



**King County**  
**Metropolitan King County Council**  
**Committee of the Whole**

**STAFF REPORT**

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<b>Agenda Item No.:</b> 8	<b>Date:</b> 8 Apr 2009
<b>Briefing No.:</b> 2009-B0097	<b>Prepared by:</b> Nick Wagner

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**SUMMARY**

The 2007-2008 King County Charter Review Commission has recommended that the Council place on the ballot a charter amendment that would delete the transitional provisions contained in section 350.20.30 and Article 9 of the Charter.

The CRC's vote was 18-0 in favor of the amendment, with three members absent.

**BACKGROUND**

Article 9 of the Charter, entitled "Transitory Provisions," by its own terms is "related to the transition from the existing form of government to the form of government established by this charter." Since it has been almost 40 years since the Charter went into effect, the transition to the new, charter form of government is essentially complete, and almost all the provisions of Article 9 are now obsolete.

Charter section 350.20.30, entitled "Metropolitan Services Department Transitory Provisions," is related to the 1992 Metro merger and is also obsolete.

**THE PROPOSED LEGISLATION**

Legislation that would implement the CRC's recommendation has been drafted by the Prosecuting Attorney's Office and is included as Attachment 1 to this staff report (pp. 3-8 of these materials); however, it has not yet been introduced.

The draft legislation would repeal Charter section 350.20.30 and all of Charter Article 9 except for a portion of section 990 (*see* p. 5-6 of these materials).

**INVITEES**

1. Charter Review Commission members

**ATTACHMENTS**

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..Title

AN ORDINANCE proposing an amendment to Section 990 of the King County Charter; repeal of Section 350.20.30 of the King County Charter, regarding the county's prior transition to a metropolitan government; and repeal of Section 900 of the King County Charter, Section 910 of the King County Charter, Section 920 of the King County Charter, Section 920.10 of the King County Charter, Section 920.10.10 of the King County Charter, Section 920.10.20 of the King County Charter, Section 920.10.30 of the King County Charter, Section 920.10.40 of the King County Charter, Section 920.20 of the King County Charter, Section 920.20.20 of the King County Charter, Section 920.20.30 of the King County Charter, Section 920.20.40 of the King County Charter, Section 920.20.50 of the King County Charter, Section 920.20.60 of the King County Charter, Section 920.20.70 of the King County Charter, Section 920.20.80 of the King County Charter, Section 920.30 of the King County Charter, Section 930 of the King County Charter, Section 940 of the King County Charter, Section 950 of the King County Charter, Section 960 of the King County Charter, Section 970 of the King County Charter, Section 970.10 of the King County

Charter, Section 970.30 of the King County Charter,  
Section 970.40 of the King County Charter, Section 970.50  
of the King County Charter and Section 980 of the King  
County Charter, regarding the county's prior transition to  
home rule charter form of government; and submitting the  
same to the voters of the county for their ratification or  
rejection at the November 2008 general election.

...Body

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. There shall be submitted to the voters of King County for their approval and ratification or rejection, at the next general election to be held in this county occurring more than forty-five days after the enactment of this ordinance, an amendment to the King County Charter, amending Section 990 of the King County Charter and repealing Section 350.20.30, "Metropolitan Service Department Transitory Provisions," Section 900, "Effective Date and Elections"; Section 910, "Councilman Districts," Section 920, "Administrative Offices and Executive Department," Section 920.10, "Administrative Offices," Section 920.10.10, "Office of Budgets and Accounts," Section 920.10.20, "Office of Personnel," Section 920.10.30, "Office of Systems Services," Section 920.10.40, "Office of Property and Purchasing," Section 920.20, "Executive Departments," Section 920.20.10, "Department of Public Works, Utilities and Transportation," Section 920.20.20, "Department of Public Safety," Section 920.20.30, "Department of Public Health," Section 920.20.40, "Department of Records and Elections," Section 920.20.50, "Department of Finance," Section 920.20.60, "Department

of Parks," Section 920.20.70, "Department of Planning," Section 920.20.80, "Department of Building," Section 920.30, "Modification of Administrative Offices and Executive Departments," Section 930, "County Commissioners," Section 940, "County Assessor," Section 950, "Commencement and Terms of Office," Section 960, "Compensation," Section 970, "The Personnel System," Section 970.10, "Personnel Board Members," Section 970.30, "Elective County Officers," Section 970.40, "County Employees," Section 970.50, "Sheriff's Civil Service System" and Section 980, "Board of Appeals," of the King County Charter, as set forth herein:

**Section 990. Transition.**

~~((Except as provided by this article, the terms of office of elective county officers subject to this charter holding office on April 30, 1969, shall terminate on the effective date of this charter. All appointed officers and employees holding office on the effective date of this charter shall continue in the performance of their duties until their successors are appointed or until their duties are transferred, altered or abolished in accordance with the provisions of this charter. All boards and Commissions whose functions have not been transferred by this charter to another agency of county government established by this charter shall continue to function for one hundred twenty days after the effective date of this charter, at the end of which time they are hereby abolished unless re-established or continued by ordinance.))~~ All ordinances, resolutions and other official actions of the board of county Commissioners ~~((which))~~ that are in effect on the May 1, 1969, effective date of this charter and ~~((which))~~ that are not inconsistent with this charter shall continue in effect until they are amended, repealed or superseded in accordance with the provisions of this charter. All rights, claims, actions, orders, obligations, proceedings and

contracts existing on ~~((the effective date of this charter))~~ May 1, 1969, shall not be affected by the adoption of this charter.

**Section 350.20.30 repealed.** Section 350.20.30 of the King County Charter, Metropolitan Service Department Transitory Provisions," is hereby repealed.

**Section 900 repealed.** Section 900 of the King County Charter, "Effective Date and Elections"; is hereby repealed.

**Section 910 repealed.** Section 910 of the King County Charter, "Councilman Districts," is hereby repealed.

**Section 920 repealed.** Section 920 of the King County Charter, "Administrative Offices and Executive Department," is hereby repealed.

**Section 920.10 repealed.** Section 920.10 of the King County Charter, "Administrative Offices," is hereby repealed.

**Section 920.10.10 repealed.** Section 920.10.10 of the King County Charter, "Office of Budgets and Accounts," is hereby repealed.

**Section 920.10.20 repealed.** Section 920.10.20 of the King County Charter, "Office of Personnel," is hereby repealed.

**Section 920.10.30 repealed.** Section 920.10.30 of the King County Charter, "Office of Systems Services," is hereby repealed.

**Section 920.10.40 repealed.** Section 920.10.40 of the King County Charter, "Office of Property and Purchasing," is hereby repealed.

**Section 920.20 repealed.** Section 920.20 of the King County Charter, "Executive Departments," is hereby repealed.

**Section 920.20.10 repealed.** Section 920.20.10 of the King County Charter, "Department of Public Works, Utilities and Transportation," is hereby repealed.

**Section 920.20.20 repealed.** Section 920.20.20 of the King County Charter, "Department of Public Safety," is hereby repealed.

**Section 920.20.30 repealed.** Section 920.20.30 of the King County Charter, "Department of Public Health," is hereby repealed.

**Section 920.20.40 repealed.** Section 920.20.40 of the King County Charter, "Department of Records and Elections," is hereby repealed.

**Section 920.20.50 repealed.** Section 920.20.50, "Department of Finance," is hereby repealed.

**Section 920.20.60 repealed.** Section 920.20.60 of the King County Charter, "Department of Parks," is hereby repealed.

**Section 920.20.70 repealed.** Section 920.20.70 of the King County Charter, "Department of Planning," is hereby repealed.

**Section 920.20.80 repealed.** Section 920.20.80 of the King County Charter, "Department of Building," is hereby repealed.

**Section 920.30 repealed.** Section 920.30 of the King County Charter, "Modification of Administrative Offices and Executive Departments," is hereby repealed.

**Section 930 repealed.** Section 930 of the King County Charter, "County Commissioners," is hereby repealed.

**Section 940 repealed.** Section 940 of the King County Charter, "County Assessor," is hereby repealed.

**Section 950 repealed.** Section 950 of the King County Charter, "Commencement and Terms of Office," is hereby repealed.

**Section 960 repealed.** Section 960 of the King County Charter, "Compensation," is hereby repealed.

**Section 970 repealed.** Section 970, "The Personnel System," is hereby repealed.

**Section 970.10 repealed.** Section 970.10, "Personnel Board Members," is hereby repealed.

**Section 970.30 repealed.** Section 970.30 of the King County Charter, "Elective County Officers," is hereby repealed.

**Section 970.40 repealed.** Section 970.40, "County Employees," is hereby repealed.

**Section 970.50 repealed.** Section 970.50 of the King County Charter, "Sheriff's Civil Service System," is hereby repealed.

**Section 980 repealed.** Section 980 of the King County Charter, "Board of Appeals, is hereby repealed.

SECTION 3. The clerk of the council shall certify the proposition to the manager of the elections division, in substantially the following form, with such additions, deletions or modifications as may be required by the prosecuting attorney for the proposition listed below:

Shall the King County Charter be amended to remove no longer relevant transitory language relating to the county's prior transition to a home rule charter and metropolitan form of government?



3. Allow the Regional Policy Committee to adopt its work program by a majority vote with a quorum of 6½ votes. The work program may include new subject matter which involves regional policies or plans. This change is proposed to provide the committee with greater authority over its agenda.
4. Allow regional committees to initiate motions and ordinances, including ones not assigned by the Council, which would be introduced without the usual sponsorship of a County Council member. This change is proposed to offer regional committees better access to legislative consideration of their recommendations.
5. Require County Council and standing committees to take an action of record on each proposed motion and ordinance initiated by regional committees.
6. Empower the County Council to add, by ordinance, non-voting representation to the Water Quality Committee for areas outside of King County served under contract by King County sewerage treatment services. This change is proposed in light of increasing presence of King County sewage facilities and services in areas beyond the boundaries of the county.

The Regional Governance subcommittee also recommended ordinance language for adoption by the Council (see Appendix C).

Final vote: | Yes – 16 | No – 2 | Abstain – 0 | Absent – 3 |

### **Transitory Provisions**

*Charter Section – Article 9 and Section 350.20.30*

*Subcommittee – Regional Governance*

*Amendment Language – See page 33*

The Commission recommends an amendment to strike transitory provisions in the Charter that are no longer relevant. Most of Article 9 and all of Section 350.20.30 of the Charter are vestiges of King County’s transition from a non-charter form of government and the county’s consolidation with Metro. These provisions are no longer relevant and should therefore be removed. Similarly section 350.20.30 may be stricken because transitional direction regarding the Metro consolidation is no longer necessary. While most of Article 9 can be stricken, the last two sentences in section 990 should be retained, because they affirm official actions taken before the charter’s effective date.

Final vote: | Yes – 18 | No – 0 | Abstain – 0 | Absent – 3 |

### **Unincorporated Areas Representation**

*Charter Section – Sections 220.20 and 320.20*

*Subcommittee – Rural/Local Issues*

*Amendment Language – See page 38*

The Commission recommends that a high-level position inside the Office of the Executive be designated to represent the interests of unincorporated area residents. The County Council would also be required to ensure that a structure or structures be created with the power and responsibility to serve unincorporated areas of the county. In essence, the amendment would require the Council to assume an oversight role in ensuring that the County made an adequate organizational commitment to the unincorporated areas, while the Executive would be responsible for implementing and overseeing a specific position.

The Rural/Local subcommittee made improving unincorporated area representation and governance its top priority. The subcommittee considered various options including:

human services, regional services financial policies, criminal justice and jails, and regional facilities siting shall consist of those countywide plans and policies included in the committee's work program by a majority of the members present and voting, with no fewer than three and one-half affirmative votes.

The metropolitan county council shall ~~assign~~ refer each such proposed ordinance or motion, ~~except those developed and proposed by a regional committee,~~ to a regional committee for review. ~~When a proposed policy or plan is referred to a~~ The regional committee for shall complete review; a time limit for such review shall be ~~and recommend action within~~ one hundred twenty days or such other time as is jointly established by the metropolitan county council and the committee, which shall be confirmed in the form of a motion by the metropolitan county council. If the committee fails to act upon the proposed ~~policy or plan~~ ordinance or motion within the established time limit, the metropolitan county council may adopt the proposed ~~policy or plan~~ ordinance or motion upon six affirmative votes. The committee may request, by motion to the county council, additional time for review.

A proposed ~~policy or plan~~ recommended ordinance or motion that has been reviewed and recommended or ~~developed and proposed~~ by a regional committee may be adopted, without amendment, by the metropolitan county council by five affirmative votes. If the metropolitan county council votes prior to final passage thereof to amend a proposed ~~policy or plan~~ ordinance or motion that has been reviewed or recommended ~~or proposed~~ by a regional committee, the proposed ~~policy or plan~~ ordinance or motion, as amended, shall be referred back to the appropriate committee for further review and recommendation. The committee may concur in, dissent from, or recommend additional amendments to the ~~policy or plan~~ ordinance or motion. After the regional committee has had the opportunity to review all metropolitan county council amendments, final action to adopt any proposed ~~policy or plan~~ ordinance or motion that differs from the committee recommendation shall require six affirmative votes of the metropolitan county council.

Each regional committee may develop and propose directly to the council, an ordinance or motion adopting, amending, or repealing a county-wide policy or plan within the subject matter area of the committee. Such proposals must be approved by a majority of the members present and voting, with no fewer than three and one-half affirmative votes. Within 120 days of introduction or such other time as is jointly established by the metropolitan county council and the committee, which shall be confirmed in the form of a motion by the metropolitan county council, the council shall consider the proposed legislation and take such action thereon as it deems appropriate, as provided by ordinance.

The council shall not call a special election to authorize the performance of an additional metropolitan municipal function under state law unless such additional function is recommended by a regional policy committee, notwithstanding the provisions of Section 230.50.10 of this charter. Such recommendation shall require an affirmative vote of at least two-thirds of the membership of each of: (1) metropolitan councilmembers of the committee; (2) members from the city with the largest population in the county; and (3) other city or town members of the committee. Nothing in this section prohibits the metropolitan county council from calling a special election on the authorization of the performance of one or more additional metropolitan functions after receiving a valid resolution adopted by city councils as permitted by RCW 35.58.100(1)(a) and RCW 35.58.100(1)(b), or a duly certified petition as permitted by RCW 35.58.100(2).

### **Transitory Provisions**

#### *350.20.30 Metropolitan Services Department Transitory Provisions:*

~~The metropolitan services department shall be independent of all other executive departments and administrative offices of county government. The metropolitan services department shall operate the metropolitan services in order to perform the metropolitan functions of public transportation and water pollution abatement performed by the Municipality of Metropolitan Seattle (METRO) prior to county assumption of METRO'S metropolitan functions, and shall perform all additional metropolitan functions hereafter authorized under authority of RCW 35.58. Upon county assumption of the rights, powers, functions and obligations of METRO, the metropolitan services department shall take jurisdiction of all the assets and property, real and personal, of METRO.~~

~~The metropolitan services department shall initially have the same organizational and reporting structure as has METRO immediately prior to county assumption of METRO's functions. Notwithstanding any other provision of this charter, for a period of two years after January 1, 1994, the county Council shall not abolish, combine, or divide the administrative divisions of the metropolitan services department, nor shall it transfer the personnel or powers or duties or property of that department from one division to another, either within the metropolitan services department or to another executive department or administrative office of county government. Thereafter, any organizational changes shall not adversely affect the provision of metropolitan function services.~~

*Section 900 Effective Date and Elections.*

The effective date of this charter shall be May 1, 1969, except that special nominating primaries and a special election shall be held on February 11, 1969, and March 11, 1969, respectively to elect the first county executive, county assessor and Councilmen to be elected after the adoption of this charter. The nominating primaries and election shall be conducted in accordance with the provisions of Sections 610 and 620, except that the declarations of candidacy for the nominating primaries shall be filed during December 16-20, 1968; provided, however, that the declarations of candidacy for the nominating primary for a Councilman district in which a county Commissioner elected in 1966 or 1968 resides shall be December 23-27, 1968, if that county Commissioner resigns or files a declaration of candidacy for county executive or county assessor. A candidate may withdraw his nomination in accordance with the provisions of the last paragraph of RCW 29.18.030, and a vacancy on a party ticket may be filled in accordance with the provisions of RCW 29.18.150.

*Section 910 Councilman Districts.*

Until they are changed by a districting ordinance in accordance with the provisions of this charter, the districts of the Councilmen shall be as follows: Councilman District No. 1 shall consist of: the following precincts in Legislative Districts 44, 45 and 46 and all precincts lying north of them: 44-85 through 44-88, 45-98 through 45-100, 46-97 through 46-101, 46-106, 46-115 and 46-116; all precincts in Legislative District No. 1 except those south of precincts Juanita, Bokirk, Phyllis, Firlock and Willows; and precinct Woodinville in Legislative District No. 48.

Councilman District No. 2 shall consist of Precincts 32A-1 through 32A-51, 32B-82 through 32B-119, 43-1 through 43-29, 43-106, 45-1 through 45-33, 45-42 through 45-45, 45-54 through 45-59, 45-61 through 45-1 through 46-96, 46-102 through 46-105 and 46-127.

Councilman District No. 3 shall consist of: all precincts in Legislative District No. 48 except precinct Woodinville; the following precincts in Legislative District No. 41 and all precincts lying north of them: Enatai, Bellevue No. 1, Bellevue No. 62, Bellevue No. 65, Bel-Air, Beachcrest, Squak Mountain, Gilman, Tiger Mountain and Hutchison; and precincts Lorraine and Timber Lake in Legislative District No. 47.

Councilman District No. 4 shall consist of precincts 44-1 through 44-84, 45-34 through 45-41, 45-46 through 45-53, 45-60, 45-69, 45-70 through 45-79, 45-82 through 45-96, 32B-60 through 32B-81, 43-85, 43-92, 43-100, 43-101, 43-103, 37-1 through 37-4, and all precincts in Legislative District No. 36. Councilman District No. 5 shall consist of precincts 37-5 through 37-106, 43-30 through 43-84, 43-86 through 43-91, 43-93 through 43-99, 43-102, 44-104, 43-107 through 43-109, 33-1 through 33-50, 33-54 through 33-56, and 34-96 through 34-114.

Councilman District No. 6 shall consist of all precincts on Mercer Island and all of the following perimeter precincts and all precincts lying within them: 33-100, 33-101 and 33-107 in Legislative District No. 33; 35-6, 35-7, 35-9, 35-17, 35-18, 35-19, Laurel and Lakeridge in Legislative District No. 35; Bryn Mawr, Fillmore, and Renton No. 1 through Renton No. 57 in Legislative District No. 47; Olympic, McDivitt, Hazelwood, Lake Heights, Mocking Bird and Newport in Legislative District No. 41; Bellevue No. 66, Eastgate, Arline, Horizon, Willowridge and Cougar Mountain in Legislative District No. 47; Kathleen, Hi-Valley, Maple Hills, Cedar Mountain, Arthur, Spring Lake and Milwaukee in Legislative District No. 41; Fairway, Merrihill, Petrovitsky, Iowa, Darlene and Tukwila No. 1 through Tukwila No. 5; and Rentthree, Thorndyke, Galway, Showalter, Riverton, Quarry, Duwamish, Boeing, Avon, 35-21, 35-16, 35-11 and 35-12 in Legislative District No. 35.

Councilman District No. 7 shall consist of all precincts on Vashon Island and Maury Island and the following perimeter precincts and all precincts lying within them: Virginia, Nokomis, Seahurst, Seapark, Shoreview, Shorewood, Seola, Qualheim, Aquaview, Greene, Wynona, Mount View, Kingston, Greendale, Marian and Sylvan in Legislative District No. 31; Florina, Emeline, South Park, Danish, Meath, Military Road, Charlotte, Val-Vue, Earls, Duncan, Ford, Falcon, Airport, Moriarity, McMicken, Sunrise, Emerald and Leinster in Legislative District No. 35; and Cork, Crestview, Tyee, Diane, Lakefront, Columbus, Mansion Hill, Ferdinand, Mayo, Midway, Redwood, Sequoia, Zedinick, Zenith, Des Moines No. 1 through Des Moines No. 8, Marine View, Normandy Park No. 1 through Normandy Park No. 9, Crescent, Three Tree Point and Maplewild in Legislative District No. 30.

Councilman District No. 8 shall consist of: precincts 33-51 through 33-53, 33-57 through 33-99, 33-102 through 33-106, 33-108 and 34-1 through 34-95, 35-1 through 35-5, 35-13 through 35-15; and following precincts and all precincts in Legislative District No. 31 lying north of them: 31-1 through 31-64, Sunnywood, Seaview, Oakpark, Bangor, Center, Heights, and Norfolk.

Councilman District No. 9 shall consist of the following perimeter precincts and all precincts lying within them: Lakeland, St. George, Pierce, Netac, Candlewood, Palisades, Lakota, Adelaide, Buenna, Delray, Redondo, Soundcrest, Woodmont, Salt Water, Seacoma, Kent No. 1 through Kent No. 27,

Roosevelt, Grandview, O'Brien, Wayne, and Sue City in Legislative District 30; Fuller, Wanda, Carriage Lane in Legislative District No. 47; Lake Desire, Shadow Lake, Riverside, Pipe Line, Dorre Don, Tahoma, Hobart, Lester,

Sno Pass, Chinook, Sierra, Boise, Osceola, White River, Wabash and Muckleshoot in Legislative District No. 41; and Stuck, Pacific City and Trout Lake in Legislative District No. 47.

As used in this section, "precincts" refers to King County Voting Precincts as they were established by Resolution No. 35545 as passed by the Board of King County Commissioners on June 24, 1968, and all prior resolutions.

*Section 920 Administrative Offices and Executive Department.*

The initial administrative offices and executive departments of the executive branch shall include the following:

*920.10 Administrative Offices.*

*920.10.10 Office of Budgets and Accounts.*

The office of budgets and accounts shall prepare a proposed annual budget for the county as provided in Article 4, shall prescribe the accounting procedures to be used by the county and shall check all disbursement requests to determine that funds have been appropriated and are available and that the requested disbursements are in accordance with the terms of the contract or appropriation ordinance under which the disbursement is to be made. (King County 12-2005)

*920.10.20 Office of Personnel.*

The office of personnel shall have the responsibilities established by Article 5 and shall perform any other duties assigned to it by the chief administration officer.

*920.10.30 Office of Systems Services.*

The office of systems services shall establish and maintain a modern system for processing information in accordance with the needs of county government and shall provide central services for all branches of county government.

*920.10.40 Office of Property and Purchasing.*

The office of property and purchasing shall assign the use of all real and personal property owned or leased by the county, shall maintain all property unless its maintenance is otherwise assigned by this charter, by ordinance or by the county executive, shall negotiate the lease or sale of county property, shall contract for all services and public works which are not performed by county employees and shall purchase all real and personal property purchased by the county.

*20.20 Executive Departments.*

*920.20.10 Department of Public Works, Utilities and Transportation.*

The department of public works, utilities and transportation shall administer the construction and maintenance of the county road system and related facilities and shall be responsible for flood control, garbage disposal and other public works and utilities.

*920.20.20 Department of Public Safety.*

The department of public safety shall enforce law and order, shall administer the county jail and shall be responsible for civil defense.

*920.20.30 Department of Public Health.*

The department of public health shall administer all health programs under the control of the county including all medical services necessary to assist the department of public safety and shall perform autopsies.

*920.20.40 Department of Records and Elections.*

The department of records and elections shall record, file and register all documents presented to it which by general law may be recorded, filed or registered to provide constructive legal notice and all other documents specified by ordinance; shall maintain the county archives to store all county records which should not be destroyed and which are not necessary for the current operation of county government; shall be responsible for the registration of voters in unincorporated areas of the county; and shall conduct all special and general elections held in the county.

*920.20.50 Department of Finance.*

The department of finance shall collect all county revenue, shall make all disbursements approved by the office of budgets and accounts and shall be responsible for investing county funds.

*920.20.60 Department of Parks.*

The department of parks shall operate and develop all county parks and other recreational facilities and programs and shall be responsible for public open space and other related public community services.

*920.20.70 Department of Planning.*

The department of planning shall prepare and present to the county Council comprehensive plans for adoption by ordinance with or without amendments; shall advise all agencies of the county on planning; shall coordinate planning of the county with other governmental agencies; and shall assist the office of budgets and accounts in developing capital improvement programs and capital budgets.

The department of planning shall receive and consider all zoning applications. It shall make the initial decision concerning all applications for zoning variances and conditional use permits, and its decisions shall be final unless appealed to the board of appeals. It shall consider and make recommendations to the county Council concerning all applications for rezoning or original zoning.

*920.20.80 Department of Building.*

The department of building shall be responsible for the issuance of building permits and shall administer and enforce building codes, zoning ordinances, fire regulations and other codes and regulations assigned to it.

*920.30 Modification of Administrative Offices and Executive Departments.*

For a period of two years after the effective date of this charter, the county Council shall not abolish, combine or divide the administrative offices and the executive departments specified in this section and shall not transfer the specified powers and duties from one office or department to another; except that the county Council may adopt an ordinance to combine the department of planning and the budget function of the office of budgets and accounts and to combine the departments of finance and the accounting function of the office of budgets and accounts.

*Section 930 County Commissioners.*

Unless he resigns or seeks nomination to the office of county executive or county assessor, a county Commissioner elected at the general election in November 1966 or November 1968 shall be entitled to assume a position as a Councilman on the county Council established by this charter and shall represent the Councilman district established by this charter in which he resides on September 1, 1968, in which case a special election for the first Councilman for that district shall not be held.

*Section 940 County Assessor.*

Unless he resigns or seeks nomination to the office of county executive or Councilman, the county assessor elected at the general election in 1966 shall be entitled to assume the position as the county assessor established by this charter in which case a special election for the first county assessor after the adoption of this charter shall not be held.

*Section 950 Commencement and Terms of Office.*

The terms of office of officers elected at the special election on March 11, 1969, and the county Commissioners or assessor elected at the general elections in 1966 or 1968 who assume positions as Councilmen or assessor in the offices established by this charter, shall commence on May 1, 1969. The terms of office of the county assessor and Councilmen representing even numbered districts shall expire when their successors are elected at the general election 1971, have qualified and have commenced their terms of office. The terms of office of the county executive and Councilmen representing odd numbered districts shall expire when their successors are elected at the general election in 1973, have qualified and have commenced their terms of office.

*Section 960 Compensation.*

The Councilmen and county assessor who take office on the effective date of this charter shall receive during their first term of office under this charter the compensation specified by general law for county Commissioners and county assessors, respectively. The county executive who takes office on the effective date of this charter shall receive during his first term of office under this charter one and one-half times the compensation paid to a Councilman. Thereafter all compensation shall be established by the county Council by ordinance.

*Section 970 The Personnel System.*

*970.10 Personnel Board Members*

The original members of the personnel board shall be appointed and confirmed or elected by June 1, 1969[sic] The appointed members shall be appointed for the following terms: one for a five year term, one for a four year term, one for a three year term and one for a two year term; and the member elected by the members of the career service shall be elected for one year. Thereafter, any new appointment or election, except to fill out an unexpired term, shall be for a five year term.

*970.20 Effective Date*

The county executive shall present to the county Council a proposed ordinance containing a comprehensive set of personnel rules as soon as possible, and the effective date of the personnel system shall be no later than January 1, 1970. Prior to the effective date of the personnel system, each employee shall be appointed, promoted, suspended and removed by the officer in whose office he serves.

*970.30 Elective County Officers.*

Every elected county officer except a county Commissioner whose office is abolished or made appointive by the adoption of this charter and who holds office on the effective date of this charter shall be continued in county employment at the rate of compensation specified by general law for the office which he held on the effective date of this charter until the date when the term of office to which he was elected would have expired but for the adoption of this charter; and, thereafter, he shall be entitled to be appointed at the same rate of compensation to an administrative position covered by the career service subject to all of the rules of the personnel system including rules concerning compulsory retirement but excluding the rules concerning initial appointment.

*970.40 County Employees.*

A non-elective county officer or employee employed by the county on the effective date of the personnel system shall be entitled to be appointed to a similar position covered by the career service for which he is qualified subject to all of the personnel rules including those concerning compulsory retirement but excluding the rules concerning initial appointments; provided, however, that a county employee who was employed by the county on June 1, 1968, and was involuntarily suspended, demoted or removed without just cause prior to the effective date of the personnel system shall have a preferential right to be appointed to a position covered by the career service similar to that in which he was employed on June 1, 1968. A non-elective county officer or employee employed in a position which is not covered by the career service on the effective date of the personnel system shall have the right to be appointed to a position which is covered by the career service which is as nearly comparable as possible to the position which he held on the effective date of the personnel system when he is removed from the position subject to all of the rules of the personnel system including rules concerning compulsory retirement but excluding the rules concerning initial appointment.

*970.50 Sheriff's Civil Service System.*

The sheriff's civil service system as provided by general law shall continue in full force and effect for a period of two years after the effective date of the personnel system. At the end of the two year period, the county Council may by ordinance provide that the sheriff's civil service Commission be terminated and that its duties be assumed by the personnel system established by this charter. In such an event, the personnel rules adopted by the county Council shall not be applied so as to decrease or eliminate any of the rights, privileges and protections granted to the deputy sheriffs and other employees covered by the sheriff's civil service system except to the extent permitted by the state constitution and general law; and, if a personnel rule cannot be applied to the deputy sheriffs and other employees covered by the sheriff's civil service system, the county Council may adopt special rules which will apply only to the deputy sheriffs and other employees covered by the sheriff's civil service system.

*Section 980 Board of Appeals.*

The original members of the board of appeals shall be appointed and confirmed by June 1, 1969, and shall be appointed for the following terms: two for a four year term, two for a three year term, two for a two year term and one for a one year term. Thereafter, any new appointment, except to fill out an unexpired term, and any reappointment shall be for a four year term.

*Section 990 Transition.*

Except as provided by this article, the terms of office of elective county officers subject to this charter holding office on April 30, 1969, shall terminate on the effective date of this charter. All appointed officers and employees holding office on the effective date of this charter shall continue in the performance of their duties until their successors are appointed or until their duties are transferred, altered or abolished in accordance with the provisions of this charter. All boards and Commissions whose functions have not been transferred by this charter to another agency of county government established by this charter shall continue to function for one hundred twenty days after the effective date of this charter, at the end of which time they are hereby abolished unless re-established or continued by ordinance. All ordinances, resolutions and other official actions of the board of county Commissioners which are in effect on the May 1, 1969 effective date of this charter and which are not inconsistent with this charter shall continue in effect until they are amended, repealed or superseded in accordance with the provisions of this charter. All rights, claims, actions, orders, obligations, proceedings and contracts existing on the effective date of this charter shall not be affected by the adoption of this charter.