

KING COUNTY

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Signature Report

Ordinance 19044

Proposed No. 2019-0492.2

Sponsors Dembowski, Kohl-Welles, von Reichbauer and Lambert

1	AN ORDINANCE related to King County Courthouse
2	security; making an appropriation of \$400,000 from the
3	general fund to the sheriff and an appropriation of \$200,000
4	from the general fund to the department of community and
5	human services; amending the 2019-2020 Budget
6	Ordinance, Ordinance 18835, Sections 21, 44 and 62, as
7	amended; and declaring an emergency.
8	BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:
9	SECTION 1. Findings:
10	A. The sidewalks and area surrounding the King County Courthouse have been
11	the scene of a number of violent incidents which has been recognized as a significant
12	problem for the county.
13	B. King County finds it unacceptable that county employees and members of the
14	public are at risk of being assaulted while trying to enter their place of work or use public
15	facilities.
16	C. Beginning on July 11, 2017, and continuing periodically through October 22,
17	2019, the government accountability and oversight committee of the King County council
18	has hosted a panel of superior court judges, city of Seattle and King County law
19	enforcement personnel and county executive staff to discuss security concerns around the

- 20 perimeter of the King County Courthouse.
 - D. Panelists at these committee meetings raised issues and concerns related to safety, including: assaults on jurors and courthouse employees and a bullet shot into superior court from south of the courthouse; illegal behavior, including drug dealing and lewd conduct; and sanitation issues, including garbage, feces and urine.
 - E. In response to these issues, a joint city of Seattle-King County work group called the courthouse vicinity improvement committee was created and tasked with looking at the courthouse perimeter security issue from four perspectives: public safety; transportation; human services; and sanitation.
 - F. Additionally, a courthouse security work group was established comprised of twelve superior court judges, one superior court commissioner, two district court judges, the King County prosecuting attorney and several of the prosecuting attorney's staff, and the court facilities and security manager. The committee had been made permanent under General Rule of the Court 36, a new statewide rule that requires all courts to convene a security committee with all stakeholders.
 - G. The courthouse security work group made several recommendations related to courthouse security in 2017, including immediately opening the Fourth Avenue security entrance to the courthouse full time, King County Metro transit department police emphasis on patrols, facilities management division's security emphasis outside the courthouse, a request to the Seattle police department to emphasize patrols on City Hall park and Prefontaine Place and ordering the Third Avenue security entrance to the courthouse closed as an emergency measure, among others.
 - H. Based on recommendations from both the courthouse vicinity improvement

- committee and the courthouse security work group, the Seattle police department
 provided an increased presence around the courthouse vicinity and King County Metro
 transit department police increased visibility of bike patrol officers.
 - I. In November 2017, the King County council appropriated \$400,000 for the facilities management division to "...implement strategies to maintain cleanliness and security of the immediate vicinity of the King County courthouse building" and \$182,000 to the sheriff's office to "solely fund a one-year pilot for 2018 to reopen the King County courthouse Fourth Avenue entrance at least during the periods of Mondays through Thursday between 7:45 a.m. and 9:45 a.m. and between 12:00 noon and 2:00 p.m. and to track the usage and variations of wait times at the fourth avenue entrance during those hours."
 - J. Additionally, beginning in August 2018, the city of Seattle parks department activated City Hall park which is adjacent to the King County Courthouse. Park activation included a park concierge, buskers and other activities and amenities. The department also conducted general clean-up and tree limbing, and the facilities and management division of King County improved lighting in the area. The city of Seattle parks department confirmed that funding for City Hall park activation would continue in 2019 and 2020.
 - K. On November 20, 2019, the King County council in Ordinance 19021 appropriated \$202,207 for the sheriff's office to hire a screener and a marshal to keep the King County Courthouse Fourth Avenue security entrance open during business hours.
 - L. Despite those moneys appropriated and improvements made to address security issues, in September 2019 and again in November 2019, King County employees

66	were assaulted outside the Third Avenue security entrance of the courthouse.
67	M. On December 2, 2019, the presiding judge of the King County superior court
68	ordered that the Third Avenue entrance to the King County Courthouse be closed until
69	January 1, 2020.
70	N. The King County council intends for the moneys appropriated in this
71	ordinance to be a starting point for addressing security issues around the perimeter of the
72	King County Courthouse.
73	SECTION 2. Ordinance 18835, Section 21, as amended, is hereby amended as
74	follows:
75	SHERIFF - From the general fund there is hereby appropriated to:
76	Sheriff \$400,000
77	The maximum number of additional FTEs for sheriff shall be: 3.0
78	ER1 EXPENDITURE RESTRICTION:
79	Of this appropriation, \$10,000 shall be expended or encumbered solely to provide
80	traffic safety reflective gloves and flashlight extender wands to all sheriff patrol deputies.
81	ER2 EXPENDITURE RESTRICTION:
82	Of this appropriation, \$241,000 shall be expended or encumbered solely to
83	comply with the processing and certification requirements under RCW 7.98.020 related
84	to petitions for U and T nonimmigrant visas.
85	ER3 EXPENDITURE RESTRICTION:
86	Of this appropriation, no more than \$200,000 shall be expended or encumbered to
87	support in-service training in the areas of procedural justice, listen and explain with
88	equity and dignity communication, violence de-escalation, antibias and crisis intervention

89	training for any employees managed by the King County sheriff until a motion accepting
90	a report as referenced in Proviso P3 of this section is passed by the council.
91	ER4 EXPENDITURE RESTRICTION:
92	Of this appropriation, \$371,000 and 1.0 FTE shall be expended or encumbered
93	solely for a background check detective position.
94	ER6 EXPENDITURE RESTRICTION:
95	Of this appropriation, \$25,000 shall be expended or encumbered solely to support
96	overtime for special emphasis patrols related to July 4 holidays.
97	ER7 EXPENDITURE RESTRICTION:
98	Of this appropriation, \$20,000 shall be expended or encumbered solely to support
99	traffic control for special events in the city of Maple Valley, the city of Enumclaw and
100	unincorporated King County.
101	P2 PROVIDED THAT:
102	Of this appropriation, \$700,000 shall not be expended or encumbered until the
103	sheriff transmits a quarterly letter addressed to all councilmembers describing how the
104	sheriff's office is complying with the processing and certification requirements under
105	RCW 7.98.020 related to petitions for U and T nonimmigrant visas.
106	The letter shall include:
107	A. A list of all U and T nonimmigrant-visa certification forms filed with the
108	sheriff's office in the previous quarter including the date each certification form was filed
109	with the sheriff's office, and the date each certification form was executed by the sheriff's
110	office; and
111	B. A confirmation from the sheriff stating that the office is compliant with the

processing and certification requirements under RCW 7.98.020.

Moneys shall be unencumbered in \$100,000 increments upon receipt of each quarterly letter, transmitted by the sheriff to the clerk of the council.

The sheriff must file the first quarterly letter required by this proviso by April 30, 2019, 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 law and justice committee, or its successor.

The sheriff must file the next five quarterly letters required by this proviso no later than thirty days after the end of each quarter 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 law and justice committee, or its successor.

The sheriff must file a final quarterly letter by December 31, 2020, 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 law and justice committee, or its successor.

P3 PROVIDED FURTHER THAT:

Of this appropriation, \$1,100,000 shall not be expended or encumbered until the sheriff's office, in cooperation with the office of law enforcement oversight, transmits a detailed in-service training plan and a motion that should acknowledge receipt of the plan and reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion and a motion acknowledging receipt of the plan is passed by the council.

committee, or its successor.

135	The plan shall include, but not be limited to:
136	A. Descriptions of the specific in-service training curriculum modules, which
137	shall include the areas of procedural justice, listen and explain with equity and dignity
138	communication, violence de-escalation and antibias training;
139	B. Description of the method of delivering such trainings to both deputies and
140	other employees managed by the sheriff;
141	C. The timeline for implementation of in-service trainings in the areas of
142	procedural justice, listen and explain with equity and dignity (LEED) communication,
143	violence de-escalation and antibias training to both deputies and other employees
144	managed by the sheriff;
145	D. An analysis describing how the in-service training curriculum in the areas of
146	procedural justice, listen and explain with equity and dignity (LEED) communication,
147	violence de-escalation and antibias training will meet the anticipated state-mandated law
148	enforcement training requirements; and
149	E. An assessment of the efficacy of the planned in-service training curriculum
150	modules in the areas of procedural justice, listen and explain with equity and dignity
151	(LEED) communication, violence de-escalation and antibias training, methods of
152	delivery and implementation timeline by the office of law enforcement oversight.
153	The sheriff's office should file the plan and a motion required by this proviso by
154	June 1, 2019, in the form of a paper original and an electronic copy with the clerk of the
155	council, who shall retain the original and provide an electronic copy to all
156	councilmembers, the council chief of staff and the lead staff for the law and justice

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Of this appropriation, \$100,000 shall not be expended or encumbered until the sheriff transmits a report describing the actions and resources necessary for a community policing model to be implemented in the unincorporated areas of each of the sheriff precincts.

The report shall include, but not be limited to:

- A. A description of a community policing model that would best serve the unincorporated area residents of each of the sheriff precincts, including the organizational structure and guiding policies that would be employed in the development and implementation of a community policing model for the unincorporated area of each sheriff precinct;
- B. A list of organizations, including, but not limited to, nonprofits, neighborhood groups, homeowner associations, schools and businesses in the unincorporated area of each sheriff precinct, identified as potential partners necessary to advance the objectives of community policing in their respective sheriff precinct;
- C. A description of the staffing levels necessary to increase the sheriff's office visibility through neighborhood specific patrols in the unincorporated area of each sheriff precinct as compared to current reactive policing methods;
- D. An assessment of the feasibility of establishing a taskforce or roundtable bringing together representatives from each individual sheriff precinct and those community leaders within the unincorporated area of the respective sheriff precinct to foster collaboration and trust in furtherance of the objectives of community policing;
 - E. A description of the resources and estimated time necessary to implement a

community policing model in the unincorporated area of each sheriff precinct; and

F. An analysis of obstacles to implementing a community policing model in the unincorporated area of each of the sheriff precincts and methods of overcoming those obstacles.

The sheriff should file the report by June 29, 2019, 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 law and justice committee, or its successor.

P5 PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall not be expended or encumbered until the sheriff transmits a plan to increase staffing for the sheriff marine unit during the peak recreation months of June, July and August in order to reduce safety issues by increasing the number and frequency of river patrols.

The sheriff should file the plan by May 1, 2019, 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 law and justice committee, or its successor.

P6 PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall not be expended or encumbered until the sheriff transmits a report on the community engagement efforts employed by the sheriff to prevent and reduce gang participation and violence and a motion that should acknowledge receipt of the report and reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion,

and a motion acknowledging receipt of the report is passed by the council.

The report shall include, but not be limited to:

A. A list of organizations, including, but not limited to, law enforcement agencies, nonprofits, neighborhood and community groups, youth organizations, schools and businesses that the sheriff has partnered with, or has identified as potential partners, to advance the objectives of preventing and reducing gang participation and violence; and

B. A description of the methods and manner through which the sheriff is partnering with other law enforcement agencies and public entities to increase coordination and collaboration to advance the objectives of preventing and reducing gang participation and violence.

The sheriff should file the report and a motion required by this proviso by September 1, 2019, 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 law and justice committee, or its successor.

P7 PROVIDED FURTHER THAT:

Of this appropriation, \$500,000 shall not be expended or encumbered until the sheriff transmits a report responding to the office of law enforcement oversight reports entitled, "Transparency and Media Relations in High-Profile Cases," "Internal Investigations Complaint Classification Review of the King County Sheriff's Office" and "Use of Force Complaint Processing in the King County Sheriff's Office," and a motion that should acknowledge receipt of the report and reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of

227	the motion and a motion acknowledging receipt of the report is passed by the council.
228	The report shall include, but not be limited to:
229	A. A response addressing the methodology, findings and recommendations of
230	each of the three office of law enforcement oversight reports listed in this proviso;
231	B. A description of all steps taken, or proposed to be taken, by the sheriff to
232	implement the recommendations offered in each of the three office of law enforcement
233	oversight reports listed in this proviso; and
234	C. An explanation of the sheriff's rationale for any recommendation found in any
235	of the oversight reports listed in this proviso that the sheriff does not intend to implement.
236	The sheriff should file the report and a motion required by this proviso by March
237	31, 2019, in the form of a paper original and an electronic copy with the clerk of the
238	council, who shall retain the original and provide an electronic copy to all
239	councilmembers, the council chief of staff and the lead staff for the law and justice
240	committee or its successor.
241	SECTION 3. Ordinance 18835, Section 44, as amended, is hereby amended as
242	follows:
243	GENERAL FUND TRANSFER TO DEPARTMENT OF COMMUNITY AND
244	<u>HUMAN SERVICES</u> - From the general fund there is hereby appropriated to:
245	General fund transfer to department of community and human services \$200,000
246	ER1 EXPENDITURE RESTRICTION:
247	Of this appropriation, \$400,000 shall be expended or encumbered solely to
248	contract with a King County nonprofit organization that pays bail for indigent individuals
249	who would otherwise spend their pretrial time in jail, unnecessarily burdening the county

250	with additional costs to incarcerate those individuals.
251	ER2 EXPENDITURE RESTRICTION:
252	Of this appropriation, \$75,000 shall be expended or encumbered solely to support
253	the King County Sexual Assault Resource Center for a technology project.
254	ER3 EXPENDITURE RESTRICTION:
255	Of this appropriation, \$150,000 shall be expended or encumbered solely to
256	support The Lighthouse for the Blind, Inc., for program expansion that would serve King
257	County residents with visual impairment.
258	ER4 EXPENDITURE RESTRICTION:
259	Of this appropriation, \$150,000 shall be expended or encumbered solely to
260	support 1.0 FTE to staff the King County renters' commission.
261	ER5 EXPENDITURE RESTRICTION:
262	Of this appropriation, \$305,000 shall be expended or encumbered solely to
263	support the King County Coordinated Family Intake Line operated by Mary's Place.
264	ER6 EXPENDITURE RESTRICTION:
265	Of this appropriation, \$60,000 shall be expended or encumbered solely to support
266	Seattle Compassion Services.
267	ER7 EXPENDITURE RESTRICTION:
268	Of this appropriation, \$25,000 shall be expended or encumbered solely to support
269	outreach and marketing efforts related to housing including, but not limited to,
270	resources to find housing and housing rights for the lesbian, gay, bisexual,
271	transgender and queer communities.
272	ER8 EXPENDITURE RESTRICTION:

273	Of this appropriation, \$200,000 shall be expended or encumbered solely to
274	provide outreach workers to connect people in the vicinity of the King County
275	Courthouse to critical services and resources. The agency shall consider the Response,
276	Awareness, De-escalation and Referral (RADAR) program utilized by cities in north
277	King County as a model.
278	SECTION 4. Ordinance 18835, Section 62, as amended, is hereby amended as
279	follows:
280	COMMUNITY AND HUMAN SERVICES ADMINISTRATION - From the
281	community and human services administration fund there is hereby appropriated to:
282	Community and human services administration \$200,000
283	ER1 EXPENDITURE RESTRICTION:
284	Of this appropriation, \$35,000 shall be expended or encumbered solely to
285	reimburse the department of human resources for the cost of assigning two Ruth Woo
286	fellows, as described in K.C.C. 3.12.184, for three to four months to the department of
287	community and human services.
288	ER2 EXPENDITURE RESTRICTION:
289	Of this appropriation, \$200,000 shall be expended or encumbered solely to
290	provide outreach workers to connect people in the vicinity of the King County
291	Courthouse to critical services and resources. The agency shall consider the Response,
292	Awareness, De-escalation and Referral (RADAR) program utilized by cities in north
293	King County as a model.
294	P1 PROVIDED THAT:
295	Of this appropriation, \$250,000 shall not be expended or encumbered until the

executive transmits a report on county-funded civil legal aid services and a motion that should acknowledge receipt of the report and reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion, and a motion acknowledging receipt of the report is passed by the council.

The report shall include, but not be limited to:

- A. A summary of civil legal aid services funded by the general fund in 2017 and 2018 including the dollar amount expended in each year;
- B. A summary of civil legal aid services funded by veterans, seniors and human services levy proceeds in 2018 and in 2019, including the dollar amount expended in 2018 and the adopted funding level for 2019; and
- C. Identification of funding available for 2020 from applicable strategies and programs included in the veterans, seniors and human services levy implementation plan, adopted in Ordinance 18768, to support contracted civil legal aid services that address the collateral consequences of criminal charges, such as housing and employment impacts, experienced by populations served by the levy. For each of the applicable strategies and programs identified with available funding, identify the amount of available funding from each of the strategy's or program's estimated allocated populations proceeds, as well as the total amount of available funding. For purposes of subsection C. of this proviso, "available funding" means additional or underspent levy proceeds allocated, or anticipated to be allocated, to a strategy or program included in the implementation plan. It should be noted that the council supports the funding level appropriated in this ordinance to contract with civil legal aid services to address the collateral consequences of criminal charges, such as housing and employment impacts, and this proviso is not an

indication from the council that the funding level should be reduced.

The executive should file the report and a motion required by this proviso by August 30, 2019, 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 budget and fiscal management committee, or its successor.

P2 PROVIDED FURTHER THAT:

- A. Of this appropriation, \$500,000 shall not be expended or encumbered until the executive transmits the following:
- 1. A final report on the coordination of the delivery of benefits and services to residents in poverty, and a motion that should acknowledge receipt of the report and reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion and a motion acknowledging receipt of the report is passed by the council; and
- 2. A progress report on the progress of the final report as described in this proviso, and a motion that should acknowledge receipt of the report and reference the subject matter, the proviso's ordinance, ordinance section and proviso number in both the title and body of the motion and a motion acknowledging receipt of the report is passed by the council.
- B. The department of community and human services and public health Seattle & King County shall work collaboratively on a final report that will assess the coordination of the delivery of the most common benefits and services to residents in poverty. Benefits or services should include those that are provided directly by the

county, funded by the county, or provided by other noncounty organizations partnering
with the county. The department of community and human services and public health -
Seattle & King County should also consider benefits and services provided by other
county agencies, such as the Metro transit department's ORCA Lift, to residents in
poverty and work with those agencies to get input for the final report. The department of
community and human services and public health - Seattle & King County shall approach
the effort through the perspective of the customers, who are county residents that receive
benefits and services, and recognize the challenges customers might face in receiving all
benefits and services available.

- C. The department of community and human services and public health Seattle & King County shall collaborate to also convene focus groups with customers to identify challenges and barriers on receiving benefits and services and to receive feedback on ways to address the challenges and barriers. The focus groups may also include social workers, case workers, health care providers and community organizations to understand the customers' perspectives.
 - D. The final report shall include, but not be limited to:
- 1. A summary of focus groups assessed as described in this proviso. The summary shall include, but not be limited to:
 - a. a list of organizations included in the focus group engagement;
 - b. gaps and barriers identified in delivering benefits to residents;
- c. ways to streamline the delivery of benefits and services so that customers can receive them all in either a single location or a single method, or both; and
 - d. obstacles and challenges of identifying, applying and receiving benefits and

services for customers in particular;

- 2. An assessment of the role of technology in improving the coordination of benefits and services. The assessment should include evaluating the county's existing "customer/constituent" database and its capabilities, new and existing back-end technology, such as data warehousing with business intelligence capabilities, and new and existing front-end technology tools, such as smart phone applications, web portals and a smart card. In particular, the assessment should include an assessment of smart card programs like the Clarity Card in Washoe County, Nevada; and
- 3. Recommendations based on the focus groups and assessment of the role of technology, as described in subsection D.1. and 2. of this proviso, to improve integration of the benefits and services to residents in poverty.
- E. The progress report shall include, but not be limited to, progress made to date on the final report and any challenges to produce the final report.
- F. The executive should file the progress report and motion required by this proviso by September 30, 2019, and the final report and motion required by this proviso by March 31, 2020, 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 health, housing, and human services committee, or its successor.

P3 PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall not be expended or encumbered until the executive transmits a report on the performance outcomes from a contract with a King County nonprofit organization that pays bail for indigent individuals as described in

388	Section 85, Expenditure Restriction ER2, of this ordinance and a motion that should
389	acknowledge receipt of the report and reference the subject matter, the proviso's
390	ordinance, ordinance section and proviso number in both the title and body of the motion
391	and a motion acknowledging receipt of the report is passed by the council.
392	To the extent data are available, the report shall include, but not be limited to:
393	A. The number of bails posted;
394	B. The number of unique individuals that received bail support;
395	C. The frequency of bail posted for each individual that received bail support
396	more than once;
397	D. The average bail amount;
398	E. The total amount of bail posted;
399	F. The total number of jail detention days averted because the individual would
400	have been in jail if bail was not posted;
401	G. The total number of failure to appears for each individuals that received bail
402	support; and
403	H. A summary of support services provided to assist individuals to appearance in
404	court.
405	To the extent that the data are available, the report shall include data for 2017,
406	2018, 2019 and 2020.
407	The executive should file the report and a motion required by this proviso by
408	September 1, 2020, in the form of a paper original and an electronic copy with the clerk
409	of the council, who shall retain the original and provide an electronic copy to all
410	councilmembers, the council chief of staff and the lead staff for the law and justice

- 411 committee, or its successor.
- SECTION 5. The council finds as a fact and declares that an emergency exists
- and that the enactment of this ordinance as an emergency ordinance is necessary for the

414 immediate preservation of public peace, health or safety or for the support of county

government and its existing public institutions.

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Ordinance 19044 was introduced on 12/4/2019 and passed as amended by the Metropolitan King County Council on 12/11/2019, by the following vote:

Yes: 9 - Mr. von Reichbauer, Mr. Gossett, Ms. Lambert, Mr. Dunn, Mr. McDermott, Mr. Dembowski, Mr. Upthegrove, Ms. Kohl-Welles and Ms. Balducci



KING COUNTY COUNCIL KING COUNTY, WASHINGTON

ATTEST:

Rod Dembowski, Chair

Melani Pedroza, Clerk of the Council

APPROVED this 19 day of DECEMBE, 2019.

Dow Constantine, County Executive

Attachments: None