



Snohomish County Council

Legislation Details (With Text)

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Type: Motion **Status:** Approved

File created: 5/5/2022 **In control:** General Legislative Session

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Title: Motion 22-222, authorizing the Snohomish County Executive to pay off early the Airport's Community Economic Revitalization Board (CERB) Loan under Contract #S12-790A0-031 at Snohomish County Airport

Sponsors: Airport, Nickolis Landgraff

Indexes:

Code sections: SCC 3.04.140(8) - Award, execution, by whom

Attachments: 1. Motion 22-222, 2. Staff Report, 3. CERB Loan Payoff Request Letter, 4. CERB Loan Payoff Request - Executive Memo, 5. Fiscal Impact Summary, 6. CERB Memo, 7. Motion Assignment Slip

Date	Ver.	Action By	Action	Result
5/25/2022	1	General Legislative Session	Approved	Pass
5/24/2022	1	Finance and Economic Development Committee	Moved to the GLS Consent Agenda	
5/16/2022	1	Administrative Session	Assigned	

Executive/Council Action Form (ECAF)

ITEM TITLE:

Motion 22-222, authorizing the Snohomish County Executive to pay off early the Airport's Community Economic Revitalization Board (CERB) Loan under Contract #S12-790A0-031 at Snohomish County Airport

DEPARTMENT: Airport

ORIGINATOR: Nickolis A. Landgraff

EXECUTIVE RECOMMENDATION: Approve - Ken Klein

PURPOSE: To authorize the Executive to pay off early the Airport's Community Economic Revitalization Board (CERB) Loan under Contract #S12-790A0-031.

BACKGROUND:

- The County entered into a low interest loan (CERB Contract #S12-790A0-031) with a principal balance of \$496,257 on March 12, 2012 via Motion 12-102 with the Community Economic Revitalization Board (CERB) to fund remediation of non-structural soils on 15.15 acres of Airport Property located off Commando Road.
- The County entered into a fifty (50) year land lease agreement with Capstone PF2, LLC on May 3, 2012 which outlines that the County must take out a CERB Loan and the County would pay 50% of the principal in years 6-15.
- Capstone PF2, LLC would like to sell their building and has requested a Consent to Lease Assignment;

however, before proceeding they must pay off their share of the CERB loan which totals an estimated \$215,540.93.

- Airport staff has requested from CERB via a letter dated April 13, 2022 for approval to pay off their loan and if approved by County Council the Airport would like to pay off our remaining share of \$212,681.55 as well.
- Airport staff is requesting to pay the total estimated outstanding CERB loan balance of \$428,222.48. Due to the potential for unknown fees or associated expenses staff is requesting authorization to pay the loan off up to \$440,000 after approval is received from CERB and all funds are received from Capstone PF2, LLC.

FISCAL IMPLICATIONS:

EXPEND: FUND, AGY, ORG, ACTY, OBJ, AU	CURRENT YR	2ND YR	1ST 6 YRS
410-521680-4101 - CERB Principal	\$428,222.48		\$428,222.48
TOTAL	\$428,222.48		\$428,222.48

REVENUE: FUND, AGY, ORG, REV, SOURCE	CURRENT YR	2ND YR	1ST 6 YRS
130-37321680-6250 - Rents & Leases	\$215,540.93		\$215,540.93
(Capstone PF2, LLC's Share)			
410-321680-0800 - Fund Balance	\$212,681.55		\$212,681.55
(County's Share)			
TOTAL	\$428,222.48		\$428,222.48

DEPARTMENT FISCAL IMPACT NOTES: The Airport has sufficient funds available in our 2022 budget program to accommodate this loan pay off of \$212,681.55. Contingent upon Capstone PF2, LLC paying their share of \$215,540.93 and CERB approving our proposed pay off, then Airport shall proceed with the final pay off payment.

CONTRACT INFORMATION:

ORIGINAL	<u>X</u>	CONTRACT#	<u>S12-790A0-031</u>	AMOUNT	<u>\$496,257</u>
AMENDMENT	<u>X</u>	CONTRACT#	<u>Pay Off Loan</u>	AMOUNT	<u>NTE \$440,000</u>

Contract Period

ORIGINAL	START	<u>12/30/2013</u>	END	<u>1/31/2033</u>
AMENDMENT	START	<u>12/30/2013</u>	END	<u>6/1/2022</u>

OTHER DEPARTMENTAL REVIEW/COMMENTS: Reviewed/approved by Risk and Finance