient desire to enter into this Agreement for the purpose of establishing the terms and conditions under which King County will provide funding from the District in accordance with Resolution FCD2019-11.1 and Resolution FCD2020-11.2, and the Grant Policies and Procedures, and under which the Recipient will implement the Project.

**CHANGE #6: Paragraph 2.2**

Change sentence to read: King County agrees to pay the Award amount to Recipient in the total amount of **\$452,000** from District funds. The Award shall be used by the Recipient solely for the performance of the Project, as described in Exhibit A to this Agreement. Exhibit A, attached hereto and incorporated herein by this reference, contains a description of the Project as described in Attachment A to Resolution FCD2020-11.2. King County shall pay the Recipient in accordance with the terms of the Grant Policies and Procedures.

**CHANGE #7: Paragraph 3.5**

Change first sentence of paragraph to read: The Project shall be completed by no later than **December 31, 2023**.

**CHANGE #8: Exhibit A: Project Description**

Change dollar figures in Project Description table to read:

PROJECT NAME	RECIPIENT	DESCRIPTION	LEVERAGE	AWARD
Storm Creek Erosion Management	City of Shoreline	The project will address a badly-eroded reach of Storm Creek to manage erosion and mitigate landslide-driven flood risk within a steep bluff-side area close to homes. If no action is taken, severe erosion will continue, and risk of catastrophic erosion, landslide, and blockage-driven flooding will increase, threatening public safety, critical public infrastructure, private residences, and Puget Sound water quality. The City of Shoreline has teamed with the Ronald Wastewater District, the Innis Arden Club (homeowners association), and adjacent private property owners to collaborate on a solution to this issue.	\$448,000	\$452,000

**CHANGE #9: Exhibit B: Scope of Work**

Change Scope of Work table to read:

TASKS	ACTIVITIES AND DELIVERABLES	APPROX. PERCENT OF AWARD REQUEST	MONTH/YEAR TASK WILL BE COMPLETED
<b>Task 1: Project Administration (Required task)</b>	Submit reimbursement request forms, backup documentation for billing, and progress reports at least every 6 months. Submit a Fiscal Closeout form and a Closeout Report form with the final reimbursement request.	1%	December 2023
<b>Task 2: Design and Permitting</b>	Consultant will produce a Final Design (Ad- Ready) set and approved permit application packages (as needed). This will include tasks necessary to complete there deliverables, such as data collection, alternatives analysis, field survey, environmental assessments, and other work.	50%	March 2023
<b>Task 3: Construction</b>	Contractor will construct improvements to fulfill project objectives – including eliminating/minimizing landslide and blockage-driven flood risks -- as designed and permitted.	49%	December 2023

**CHANGE #10: Exhibit C: Budget Table**

Change Budget table to read:

BUDGET ITEM	GRANT AWARD REQUEST	FINANCIAL LEVERAGE (not required)			LEVERAGE TOTAL	TOTAL (Grant + Leverage)
		SOURCE NAME				
		City of Shoreline funding	Ronald Waste- water District funding	Private property owner funding		
		AMOUNT				
STAFFING	\$52,000	\$48,000			\$48,000	\$100,000
COMMERCIAL SERVICES AND CREW TIME	\$400,000	\$152,000	\$200,000	\$48,000	\$400,000	\$800,000
TOTAL	\$452,000	\$200,000	\$200,000	\$48,000	\$448,000	\$900,000

IN WITNESS HEREOF, THE PARTIES HERETO HAVE CAUSED THIS AMENDMENT TO BE EXECUTED AND INSTITUTED ON THE DATE WRITTEN ABOVE.

**King County, Washington****RECIPIENT**

By \_\_\_\_\_

By \_\_\_\_\_

Title \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

Date \_\_\_\_\_