



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

September 28, 2010

Ordinance 16940

Proposed No. 2010-0510.2

Sponsors Patterson

1 AN ORDINANCE making a disappropriation of
2 \$11,260,612 and a reappropriation of \$4,404,841 to the
3 Green River flood mitigation subfund capital fund that will
4 be used to centrally reimburse agencies for their costs
5 related to Green River flood mitigation; changing reporting
6 requirements for flood mitigation; and making a
7 disappropriation of \$7,098,110 to the wastewater treatment
8 capital fund; and amending the 2009 Budget Ordinance,
9 Ordinance 16312, Sections 125 and 127, as amended, and
10 Attachments B and C, as amended.

11 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

12 SECTION 1. Ordinance 16312, Section 125, as amended, is hereby amended by
13 adding thereto and inserting therein the following:

14 From several capital improvement project funds there is hereby appropriated and
15 authorized to be disbursed the following amounts for the specific projects identified in
16 Attachment A to this ordinance.

<u>Fund</u>	<u>Fund Name</u>	<u>Amount</u>
18 3721	GREEN RIVER MITIGATION TRANSFER SUBFUND	(\$6,855,771)

19 ER1 EXPENDITURE RESTRICTION:

20 Of this appropriation for the Envision Public Portal (CIP Project number 377226),
21 \$20,000 shall be expended solely for the inclusion of septic and plumbing permits into
22 the scope of this project.

23 ER2 EXPENDITURE RESTRICTION:

24 Of the appropriation for CIP Project number 395914, KC Animal Shelter Interim
25 Repairs, \$160,000 shall be expended solely for immediate HVAC repairs within the Kent
26 shelter building, including installation of a dryer vent, cat isolation ductwork, and air
27 conditioning for two cat isolation rooms, the design, purchase and installation of an
28 overhead hose rack and replacement of finishes.

29 ER3 Expenditure Restriction:

30 Of the appropriation for CIP Project number 358101, \$25,000 shall be expended
31 for an appraisal of the Elks Run golf course for the purpose of converting lands for
32 ballfields, unless the council has approved a purchase and sale agreement for county
33 owned property commonly known as Summit Pit and \$50,000 shall be used for the
34 development of a paragliding recreational site at the McDonald Mountain recreational
35 area.

36 ER4 EXPENDITURE RESTRICTION:

37 Of this appropriation, no more \$80,000 may be expended or encumbered for the
38 costs of a consultant to update the Office of Information Resource Management
39 Emergency Management Response Plan.

40 ER5 EXPENDITURE RESTRICTION:

41 No funds from this appropriation may be expended or encumbered after
42 September 30, 2010. Any funds remaining from this appropriation on October 1, 2010,

43 shall be disappropriated and reappropriated to a flood prevention reserve fund within the
44 general fund financial plan to provide for ongoing Green River valley flood mitigation
45 purposes.

46 ER6 EXPENDITURE RESTRICTION:

47 Of this appropriation, funds may be expended to lease an animal services facility
48 for a term not to exceed 5 months, but no funds may be expended to purchase an animal
49 services facility.

50 ER7 EXPENDITURE RESTRICTION:

51 Of this appropriation, \$500,000 from the amount within this appropriation for the
52 office of information resource management shall be expended or encumbered only for
53 telephone service, network communications, special purpose computer systems, such as
54 the FTR Gold Court Reporting System, and any other information technology necessary
55 to enable law and justice agencies to operate effectively in facilities to which they may be
56 relocated as a result of potential Green River flooding.

57 P1 PROVIDED THAT:

58 None of the funds appropriated for Renton Maintenance Fund Capital
59 Improvement Projects South Regional Maintenance Facility (CIP Project number
60 300808) or Property Sale Transaction Costs (CIP Project number 700209) may be
61 expended or encumbered until the council has approved a purchase and sale agreement of
62 the county-owned property known as the Summit Pit regional roads maintenance facility.

63 P2 PROVIDED FURTHER THAT:

64 Of this appropriation, \$25,000 shall not be expended until two reports on the
65 status of the emergency radio replacement project (CIP Project number 347301) have

66 been transmitted to council. It is the intent of the council that progress reports for
67 emergency radio replacement project shall be transmitted to the council twice annually.
68 The progress reports shall describe all of the project activities undertaken during the
69 reporting period. The first progress report shall be due April 1, 2009, and also shall
70 include an inventory of county owned hand held radios, a report on the number of new
71 radios needed to serve the new sound transit service contracts and a report on how the
72 radios needed to serve the new sound transit contract will be funded.

73 The progress reports shall be transmitted in the form of 11 copies with the clerk of
74 the council, who shall retain the original and will forward copies to each councilmember
75 and to the lead staff for the general government and labor relations committee, or its
76 successor.

77 P3 PROVIDED FURTHER THAT:

78 Of this appropriation, \$200,000 shall not be expended until the council approves
79 by motion a business case for the expenditure of the remaining funds in the law, safety,
80 and justice integration program (CIP Project number 377108).

81 The executive shall file the business case and proposed motion by May 1, 2009,
82 the business case and a proposed motion in the form of 12 copies with the clerk of the
83 council, who shall retain the original and will forward copies to each councilmember and
84 to the lead staff for the general government and labor relations committee and the law,
85 justice and human services committee, or their successors.

86 P4 PROVIDED FURTHER THAT:

87 Of this appropriation, no amount may be encumbered nor expended toward the
88 interim loan program, described in the executive's 2009 proposed budget under CIP

89 Project number 322801, until the council approves by motion a report that specifies the
90 components, requirements, processes, oversight and reporting of an interim loan program
91 that would be administered by King County. The executive, in collaboration with the
92 mental illness and drug dependency oversight committee, with assistance from council
93 staff and the office of the prosecuting attorney, shall develop this report.

94 This report is due to the council on April 1, 2009. Eleven copies of the report
95 must be filed with the clerk of the council, who shall retain the original and will forward
96 copies to each councilmember and to the lead operating budget, fiscal management and
97 select issues committee, or its successor.

98 P5 PROVIDED FURTHER THAT:

99 Of this appropriation, no more than \$814,187 shall be expended for the voicemail
100 replacement project (CIP Project number 378201). The executive shall transmit to the
101 council by February 1, 2009, a proposed ordinance to reallocate \$1,046,822 to each
102 appropriation unit that contributed to the project fund.

103 The proposed ordinance must be filed in the form of 11 copies with the clerk of
104 the council, who shall retain the original and will forward copies to each councilmember
105 and to the lead staff for the operating budget, fiscal management and select issues
106 committee, or its successor.

107 P6 PROVIDED FURTHER THAT:

108 Of this appropriation for CIP Project number 369002, \$100,000 shall be not be
109 expended or encumbered until the transfer of development rights executive board has
110 evaluated the potential purchase of the Mountains to Sound Greenway acquisition

111 proposal for Raging River forest, Cougar Mountain precipice and wildlife corridors
112 within the Snoqualmie forest, Mount Si and Rattlesnake mountain.

113 The executive shall submit a report on the evaluation of this acquisition proposal
114 in the form of 11 copies with the clerk of the council, who shall retain the original and
115 will forward copies to each councilmember and to the lead staff for the utilities and parks
116 committee, or its successor.

117 P7 PROVIDED FURTHER THAT:

118 CIP Project 315173, Raging river headwaters, funds the purchase of development
119 rights and a conservation easement to preserve approximately four thousand acres of
120 working natural forest. Within one week of the purchase, the executive shall report to the
121 council the details of the purchase, including appraisal documents and the final
122 agreement.

123 The report should be presented to the committee of the whole at the first meeting
124 after finalization of the agreement. Additionally, the report must be filed in the form of
125 twelve copies with the clerk of the council, who will retain the original and will forward
126 copies to each councilmember and to the committee coordinators for the physical
127 environment committee and the committee of the whole or their successors.

128 P8 PROVIDED FURTHER THAT:

129 It is the intent of the council that the conservation futures oversight committee,
130 when prioritizing new projects for approval, give highest priority to projects within
131 council districts in which disappropriations occurred to support project 315173, Raging
132 river headwaters.

133 P9 PROVIDED FURTHER THAT:

134 It is the intent of the council that previous appropriations for CFT projects to
135 acquire the BNSF Eastside Rail Corridor remain committed for this purpose.

136 P10 PROVIDED FURTHER THAT:

137 Of this appropriation, project 315173, Raging river headwaters, no more than
138 \$1,000,000 may be expended from funds derived from interfund borrowing and no more
139 than \$600,000 may be expended from funds derived from project 369002, TDR bank.

140 P11 PROVIDED FURTHER THAT:

141 It is the intent of the county that when prioritizing parks capital projects, highest
142 priority will be given to project 358104, east lake Sammamish regional, which is
143 disappropriated to support project 315173, Raging river headwaters.

144 P12 PROVIDED FURTHER THAT:

145 Of the appropriation for project 3771xx, CCD management system upgrade/
146 maintenance, \$306,370 shall be expended to secure the repurposed roster management
147 system and to maintain data systems currently in use by the division. Additionally, by
148 March 2010, the executive shall provide an estimate of the cost and needs for the
149 community corrections division management systems inclusion into the greater
150 department of adult and juvenile detention five-year information technology strategic
151 plan. The executive shall submit this cost estimate in the form of 11 copies with the clerk
152 of the council, who shall retain the original and will forward copies to each
153 councilmember and to the lead staff for the budget and fiscal management committee, or
154 its successor.

155 P13 PROVIDED FURTHER THAT:

156 Of this appropriation, \$100,000 shall not be expended or encumbered until the
157 executive transmits and the council receives a facility assessment report which shall be
158 due to the council by August 31, 2010. The assessment report shall propose a Green
159 River valley potential flooding mitigation strategy and funding proposal that covers the
160 next three to five years.

161 P14 PROVIDED FURTHER THAT:

162 Of this appropriation, \$25,000 shall not be expended or encumbered until the
163 executive transmits to the council by January 11, 2010, a report outlining a strategy for
164 resumption of the ongoing regional jail expansion planning, unless the region is facing
165 imminent flooding.

166 The report shall be transmitted in the form of 14 copies with the clerk of the
167 council, who shall retain the original, and distribute a copy to all councilmembers, the
168 council chief of staff, the council director of strategic policy initiatives, the lead staff to
169 the budget and fiscal management committee and the lead staff to the government
170 accountability and oversight committee, or their successors.

171 P15 PROVIDED FURTHER THAT:

172 Of this appropriation, \$1,000,000 shall only be expended or encumbered as
173 follows:

174 1. The executive shall file a flood mitigation status report (~~every other~~
175 ~~Thursday~~) by noon on the second Wednesday of each month. Each filing of such a
176 report shall authorize expenditure or encumbrance of \$200,000 from this restricted
177 appropriation. The report shall be designed to augment the reporting requirements of
178 Motion 13085, which also is due (~~every other Thursday~~) by noon on the second

179 Wednesday of each month. The report shall begin with the next ((biweekly)) monthly
180 report due under Motion 13085. The report shall include the following:

- 181 a. the responsible agency;
- 182 b. the type of work;
- 183 c. the vendor or activity, or both;
- 184 d. the type of activity or contract, for example new or altered scope;
- 185 e. a description of the activity or contract;
- 186 f. the duration of the activity or contract;
- 187 g. the projected dollar amount including identifying any need to access
188 contingency funds;
- 189 h. planned versus actual accomplishment rate;
- 190 i. If applicable, the dollar amount in excess of appropriation, and
- 191 j. If applicable, any modifications to previously reported contracts that changes
192 the information provided in prior reports.

193 2. The report shall be provided to the council in the form of an original and
194 fourteen copies, which shall be filed with the clerk of the council, for distribution to all
195 councilmembers, the council chief of staff, the council director of strategic policy
196 initiatives, the lead staff to the budget and fiscal management committee and the lead
197 staff of the government accountability and oversight committee, or their successors.

198 P16 PROVIDED FURTHER THAT:

199 A Green River flood preparation contingency project is established to allow
200 reprogramming flexibility needed to respond in a timely manner to events beyond the
201 control of the county in preparation and response to the flooding related to the Howard

202 Hanson dam. The executive shall use the appropriated versus actual, as well as projected
203 expenditure data contained in biweekly reports to the council, which are required under
204 Proviso P15 of this section, as a means of determining the need to use contingency funds.

205 If within three business days of the filing of a ((biweekly)) monthly report, no
206 councilmember has objected to the encumbrance or expenditure via written notification
207 transmitted to the executive the use of the contingency funds is authorized.

208 However, in the event of imminent risk, the executive may immediately use
209 contingency funds and shall immediately provide electronic notice of contingency use to
210 the council by distribution to all councilmembers, the council chief of staff, the council
211 director of strategic policy initiatives, the lead staff to the budget and fiscal management
212 committee and the lead staff of the government accountability and oversight committee,
213 or their successors.

214 P17 PROVIDED FURTHER THAT:

215 Of this appropriation, \$75,000 shall not be expended or encumbered until the
216 executive submits to the council a proposal for a contract not to exceed eight months for
217 an advisory animal disaster response incident command director to provide animal
218 disaster response expertise, recommendations, planning and coordination in full
219 cooperation with the king county office of emergency management and the council has
220 reviewed and approved the proposal by motion. The advisory animal disaster response
221 incident command director shall have experience as a animal disaster response incident
222 command director, in accordance with the Federal National Incident Management system
223 Appendix B, dated December 2008, in at least four nationally declared disasters, one of
224 which must be in the state of Washington and have experience and training consistent

225 with federal emergency management agency's comprehensive preparedness guidelines.
226 The executive shall develop a work plan for the advisory animal disaster response
227 incident command director, to more fully align the King County emergency plan for
228 animals in the Howard Hanson dam and Green river flooding plan with the best
229 standards, practices and concept of operations established by the Pierce county animal
230 response team.

231 P18 PROVIDED FURTHER THAT:

232 Of this appropriation, all funds appropriated by this ordinance to the office of
233 information resource management, shall be used solely for purposes directly related to
234 the planning and mitigation of the Green River flood. The project review board shall
235 review these expenditures on a monthly basis. For purposes of verifying these
236 expenditures, the office of information resource management shall provide the project
237 review board a detailed accounting of the prior month's expenditures and an explanation
238 of how each expenditure is related to the planning and mitigation of the Green River
239 flood. If any exceptions are identified, the project review board shall notify the council in
240 writing.

241 The report shall be transmitted in the form of fourteen copies with the clerk of the
242 council, who shall retain the original, and distribute a copy to all councilmembers, the
243 council chief of staff, the council director of strategic policy initiatives, the lead staff to
244 the budget and fiscal management committee and the lead staff to the government
245 accountability and oversight committee, or their successors.

246 P19 PROVIDED FURTHER THAT:

247 The department of transportation, airport division shall provide quarterly reports
248 to the council on the status of the Duwamish cleanup Slip 4, including progress and cost
249 to date of any legal proceedings and next steps, explanation of any variance from
250 previous estimates, and progress of the site cleanup. Any report required to be submitted
251 by this proviso must be filed in the form of three paper copies and an electronic copy
252 with the clerk of the council, who shall retain one paper copy and forward paper copies to
253 the chair and lead staff of the budget and fiscal management committee or its successor,
254 and electronic copies to each councilmember.

255 SECTION 2. Attachment A to this ordinance hereby amends Attachment B to
256 Ordinance 16312, by adding and canceling additional projects to those listed in
257 Attachment B to Ordinance 16312.

258 SECTION 3. Ordinance 16312, Section 127, as amended, is hereby amended by
259 adding thereto and inserting therein the following:

260 From several capital improvement project funds there is hereby appropriated and
261 authorized to be disbursed for following amounts for the specific projects identified in
262 Attachment B to this ordinance.

263	Fund	Fund Name	Amount
264	4616	Wastewater Treatment	(\$7,098,110)

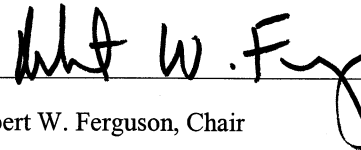
265 SECTION 4. Attachment B to this ordinance hereby amends Attachment C to

- 266 Ordinance 16312, by canceling additional projects to those listed in Attachment C to
- 267 Ordinance 16312.
- 268

Ordinance 16940 was introduced on 9/13/2010 and passed as amended by the Metropolitan King County Council on 9/27/2010, by the following vote:


Yes: 9 - Ms. Drago, Mr. Phillips, Mr. von Reichbauer, Mr. Gossett,
Ms. Hague, Ms. Patterson, Ms. Lambert, Mr. Ferguson and Mr. Dunn
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



Robert W. Ferguson, Chair

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ATTEST:


Anne Noris, Clerk of the Council

APPROVED this 7 day of October 2010.


Dow Constantine, County Executive

Attachments: A. General Government Capital Improvement Program, dated September 27, 2010, B. Wastewater Treatment Capital Improvement Program

