



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

May 11, 2009

Ordinance 16513

Proposed No. 2009-0290.1

Sponsors Constantine and Phillips

1 AN ORDINANCE relating to oversight of American
2 Recovery and Reinvestment Act funds; ensuring public
3 transparency and accountability for funds managed by
4 county government.

5
6 STATEMENT OF FACTS:

- 7 1. On February 17 2009, the President of the United States signed the
8 American Recovery and Reinvestment Act ("ARRA") providing \$787.2
9 billion in an economic stimulus package, which includes some new federal
10 aid for local government. ARRA is the largest single infusion of spending
11 (\$575.3 billion) and tax cuts (\$211.9 billion) made by Congress into the
12 United States economy in American history.
- 13 2. Congress and the President intend ARRA to stimulate economic growth
14 and create jobs by providing funding for more than seventy-five federal
15 programs, many of which will also benefit local governments. In some
16 cases local government funding has been provided by direct federal
17 appropriation or through already established formulas or procedures; and in

18 other cases federal agencies will host a grant competition in the near future
19 for local governments seeking to obtain additional stimulus dollars.

20 3. According to congressional and administration projections, ARRA will
21 create or preserve approximately seventy-five thousand jobs in Washington
22 state over the next two years. Based on this projection and King County's
23 current working age population, the stimulus funding could create or
24 preserve approximately twenty-three thousand jobs countywide, if state
25 pass-through funds are allocated as expected and local jurisdictions and
26 agencies are successful in applying for and receiving state and federal grants
27 associated with ARRA.

28 4. ARRA includes provisions to promote the public's ability to monitor
29 spending and accomplishments for the funded programs. The federal
30 executive branch has launched www.recovery.gov as its official website to
31 track spending and offer transparency for the ARRA programs; and the
32 United States Vice President will oversee the implementation of the
33 stimulus spending package in conjunction with a newly established
34 Recovery Act Transparency and Accountability Board.

35 5. Between \$7 billion and \$10 billion in federal stimulus money might
36 eventually come to Washington state. Slightly less than half of this money
37 will directly support state government programs, with the balance passed
38 from the federal government directly to local governments such as schools,
39 cities, housing authorities, counties and other agencies. By executive order,
40 the Governor has ordered the creation of a new web site at

41 www.recovery.wa.gov so every Washingtonian can see where federal
42 dollars allocated to state use are going and to hold state government
43 accountable.

44 6. Some federal ARRA funds allocated within the state of Washington for
45 state improvements and programs will also benefit residents of King
46 County. While the funds will benefit King County residents, these are state-
47 managed ARRA programs for which King County has no management
48 responsibility. Between these state programs and other grant opportunities,
49 current ARRA funding is projected to provide approximately: \$151 million
50 in transportation funding, including state highways and roads projects;
51 \$86.3 million for state education programs (early education, K – 12;
52 colleges; worker training); \$4.8 million for public safety; \$7 million for
53 health and human services; \$17 million for energy related programs and
54 projects; and \$233,000 for military base improvements. Increases to these
55 estimated amounts will be subject to King County, its cities and other
56 agencies successful application and award of grant funding under ARRA, in
57 addition to other direct allocations.

58 7. King County gratefully acknowledges direct allocation of federal ARRA
59 grant awards for several programs that are administered by county
60 government, including, but not limited to: homelessness prevention,
61 neighborhood stabilization and community development, Workforce
62 Investment Act, "HOME" Program, Byrne Justice Assistance Grant,
63 brownfields, employment training, energy efficiency and conservation

64 block grants, public health clinics and community health centers, health care
65 for the homeless, low-income weatherization grants, and flood control.

66 8. Receipt of additional ARRA funding will be contingent upon successful
67 award of competitive grants, in program areas managed by county
68 government including but not limited to: public health, public safety, natural
69 resources, transportation, transit, water quality, human services, public
70 housing and airport improvement.

71 9. Current projections estimate a funding shortfall of \$43.4 million for the
72 county current expense fund in 2010; and the Metro transit budget faces a
73 shortfall of nearly \$100 million in 2010. In general, federal ARRA funds
74 may provide aid and stability to some important programs of county
75 government, but will not provide substantial relief to the significant funding
76 shortfalls facing the general operation of essential county services. ARRA
77 and other federal appropriations provide significant aid to Metro transit, and
78 much smaller contributions are projected for justice system support and
79 public health funding that will provide welcome, albeit minor, respite to the
80 county general fund in 2010.

81 10. The council intends that the people of King County have access to
82 information regarding federal economic stimulus grants administered by
83 King County, so that every county resident can see where federal dollars
84 allocated to county use are going and can hold county government
85 accountable for successful project completion.

86 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

87 SECTION 1. Within five days of the effective date of this ordinance, the
88 executive shall designate one employee as recovery act coordinator, to serve as liaison
89 between the county's federal government consultant in monitoring legislation and
90 competitive funding opportunities from the American Recovery and Reinvestment Act,
91 and with county departments. The coordinator shall regularly:

92 A. Identify all appropriate competitive grant opportunities and provide estimated
93 timelines for agency application submittals for competitive grants to departmental and
94 independent elected officials, ensuring adequate time to complete applications and for
95 submittal to the federal government;

96 B. Participate in a team led by the deputy county executive made up of
97 representatives from county government and invited representatives of city and other
98 local governments to help streamline permit readiness for qualifying projects, to advise
99 agencies on how best to educate project proponents about readying their projects for
100 timely application and permit approval and to monitor the status of expeditious permit
101 reviews. The recovery act coordinator shall facilitate interagency and intergovernmental
102 grant applications as needed to improve competitive ranking for federal funds; and

103 C. Monitor county American Recovery and Reinvestment Act funded programs
104 and projects and provide accurate information summaries for dissemination to the
105 council, county agencies and to the people of King County including the associated jobs
106 created and preserved via the program and project investments.

107 SECTION 2. Within twenty days of the effective date of this ordinance and once
108 a month thereafter until January 2010, the executive shall submit a brief report to the
109 council listing all American Recovery and Reinvestment Act grant programs and projects

110 currently being applied for or pending award and programs and projects awarded funding
111 by the federal government or passed through the state of Washington for management by
112 county government. Program and project information shall include estimated costs for
113 completion, duration, descriptions and outcomes anticipated, including job creation and
114 preservation, and appropriate contact information for assigned county staff. The report
115 shall identify pertinent funding obligations, restrictions or encumbrances on county
116 government associated with each grant award. The report shall also include an estimated
117 benefit, if any, to the county current expense fund relative to the projected 2010 deficit
118 for each grant award. The report must be filed in the form of eleven copies with the clerk
119 of the council, who shall retain the original and will forward copies to each
120 councilmember and to the lead staff of the budget and fiscal management committee, or
121 its successor.

122 SECTION 3. Within twenty days of the effective date of this ordinance, the
123 executive shall establish a web page listing American Recovery and Reinvestment Act
124 grant programs and projects currently being applied for or pending award and programs
125 and projects awarded funding by the federal government or passed through the state of
126 Washington for management by county government. Programs and project information
127 shall include estimated costs for completion, duration, descriptions and outcomes
128 anticipated, including jobs created or preserved, and appropriate contact information for
129 county staff. The executive shall arrange to have the web page information updated at
130 least monthly, following review by the county recovery act coordinator. The executive
131 may wish to provide links from the county's economic stimulus web page to federal and
132 state American Recovery and Reinvestment Act web sites.

133 SECTION 4. When King County is applying for federal American Recovery and
134 Reinvestment Act funds for programs and projects, priority shall be given for competitive
135 funding opportunities that meet one or more of the following criteria:

136 A. Funding opportunities for programs and projects that create or preserve jobs in
137 King County;

138 B. Funding opportunities that specifically address or seek to rectify funding
139 shortfalls in the 2009 adopted county budget for those programs that do not have twelve-
140 month funding;

141 C. Funding opportunities that promote public safety by providing funds for
142 county law enforcement, prosecution, courts and public defense;

143 D. Funding opportunities that sustain essential public health programs, consistent
144 with the adopted public health operational master plan; and

145 E. Funding opportunities that: support essential regional human services, such as
146 public housing and homeless shelters; improve safety conditions for the people of King
147 County through maintenance or replacement of antiquated buildings or other structures;
148 address inefficient transportation infrastructure; improve or replace antiquated emergency
149 management communications and technology; sustain public transit operations or

150

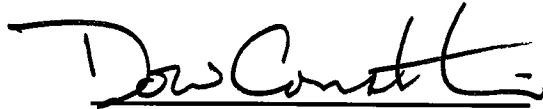
Ordinance 16513

151 improve transit equipment; or improve energy efficiency of county operations and county
152 facilities.
153

Ordinance 16513 was introduced on 4/27/2009 and passed by the Metropolitan King County Council on 5/11/2009, by the following vote:

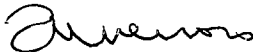
Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



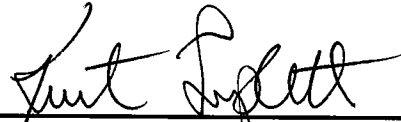
Dow Constantine, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 21 day of May, 2009.



Kurt Triplett, Interim County Executive

Attachments None

RECEIVED
2009 MAY 21 PM 3:57
CLERK
KING COUNTY COUNCIL



King County

Kurt Triplett
King County Executive
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RECEIVED

2009 MAY 21 PM 3:57

CLERK
KING COUNTY COUNCIL

May 21, 2009

The Honorable Dow Constantine
Chair, King County Council
Room 1200
C O U R T H O U S E

Dear Councilmember Constantine:

I was pleased to see the introduction and adoption of Ordinance No.16513 regarding the county's efforts to seek funding under the American Recovery and Reinvestment Act (ARRA). I am signing this ordinance with great pleasure. Also, through this correspondence I want to inform you of the ARRA work and coordination completed to date.

As you know, significant coordination and work has been underway for many months by my office and county departments to identify and timely apply for ARRA grant funds. I am pleased to report that we have previously put in place or were already planning to implement much of what is called for by Ordinance No. 16513 and look forward to continuing to work with you on these efforts.

Beginning with the aggressive advocacy work done at the federal level last fall when a recovery bill was first proposed, in order to best complete this important work, the Executive Office has been coordinating the work related to grants under the ARRA. Maura Brueger, Senior Advisor for Federal Relations, has served as the central recovery act coordinator in this regard. Consistent with what is envisioned by the ordinance, she has been serving as liaison between the federal government consultants and the county departments and worked with the consultants and departments to identify grant opportunities and file timely applications. In conjunction with our executive staff, she has also been coordinating on the planning for a county ARRA website.

Under this coordination, we have completed substantial work towards identifying, seeking and applying for ARRA funds. Ms. Brueger and the Office of Management and Budget (OMB) have been working closely with executive departments to coordinate grant seeking efforts, provide cross-division technical assistance, and enhance the county's ability to compete for ARRA funding. OMB is also working with departments to best utilize ARRA funds to fill existing budget gaps where possible.

While the stimulus funds present King County and other local jurisdictions an opportunity to avoid layoffs and otherwise mitigate the impact of the current economic downturn, it is important to be mindful that ARRA funds are not by any means a complete solution. The funding possibly available to the county is insufficient to provide a complete remedy and the regulatory limitations on use of the funds may in some cases restrict our ability to cover budget shortfalls. Moreover, some grants require that the funded positions or programs be continued at county cost for at least a year following the end of federal funding. This requirement has the potential to create a significant out year "bow wave" of obligations that may prove to be a burden to the county. OMB will be working with the departments to identify such impacts and to determine the county's ability to address these long-term obligations.

As required by the ordinance, I am naming Lorrie McKay of my office as the recovery act coordinator. She will lead our efforts to coordinate recovery grant opportunities as called for by the ordinance.

In addition to undertaking coordination as envisioned by the ordinance, we stand ready to comply with the reporting provisions of the ordinance. Our efforts in this regard have been on-going since the possibility of stimulus funding arose. As you may recall, on March 25, 2009, Ms. Brueger briefed the council on the ARRA and provided you with a detailed overview of the relevant funding opportunities. (Copies of Ms. Brueger's PowerPoint presentation are available upon request.) We have also briefed councilmembers individually on a number of ARRA funding opportunities. We have been tracking our grant process and will be able to provide the council with the brunt of the information requested by the ordinance in regular reports.

In addition to our internal coordination, we are actively collaborating with our regional partners as we seek ARRA funding. We currently have work underway to team with the State, Puget Sound Regional Council, suburban cities, and City of Seattle, as well as private parties on a number of different grant opportunities. For instance, in February Executive Sims and Congressman Jay Inslee developed an initiative to bring together the region's municipalities and utilities quickly and decisively around a common vision for economic recovery funding. These leaders saw the challenges of economic downturn, climate change and fossil fuel dependence meeting up with the opportunities of economic recovery funding from the federal government. The result was the March launch of New Energy Solutions, a consortium seeking to utilize ARRA funds to demonstrate national leadership on energy economic recovery funding. As of May 2009, the members of New Energy Solutions are taking steps toward formalizing the consortium and project selection.

Overall, our approach to seeking and programming funding is mostly consistent with the criteria set out in the ordinance. As you know, some ARRA funds are strictly limited in their use or are restricted by non-supplanting provisions, which may limit our ability to target funds as requested by the ordinance. However, where we can, we will continue to focus on grant opportunities and use of grant funds in a manner consistent with those criteria. Additionally,

The Honorable Dow Constantine

May 21, 2009

Page 3

important categories such as water quality, wastewater treatment and Puget Sound recovery were not included in the criteria to the priority list of the ordinance. We will include these and there may be others to add as well.

In order to provide you with up to date information about the grant opportunities we are pursuing, please find a brief of overview of some of these efforts attached for your consideration. ARRA provides funding to local governments in a variety of categories, including criminal justice, transportation, health care, energy, workforce development, natural resources, housing, and human services. We have work currently underway to maximize county grant awards and are seeking funds provided by ARRA in each of these arenas.

Thank you in advance for your attention to this issue. I look forward to working with you closely on these efforts. If you have further questions about our work regarding our ARRA work, please contact Lorrie McKay at phone number 206-263-9631.

Sincerely,



Kurt Triplett
King County Executive

cc: King County Councilmembers

ATTN: Tom Bristow, Interim Chief of Staff
Saroja Reddy, Policy Staff Director
Anne Noris, Clerk of the Council
Frank Abe, Communications Director

Sheryl Whitney, Assistant County Executive, King County Executive Office (KCEO)

Noel Treat, Chief of Staff, KCEO

Bob Cowan, Director, Office of Management and Budget

Beth Goldberg, Deputy Director, OMB

Bob Zappone, Council Relations Director, KCEO

May 4, 2009
Status Overview of County ARRA Funding Efforts

Criminal Justice

2nd Chance Grant (JAG Funding):

- King County Department of Adult and Juvenile Detention (DAJD) has submitted a proposal to partner with the Washington State Department of Corrections (DOC) to provide a re-entry program. King County DAJD has requested \$220,000 in federal dollars for a 12-month period.

Byrne Grant Funding – Formula:

- Working with City of Seattle and suburban cities to agree upon allocation of regional formula grant.

Byrne Grant Funding – Competitive:

- All of King County's criminal justice agencies have collaborated on a proposal related to domestic violence (totaling \$9.4 million over 2 years).
- Funding is also being sought to support and expand Community Center for Alternative Programs (CCAP) Programs (e.g. staffing, programs/classes, contracted services, reentry, out-patient treatment, other services currently at risk in the county fiscal environment) totaling approximately \$4 million.
- The Prosecuting Attorney's Office is seeking \$600,000 to create a Computer Forensic Unit.
- Superior Court is pursuing funding plan for and potentially purchase a new case management system.

Byrne Grant Funding – Evaluation and Research:

- DAJD anticipates applying for funds under this arm of the grant to support the evaluation component of CCAP programs in an amount to be determined. (The programs themselves would ideally be supported under the aforementioned grants).

COPS Hiring Recovery Program

- The King County Sheriff's Office has submitted a grant to support up to 126 deputies over three years.

The King County Department of Judicial Administration (DJA) has applied to the State for funding to support its Step Up program.

Additionally, OMB continues to support efforts countywide (including those of the county's separately elected officials) to seek federal and state funds to assist with criminal justice needs and budget shortfalls.

Health

Federally Qualified Health Centers (FQHCs):

- \$408,355 in funding is anticipated for two years beginning April 1, 2009 to hire staff to respond to an increased demand for services under our Health Care for the Homeless efforts.

Wellness and Prevention:

- We anticipate learning more about this competitive funding opportunity later this year when details are announced by the federal government.

Health Information Technology (HIT):

- We anticipate hearing more about this competitive funding opportunity later this year when details are announced by the federal government.

Comparative Effectiveness Research:

- This competitive opportunity will require evaluation of treatments and strategies to improve health. Additional information is anticipated from the federal government in approximately one month.

Child Care & Development Block Grant Formula:

- Funding related to this will likely be competitive and further information is anticipated to be published in approximately one month.

Federal Matching Assistance Percentage (FMAP):

- An application for this funding has already been submitted and any funds are anticipated to be disseminated through the regular Medicaid payment processes.

Energy

Energy Efficiency Conservation Block Grant (EECBG):

- It is expected that King County will receive \$6.1 M based on a pre-determined formula to support energy efficiency. We are currently analyzing county projects to determine which projects will receive funding from this stream. We have also led efforts to bring together regional governments and utilities to form a consortium to be known as New Energy Solutions which will work to provide a collaborative approach to energy projects on a regional basis.
- King County is planning to submit a proposal for the competitive portion of this grant. Funds in this category of the grant are intended to promote such efforts as electrified transportation and smart grid technology. Details of this grant program will be announced by the Department of Energy later this year.

State Energy Program:

- King County is planning to submit an application under this program. This competitive funding source will distribute \$61 million statewide, \$15 million of which would fund moderate income weatherization under SB 5649.

Weatherization (low-income):

- While King County is not eligible to apply for funds under this component of the grant, King County Department of Community and Human Services (DCHS) is planning to support the King County Housing Authority (KCHA) in a partnership to weatherize low income housing. \$6 million is anticipated to be distributed to KCHA under this program.

Qualified Energy Conservation Bonds (QECBs):

- King County will be applying to receive funds under this program. King County is eligible to receive approximately \$12 million in no/extremely low interest loans (King County would issue bonds with the federal government paying the interest). These loans would support a broad array of climate and energy related projects and programs including energy efficiency, carbon reduction, job preservation, and economic development.

Clean Renewable Energy Bonds (CREBs):

- King County is working to develop a proposal and submit an application to receive funds under this program. Distribution of these funds is formula-based. \$2.4 billion is available nationally and qualified projects will get a percentage of this amount, with the final amount being dependent on the number of requests to the program. We are analyzing which projects should be targeted for this funding.

Clean Cities:

- King County is working on the application to seek funding under this program. Distribution will be based on a competitive process with \$300 million available nationally for state and local governments to purchase alternative fuel vehicles and further advance alternative fuels, infrastructure markets, and carbon reduction.

Transportation Electrification:

- King County is not eligible to directly receive a grant under this program, however we are teaming with vehicle manufacturers and private companies who will be the lead applicant in this competitive process which is intended to distribute \$100 million across the nation to promote electronic vehicle technologies.

Clean Diesel:

- King County will be working to develop a proposal to apply for funding in this area. This funding source is intended to advance alternative fuels, infrastructure markets, carbon reduction, and fuel savings.

Smart Grid and Transmission:

- While King County may not be eligible to receive funds directly under this grant program, we would likely provide support and work to partner in some way with a local applicant. This funding source is intended to create a test bed for smart grid technologies and promote energy savings for households and buildings, economic

development as well as promote the electrified transportation industry. We are working with utilities and New Energy Solutions on application opportunities.

Workforce Development

Smart Grid Worker Training:

- King County may not be eligible to receive funds directly under this provision but may be able to support a local applicant in his/her efforts. These funds will be distributed in an effort to create a workforce for smart grid technologies. We are analyzing opportunities for such collaboration.

Green Jobs:

- King County is developing a proposal to apply for funds in this arena. There are at least two sources under this category; \$500 million and \$750 million respectively. These funds will promote the creation and preservation of green jobs.

Summer Youth Employment Program:

- King County has already received \$1,614,445 to create and subsidize summer jobs for low-income, at-risk youth and efforts are scheduled to begin immediately.

Dislocated Worker Program:

- King County has applied for \$2,456,144 in a competitive process to assist dislocated workers with job search and possible retraining. Notification is expected by mid-May 2009. (Note: only a portion of these funds are ARRA related).

Low-Income Adult Work Training:

- Funding here is a competitive process and King County has already submitted its application for \$151,502 to assist low-income adults with work training and placement assistance. Notification is expected by mid-May 2009.

Brownfields Employment Training:

- King County has submitted its application in this competitive process for \$500,000. Funds would be applied to training activities for low-income adults to prepare them for jobs remediating brownfields. Notification is anticipated by June 1, 2009.

Housing and Human Services

Community Development Block Grant (CDBG):

- This grant will fund capital projects for low-income residents. To qualify, these projects need to be "shovel ready" (can be underway within 120 days of funding availability). It is anticipated that King County will receive \$1,630,159 based on a funding formula.

Homeless Prevention and Rapid Re-housing Funds:

- Applications for this funding source will fund homeless prevention and/or rapid re-housing activities. We anticipate receiving \$1,863,675 in federal funds under a

formula-based distribution and may receive an additional \$1,326,324 in state funds under a quasi-formula distribution.

Neighborhood Stabilization Program (NSP):

- King County agencies have already applied for these funds, which will be distributed via a funding formula (\$2.2 million anticipated). An additional component of this program is competitive and applications are due July 18, 2009 (possibly between \$800,000 and \$1.5 million). These funds will be used to buy foreclosed properties for use by low-income housing providers to house income-eligible households.

Natural Resources

Habitat Restoration:

- These nationally competitive categories of grants provide \$170 million. King County has submitted its application to fund two projects: 1) Big Spring/ Newaukum Stream and Wetland Restoration for \$2.2 million; and 2) SPAWN: Salmon Projects At Work Now, a multi-jurisdictional green-job-creating habitat restoration project for \$3.4 million. Notification is anticipated by June 1, 2009.

Levee Repair:

- King County has submitted its application for approximately \$15 million for the Army Corps of Engineers to implement Flood District projects.

Restoration and Maintenance:

- King County has supported a submittal from the Cascade Land Conservancy for \$750,000 for invasive plant control. No decision has been made yet on this proposal.

Transportation

- King County Department of Transportation (DOT) to date has received \$72,438,537 from the United States Department of Transportation (USDOT) through the Federal Highway Administration and Federal Transit Administration. These funds were awarded to DOT through competitive allocation processes conducted earlier this year by the Puget Sound Regional Council for vehicle maintenance, acquisition of hybrid buses, and Phase 1 of the SW 98th St. Pedestrian Corridor,
- DOT has submitted a proposal to the United States Environmental Protection Agency national competitive program seeking \$1,385,283. This proposal is for a series of programmatic actions, which would significantly reduce diesel emissions from our vehicle fleet; specifically, diesel emissions reduction solutions using exhaust controls, cleaner fuel use, and acquisition of cleaner vehicles.
- DOT has requested funding from the Federal Aviation Administration Supplemental Discretionary Grants for Airport Investment program. Funds are to supplement and not supplant planned airport capital expenditures. Projects must be completed within 2 years of enactment. The requested funds are to support the new Winter Safety and Operations Mandates--Runway Rotary Snow Blower; High Speed Runway Broom; Runway Displacement Plow

The Honorable Dow Constantine

May 21, 2009

Page 9

- DOT is preparing a submittal to the Federal Transit Administration (FTA) Very Small Starts (VSS) Program for the West Seattle RapidRide Corridor.
- DOT is preparing a submittal for the King County Ferry District to submit a request for vessel construction to the USDOT Ferry Boat Discretionary program.

USDOT National Discretionary Grant Program:

- DOT anticipates submitting a proposal for the funding, approximately \$145 million for the South Park Bridge replacement.