



Legislation Details (With Text)

File #: 2016-0258 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 5/31/2016 **In control:** Budget and Fiscal Management Committee

On agenda: **Final action:** 8/15/2016

Enactment date: 8/26/2016 **Enactment #:** 18328

Title: AN ORDINANCE authorizing a supplemental appropriation of \$1,033,220 to the building repair and replacement fund; and amending the 2015/2016 Budget Ordinance, Ordinance 17941, Section 129, as amended, and Ordinance 18239, Attachment A, as amended.

Sponsors: Dave Upthegrove

Indexes: Appropriation

Code sections:

Attachments: 1. Ordinance 18328.pdf, 2. A. General Government Capital Improvement Program, 3. 2016-0258 legislative review form.pdf, 4. 2016-0258 fiscal note.xlsx, 5. 2016-0258 transmittal letter.doc, 6. A. General Government Capital Improvement Program, 7. 2016-0257-0258_ATT6_E 911_Q4_2015_financial_plan.xlsx, 8. 2016-0257-0258_SR_E911_Lease_Appropriation.docx

Date	Ver.	Action By	Action	Result
8/15/2016	1	Metropolitan King County Council	Passed	Pass
8/15/2016	1	Metropolitan King County Council	Hearing Held	
7/27/2016	1	Budget and Fiscal Management Committee	Recommended Do Pass Consent	Pass
5/31/2016	1	Metropolitan King County Council	Introduced and Referred	

Clerk 05/16/2016

AN ORDINANCE authorizing a supplemental appropriation of \$1,033,220 to the building repair and replacement fund; and amending the 2015/2016 Budget Ordinance, Ordinance 17941, Section 129, as amended, and Ordinance 18239, Attachment A, as amended.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. This ordinance makes a supplemental appropriation of \$1,033,220 to the building repair and replacement fund.

SECTION 2. Ordinance 17941, Section 129, as amended, is hereby amended to read as follows:

CAPITAL IMPROVEMENT PROGRAM - The executive proposed capital budget and program for

2015/2016 - 2019/2020 is incorporated herein as Attachment A to this ordinance. . The executive is hereby authorized to execute any utility easements, bill of sale or related documents necessary for the provision of utility services to the capital projects described in Attachment A to this ordinance. , but only if the documents are reviewed and approved by the custodial agency, the real estate services division and the prosecuting attorney's office. Consistent with the requirements of the Growth Management Act, Attachment A to this ordinance., was reviewed and evaluated according to the King County Comprehensive Plan. Any project slated for bond funding will be reimbursed by bond proceeds if the project incurs expenditures before the bonds are sold.

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

Fund	Fund Name	2015/2016
3951	BUILDING REPAIR/REPLACEMENT SUBFUND	\$1,033,220
	TOTAL CAPITAL IMPROVEMENT PROGRAM	<u>\$1,033,220</u>

ER1 EXPENDITURE RESTRICTION:

Of the appropriation for capital project 1124413, real time improvements, \$600,522 shall not be expended or encumbered until the council passes a motion approving a strategic technology roadmap for transit, as referenced in proviso P4 of this section.

ER2 EXPENDITURE RESTRICTION:

Of the appropriation for capital project 1121402, WTC Brandon Michigan CSO, \$1,250,000 shall be expended or encumbered solely to retain and support the work of the expert review panel and to research and conduct engineering analysis to produce reports that are referenced in section 110, proviso P3, of this ordinance.

ER3 EXPENDITURE RESTRICTION:

Of the appropriation for capital project 1113189, WTC process replacement improvement, no funds

shall be expended or encumbered to design or install a new security gate at the entrance to the West Point treatment plant until the council receives a letter from the executive with a signed interlocal agreement between King County and the Seattle parks and recreation department, or its successor, for operation of a passenger vehicle service in Discovery park for park patrons.

ER4 EXPENDITURE RESTRICTION:

Of the appropriation for capital project 1117106, children and family justice center, \$955,000 shall be expended solely to pay for a county employee or third-party consultant to assist the facilities management division in monitoring the project labor agreement and confirming that the provisions of the agreement are being fulfilled.

ER5 EXPENDITURE RESTRICTION:

Of the appropriation for capital project 1127266, no funds shall be expended or encumbered to transition more than two departments to cloud e-mail until the executive transmits a report on the results of the cloud e-mail pilot and a motion that accepts the report is passed by the council. The motion shall reference the subject matter, the expenditure restriction's ordinance, ordinance section, and proviso number in both the title and body of the motion.

The report shall be approved by the Business Management Council and include, but not be limited to:

- A. A summary of user satisfaction with the migration experience addressing user satisfaction with communications, and downtime for users;
- B. A summary of user experience with the new solution including ease of accessing e-mails formerly saved as PST files; and
- C. System availability with cloud e-mail compared to on premise e-mail.

The executive must file the report and motion required by this proviso in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff and the lead staff for the government accountability and

oversight committee, or its successor.

Upon acceptance by motion of the report, remaining funds may be spent to transition other departments to cloud e-mail.

ER6 EXPENDITURE RESTRICTION:

Of the appropriation for capital project 1127690, system security, \$3,500,000 shall not be expended or encumbered unless the chief information officer has reviewed and approved the contract for procurement of the security solution before it is signed by the county and until the executive enters into a contract with an independent third-party quality assurance consultant with expertise in information technology security to conduct an assessment to ensure the following elements are being effectively and efficiently managed: scope; schedule; budget; and quality. The quality assurance consultant shall provide an initial baseline quality assessment report and bimonthly written assessments to the project review board. The assessments shall be based upon how well the project management team performed in reference to the baseline assessment regarding matters that may impact the planned project outcome, including:

- A. Project organization and governance;
- B. Project planning and controls, including, but not limited to, scope, schedule and budget;
- C. Project manager performance;
- D. Vendor performance including, but not limited to, equipment quality and performance; and
- E. Stakeholder and customer involvement and effectiveness.

The executive shall provide copies of the assessments to the interim advisory group within five working days of receipt by the project review board.

P1 PROVIDED THAT:

Of the appropriation for capital project 1124456, ORCA replacement, \$250,000 shall not be expended or encumbered until the executive transmits a report on ORCA replacement implementation issues and a motion that accepts the report and the motion is passed by the council. The motion shall reference the subject

matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

The report shall include, but not be limited to:

- A. A work plan identifying when and how the council will be engaged in the decision process for selecting a replacement for the existing ORCA system;
- B. Identification of any changes to the King County Code, the regional fare coordination agreement and other interlocal agreements that may be proposed as part of the project and the anticipated schedule for transmitting the changes;
- C. A description of policy issues for council consideration that could affect a replacement system, including but not limited to policies identified in the August 6, 2014, ORCA Needs Analysis and Technology Survey, such as fare simplification, universal elimination of cash transfers and movement to a cashless system;
- D. An update of the benefit achievement plan for the project;
- E. Identification of impacts to and dependencies on existing transit technology infrastructure and proposed projects including, but not limited to, the 4.9 MHz network project and mobile ticketing pilot project;
- F. Equity and social justice impacts to be considered in the replacement of ORCA; and
- G. Network and electronic payment security issues to be considered in the replacement of ORCA.

The executive must file the report and motion required by this proviso by March 31, 2016, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the transportation, economy and environment committee, or its successor.

P2 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1116944, mobile ticketing pilot project, \$440,000 shall not be expended or encumbered until the executive transmits a mobile ticketing pilot project work plan and a motion that accepts the work plan and the motion is passed by the council. The motion shall reference the subject

matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

The work plan shall include, but not be limited to:

- A. A summary of the pilot project;
- B. An explanation of how the demonstration participants will be chosen;
- C. A discussion of whether the application will be developed by KCIT or by an outside vendor; and
- D. An explanation of what data will be collected and how it will be used.

The executive must file the work plan and motion required by this proviso in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the transportation, economy and environment committee, or its successor.

P3 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1124203, Chinook building consolidation, \$548,942 shall not be expended or encumbered until the executive transmits a finalized plan for the Chinook building consolidation and a motion that approves the plan and the motion is passed by the council. The motion shall reference the subject matter, the proviso's ordinance, ordinance section, and proviso number in both the title and body of the motion.

The plan shall include, but not be limited to:

- A. The number of public health staff moving from the ninth floor;
- B. The finalized Chinook building locations to be occupied by staff moving from the ninth floor;
- C. Any associated moves within the Chinook building related to clearing the ninth floor and moving public health staff;
- D. Any associated moves, if any, by other county agencies from other county buildings;
- E. The cost impacts for all parties being relocated, including any anticipated tenant improvements;
- F. The final occupant selected to occupy the ninth floor; and

G. The timelines associated with all relocations.

The executive must file the plan and motion required by this proviso when plans are finalized in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the budget and fiscal management committee, or its successor.

P4 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1124887, strategic technology roadmap for transit, \$25,000 may not be encumbered until the executive transmits the Strategic Technology Roadmap for Transit and a motion that approves the Strategic Technology Roadmap for Transit and the motion is passed by the council. The motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

The Strategic Technology Roadmap for Transit shall address how technology will be used in the future to support Transit in delivering transit services. The Strategic Technology Roadmap for Transit is intended to provide a planned, integrated, and forward-looking understanding of the evolving technology needs and solutions over the next five years for transit riders, operations and administration. The Strategic Technology Roadmap for Transit shall recommend and prioritize technology solutions and identify the integration points of those solutions other transit and county and regional technologies.

Before transmitting the Strategic Technology Roadmap for Transit, the executive must file a preliminary report identifying the specific components to be included in the Strategic Technology Roadmap for Transit and a draft outline of the Strategic Technology Roadmap for Transit and motion approving this preliminary report by April 1, 2015, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy director and the lead staff for the transportation, economy and environment committee, or its successor.

The executive must file the Strategic Technology Roadmap for Transit and motion approving it in the

form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy director and the lead staff for the transportation, economy and environment committee, or its successor.

P5 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1124472, courthouse system revitalization, \$500,000 shall not be expended or encumbered until the executive transmits a report on the King County Courthouse building systems and a motion that approves the report and the motion is passed by the council. The motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

The report shall include, but not be limited to:

- A. A building alternative analysis;
- B. A list of possible projects, reported by system or task;
- C. The estimated costs for each possible project, reported by system or task;
- D. A risk assessment and any risk mitigation plans for possible projects;
- E. A prioritization for possible projects;
- F. The estimated timelines for possible projects;
- G. The status of locating as-built structural documentation;
- H. A discussion of the historical significance of the building and how the historical designation could affect the project; and
- I. Any work done to investigate or access state, federal or other funding sources in support of the project.

The executive must file the report and motion required by this proviso by September 2, 2016, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the

lead staff for the budget and fiscal management committee, or its successor.

P6 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1122048, AFIS laboratory replacement, \$650,000 shall not be expended or encumbered until the executive transmits a report on a delivery method for laboratory replacement and a motion that approves the report and the motion is passed by the council. The motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

The report shall include, but not be limited to, the final recommended delivery method selected for replacing the laboratory. The report shall include a cost-benefit analysis for delivery methods considered and any anticipated timelines for design, permitting and occupancy associated with the selected delivery method.

The executive must file the report and motion required by this proviso by August 31, 2015, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the budget and fiscal management committee, or its successor.

P7 PROVIDED FURTHER THAT:

Of this appropriation for capital project 1039848, ballfield/sport court rehab, \$300,000 shall not be expended or encumbered until the executive transmits a report on the development and construction of the project identified in Ordinance 17759 and a motion that approves the report, and the motion is passed by the council. The motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

The report shall provide a plan to fully fund and complete the development and construction of the project identified in Ordinance 17759. The report shall include, but not be limited to:

- A. A status report on work completed to date;
- B. A status report on the work remaining to complete the project as identified in Ordinance 17759;

C. A budget indicating the amount needed to complete the project above and beyond the funds identified in Ordinance 17759 and the proposed sources for these additional funds, including any additional funding to be provided to the project by King County;

D. An amendment to the use agreement, if needed, to cover any changes to the project budget, including any additional funds to be provided to the project by King County, and itemizing the consideration King County will receive for this additional investment; and

E. A proposed ordinance, if needed, to authorize the executive to execute an amendment to the use agreement.

The executive must file the report and motion required by this proviso by June 4, 2015, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the transportation, economy and environmental committee, or its successor.

P8 PROVIDED FURTHER THAT:

Of this appropriation, \$240,000 shall be expended or encumbered only in six increments of \$40,000 each after the executive provides a quarterly oral report on matters related to airport perimeter security measures for each prior quarter, transmits a motion that accepts the quarterly report and each motion is adopted by the council. Each motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion. Upon passage of each motion, \$40,000 is released for expenditure.

Each quarterly report before the government accountability and oversight committee, or its successor, on airport perimeter security measures shall address the following elements: security measures implemented in the previous quarter; security violations; and updated plans, including financial strategies for additional security investments to prevent physical intrusions on to airport property. If any public reporting on the elements would affect national security, the executive shall provide the oral report in executive session under RCW 42.30.110

(1)(a). For reporting on those elements that do not affect national security, the executive shall provide the required reporting in open session.

The executive must file the quarterly motions required by this proviso by October 1, 2015, November 15, 2015, February 15, 2016, May 15, 2016, August 15, 2016, and November 15, 2016, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the government accountability and oversight committee, or its successor. The executive should provide each quarterly oral report before the filing date of the next motion.

P9 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1117106, children and family justice center, \$1,000,000 shall be expended solely for an economic opportunity and empowerment program and its administration, to ensure diversity in the project workforce and to facilitate achievement of the design build contract's goals for hiring and training minorities, women, veterans and youth, and small contracting and suppliers utilization goal.

The empowerment program shall be administered by an executive appointee, who may either be a county employee or a consultant, and who shall provide assistance to the design-build contractor for it to meet or exceed the contractually required apprenticeship hiring percentage, thereby satisfy the "best efforts" requirement under K.C.C. 12.16.160.A.2.a., as well as meet or exceed the apprentice hiring goals for all identified targeted populations. The administrator shall also assist the design-build contractor for it to meet or exceed the contract goal of small contractor and service utilization and thereby be in compliance with K.C.C. 2.97.100.

The administrator shall create a plan to achieve or exceed the hiring and training goals for apprentices and the utilization goals for small contracting and suppliers. The administrator shall convene a community advisory board appointed by the executive by April 30, 2015, and confirmed by the county council. The board shall advise and assist the administrator in the plan development, administration and reporting. To address

chronic unemployment and underemployment in certain communities in King County and to address the adverse social consequences of said unemployment and underemployment, the plan shall include a targeted local hire program, to the extent permitted by law, focused on recruiting workforce participants from King County's economically disadvantaged communities. If appropriate, the plan may incorporate elements of Seattle Council Bill 118282. The plan shall be used to assist the design-build contractor in fulfilling its contractual obligations of the apprenticeship hiring percentage, as well as the apprentice hiring goals for all identified targeted populations, utilizing small contractors and suppliers, and using all reasonable efforts to achieve local hires and involve youth on the project. At least ninety days before issuing to the design-build contractor a notice to proceed with construction, the executive must transmit the plan and a motion approving the plan in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the budget and fiscal management committee, or its successor.

Progress toward achieving the design-build contractor's contractually required hiring goals and standards shall be reported to the council by the administrator every quarter, beginning with the quarter immediately following the start of construction and continuing until the project is completed. The executive must file the reports required by this proviso in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the budget and fiscal management committee, or its successor.

P10 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1126543, DCHS Behavioral Health Integration, \$400,000 shall not be expended or encumbered until the executive transmits two status reports on expenditures to date and dependencies and motions that accept the reports. Each motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion. Upon transmittal of

each report, \$200,000 shall be released for expenditure.

The reports shall include, but not be limited to:

A. Enumeration of the expenditures to date;

B. The status of state dependencies and their impact on the project including the status of the state database with which the county database must interface and what guidance the state has provided with regards to federal confidentiality rules; and

C. The status and timeline of provider readiness, including any technical assistance provided or scheduled, to interface with the new system.

The executive must file the reports required by this proviso by November 16, 2015, and February 15, 2016, respectively, and the motions required by the proviso by those same dates, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the health, housing and human services committee or its successor.

The executive must file the reports and motions required by this proviso by November 16, 2015, and February 15, 2016, respectively, and the motions required by the proviso by those same dates, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the health, housing and human services committee or its successor.

P11 PROVIDED FURTHER THAT:

For capital project 1126545, DES BRC Reporting Project, the executive shall transmit a report on the scope of the project and specific expected benefits and a motion accepting that report. The motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

The report shall include, but not be limited to:

- A. The scope of the complete BRC reporting project-what will and will not be included;
- B. Benefits of the project and how those benefits will be measured;
- C. Whether there will be a request for proposals or an alternate approach to procurement and the analysis supporting that decision;
- D. Ongoing operational costs and staffing requirements;
- E. Preliminary listing of expected reports;
- F. Number of expected users by system and department; and
- G. Listing of side systems expected to be eliminated and those that will be kept.

P12 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1121493, constituent engagement services, \$100,000 shall not be expended or encumbered until policies for protecting constituents' personal information are adopted and published and the council passes a motion approving a report outlining how constituents' personal information will be protected. The motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

The executive must file the report and motion required by this proviso in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the budget and fiscal management committee or its successor.

P13 PROVIDED FURTHER THAT:

Of the appropriation for capital project 1121155, eastside rail corridor, it is the council's intent that any moneys earned from salvaging removed rail materials, including rails, ties, ballast, drainage structures and other structures and equipment that had supported rail use of the corridor before termination of active rail use, shall be deposited into the parks capital fund and shall be restricted to support future planning and development of the eastside rail corridor, subject to council appropriation.

P14 PROVIDED FURTHER THAT:

For capital project 1126545, DES BRC reporting project, the executive shall transmit a report that includes:

- A. A revised benefit achievement plan that includes clear measures to assess whether the benefits of the project have been achieved;
- B. An analysis of user satisfaction with the Oracle product or products demonstrated during the proof of concept. The analysis should summarize responses from all agencies which participated in the proof of concept;
- C. The list of requirements for the final BI Analytics solution. The list shall identify which requirements are included and which are not. The report shall also describe how decisions were made on which requirements to include and which could be excluded; and
- D. A description of the business standardization, data remediation, and data governance efforts related to the project that are completed, in progress, and not yet started. For those efforts in progress or not yet started, the report shall identify the expected completion date and any additional appropriation authority needed to complete those efforts.

The executive must file the report and motion required by this proviso prior to or concurrent with the transmittal of any future appropriation requests for capital project 1126545, in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the budget and fiscal management committee or its successor.

P15 PROVIDED FURTHER THAT:

The voters of King County authorized the county to levy a property tax for nine years. The proceeds of that levy are to fund capital costs of the children and family justice center, including but not limited to replacing the youth services center facilities located at 12th and Alder with the children and family justice center, now in

development under a design-build contract. As authorized by the voters, the levy is estimated to collect \$219,500,000. The King County council has appropriated \$212,000,000 for replacement of the current facilities.

Of the appropriation for capital project 1117106, children and family justice center, \$7,500,000 shall only be encumbered and expended: (a) only after the county has issued final acceptance to the design-builder of phase 1 to the children and family justice center; (b) to pay for capital improvement projects for juvenile justice and family law services that improve access to services intended to prevent youth involvement with the criminal justice system, reduce the negative impacts of any involvement in the juvenile justice system and improve outcomes for King County youth; and (c) only after the executive transmits a plan for the expenditure of levy proceeds, remaining after the county has issued final acceptance on phase 1 of the children and family services center, for capital improvements that meet the requirements of subsection b of this proviso and Ordinance 17304 and a motion approving the plan, including any additional project specifications, and that motion is passed by the council. The plan described in subsection (c) of this proviso shall be developed with input from the public through an engagement process, and should consider any applicable recommendations of the youth action plan adopted in Motion 14378 and any applicable recommendations of the county's steering committee to address juvenile justice disproportionality that was formed in 2015 or similar groups.

The executive must file the report and motion in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff, the policy staff director and the lead staff for the budget and fiscal management committee or its successor. The motion shall reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion.

SECTION 3. Attachment A to this ordinance hereby amends Attachment A to Ordinance 18239, as amended, by adding thereto and inserting therein the projects listed in Attachment A to this ordinance.