



**King County**  
**Metropolitan King County Council**  
**Operating Budget, Fiscal Management and Select Issues**  
**Committee**

**Agenda Item No.:** 4

**Date:** July 23, 2008

**Proposed No.:** 2008-0373

**Prepared By:** Polly St. John

**STAFF REPORT**

**SUBJECT:** Discussion of, and possible action on, the Executive's proposal to extend the due date for regional jail capacity reports that were requested in the adopted 2008 budget.

**SUMMARY:**

King County's 2008 adopted budget included a proviso on the Department of Adult and Juvenile Detention appropriation that recognizes that regional jail capacity needs are increasing. The proviso requests that the Executive seek partnerships with cities to develop facility options to address jail capacity needs either through expansion of current facilities and/or the building of new facilities.

The Executive is requesting that the council approve an extension of the proviso deadline from July 1 to July 14, 2008.

Although the legislation has been transmitted to change the due date for this report, the report has not been received. Consequently, the legislation will need to be amended to reflect the receipt date upon its arrival from the Executive.

**BACKGROUND:**

The 2008 budget included a proviso in the Department of Adult and Juvenile Detention (DAJD) appropriation that reinforces the county's commitment to partner with cities in working toward a regional plan to address secure detention needs. The proviso reads as follows:

*"It is the intent of King County that when new jail capacity is needed in the region there would be great public benefit to maintaining the current integrated regional system of adult and juvenile detention. As the county and cities evaluate their detention needs, the council directs that the executive seek partnerships with the cities to develop and send to the council a plan, prior to July 1, 2008, that shows options to expand the*

*county's current jail facilities and/or build new facilities in partnership with the cities.*

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

As part of continuing King County's criminal justice improvements, the Integrated Regional Jail Initiative (IRJI) seeks to identify and explore opportunities to form a regional partnership to create a seamless, efficient, and cost-effective system for booking, housing, transporting, and managing inmates<sup>1</sup>. The IRJI intends that an integrated regional system will improve public safety, help to contain jail costs, and has the potential to foster additional improvements in the larger criminal justice system. This on-going effort has included projections for future jail capacity both by the county and the cities. According to the transmittal letter, the proviso response will include IRJI work to date and details of population projections and facility needs, as well as a work plan to pursue a regional jail capacity partnership with cities.

Additionally, Ordinance 16200 adopted by the Council on July 7, 2008 allowed the reopening of the interlocal agreement between King County and the contract cities for jail services<sup>2</sup>. This Ordinance is intended to offer a short term solution to the continued provision of jail services while the county and cities negotiate a more long term integrated approach for the coordination of criminal justice services and jail capacity needs. These negotiations will address the county's costs of housing city inmates requiring special services such as medical care, psychiatric housing and guarding outside the jail. Cities will benefit by allowing additional time to plan for new jail capacity for misdemeanants.

### **EXECUTIVE REQUEST**

The Executive is requesting a two week extension of the proviso due date – from July 1 to July 14 – to ensure sufficient time to provide the detailed, combined report. Unfortunately, the report was not received on July 14; consequently, an amendment will be required to reflect the actual transmittal of the report. The committee has the following options regarding action on this ordinance:

1. Pass out with no recommendation – to be amended at full Council when the report transmittal date is known.
2. Hold the legislation in Committee – to be amended when the transmittal date is known and then forward to the Council for consideration.

### **INVITED:**

- Reed Holtgeerts, Director, Department of Adult and Juvenile Detention
- Toni Rezab, Chief of Administration, DAJD

<sup>1</sup> The IRJI was established in 2005 and has been working with cities since 2006.

<sup>2</sup> The contract was originally executed in 2002 and will expire in 2012.

- Bob Cowan, Director, Office of Management and Budget
- Jo Anne Fox, Budget Analyst, OMB

**ATTACHMENTS:**

1. Proposed Ordinance 2008-0373
2. Transmittal letter, dated July 1, 2008



## KING COUNTY

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

## Signature Report

July 18, 2008

## Ordinance

Proposed No. 2008-0373.1

Sponsors Ferguson

1 AN ORDINANCE extending the schedule for completion  
2 of a report regarding the regional jail capacity; and  
3 amending the 2008 Budget Ordinance, Ordinance 15975,  
4 Sections 19 and 51, as amended.

5  
6 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

7 SECTION 1. Ordinance 15975, Section 51, as amended, is hereby amended by  
8 deleting thereto and inserting therein the following:

9 ADULT AND JUVENILE DETENTION - From the current expense fund there is  
10 hereby appropriated to:

11 Adult and juvenile detention \$0

12 ER1 EXPENDITURE RESTRICTION:

13 Of this appropriation, \$205,000 shall be expended solely for the following  
14 programs: \$120,000 for the Central Area Motivation Program and \$85,000 for the  
15 Legacy of Equality, Leadership and Organizing (LELO) formerly known as the  
16 Northwest Labor and Employment Law Office, to provide community-based support and  
17 education to citizens involved in the court system. These services will be administered

18 by and function under the guidance and direction of the department of adult and juvenile  
19 detention, community corrections division. The community corrections division shall  
20 determine the scope of work and reporting requirements. The program must work in  
21 concert with the other efforts undertaken by the county to reduce the jail population and  
22 to reduce recidivism. If any of the funds allocated to the Legacy of Equality, Leadership  
23 and Organizing are not expended, the department shall add the unexpended amount to its  
24 contract with the Central Area Motivation Program.

25 P1 PROVIDED THAT:

26 Of this appropriation, \$25,000 shall not be expended or encumbered until the  
27 council reviews, and by motion, acknowledges receipt of a report from the department  
28 detailing the results of its capacity analysis for its community corrections program. The  
29 department shall transmit the report to the council by May 15, 2008. The report shall  
30 identify: (1) which community corrections programs need to be expanded; (2) when  
31 expansion is needed; and (3) a description of the best geographical locations for the  
32 expanded programs. The report shall include an immediate analysis of facility space  
33 vacated by the county's elections division upon their move to a consolidated facility in  
34 Renton that is scheduled to occur in December 2007. The report should also identify the  
35 executive's plans for expanding programs, including program options, schedules,  
36 resources needed for expansion, and milestones.

37 The plan required to be submitted by this proviso must be filed in the form of 12  
38 copies with the clerk of the council, who will retain the original and will forward copies  
39 to each councilmember and to the lead staff for the law, justice and human services

40 committee, or its successor and to the lead staff for the capital budget committee, or its  
41 successor.

42 P2 PROVIDED FURTHER THAT:

43 Of this appropriation, \$100,000 shall not be expended or encumbered until the  
44 council reviews, and accepts by motion a report from the department detailing a review  
45 of the feasibility of implementing a regional transport system for arrestees. The  
46 department shall transmit the report to the council by May 1, 2008. The department shall  
47 work with all interested cities to evaluate whether law enforcement agencies could leave  
48 detainees at the closest detention facility (county or city) for eventual pick-up, transport  
49 and booking by the department. The department should meet with cities to determine  
50 actual and potential use of the regional transport system, develop proposed resource  
51 needs for the county and at local detention facilities, and develop a full implementation  
52 plan that includes city agreements for council review. The report shall identify the  
53 executive's plans for negotiating and implementing agreements with cities, schedules,  
54 resources needed for creating the transport system, and milestones.

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

59 P3 PROVIDED FURTHER THAT:

60 It is the intent of King County that when new jail capacity is needed in the region  
61 there would be great public benefit to maintaining the current integrated regional system  
62 of adult and juvenile detention. As the county and cities evaluate their detention needs,

**Ordinance**

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63 the council directs that the executive seek partnerships with the cities to develop and send  
64 to the council a plan, prior to ((July 1)) July 14, 2008, that shows options to expand the  
65 county's current jail facilities and/or build new facilities in partnership with the cities.

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

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

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ATTEST:

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APPROVED this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

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Attachments      None

July 1, 2008

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

Dear Councilmember Patterson:

The 2008 Adopted King County Budget (Ordinance 15975) included a proviso regarding jail capacity which states:

It is the intent of King County that when new jail capacity is needed in the region there would be great public benefit to maintaining the current integrated regional system of adult and juvenile detention. As the county and cities evaluate their detention needs, the council directs that the executive seek partnerships with the cities to develop and send to the council a plan, prior to July 1, 2008, that shows options to expand the county's current jail facilities and/or build new facilities in partnership with the cities.

I am writing to request a brief extension of the original deadline for this proviso to July 14, 2008.

The jail capacity planning information requested in this proviso overlaps significantly with the work of the Integrated Regional Jail Initiative ("IRJI"). The IRJI was established in late 2005 and has been working since 2006 to plan for future regional jail capacity, including developing partnerships with the cities in King County. The proviso response to council will include a report of the IRJI work to date, including details of our population projections and facility needs, and a work plan to pursue a regional jail capacity partnership with cities. An additional two weeks will allow time to provide the council with a detailed, combined report that responds both to the council's proviso and to the IRJI work.

As the council knows, planning for jail capacity is a complex process. The decisions that must be made by King County and our regional jail partners are complex and time is short. Accordingly, I am moving forward to re-open negotiations with the cities to meet the aggressive schedule that will be necessary.



The Honorable Julia Patterson

July 1, 2008

Page 2

In September 2007, the county requested a limited re-opener of the city jail services agreements. The specific purpose of the limited re-opener was to address the high costs of housing city inmates requiring special services such as medical care, psychiatric housing and care, and one-on-one guarding outside the jail. In exchange, cities sought an extension of the jail services agreement beyond 2012, to provide additional time to plan for new jail capacity. However, the county's jail population projections show that there will be insufficient space to provide for the cities' contracting needs after 2012. Both sides quickly realized that neither the rate issue nor the contract extension could be productively resolved until regional decisions were made with regard to the construction of future jail capacity and the issues were set aside by mutual consent. Those decisions are now before us, and it is time to re-open the jail services negotiations and expand them to include negotiations regarding a partnership for new jail capacity.

Much work has been completed which will support the efforts and decisions that must be made at this time. I look forward to providing the council with the IRJI report and proviso response to continue the dialogue about regional jail needs and to inform decision making as we go forward.

If you have questions or comments regarding either of these reports, please contact Reed Holtgeerts, Director, Department of Adult and Juvenile Detention, 206-296-1268. My staff and I look forward to working with the council, and the cities in King County to complete this important work.

Sincerely,

Ron Sims  
King County Executive

Enclosure

cc: King County Councilmembers

ATTN: Ross Baker, Chief of Staff

Saroja Reddy, Policy Staff Director

Anne Noris, Clerk of Council

Frank Abe, Communications Director

Bob Cowan, Director, Office of Management and Budget

Reed Holtgeerts, Director, Department of Adult & Juvenile Detention

James J. Buck, County Administrative Officer, Department of Executive Services (DES)

Kathy Brown, Director, Facilities Management Division, DES