



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

July 24, 2006

Ordinance 15556

Proposed No. 2006-0242.1

Sponsors Phillips, Constantine, Ferguson,
Patterson, Hague, von Reichbauer,
Dunn and Lambert

1 AN ORDINANCE approving membership in the Chicago
2 Climate Exchange; authorizing the executive to execute the
3 appropriate documents to become a member of the Chicago
4 Climate Exchange; and establishing and stating the purpose
5 of a new fund entitled Climate Exchange Fund; amending
6 Ordinance 12076, Section 9, as amended and K.C.C.
7 4.08.015, as amended, and adding a new section to K.C.C.
8 chapter 4.08.

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STATEMENT OF FACTS:

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1. There is a consensus among the world's leading scientists that global
13 warming pollution by humans is one of the world's most significant
14 problems today.

15

2. King County recognized global warming and related energy pollution
16 problems at an early stage, and over the past fifteen years has actively
17 implemented policies to foster a clean fuel economy, which experts agree

18 is a critical element to reducing global warming pollution caused by
19 humans.

20 3. In September 1988, the King County council proposed Ordinance 88-
21 662 with the intent of creating an office of science and technology
22 planning to address the issues of ozone depletion and global warming.

23 4. In 2002 the King County executive signed Executive Order PHL 10-
24 1(AEO), by which the executive created and led a countywide initiative to
25 inventory and reduce global warming pollution caused by greenhouse gas
26 emissions ("carbon" or "carbon equivalents").

27 5. Council subsequently adopted Motion 11364 which approved
28 participation in the Cities for Climate Protection Campaign and supported
29 the executive's development of an action plan to reduce emissions of
30 greenhouse gases and targeted air pollutants from King County operations.

31 6. In furtherance of this legislative implementation, an Air Quality
32 Steering Team was established to provide the organizational capacity for
33 inventorying and reducing greenhouse gas emissions that cause global
34 warming pollution.

35 7. As a result of the Air Quality Steering Team's important work, the
36 county has created one of the most comprehensive emissions inventories
37 ("carbon inventory") of any local government in the United States and has
38 empowered the county to fully understand its carbon liabilities and
39 marketable carbon assets ("carbon credits").

40 8. The preceding work to develop a best-practice carbon inventory has
41 built critical organizational expertise and resources in the departments of
42 King County for future emissions reduction planning and sale of carbon
43 credits.

44 9. The Rio Treaty, established on May 9, 1992, and entered into force in
45 1994, set a long-term objective of stabilizing greenhouse gas
46 concentrations in the atmosphere at a level that would prevent dangerous
47 human-caused climate change, and represented an important first step
48 toward creating a framework for emissions trading.

49 10. In 2003 the Lieberman-McCain Climate Stewardship Act (United
50 States Senate Bill 139) has proposed federal limits on carbon emissions
51 and a system that allows for trading carbon credits (a "carbon market").

52 11. In February 2005, the Kyoto Protocol to the United Nations
53 Framework Convention on Climate Change entered into force, officially
54 creating a market for the trading of emissions by over one hundred forty
55 signatory countries and regional organizations, which represent sixty-two
56 percent of global emissions.

57 12. On June 22, 2005 the United States Senate stated in an amendment to
58 its version of the Energy Policy Act of 2005, "It is the sense of the Senate
59 that Congress should enact a comprehensive and effective national
60 program of mandatory, market-based limits and incentives on emissions of
61 greenhouse gases that slow, stop, and reverse the growth of such
62 emissions at a rate and in a manner that—(1) will not significantly harm

63 the United States economy; and (2) will encourage comparable action by
64 other nations that are major trading partners and key contributors to global
65 emissions."

66 13. In May 2006, the United States House of Representatives
67 Appropriations Committee accepted a nonbinding climate change
68 amendment that endorsed a mandatory cap on greenhouse gas emissions
69 as a measure to reduce global warming, as long as such a program would
70 not harm the United States economy.

71 14. Each year across the United States, state and local regulations on
72 limiting carbon emissions and forming carbon credits are promulgated
73 with growing frequency.

74 15. King County continues to be committed to reducing global warming
75 pollution in accordance with the United States Senate statements on global
76 warming and the 2003 proposed Lieberman-McCain Climate Stewardship
77 Act (United States Senate Bill 139); and these important legislative
78 initiatives recognize that federal limits (a "cap") on carbon emissions will
79 be essential for nationwide greenhouse gas reductions, and that a federal
80 cap on carbon emissions also ensures the meaningfulness of carbon credits
81 by fully internalizing the cost of carbon liability.

82 16. Banks, insurance companies and financial institutions have
83 increasingly begun to calculate the financial risks of carbon emissions
84 under a range of possible future regulations, and many businesses also
85 recognize the need for a federal cap on carbon emissions, in order to

86 ensure uniformity of carbon market rules and to provide clear parameters
87 for long-term business investments within the context of carbon markets.

88 17. There is a growing consensus among leading scientists and economic
89 experts that entrance into a carbon market represents an opportunity for
90 expertise-building in the array of alternative fuels and technologies that
91 will underpin a future clean energy, climate-friendly economy.

92 18. King County's efforts in clean energy development and carbon
93 management and budgeting practices have led to its development of the
94 necessary carbon management and budgeting tools to participate
95 successfully in a carbon exchange.

96 19. The Chicago Climate Exchange ("CCX") is the most active carbon
97 exchange in the United States.

98 20. The CCX requires members to reduce carbon emissions and allows
99 trading of carbon credits and additional carbon credit projects to achieve
100 such reductions.

101 21. The CCX manages the carbon exchange for the European Union's
102 tradable carbon program that exists under their Kyoto Protocol agreement.

103 22. King County's participation in the CCX can contribute to enhancing
104 the CCX's carbon inventory requirements.

105 23. King County's participation in the CCX can help expand the eligibility
106 of credits that are beneficial to King County and many local governments.

107 24. King County maintains a significant interest in writing rules for
108 carbon market accounting in regard to landfill and transit operations and

109 forest sequestration, and CCX offers the opportunity for King County to
110 shape future rules on how to calculate emissions and credits from those
111 operations.

112 25. Participants in the CCX are gaining valuable experience in carbon
113 inventories, limits and credits that will likely help shape expected federal
114 laws and regulations.

115 26. The International Council for Local Environmental Initiatives
116 (ICLEI), a network of regional governments that sponsors the Cities for
117 Climate Protection, in which King County is a member by order of the
118 same council Motion 13364, has entered a formal partnership with CCX to
119 facilitate membership of additional local governments.

120 27. On June 13, 2005, the United States Conference of Mayors passed a
121 unanimous resolution that recognized "the leadership of the cities that
122 have joined the Chicago Climate Exchange and... the valuable role that
123 the Chicago Climate Exchange plays in helping cities to achieve
124 greenhouse gas reductions" and resolved to "[encourage] U.S. mayors to
125 strongly consider membership for their cities in the Chicago Climate
126 Exchange."

127 28. There is significant support for CCX from the private and public
128 sectors as demonstrated by the membership of such leading organizations
129 as Ford Motor Company, IBM, Motorola Incorporated, International Paper
130 and American Electric Power, and such governments as the State of New
131 Mexico, the cities of Chicago, Portland, Berkeley and Oakland.

132 29. County membership in CCX will likely influence regional businesses
133 and organizations to join as well, providing participants in our regional
134 economy the opportunity through market transactions to support
135 environmentally-friendly regional programs while at the same time
136 mitigating their own carbon emissions liability.

137 30. King County has performed an assessment of its carbon liability and
138 potential carbon credits under the current and evolving CCX rules and this
139 assessment indicates the county is optimally positioned to meet CCX
140 mitigation targets.

141 31. King County intends to meet its obligation fully in accordance with
142 the rules and guidelines established by the CCX and other such emission-
143 reducing organizations as the county may join, and King County
144 recognizes that it may be required to purchase carbon credits or other
145 emission credits under the rules and guidelines of such organizations.

146 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

147 SECTION 1. The King County council, determining that entrance into the
148 Chicago Climate Exchange represents an optimal opportunity to reduce King County's
149 carbon emissions and to develop effective and efficient rules for emission trading,
150 approves membership into the Chicago Climate Exchange and authorizes the executive to
151 execute the appropriate documents to become a member of the Chicago Climate
152 Exchange for a period of time ending on December 31, 2010. King County shall use its
153 influence in the Chicago Climate Exchange as follows:

154 A. To reduce King County's carbon emissions.

155 B. To develop accounting methodology for emission trading that recognizes
156 transit's role in reducing regional greenhouse gas emissions and credits regional entities
157 for provision of public transit service, and to establish such a regional transit credit.

158 C. To develop accounting methodology for emission trading that recognizes the
159 role of efficient landfill management in reducing regional greenhouse gas emissions and
160 credits regional entities for maximally efficient capture of landfill methane emissions, and
161 to establish such a landfill credit.

162 D. To develop accounting methodology for emission trading that recognizes the
163 emissions reduction and carbon sequestration value of other county policies and
164 programs, including but not limited to efforts in farming, forestry, growth management,
165 and to establish related credits.

166 E. To partner with other governments, institutions and organizations on further
167 development of effective and efficient rules for emission trading.

168 F. To advocate for expedited legislation on a federal emission cap and nationwide
169 emission trading.

170 SECTION 2. Ordinance 12076, Section 9, as amended, and K.C.C. 4.08.015, as
171 amended, are each hereby amended to read as follows:

172 **First tier funds and designated fund managers.**

173 A. First tier funds and fund managers are as follows:

Fund No.	Fund Title	Fund Manager
103	County Road	Dept. of Transportation
104	Solid Waste Landfill Post Closure Maintenance	Dept. of Natural Resources and Parks

109	Recorder's O & M	Dept. of Executive Services
111	Enhanced-911 Emergency Tel System	Dept. of Executive Services
112	Mental Health	Dept. of Community and Human Services
115	Road Improvement Guaranty	Dept. of Transportation
117	Arts and Cultural Development	Dept. of Executive Services
119	Emergency Medical Services	Dept. of Public Health
121	Surface Water Management	Dept. of Natural Resources and Parks
122	Automated Fingerprint Identification System	Dept. of Public Safety
128	Local Hazardous Waste	Dept. of Public Health
129	Youth Sports Facilities Grant	Dept. of Natural Resources and Parks
131	Noxious weed control fund	Dept. of Natural Resources and Parks
134	Development and Environmental Services	Dept. of Development and Environmental Services
137	Clark Contract Administration	Office of Management and Budget
138	Parks Trust and Contribution	Dept. of Natural Resources and Parks
139	Risk Abatement	Office of Management and Budget
145	Parks and Recreation	Dept. of Natural Resources and Parks
164	Two-Tenths Sales Tax Revenue Receiving	Dept. of Transportation
165	Public Transit Self Insurance	Dept. of Transportation
215	Grants tier 1 fund	Dept. of Executive Services

216	Cultural Resource Mitigation Fund	Office of Business Relations & Economic Development
309	Neighborhood Parks and Open Space	Dept. of Executive Services
312	HMC Long Range CIP	Dept. of Executive Services
315	Conservation Futures	Dept. of Natural Resources and Parks
316	Parks, Rec. and Open Space	Dept. of Executive Services
318	Surface and Storm Water Mgmt Const	Dept. of Natural Resources and Parks
320	Public Art Fund	Dept. of Executive Services
322	Housing Opportunity Acquisition	Dept. of Community and Human Services
326	1990 Series B Youth Detention Facility	Dept. of Executive Services
327	Equipment and Building Acquisition	Dept. of Executive Services
329	SWM CIP Construction 1992-1997	Dept. of Natural Resources and Parks
331	Long-Term Leases	Dept. of Executive Services
334	Capital Acqn and County Fac Renovation	Office of Management and Budget
335	Youth Services Facilities Construction	Dept. of Executive Services
338	Airport Construction	Dept. of Transportation
339	Working Forest 1995 B	Dept. of Natural Resources and Parks
340	Park Lands Acquisition 1993	Dept. of Natural Resources and Parks
340-3	Urban Reforestation and Habitat Restoration	Dept. of Natural Resources and Parks
341	Arts and Historic Preservation Capital	Dept. of Executive Services
342	Major Maintenance Reserve	Dept. of Executive Services

343	Core GIS Capital Project	Dept. of Natural Resources and Parks
346	Regional Justice Center Construction	Dept. of Executive Services
347	Emergency Communications System	Dept. of Executive Services
349	Parks Facilities Rehabilitation	Dept. of Executive Services
350	Open Space Acquisition	Dept. of Natural Resources and Parks
364-3	Transit Cross-Border Lease Financing Fund	Dept. of Executive Services
369	Transfer of Development Credits Program (TDC) Fund	Dept. of Natural Resources Parks
377-1	OIRM Capital Fund	Office of Information Resource Management
378	Information and Telecommunications Capital Improvement Fund	Dept. of Executive Services
381	Solid Waste Cap Equip Recovery	Dept. of Natural Resources and Parks
383	Solid Waste Environmental Reserve	Dept. of Natural Resources and Parks
384	Farmland and Open Space Acquisition	Dept. of Natural Resources and Parks
385	Renton Maintenance Fac. Const	Dept. of Transportation
386	County Road Construction	Dept. of Transportation
387	HMC Construction	Dept. of Executive Services
390	Solid Waste Construction	Dept. of Natural Resources and Parks
391	Landfill Reserve	Dept. of Natural Resources and Parks
394	Kingdome CIP	Dept. of Executive Services

395	Building Capital Improvement	Dept. of Executive Services
396	HMC Building Repair and Replacement	Dept. of Executive Services
404	Solid Waste Operating	Dept. of Natural Resources and Parks
429	Airport Operating	Dept. of Transportation
448	Stadium Management	Dept. of Executive Services
453-1	Institutional Network Operating Fund	Dept. of Executive Services
461	Water Quality	Dept. of Natural Resources and Parks
464	Public Transportation	Dept. of Transportation
542	Safety and Workers' Compensation	Dept. of Executive Services
544	Wastewater Equipment Rental and Revolving Fund	Dept. of Transportation
546	Department of Executive Services Equipment Replacement	Dept. of Executive Services
547	Office of Information Resource Management Operating Fund	Dept. of Executive Services
550	Employee Benefits Program	Dept. of Executive Services
551	Facilities Management	Dept. of Executive Services
552	Insurance	Dept. of Executive Services
557	Public Works Equipment Rental	Dept. of Transportation
558	Motor Pool Equipment Rental	Dept. of Transportation
560	Printing/Graphic Arts Services	Dept. of Executive Services
603	Cultural Resources Endowment	Dept. of Executive Services

622	Judicial Administration Trust and Agency	Dept. of Judicial Administration
624	School District Impact Fee	Office of Management and Budget
674	Refunded Ltd GO Bond Rdmp.	Dept. of Executive Services
675	Refunded Unltd GO Bond	Dept. of Executive Services
676	H&CD Escrow	Dept. of Executive Services
693	Deferred Compensation	Dept. of Executive Services
694	Employee Charitable Campaign Contributions	Dept. of Executive Services
696	Mitigation Payment System	Dept. of Transportation
843	DMS Limited GO Bonds	Dept. of Executive Services
890	ULID Assessment - 1981	Dept. of Transportation
<u>1010</u>	<u>Climate Exchange Fund</u>	<u>Office of Management and Budget</u>

174 B. The following shall also be first tier funds:

175 1. All funds now or hereafter established by ordinance for capital construction
176 through specific road improvement districts, utility local improvement districts or local
177 improvement districts. The director of the department of transportation shall be the fund
178 manager for transportation-related funds. The director of the department of natural
179 resources and parks shall be the fund manager for utility-related funds.

180 2. All county funds that receive original proceeds of borrowings made under
181 Chapter 216, Washington Laws of 1982, as now existing or hereafter amended, to the
182 extent of the amounts then outstanding for the borrowings for that fund. For purposes of

183 this subsection, the director of the county department or office primarily responsible for
184 expenditures from that fund shall be the fund manager.

185 3. Any other fund as the council may hereinafter prescribe by ordinance to be
186 invested for its own benefit. County funds shall be treated as provided in K.C.C.
187 4.10.110 unless a designation is made by the council.

188 NEW SECTION. SECTION 3. There is hereby added to K.C.C. chapter 4.08 a
189 new section to read as follows:

190 A. There is hereby created the Climate Exchange fund, classified as a special
191 revenue fund, for the purpose of accounting for any revenue generated by the sale of
192 carbon credits and other emission credits, and the expenditures incurred for the purchase
193 of carbon credits or other emission credits, in accordance with the rules of the Chicago
194 Climate Exchange or other emissions trading programs in which the county may
195 participate. Carbon credits include but are not limited to those credits sold or purchased
196 through the Chicago Climate Exchange This fund may also be used for the purpose of
197 accounting for the sale or purchase of other emission credits as the county may develop.

198 B. Any financial benefit that accrues to the county from its participation in the
199 Chicago Climate Exchange shall be appropriately invested in actions that reduce carbon
200 emissions and/or address global warming impacts.

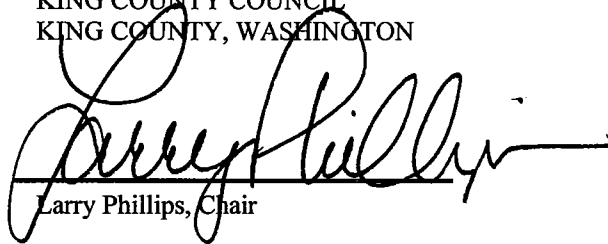
201 C. The office of management and budget shall be the fund manager for the
202 Climate Exchange fund.

203 D. For investment purposes, the Climate Exchange fund shall be considered a
204 first tier fund.
205

Ordinance 15556 was introduced on 5/30/2006 and passed by the Metropolitan King County Council on 7/24/2006, by the following vote:

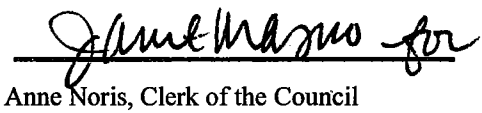
Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Patterson and Mr. Constantine
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



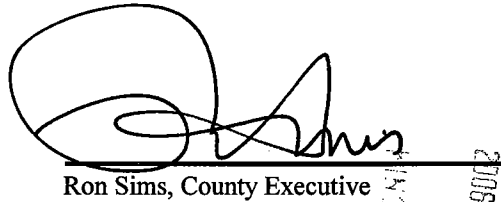
Larry Phillips, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 2 day of August, 2006.



Ron Sims, County Executive

Attachments None

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KING COUNTY COUNCIL