

KING COUNTY

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Signature Report

Ordinance

	Proposed No. 2023-0274.1 Sponsors Upthegrove
1	AN ORDINANCE relating to the reorganization of four
2	executive branch departments; amending Ordinance 18777,
3	Section 5, and K.C.C. 2.16.038, Ordinance 1438, Section
4	3(c), as amended, and K.C.C. 2.16.060, Ordinance 11955,
5	Section 6, as amended, and K.C.C. 2.16.130, Ordinance
6	12529, Section 2, as amended, and K.C.C. 2.35A.010,
7	Ordinance 17733, Section 4, and K.C.C. 2.35A.020,
8	Ordinance 17733, Section 7, and K.C.C. 2.35A.050,
9	Ordinance 12075, Section 20, as amended, and K.C.C.
10	2.92.030, Ordinance 12808, Section 3, as amended, and
11	K.C.C. 24.28.020, and Ordinance 18591, Section 6, as
12	amended, and K.C.C. 24.28.050, adding a new section to
13	K.C.C. chapter 2.35A, and repealing Ordinance 8577,
14	Section 1, as amended, and K.C.C. 2.35A.110, Ordinance
15	8577, Section 2, as amended, and K.C.C. 2.35A.120,
16	Ordinance 10217, Section 3, as amended, and K.C.C.
17	2.35A.130, Ordinance 8577, Section 3, as amended, and
18	K.C.C. 2.35A.140, and Ordinance 12075, Section 13, as
19	amended, and K.C.C. 2.35A.150.
20	STATEMENT OF FACTS:

21	1. As established by Section 350 of the King County Charter, the
22	executive branch shall be divided by the county council by ordinance into
23	administrative offices and executive departments.
24	2. As established in King County Code Title 2, Chapter 16 metro transit,
25	the department of public safety, and the department of community and
26	human services are executive departments.
27	3. As established in King County Code Title 2, Chapter 35A the
28	department of public health is an executive department.
29	4. In accordance with K.C.C. 2.16.020, executive department divisions
30	are to be created by ordinance.
31	5. These departments are reorganizing and establishing new divisions.
32	6. Codification of these new divisions is desirable.
33	BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:
34	SECTION 1. Ordinance 18777, Section 5, and K.C.C. 2.16.038 are hereby
35	amended to read as follows:
36	A. The Metro transit department is responsible and fiscally accountable for
37	developing, delivering, integrating, and maintaining((, and reducing historic disparities
38	through,)) the county's public transportation and passenger ferry services for, and in
39	partnership with, the people and communities of King County. The Metro transit
40	department is also responsible for reducing historic disparities in the county's public
41	transportation and passenger ferry services.
42	B. The department shall perform the metropolitan public transportation function
43	as authorized in Title 35 and the King County Code, as well as perform public

44	transportation functions as set forth in Title 47 RCW and other applicable laws,
45	regulations, and ordinances. The department shall also administer the passenger ferry
46	service function as authorized in 36.54 RCW and the King County Code, as well as other
47	applicable laws, regulations, and ordinances. The department's functions shall also
48	include the administration of grants and the coordination of transportation planning
49	activities with other county agencies and outside entities to integrate transportation and
50	land use planning.
51	C. The Metro transit department shall be comprised of the following divisions
52	and functions:
53	1. The bus operations division, the functions of which include delivering fixed
54	route bus services;
55	2. The capital division, the functions of which include planning and delivering
56	the Metro transit fleet, information technology, and fixed assets capital program
57	portfolios;
58	3. The employee services division, the functions of which include delivering,
59	supporting, and developing the department's workforce;
60	4. The finance and administration division, the functions of which include
61	supporting the delivery of the Metro transit system through financial, transit technology,
62	accountability, and administrative services;
63	5. The marine division, the functions of which include delivering passenger-
64	only ferry services;

the department's mobility programs and services such as planning for fixed-route transit

6. The mobility division, the functions of which include planning and delivering

67	services; planning and organizing supplemental, paratransit, vanpool, dial-a-ride transit
68	(DART), and other types of transit services; partnering with regional transportation
69	providers; and providing outreach to and support for transit customers;
70	7. The rail division, the functions of which include delivering light rail and
71	street car services;
72	8. The transit facilities division, the functions of which include managing and
73	maintaining Metro transit facilities; ((and))
74	9. The vehicle maintenance division, the functions of which include managing
75	and maintaining the department's fleets; and
76	10. The safety, security, and quality assurance division, the functions of which
77	include managing safety and security administration and emergency management
78	activities for the traveling public and Metro transit employees, and maintaining
79	regulatory compliance activities.
80	D. The director of the Metro transit department may also be referred to as the
81	department's general manager and the public transit agency's accountable executive.
82	E. The director of the safety, security, and quality assurance division may also be
83	referred to as the public transit agency's chief safety officer.
84	SECTION 2. Ordinance 1438, Section 3(c), as amended, and K.C.C. 2.16.060 are
85	hereby amended to read as follows:
86	A. The department of public safety, as identified in the Section 350.20.40 of the
87	King County Charter, and managed by the King County sheriff, may also be known and
88	cited in the King County Code and in other usage as the office of the sheriff. Employees

- managed by the King County sheriff may be referred to in the King County Code or otherwise, as King County police, King County officer, or deputy sheriff.
- B. The department of public safety is responsible to keep and preserve the public peace and safety including the discharge of all duties of the office of sheriff under state law, except those duties relating to jails and inmates which are performed by other departments of county government. The functions of the department include:
 - 1. Oversee a crime prevention program, investigate crimes against persons and property and arrest alleged offenders;
 - 2. Execute the processes and orders of the courts of justice and all other mandated functions required by law;
 - 3. In coordination with the office of emergency management, plan and coordinate resources for the public safety and welfare in the event of a major emergency or disaster;
 - 4. Provide service and administrative functions which support but do not duplicate other governmental activities, and which have the potential to be fiscally self-supportive;
 - 5. Investigate the origin, cause, circumstances, and extent of loss of all fires, in accordance with RCW 43.44.050. Fire investigations shall be conducted under the direction of the fire investigation supervisor, who shall also be considered an assistant fire marshal for the purposes of chapter 43.44 RCW. The functions of the fire and arson investigation unit include, but are not limited to: investigation and determination of the origin and cause of fires; preparation of detailed informational, investigative, and statistical reports; conducting criminal follow-up investigations, including detection,

apprehension, and prosecution of arson suspects; providing expert testimony in court for	
criminal and civil cases; maintenance of records of fires; preparation and submission of	
annual reports to the county sheriff and other entities as required by chapters 43.44 and	
48.50 RCW; and	
6. Consistent with the office of law enforcement oversight carrying out its	
authorities as identified in Section ((365)) 265 King County Charter and K.C.C. chapter	
2.75:	
a. provide the office of law enforcement oversight all relevant information in a	
timely manner, including:	
(1) access to all relevant employees, facilities, systems, documents, files,	
records, data, interviews, hearings, boards, trainings, and meetings;	
(2) access to crime scenes and related follow-up administrative	
investigations, in a manner so as to protect the integrity of the scene; and	
(3) notifications regarding the current status of all complaints consistent with	
K.C.C. 2.75.050.C.;	
b. provide the oversight office with a reasonable opportunity to comment on all	
administrative investigations before notifying the subject employee of the findings;	
c. provide the oversight office with a reasonable opportunity to comment on all	
sheriff's office policies, rules, procedures, or general orders; and	
d. annually, in collaboration with the office of law enforcement oversight,	
establish or update, as needed, pilot projects and sheriff's office policies and procedures	
related to implementation of the authorities of K.C.C. chanter 2.75, including such things	

134	as timelines and processes for achieving K.C.C. 2.16.060.B.6.a., b., c., and d., and
135	records management and controls.
136	C. The sheriff, to carry out the duties under subsection B. of this section, may
137	establish the functions for the following divisions:
138	1. Office of the sheriff;
139	2. Patrol operations division;
140	3. Support services division;
141	4. Criminal investigations division;
142	5. ((Professional standards)) Community programs and services division; and
143	6. ((Sound Transit)) Special operations division, which provides services to the
144	Central Puget Sound Regional Transit Authority ((;)) and the Metro transit department.
145	((7. Metro transit division, which provides services to the Metro transit
146	department.))
147	SECTION 3. Ordinance 11955, Section 6, as amended, and K.C.C. 2.16.130 are
148	hereby amended to read as follows:
149	A. The department of community and human services is responsible to manage
150	and be fiscally accountable for the children, youth, and young adults division, the
151	behavioral health and recovery division, the developmental disabilities and early
152	childhood supports division, the adult services division, and the housing((;
153	homelessness)) and community development division.
154	B. The duties of the children, youth, and young adults division shall include the
155	following:

156	1. Working in partnership with communities and other funders to develop,
157	support, and provide human services that emphasize prevention, early intervention, and
158	community education, and that strengthen children, youth, ((and)) young adults, families,
159	and communities in King County; and
160	2. Managing programs that promote healthy childhood development, enhance
161	youth resiliency, reduce justice system involvement, strengthen families and
162	communities, and ensure all children, youth, and young adults have the opportunity to
163	achieve their full potentials. The division shall also provide staff to support the King
164	County children and youth advisory board.
165	C. The duties of the behavioral health and recovery division shall, subject to
166	available resources and to its exercise of discretionary prioritization, include the
167	following:
168	1. Managing and operating a comprehensive continuum of behavioral health
169	services including prevention, mental health, substance use disorder, and co-occurring
170	disorder treatment services for children, youth, and adults who meet eligibility criteria;
171	2. Managing and operating a twenty-four-hour crisis response system, including
172	civil commitment as a last resort;
173	3. Selecting appropriate agencies for the provision of behavioral health services

- and developing, implementing, and monitoring the provision and outcomes of contracted services;
- 4. Being responsible for resource management of a comprehensive behavioral health system including provision of staff support to appropriate advisory boards, and

serving as liaison to federal, state, and other governments and relevant organizations in carrying out planning and allocation processes;

- 5. Facilitating the continuing availability of appropriate treatment services for eligible individuals with a diagnosis of a mental illness, substance use, or co-occurring disorder; and
- 6. Developing and maintaining a continuum of appropriate treatment services for eligible individuals.
- D. The duties of the developmental disabilities and early childhood supports division shall include the following:
- 1. Managing and operating a system of services for infant mental health, early childhood development screening, and a system of services for persons with developmental disabilities in accordance with relevant state statutes and county policies and to provide staff support to the King County board for developmental disabilities; and
- 2. Negotiating, implementing, and monitoring contracts with community agencies for the provision of developmental disabilities and early childhood support services.
- E. The duties of the adult services division shall include the following:
- 1. Working in partnership with communities to develop, support, and provide human services and programs that emphasize health and safety, self-sufficiency, and healthy aging. The programs are to include, but not be limited to, providing employment and training for adults to achieve self-sufficiency, providing supports to survivors of abuse and trauma, and providing health, socialization, and wellness services to promote healthy aging in place;

201	2. Providing assistance to indigent veterans and their families as authorized by
202	chapter 73.08 RCW; and
203	3. Providing staff support for the women's advisory board as specified in K.C.C.
204	2.30.040 and for the veterans, seniors, and human services levy advisory board and its
205	committees consistent with state and county requirements.
206	F. The duties of the housing((, homelessness)) and community development
207	division shall include the following:
208	1. Managing programs that address housing((, homelessness)) and community
209	development needs, and helping implement improvements identified in subarea and
210	neighborhood plans for low and moderate income communities;
211	2. Administering the county's federal housing, homelessness, and community
212	development ((funds)) moneys and other housing, homelessness, and community
213	development ((programs)) moneys;
214	3. Developing housing, homelessness, and community development policies and
215	programs to implement the growth management policies throughout King County to
216	provide affordable housing to low_ and moderate_income residents; and
217	4. Providing staff support for the renter's commission as specified in K.C.C.
218	chapter 2.150.
219	SECTION 4. Ordinance 12529, Section 2, as amended, and K.C.C. 2.35A.010
220	are hereby amended to read as follows:
221	A.((1.)) The department of public health, which is also known as public health -
222	Seattle & King County, is responsible to manage and be fiscally accountable for
223	providing a functionally integrated set of services and programs that are fully responsive

to urban, suburban city, and unincorporated communities. The department shall include: regional services; a health sciences division; an emergency medical services division; an environmental health division; a prevention division; a community health services division; a jail health services division; and an administrative services division. ((The department shall also provide administrative support to the children and family commission.))

((2-)) B. As of January 1, 1981, the city of Seattle and the county established a

((2-)) B. As of January 1, 1981, the city of Seattle and the county established a combined city-county health department under chapters 70.05 and 70.08 RCW and certain city ordinances and county ordinances. The director of the department shall be jointly appointed by the mayor of the city and the county executive, subject to confirmation by the city and county councils, and may be removed by the county executive, after consultation with the mayor, upon filing a statement of the reasons therefor with the city and county councils as authorized by RCW 70.08.040. The director shall be responsible for the management of the department.

((3-)) <u>C.</u> The department shall achieve and sustain healthy people and healthy communities throughout King County by providing public health services that promote health, prevent disease, and reduce health inequities, including, but not limited to: providing needed or mandated prevention or intervention services to address individual and community health concerns; assessing and monitoring the health status of communities; preventing disease, injury, disability, and premature death; promoting healthy living conditions and healthy behaviors; and controlling and reducing the exposure of individuals and communities to environmental or personal hazards. The department shall assess the health of King County residents and communities facilitate

247	planning to develop responses to issue which affected the public's health and evaluate the
248	effectiveness of programs and initiatives which address these issues.
249	SECTION 5. Ordinance 17733, Section 4, and K.C.C. 2.35A.020 are hereby
250	amended to read as follows:
251	The duties of the department's regional services shall include the following:
252	A.1. Convening and leading programs to improve health access and ((quality))
253	well-being;
254	2. Forming partnerships with ((organizations and)) community partners, health
255	care providers, human services, and others to increase the number of healthy years lived
256	by people in the county and to eliminate health inequities through policy and systems
257	change, access to affordable, appropriate, and quality health care services; and
258	3. Increasing efficiency and effectiveness of public health services;
259	B. Planning and developing local and regional capacity for responding to public
260	health emergencies and providing for the direction and mobilization of health and
261	medical resources, information, and personnel during emergencies and disasters in the
262	county;
263	C. ((Providing the functions of assessment, epidemiology and program
264	evaluation; and
265	D.)) Developing and disseminating information, tools, and strategies that support
266	the public health functions described in this chapter; and
267	D. Developing and advancing policies that advance the public health functions
268	described in this chapter.

269	<u>NEW SECTION. SECTION 6.</u> There is hereby added to K.C.C. chapter 2.35A a
270	new section to read as follows:
271	The duties of the health sciences division shall include the following:
272	A. Working with community partners to address the root cause of health
273	disparities and improve population health outcomes;
274	B. Providing the functions of assessment, epidemiology, and program evaluation
275	and
276	C. Advancing health equity in the community through strategies at the individual
277	and environmental levels that promote protective factors and reduce risk for chronic
278	disease, injury, and violence.
279	SECTION 7. Ordinance 17733, Section 7, and K.C.C. 2.35A.050 are hereby
280	amended to read as follows:
281	The duties of the prevention division shall include the following:
282	A. Reducing the public's exposure to communicable diseases through
283	surveillance and outbreak investigation and disease prevention and control measures;
284	B. ((Lowering the occurrence of chronic diseases, injury and violence in the
285	community through strategies that reduce the frequency of risk factors for these
286	conditions;
287	C. Promoting and providing public education and research in the development of
288	prevention models;
289	D.) Performing specific public health services including vital statistics and
290	laboratory functions; and

291	((E.)) C. Performing medical examiner and statutory coroner duties as described
292	in K.C.C. 2.35A.090.
293	SECTION 8. The following are hereby repealed:
294	A. Ordinance 8577, Section 1, as amended, and K.C.C. 2.35A.110;
295	B. Ordinance 8577, Section 2, as amended, and K.C.C. 2.35A.120;
296	C. Ordinance 10217, Section 3, as amended, and K.C.C. 2.35A.130;
297	D. Ordinance 8577, Section 3, as amended, and K.C.C. 2.35A.140; and
298	E. Ordinance 12075, Section 13, as amended, and K.C.C. 2.35A.150.
299	SECTION 9. Ordinance 12075, Section 20, as amended, and K.C.C. 2.92.030 are
300	hereby amended as follows:
301	The director of the department of human resources or designee shall at a
302	minimum:
303	A. Investigate or supervise the investigation of all accidents involving county
304	employees and/or property resulting from department operations;
305	B. Establish and supervise procedures designed to discover and control hazardous
306	conditions and unsafe work practices;
307	C. Inspect all properties and work areas and require reasonable correction to
308	safety deficiencies;
309	D. Select and approve purchase of all safety equipment and establish safety
310	specifications prior to purchase of other equipment of machines;
311	E. Establish safety requirements in addition to minimum state and local rules and
312	regulations where deemed necessary;

313	r. Review all employee suggestions relating to safety to ensure compatibility
314	with federal, state and local codes, rules and regulations;
315	G. Review the safety criteria on all proposed construction projects to be
316	accomplished by private contractors;
317	H. Coordinate or provide training to employees in first aid, driving and other
318	safety related specialty fields;
319	I. Demand immediate cessation of work around any operation or piece of
320	equipment in which the director believes a hazard exists creating imminent danger to the
321	employees involved;
322	J. Act as liaison between the county, the state Department of Labor and Industries
323	and the Washington Traffic Safety Commission and coordinate activities toward
324	compliance under the Washington State Industrial Safety and Health Act and the
325	Highway Safety Act of 1966;
326	K. Coordinate the requirements of the Washington State Traffic Safety
327	Commission within the county($(-)$); and
328	L. Coordinate the county preemployment physical examination program.
329	SECTION 10. Ordinance 12808, Section 3, as amended, and K.C.C. 24.28.020
330	are hereby amended as follows:
331	A. The project-based credit enhancement program will add to the stock of
332	workforce housing aiding the poor and infirm of King County. The program is intended
333	to create an incentive to develop new types of housing, increased affordability for
334	residents, and realization of multiple growth management goals. Extension of credit
335	enhancements to housing developers to secure favorable financing terms for housing

336	projects should result in tangible benefits to the direct beneficiaries, who are poor and	
337	infirm residents of the proposed housing, and other public benefits, as appropriate.	
338	Project-based credit enhancements may be utilized for one or more of the following:	
339	1. Enabling the development of needed housing that would not otherwise have	
340	been built were the project-based credit enhancement unavailable;	
341	2. Increasing the affordability of individual units that are targeted for lower	
342	income households within workforce housing projects; and	
343	3. Providing a payment to King County in lieu of additional project affordability	
344	for the purpose of developing affordable housing at another location.	
345	B. Eligible applicants may include public housing authorities, nonprofit	
346	organizations, for-profit organizations, local governments, public agencies, and public	
347	development authorities.	
348	C. Eligible beneficiaries must be the poor and infirm of King County. These	
349	persons are commonly recognized as households earning eighty percent or less of the	
350	county median income and persons or households with special needs.	
351	D. Project-based credit enhancements are to be used to assist the development of	
352	mixed-income projects that add to the stock of workforce housing units in King County,	
353	including homeownership opportunities for eligible beneficiaries. Owned housing must	
354	remain affordable for subsequent buyers who are eligible beneficiaries or upon resale to	
355	an ineligible buyer the county shall recapture the subsidy provided by the credit	
356	enhancement. Rental projects must guarantee long term affordability to eligible	

beneficiaries. Eligible activities shall include new construction and acquisition and/or

rehabilitation of existing housing when the final product will yield additional workforce housing units.

- E. Projects assisted through the project-based credit enhancement program must be located in urban centers or within close proximity to transit hubs or corridors. Projects proposed to be sited elsewhere may be considered when there are unique opportunities to aid eligible beneficiaries. These projects shall nevertheless demonstrate access to employment, transportation ((and)), human services, and adequate infrastructure to support housing development.
- F. Applications for project-based credit enhancements should be accepted year_round to accommodate timely approval of final financial arrangements for projects.

 Proposed projects must detail the financial benefit of the project-based credit enhancement over the life of the project and how that benefit will be realized by eligible beneficiaries residing in the project.
- G. All projects shall undergo rigorous review for financial, legal, and policy compliance by staff from appropriate county agencies, including the housing((5 homelessness)) and community development division, the finance and business operations division, and the office of the prosecuting attorney. When determined necessary by staff, review by the county's economic development consultant and bond counsel, as well as opinions from a bond rating service, shall be required. Project-based credit enhancements shall be used to improve the credit worthiness of the housing developer, but shall never be used as a sole source of credit worthiness of an applicant. Developers and developer teams shall be competent, experienced, and financially stable. Minimum standards for developers and projects shall be established by the executive.

381	H. Projects shall conform with applicable county requirements for contracting
382	services.
383	I. All contingent loan agreements resulting in a project-based credit enhancement
384	for a project shall be structured to minimize the county's financial risk and shall ensure the
385	county's right to review all project records and direct corrective measures deemed
386	necessary to prevent financial instability, material, or technical default. All agreements
387	shall be reviewed and approved by appropriate county agencies, including the housing((5,
388	homelessness)) and community development division, the finance and business operations
389	division, the office of the prosecuting attorney, and the office of risk management services,
390	and shall be reviewed by the county's economic development consultant and bond counsel,
391	as appropriate.
392	SECTION 11. Ordinance 18591, Section 6, as amended, and K.C.C. 24.28.050
393	are hereby amended as follows:
394	A. The King County Housing Authority credit enhancement program is hereby
395	created.
396	B. The King County Housing Authority shall be the only eligible user of the
397	program.
398	C. All projects financed under the program shall satisfy the requirements of state
399	housing authority law, chapter 35.82 RCW, which requires a minimum of fifty percent of
400	the units in a project be made available to and affordable to eligible beneficiaries, which
401	are households with income at or below eighty percent of the area median income.
402	D. Credit enhancement under the program will be utilized by the King County
403	Housing Authority to assist in the acquisition, new construction, or rehabilitation, or any

combination of acquisition, new construction, and rehabilitation, of housing that adds to		
the stock of workforce housing units in King County. The purpose of the King County		
Housing Authority credit enhancement program is to provide long term affordability to		
eligible beneficiaries consistent with the requirements of state housing authority law.		
E. All properties developed or acquired under the program must be located in		

- E. All properties developed or acquired under the program must be located in areas with access to high capacity transit, schools, jobs, or other social amenities that support upward economic mobility.
- F. The King County Housing Authority may submit requests to commit credit enhancement under the program on a rolling basis until December 31, 2022, at which time no new credit enhancement commitments shall be made.
- G. Credit enhancements under the program shall be provided and underwritten to the financial strength, legal, and policy compliance of the King County Housing Authority and not based on an individual project viability review. Credit enhancements shall be used to provide the King County Housing Authority with ready access to municipal credit markets at the lowest available interest rates.
- H. All financial instruments utilized by the King County Housing Authority with credit enhancements under the program shall comply with all state and federal law.
- I. All contingent loan agreements resulting in credit enhancement under the program shall be structured to minimize the county's financial risk, and the county shall have recourse to the King County Housing Authority's general revenues as security for its contingent loan agreements.
- J. The King County Housing Authority shall provide to the housing((, homelessness)) and community development division its annual audited financial

statements within ten days of receipt and participate in an annual credit review by the appropriate county agencies, including the housing((, homelessness)) and community development division, the finance and business operations division, and the office of the prosecuting attorney, with review by the county's economic development consultant and bond counsel, as appropriate.

K. The executive is authorized to collect an application fee up to 0.3 percent of the amount of credit enhancement committed under the program. The application fee shall be payable on the effective date of each commitment of county credit enhancement under the program. The proceeds of the application fee shall be deposited in the housing and community development fund and used for program administrative costs.

L. The executive is authorized to impose an annual monitoring fee of up to 0.1 percent of the amount committed under the program's credit enhancement. The proceeds of

the monitoring fee shall be deposited in the housing and community development fund a		
used for program administrative costs.		
	KING COUNTY COUNCIL KING COUNTY, WASHINGTON	
ATTEST:	Dave Upthegrove, Chair	
Melani Pedroza, Clerk of the Council		
APPROVED this day of	,	
	Dow Constantine, County Executive	
Attachments: None		