



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Ordinance 18862

Proposed No. 2018-0580.1

Sponsors Dembowski

1 AN ORDINANCE regarding the 4Culture task force;
2 amending Ordinance 14482, Section 18, as amended, and
3 K.C.C. 2.49.170 and Ordinance 18684, Section 19.

4 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

5 SECTION 1. Ordinance 14482, Section 18, as amended, and K.C.C. 2.49.170 are
6 hereby amended to read as follows:

7 A. (~~Except as otherwise provided in Ordinance 18684, Section 19, until December~~
8 ~~31, 2020,)~~) King County shall transfer future fund balances as follows:

9 1. Hotel-motel tax revenues designated by the state of Washington for cultural
10 purposes in King County shall be transferred to the authority within ten business days of
11 receipt by King County from the state of Washington and appropriated by the county
12 council. Twice each year while cultural bonds remain outstanding, the authority shall
13 transfer back to King County sufficient hotel-motel tax revenues to allow the county to
14 make required payments on the bonds;

15 2. Current expense amounts appropriated to the arts and cultural development
16 fund, which shall be transferred to the authority not later than January 10 of the year for
17 which those amounts have been appropriated;

18 3. Public art revenues, which shall be transferred to the authority not later than
19 February 1 of the year for which those revenues have been appropriated;

20 4. Except for funds listed in subsection A.1. of this section, state and federal funds
21 for cultural purposes, which shall be transferred to the authority within ten business days of
22 receipt by King County of the funds from the federal or state governments; and

23 5. All other funds and fees appropriated to the arts and cultural development fund
24 and for cultural purposes, which funds and fees shall be transferred to the authority within
25 ten business days of receipt by King County.

26 B.1. Except as otherwise provided in Ordinance 18684, Section 19, beginning in
27 2020, at least one hundred-twenty-five days before the end of each fiscal year, the cultural
28 development authority shall transmit its budget for the following fiscal year to the county
29 executive. At least ninety-five days before the end of each fiscal year, the county executive
30 shall transmit the cultural development authority budget to the clerk of council in both
31 electronic and hard copy form. The clerk shall distribute the cultural development authority
32 budget to all councilmembers and the lead of the budget and fiscal management committee
33 or its successor committee. Beginning in 2020, the cultural development authority shall
34 transmit its budget for the following fiscal year together with the other financial information
35 required in subsection B.2. of this section to the county executive after it has been approved
36 by the cultural development authority board. The cultural development authority budget
37 shall identify the budgeted operating and capital expenditures and full-time equivalent
38 positions for the following fiscal year.

39 2. The cultural development authority shall also transmit supporting data,
40 including, but not limited to, a statement of assets and liabilities, a description of significant
41 changes in the budget for the following fiscal year compared to the current fiscal year
42 budget and a financial plan that includes actual expenditures, revenues and reserves for the

43 preceding fiscal year and estimates of all expenditures, revenues and reserves for the current
44 fiscal year and the following five years. For exemplary purposes only, the financial plan
45 transmitted with the cultural development authority budget for fiscal year 2021 shall consist
46 of the cultural development authority's actual expenditures, revenues and reserves for 2019,
47 estimates of all the cultural development authority's expenditures, revenues and reserves for
48 2020 and years 2021 through 2025.

49 3. Unless the council passes a motion rejecting the cultural development authority
50 budget at least thirty days before the end of the current fiscal year, in the following fiscal
51 year, the county shall transfer to the authority balances in any of the funds referenced in
52 subsection A.1. through A.5. of this section.

53 4. If the council passes a motion rejecting the cultural development authority
54 budget for the following fiscal year at least thirty days before the end of the current fiscal
55 year, then, in the following fiscal year, the county shall not transfer to the authority any
56 balances in any of the funds referenced in subsection A.1. through A.5. of this section
57 except as otherwise provided in subsection B.6. of this section.

58 5. If the council passes a motion rejecting the cultural development authority
59 budget, the council shall specify the reason or reasons for the rejection in the body of the
60 motion.

61 6. If the council passes a motion rejecting the cultural development authority
62 budget or if the council passes a motion rejecting a revised cultural development authority
63 budget under this subsection, then representatives of the cultural development authority and
64 representatives of the council shall meet to discuss revisions to the cultural development
65 authority budget within fifteen calendar days of the passage of the motion rejecting the

66 cultural development authority budget or revised cultural development authority budget.
67 The representatives of the cultural development authority shall include, but not be limited to
68 the cultural development authority board chair, the ex officio member designated by the
69 executive and the authority's executive director. The representative of the council shall
70 include, but not be limited to the council chair, the chair of the budget and fiscal
71 management committee or its successor committee or the chair of the committee of the
72 whole or its successor committee, or all three. For the purposes of complying with the
73 fifteen-calendar-day requirement, a councilmember may select a designee and shall notify
74 the cultural development authority of the councilmember's delegation. Within fifteen
75 calendar days of the meeting, the cultural development authority board shall consider and
76 adopt a revised budget and transmit the revised budget to the council clerk in the form of a
77 paper and an electronic paper copy. The council clerk shall retain the paper copy and
78 forward an electronic copy to all councilmembers. Unless the council passes a motion
79 rejecting a revised budget within fifteen days of the board's transmittal of the revised budget,
80 the county shall transfer to the authority balances in any of the funds referenced in
81 subsection A.1. through A.5. of this section.

82 C. The county shall not transfer funds and fees designated or appropriated to the
83 King County landmarks commission for land use regulation and archaeological
84 management purposes.

85 SECTION 2. Ordinance 18684, Section 19, is hereby amended to read as follows:

86 A. A task force is hereby created, which shall be composed of at least fourteen
87 members appointed by the executive and confirmed by the council. The executive shall
88 solicit input on members of the task force from King County councilmembers, the

89 cultural development authority, other arts, culture and heritage organizations and
90 community leaders. The task force membership shall include, but not be limited to:

- 91 1. One representative for the King County council;
- 92 2. One representative for the King County executive;
- 93 3. One representative for the cultural development authority;
- 94 4. One representative for Cultural Access Washington;
- 95 5. One representative for the Sound Cities Association; and
- 96 6. At least nine representatives of organizations supporting underrepresented
97 populations or smaller arts, culture, heritage or historic preservation organizations in
98 King County.

99 B. The representatives, described in subsection A.5. of this section, shall:

- 100 1. Represent organizations that are based in different parts of King County to
101 provide geographically diverse perspectives;
- 102 2. Reflect the diversity of the types of arts, culture, heritage and historic
103 preservation disciplines in King County; and
- 104 3. Reflect gender, cultural and ethnic diversity.

105 C. No later than ninety days after the adoption of this ordinance, the executive
106 shall both appoint the task force members by a letter of appointment and transmit to the
107 council for each task force member appointed and a copy of the letter of appointment,
108 together with a motion confirming the appointment. Confirmation or rejection of
109 appointments shall be by council motion.

110 D. The task force shall be staffed by an independent consultant with expertise in
111 social and racial equity and justice and who shall be selected by the task force and funded

112 by King County and the cultural development authority. The county's office of equity
113 and social justice and the King County council shall provide technical assistance to the ,
114 task force.

115 E. The task force's report shall include its assessment and evaluation of
116 4Culture's governance structure, processes and practices, including, but not limited to, its
117 grant award processes, through an equity and social justice lens. Using the community
118 stakeholder process in this section and the results of its assessment and evaluation to
119 make recommendations to 4Culture's practices, governance and oversight structure to
120 promote geographic, social and racial equity in the allocation of funding and to promote
121 development of cultural infrastructure across King County to improve accessibility to
122 both patrons and practitioners of arts, cultural, heritage and historic preservation
123 programming countywide.

124 F. The task force shall use processes and procedures recommended by the
125 independent consultant to ensure input is received from stakeholders and members of the
126 public from underrepresented populations.

127 G. The task force shall transmit a report on the results of its assessment,
128 evaluation and recommendations to the executive and council (~~by February 1, 2019~~)).
129 The report should be filed with the clerk of the council by April 1, 2019, in the form of a
130 paper and an electronic copy. The clerk of the council shall retain the paper copy and
131 forward an electronic copy to all councilmembers.

132 (~~H. If the council passes a motion no later than April 1, 2019, acknowledging~~
133 ~~receipt of~~

134 the report, then the year in which the cultural authority must begin transmitting its budget

135 as required by K.C.C. 2.49.0170 shall be 2019.))

136

Ordinance 18862 was introduced on 12/10/2018 and hearing held/closed and passed by the Metropolitan King County Council on 1/14/2019, by the following vote:

Yes: 8 - Mr. von Reichbauer, Mr. Gossett, Ms. Lambert, Mr. Dunn, Mr. Dembowski, Mr. Upthegrove, Ms. Kohl-Welles and Ms. Balducci
No: 0
Excused: 1 - Mr. McDermott

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council



APPROVED this 24 day of JANUARY, 2019

Dow Constantine, County Executive

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2019 JAN 25 PM 4: 09
CLERK
KING COUNTY COUNCIL

Attachments: None