

May 3, 2005

TO: IAC Members and Designees

FROM: Laura Eckert Johnson, Director

PREPARED BY: Neil Aaland, Assistant Director

SUBJECT: Aquatic Lands Enhancement Account
Funding Approval for Fiscal Year 2006
Notebook Item #4c (Consent Calendar)

Summary

In September 2004 the Board approved the ranked list of Aquatic Lands Enhancement Account (ALEA) projects for fiscal year 2006. As required by statute, the list was submitted to the Governor and included as part of the 2005-2007 Capital Budget request to the Legislature. The Legislature has approved funding for the program and staff is now requesting final funding approval for these projects so that grants may be awarded.

Background

To comply with statutory guidance, the Board adopted a policy that calls for submittal of ALEA projects during the even year of each biennium. The actual funding for the projects is provided during the following biennium (after the Legislature approves the biennial budget). These projects for acquisition, development, or restoration of aquatic lands are evaluated and ranked, through a competitive selection process, by the ALEA Advisory Committee. In an open public meeting, the Board adopts the ranked list of projects to be submitted to the Governor and Legislature for consideration.

Governor and Legislative Action

The 2005 – 2007 State Capital Budget, as approved by the 2005 Legislature in Engrossed Substitute House Bill 6094, appropriates more than \$5 million to the Aquatic Lands Enhancement Account. The list of ALEA projects for fiscal year 2006 was also approved by the Legislature as LEAP Capital Document No. 2005-15. It includes projects recommended for funding and alternates. With approval by the Legislature, these projects are submitted to the Board for final funding approval, with conditions to ensure satisfaction of requirements in statute, Washington Administrative Code, and IAC policy.

IAC Board Policies and Washington Administrative Code

As outlined in IAC Manual #7, Funded Projects: Policies and the Project Agreement, applicants have 90 days from the date the IAC Board approves funding to submit any additional materials requested. These documents must be provided before IAC staff can execute a project agreement. After the agreement is signed by IAC, the applicant has “three calendar months from the date of the committee's mailing of the project agreement to execute and return the agreement to the committee's office.”¹

With approval of the ALEA projects in May, rather than the planned July approval date, some applicants may not meet the timelines referenced above. The Director has considered this and is prepared to grant a waiver where appropriate.

In addition, Washington Administrative Code (286-13-040 (3)) requires applicants to provide written assurance “to the committee at least one calendar month before the meeting at which the project is to be considered for funding.” By policy, this means the applicant has:

- a. Cash on hand, available, and dedicated to the project, and has
- b. Received approval of voter bonds or other grants being used as a match for the project.

Donated resources are also required to be available and dedicated to the project. Projects without proof of matching fund availability, may be declared ineligible and passed over for other projects with the match in place.

While staff is requesting fund approval for ALEA projects in May, this approval does not go into effect until July 1, when the 2005-2007 State Capital Budget becomes effective. Subsequently, we are granting a waiver of this requirement and applicants have until June 1 to certify the availability of matching resources.¹

Staff Recommendation

IAC staff recommends approval of funding for the ranked list of projects shown in Table 1 – *ALEA Ranked List of Projects, Fiscal Year 2006 (attached)*, and authorization for IAC’s Director to execute project agreements for those projects meeting all post approval requirements, including certification of matching resources. This recommendation provides full funding for the top 11 ranked projects. Project number 12 would receive partial funding of \$295,887. The unfunded balance of project 12 and the remaining projects are included as alternates.

Resolution 2005-13 (Consent Calendar) is provided for Board consideration.

¹ Washington Administrative Code (WAC) 286-13-040

**Table 1 - Aquatic Land Enhancement Account - ALEA
 State Fiscal Year 2006**

Resolution: 2005-13

Rank	Score	Proj #	Project Name	Project Sponsor	Request Amount	Cumulative Request	IAC Recommends	Cumulative IAC Recommends
1 of 21	53.273	04-1504 A	Inspiration Point/Chuckanut Bay Acq.	Bellingham Parks & Rec Dept	600,000	600,000	600,000	600,000
2 of 21	50.273	04-1507 R	Lower Tolt River Floodplain Reconnect	King County DNR & Parks	500,000	1,100,000	500,000	1,100,000
3 of 21	49.727	04-1259 D	Bottle Beach - Development	State Parks	246,244	1,346,244	246,244	1,346,244
4 of 21	49.182	04-1484 A	Hansville Waterfront Park	Kitsap County Parks and Rec	1,000,000	2,346,244	1,000,000	2,346,244
4 of 21	49.182	04-1490 A	Skagit Riverwalk South Gateway	Skagit County Dike Dist #12	354,758	2,701,002	354,758	2,701,002
6 of 21	49.000	04-1266 R	Myrtle Edwards Park Beach Restoration	Seattle Parks & Rec Dept	500,000	3,201,002	500,000	3,201,002
7 of 21	48.455	04-1249 D	Riverview Park Development	Kent Parks, Rec & Comm Serv	498,836	3,699,838	498,836	3,699,838
8 of 21	47.364	04-1277 A	Waterway Park	Tacoma Public Works	390,000	4,089,838	390,000	4,089,838
9 of 21	44.455	04-1450 D	Dogfish Creek Restoration & Development	Poulsbo City of	261,492	4,351,330	261,492	4,351,330
10 of 21	43.546	04-1427 A	Union River Estuary	Fish & Wildlife Dept of	87,283	4,438,613	87,283	4,438,613
11 of 21	40.909	04-1462 D	Shilshole Bay North End Sailing Center	Seattle Port of	290,000	4,728,613	290,000	4,728,613
12 of 21	40.000	04-1374 D	Chinese Reconciliation Pk-Shoreline	Tacoma City of	478,099	5,206,712	295,887	5,024,500 P
13 of 21	39.546	04-1483 D	Cap Sante Public Access Improvements	Anacortes Port of	308,787	5,515,499	Alternate	
13 of 21	39.546	04-1502 D	Downtown Waterfront Access Restoration	Port Townsend City of	299,571	5,815,070	Alternate	
15 of 21	39.364	04-1468 D	Seabeck Center & Beach Access	Kitsap County Parks and Rec	280,748	6,095,818	Alternate	
16 of 21	39.182	04-1493 D	Padilla Bay Trail Interpretive Signs	Padilla Bay Reserve	26,400	6,122,218	Alternate	
17 of 21	36.273	04-1499 D	Yakima Delta Habitat Restore & Access	Richland City of	300,000	6,422,218	Alternate	
					6,422,218		5,024,500	

"P" represents partial funding.