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Title: AN ORDINANCE approving operational and capital improvements in support of immediate needs for King County animal care and control, appropriating \$490,000 to the current expense fund, \$80,000 to current expense fund transfers, \$80,000 to the public health fund, and a net appropriation of \$130,000 to capital improvement programs; and amending the 2008 Budget Ordinance, Ordinance 15975, Sections 10, 30, 47, 93, 130 and 134, as amended, and Attachments B and F, as amended; and declaring an emergency.

Sponsors: Julia Patterson, Dow Constantine

Indexes: Animals, Appropriation, Records and Elections

Code sections:

Attachments: 1. Ord16078.pdf, 2. A. Attachment I: General Government Capital Improvement Program (Amendment to Ordinance 15975), 3. 2008-0224 Transmittal Letter.doc, 4. 2008-0224 Fiscal Note.xls, 5. 2008-0224 REVISED Staff Report from 04-23-08 OBFMSI.doc, 6. 2008-0224 Staff Report for 04-23-08 OBFMSI.doc, 7. Attachment A: General Government Capital Improvement Program, dated 04-23-08, 8. Attachment A: General Government Capital Improvement Program, dated 04-23-08, 9. Attachment B: Major Maintenance Capital Improvement Program, dated 04-23-08, 10. Attachment B: Major Maintenance Capital Improvement Program, dated 04-23-08

Date	Ver.	Action By	Action	Result
4/28/2008	2	Metropolitan King County Council	Hearing Held	
4/28/2008	2	Metropolitan King County Council	Passed as Amended	Pass
4/23/2008	2	Operating Budget, Fiscal Management and Select Issues Committee	Recommended Do Pass Substitute	Pass
4/14/2008	1	Metropolitan King County Council	Introduced and Referred	

Clerk 04/29/2008

AN ORDINANCE approving operational and capital improvements in support of immediate needs for King County animal care and control, appropriating \$490,000 to the current expense fund, \$80,000 to current expense fund transfers, \$80,000 to the public health fund, and a net appropriation of \$130,000 to capital improvement programs; and amending the 2008 Budget Ordinance, Ordinance 15975, Sections 10, 30, 47, 93, 130 and 134, as amended, and Attachments B and

F, as amended; and declaring an emergency.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Findings:

A. The purpose of King County animal care and control is to serve and maintain such levels of animal care as will protect animal and human health and safety, and to the greatest degree practicable to prevent injury to humans and property and cruelty to animal life.

B. The King County animal shelters located in Kent and Bellevue house approximately thirteen thousand stray, abandoned and neglected animals each year.

C. The animal care and control citizen's advisory committee as well as independent expert consultants have recommended taking immediate action to improve the condition of the shelters to relieve overcrowding and to reduce the potential for disease among animals.

D. Immediate operational improvements, expanded staffing, and identified facility upgrades will provide relief at the shelter facilities by reducing animal overcrowding, further providing for the performance of essential functions, and reducing the spread of disease at the shelters.

E. Funds necessary for improvements to these essential animal sheltering functions must be made available immediately to ensure that needs identified by the animal care and control citizen's advisory committee as well as independent expert consultants are met without delay. Unless these appropriations are enacted as an emergency ordinance, funding for improvements would be delayed due to non-emergency ordinance charter requirements, specifically waiting an additional week prior to a public hearing and an additional ten days after enactment before the appropriation would be effective.

F. Immediate operational improvements identified in this ordinance are intended to provide the funds necessary to improve humane conditions at the King County animal shelters in 2008. These are one-time immediate operational improvements and are not intended to obligate the county to any continued provision of such improvements in the future after these funds are expended.

G. In accordance with Motion 12737, the council and executive have agreed to a mission, vision, principles, goals, policy framework and a strategic planning process to determine the spectrum of animal services King County should provide and those animal services that should be provided by noncounty agencies.

H. In accordance with Motion 12600, it is county policy that King County will provide a model "no-kill" animal services program. A "no-kill" type animal services program would save all healthy and treatable cats and dogs and euthanize only those cats and dogs with severe health problems that preclude a reasonable quality of life or temperament problems that pose a threat to public safety. A "no-kill" type animal services program would permanently place animals into homes within its community and have a euthanasia rate of less than fifteen percent, and potentially as low as ten percent. A "no-kill" type animal services program would require an aggressive and innovative approach to achieve "no-kill" standards and draw upon the available resources in King County and reflect community values. A "no-kill" type animal services program would pursue grants, donations and partnerships to accomplish its objectives.

I. It is the policy of King County that King County shall continue providing animal shelter services with the goal that the following programmatic objectives are determined to be feasible in the strategic, operational, facilities and business planning processes per Motion 12737:

1. Implementation of a "no-kill" type animal services program in accordance with Motion 12600;
2. Implementation of the vision, mission, guiding principles and goals in accordance with Motion 12737;
3. Reduction of euthanasia in accordance with Ordinance 15801 and K.C.C. 11.04.500;
4. Implementation of an adequate and stable funding mechanism that does not require animal care and control to compete with other programs for current expense funds; and
5. Implementation of a full-cost recovery revenue plan for animal care and control program in accordance with the Budget Advisory Task Force recommendations and Motion 11820.

SECTION 2. Ordinance 15975, Section 10, as amended, is hereby amended by adding thereto and

inserting therein the following:

COUNTY AUDITOR – From the current expense fund there is hereby appropriated to:

County auditor \$70,000

ER1 EXPENDITURE RESTRICTION:

Of this appropriation, \$70,000 shall be expended solely for independent operational oversight of the King County animal care and control shelters.

SECTION 3. Ordinance 15975, Section 30, as amended, is hereby amended by adding thereto and inserting therein the following:

RECORDS AND LICENSING SERVICES – From the current expense fund there is hereby appropriated to:

Records and licensing services \$420,000

P1 PROVIDED THAT:

Of this appropriation \$3,284,511 shall not be expended or encumbered until the council by motion determines with the assistance of a preliminary evaluation by an independent consultant hired by the council, whether the King County animal services program has the leadership, human resources and structural capacity to become a model no-kill program consistent with Ordinance 15801 and Motion 12600, or whether it would be more humane for the county to discontinue animal sheltering services. The executive shall fully cooperate with the preliminary evaluation by the council's independent consultant. A model no-kill program requires highly functional programs, including at a minimum the extensive use of volunteers, community involvement, public relations, pet retention programs, comprehensive adoption programs, rescue groups, foster care, medical and behavior rehabilitation, a feral cat trap-neuter-release program, a high-volume, low-cost spay neuter clinic and leadership committed to these imperatives. By February 28, 2008, the council will by motion notify the executive of the determination of whether the King County animal services program

has the requisites to become a model no-kill program, or whether the county must discontinue animal sheltering services.

Should the council determine that county shall continue to provide animal sheltering services, and following the completion of an operational evaluation per Ordinance 15873, the executive shall, in accordance with the special report of the King County animal care and control citizen's advisory committee's special report dated September 24, 2007, and in collaboration with the King County animal care and control citizen's advisory committee, develop community partnerships and regional alliances to develop a plan on how the county might improve the provision of medical and behavioral rehabilitation services and the expansion of the spay-neuter program.

The plan required to be submitted by this proviso must be filed in the form of 11 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff for the committee of the whole, or its successor.

P2 PROVIDED FURTHER THAT:

The executive and the council share an interest in creating efficient and successful divisions within the department of executive services. To that end a separate elections division and a separate records and licensing services division would be created by the enactment of Proposed Ordinance 2007-0608. The executive has expressed an interest in conducting additional analysis of the reorganization in order to assure appropriate administrative support and the use of best practices in each division. Therefore, the council requests that by March 1, 2008, the executive submit a report with the results of the executive's review of each division's administrative needs, including budget, finance, information systems, human resources, payroll, accounts payable, confidential secretary, training and communications functions.

The report required to be submitted by this proviso must be filed in the form of 11 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the policy staff director.

The council will also consider appropriations legislation that may be proposed by the executive if it is determined that additional funding or staffing is required.

P3 PROVIDED FURTHER THAT:

Of this appropriation, \$420,000 shall be expended solely for the following animal control services:

<u>Community partner adoption campaign marketing materials and advertisements</u>	<u>\$15,000</u>
<u>Mobile/off-site spay neuter</u>	<u>\$50,000</u>
<u>Reimbursable medical supplies for volunteer veterinarian</u>	<u>\$25,000</u>
<u>Shelter Staff - increased levels of care</u>	<u>\$125,000</u>
<u>Spay Neuter community outreach program development</u>	<u>\$20,000</u>
<u>Staff - volunteer coordination</u>	<u>\$40,000</u>
<u>Staff and supplies for communication outreach/public partner liaison</u>	<u>\$45,000</u>
<u>Staff for animal placement and community rescue liaison</u>	<u>\$40,000</u>
<u>Veterinary services (Eastside)</u>	<u>\$15,000</u>
<u>Veterinary services (Kent)</u>	<u>\$30,000</u>
<u>Web cameras in animal housing areas</u>	<u>\$15,000</u>

In accordance with county policy, as contained in Motion 12737, animal services programs shall be accountable and transparent to the public. Therefore, the department of executive services shall prepare a brief weekly electronic status report detailing progress implementing these operational improvements, and capital projects 395839 and 395842. The brief weekly electronic status report shall also include the following daily data pertaining to the King County animal care and control shelters: total shelter population, total new intake, total animals redeemed by owner, total euthanasia count, rationale for each incidence of euthanasia, total spay/neuter surgeries performed in the shelter, total spay/neuter surgeries provided to King County's animals outside the shelter, total animals in foster care, total animals removed by rescue groups and total animals adopted. The

weekly electronic report shall be transmitted to the clerk of the council.

SECTION 4. Ordinance 15975, Section 47, as amended, is hereby amended by adding thereto and inserting therein the following:

PUBLIC HEALTH AND EMS TRANSFERS - From the current expense fund there is hereby appropriated to:

Public health and EMS transfers	\$80,000
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SECTION 5. Ordinance 15975, Section 93, as amended, is hereby amended by adding thereto and inserting therein the following:

PUBLIC HEALTH - From the public health fund there is hereby appropriated to:

Public health	\$80,000
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ER1 EXPENDITURE RESTRICTION:

Of this appropriation, \$300,000 shall be expended solely for partial implementation of strategies recommended in adoption of Board of Health Resolution 07-07 supporting an enhanced reduction in new human immunodeficiency virus infections in King County and provided further that none of the \$300,000 shall be expended unless \$150,000 to support these expenditures is provided through contract with the city of Seattle. The department of public health shall work with the lead staff to the board of health and the health policy advisor for the city of Seattle in determining the specific activities to be funded that are expected to most effectively reduce new infections and that are consistent with the board of health's recommendations.

ER2 EXPENDITURE RESTRICTION:

Of this appropriation, \$32,000 shall be expended solely for the Hepatitis Education Project.

P1 PROVIDED THAT:

Of this appropriation, \$50,000 shall only be expended or encumbered if, by January 3, 2008, the department of public health submits to the King County board of health a plan for initiating

implementation of the adopted public health operational master plan strategies for health provision. The plan shall include steps to be taken in 2008 for implementing the health provision assessment, policy development and assurance strategies of the public health operational master plan and shall include proposals regarding the composition for a board of health committee who shall provide oversight for this work. The plan shall, at a minimum, include the scope of issues to be addressed in 2008, schedule of activities, descriptions of the deliverables that the plan is working toward and proposed roles for the board of health and its committee.

The plan required to be submitted by this proviso must be filed electronically and in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each board of health member and to the lead staff for the board of health.

P2 PROVIDED FURTHER THAT:

Of this appropriation, \$50,000 shall not be expended or encumbered unless by July 15, 2008, the department of public health, in conjunction with the solid waste division and the water and lands resources division of the department of natural resources and parks, transmits to the council for review a report on proposed policies of these agencies regarding an update of the Local Hazardous Waste Management Plan ("the plan") that would govern their participation on the Management Coordinating committee. The report shall propose policy which will consider at a minimum, the quantities, types, generators, and fate of moderate-risk wastes in King County. The report shall also propose policy which will consider hazardous waste volumes entering the solid waste stream and other environmental exposure routes, and necessary actions to limit the entry of these wastes into these exposure routes. The department of public health, in conjunction with the solid waste division and the water and lands resources division, will consult with lead staff of the board of health and the growth management and natural resources committee in report preparation.

The report required by this proviso must be filed in the form of 12 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff for the growth

management and natural resources committee and the board of health, or their successors.

If the report is not filed by August 31, 2008, appropriation authority for the \$50,000 restricted by this proviso shall lapse.

P3 PROVIDED FURTHER THAT:

Of this appropriation, \$80,000 shall be expended solely for the purpose of zoonotic disease control and the prevention of the spread of these diseases to humans. The public health department shall provide staff training and oversight related to the identification, treatment and prevention of zoonotic disease, the development and implementation of zoonotic disease control procedures and protocols. The public health department shall prepare a brief weekly electronic status report on zoonotic disease at King County animal care and control shelters and transmit that report to the clerk of the council, as well as to the executive's chief of staff and the director of the department of executive services.

SECTION 6. Ordinance 15975, Section 130, as amended, is hereby amended by adding thereto and inserting therein the following:

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

Fund	Fund Title	Amount
3951	Building Repair and Replacement Fund	\$130,000

ER1 EXPENDITURE RESTRICTION:

Of this appropriation, \$18,132,483 shall be expended solely for the implementation of the King County Flood Control Zone District capital program.

ER2 EXPENDITURE RESTRICTION:

Of the appropriation for CIP Project 358101, Community Partnership Grants Program, the

following amounts shall be spent solely as specified below:

Steve Cox Park Seattle Preparatory School	\$50,000
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P1 PROVIDED THAT:

Of this appropriation, \$100,000 for the IT permit integration project (CIP Project 377210) shall not be expended or encumbered until the completed quantifiable business case analysis is transmitted to the council. The quantifiable business case should include a detailed description of the preferred alternative, a cost range and implementation schedule for the preferred alternative, and the expected cost allocation, based on benefit, among the various county agencies and funds to implement the recommended alternative. The quantifiable business case must include the signatures of directors of departments that are project sponsors, including the department of development and environmental services, the department of public health, the department of executive services, the department of transportation, and the department of natural resources and parks. The signatures of the directors of departments shall indicate agreement with the business case.

The quantifiable business case must be filed in the form of 11 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff for the growth management and natural resources committee, or its successor.

P2 PROVIDED FURTHER THAT:

Of this appropriation, no funds shall be expended or encumbered for the issuance of the request for proposal related for the IT permit integration project (CIP Project 377210) until the completed quantifiable business case analysis is transmitted to the council as required by this ordinance. However, funds may be used to prepare the request for proposal.

P3 PROVIDED FURTHER THAT:

Of this appropriation, funds may not be encumbered or spent for the following projects: DDES IT Permit Integration (CIP Project 377210), KCSO Sector Project (CIP Project 377218) and the DCHS Client Information Services Project (CIP Project 377209) until the project managers for each project

have identified preliminary performance measure, approved by the project review board, for measuring the benefits of each project.

P4 PROVIDED FURTHER THAT:

Of this appropriation, no funds may be spent on the implementation of a solution for the Replacement of R:Base for DOS Program until the proposed solution is evaluated and approved by the ABT project team.

P5 PROVIDED FURTHER THAT:

Of the appropriation for Project 377142, Accountable Business Transformation, \$100,000 shall not be expended or encumbered until the ABT program management office provides to the council, in writing, the proposed Capital Improvement Program ("CIP") reporting and analysis requirements that will be included in ABT high level business design for the budget system business functions. Such proposed CIP reporting and analysis requirements shall be the basis for a critical analysis report of all the CIP managed by the various divisions within the executive departments and subject to proviso P6 of this section.

The ABT program management office and the office of management and budget ("OMB") shall continue to work collaboratively with council staff to develop the proposed budget system processes for CIP reporting and analysis requirements to ensure that the countywide budget system selected as part of the ABT program will be able to report for each CIP project the following "reporting elements": (1) the initial, baseline schedule, scope of work and budget ("baseline information"); (2) all the costs, incurred to date and/or projected to complete the project, by a standard category system ("standard system") to be used by all agencies to capture and report such project costs; (3) the standards or methodologies used by the CIP agency for estimating those costs; (4) the schedule milestones for each project, completed and projected; and (5) a reporting mechanism that clearly indicates a project's deviations from the initial baseline information, when the deviations occurred, in what project cost category, and the reasons why.

The standard system should include, but not be limited to, the following cost categories: programming, predesign/planning, environmental/EIS, permitting, design, mitigation construction/implementation, construction management/inspections, contract/project management and agency internal costs, close-out, contingencies.

The reporting elements shall be used the framework or format by which the executive shall produce a critical analysis report for selected projects within the CIPs managed by the various divisions within the executive departments as set forth in proviso P6 to this section.

The executive shall submit the report on the proposed reporting elements for CIP reporting and analysis requirements that will be included in ABT high level business design for the budget system business functions in the form of 11 copies with the clerk of the council, who will retain the original and forward copies to each councilmember and the lead staff of the capital budget committee, or its successor.

P6 PROVIDED FURTHER THAT:

Of the appropriation for Project 377142, Accountable Business Transformation, \$150,000 shall not be expended or encumbered until the council accepts, by motion, the executive's transmitted critical analysis report, as required by this proviso to this section to this ordinance, for all current CIP projects managed by the various divisions within the executive departments that are currently active or have not been closed out. However, the executive shall not be required to report on any projects with either a total project cost of less than \$750,000, or projects involving work order construction contracts or projects involving small work roster construction contracts. The report shall be broken into chapters, with each CIP agency constituting a chapter. Within each chapter, the executive will indicate each project's ranking in order of priority.

The executive shall submit the proposed motion and the critical analysis report, in the form of 11 copies with the clerk of the council, who will retain the original and forward copies to each councilmember and the lead staff of the capital budget committee, or its successor.

The executive shall submit this proposed motion and report within 120 days after the ABT Program Management office has submitted in writing, the proposed CIP reporting and analysis requirements that will be included in ABT high level business Design for the budget system business functions, required by proviso P5 to this section of this ordinance. The resources to develop and produce the motion and critical analysis report shall be provided by the ABT program management office of the department of executive services.

P7 PROVIDED FURTHER THAT:

In accordance with Motion 12737, the facility master plan funded in CIP 395838, Animal Control Facilities Master Plan, shall at a minimum include: (1) an inventory of existing animal services capital facilities, showing the locations and capacities of the facilities; (2) forecast of the future needs for such capital facilities, proposed location or locations and capacities of expanded or new capital facilities; and (3) at least a six-year plan that will finance such capital facilities within projected funding capacities and clearly identifies sources of public money for such purposes.

P8 PROVIDED FURTHER THAT: