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Title: AN ORDINANCE adopting the 2003 Annual Budget and making appropriations for the operation of county agencies and departments and capital improvements for the fiscal year beginning January 1, 2003 and ending December 31, 2003.

Sponsors: Larry Phillips

Indexes: Budget

Code sections:

Attachments: 1. Ordinance 14517.pdf, 2. 2002-0510 Corrected Errata dated 11-20-02, 3. 2002-0510 Summary of Green River Homicides Investigation and Ridgway Case Expenditures for the Sheriff and PAO -- 2002-2004.xls, 4. 2002-0510 Transmittal Letter.doc, 5. 2002-0510-2003 Budget Hearing Notice, 6. A. 2003 Executive Proposed Budget Book, 7. Advertising Notice - Notice of Enactment.doc, 8. Attachment B. As Transmitted, 9. Attachment B. dated 11-22-02, 10. Attachment C. As Transmitted, 11. Attachment C. dated 11-22-02, 12. Attachment D. As Transmitted, 13. Attachment D. dated 11-22-02, 14. B. General Capital Improvement Program, dated 11-25-02, 15. C. Roads Capital Improvement Program, dated 11-25-02, 16. D. Wastewater Capital Improvement Program, dated 11-25-02, 17. E. 2003 Executive Proposed Capital Improvement Program Book

Date	Ver.	Action By	Action	Result
11/25/2002	2	Metropolitan King County Council	Hearing Held	
11/25/2002	2	Metropolitan King County Council	Passed as Amended	Pass
11/22/2002	1	Budget and Fiscal Management Committee		
11/22/2002	2	Budget and Fiscal Management Committee		
11/21/2002	1	Budget and Fiscal Management Committee		
11/4/2002	1	Metropolitan King County Council	Hearing Held	
11/4/2002	1	Metropolitan King County Council	Deferred	
10/21/2002	1	Metropolitan King County Council	Introduced and Referred	

Clerk 11/26/2002

AN ORDINANCE adopting the 2003 Annual Budget and making appropriations for the operation of county agencies and departments and capital improvements for the fiscal year beginning January 1, 2003 and ending December 31, 2003.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Findings: The council hereby makes the following findings of fact.

A. The metropolitan King County council has, over the past few years, adopted a number of long-range policies that prioritize competing needs while addressing the growing structural gap between the county's revenues and expenditures. In 2002, \$41 million in cuts were needed to balance the general fund. In 2003, \$53 million in cuts are needed. This structural gap will continue for the foreseeable future, with projected shortfalls of \$24 million in both 2004 and 2005.

B. This 2003 King County budget implements the council's policies for services that must take the highest priority, and for those services that are mandated by the state and by the county's voter-approved charter.

C. The first priority is public safety, to be met by ensuring that resources will be available for the foreseeable future for law enforcement in the unincorporated area, the county court system, the punishment of criminals and the reduction of crime. Yet the council recognizes that without reductions in operational costs, by 2007 the costs of the county's criminal justice system would entirely consume the current expense fund.

D. By Ordinance 13916 the council created the Juvenile Justice Operational Master Plan in 2000 to help reduce juvenile crime while saving several million dollars in the system. This budget continues to invest in these programs that improve quality of life for our citizens and youth while also reducing costs.

E. When closing the budget gap in 2002, the council began by tasking King County district court with a twenty one percent reduction. The court accomplished its task by reallocating its resources, and continues to deliver quality services without putting the public at risk. Those efficiencies and process improvements helped shape and inform development of the Adult Justice Operational Master Plan (AJOMP).

F. By Ordinance 14430, the council created the AJOMP in June 2002, to help free up jail space and save money through such alternatives as drug court, mental health court and driver relicensing programs. This budget makes the first investment in the AJOMP, and reinvests some of the savings from its implementation into service and capital improvements that will allow the county to maintain public safety while containing

costs.

G. By Motion 11491, the council called on the county's law, safety and justice agencies to work with the council to find ways to reduce operational costs over the next three years, develop alternatives to current practices and expand treatment options.

H. These policies are already reaping rewards. The adult jail population has indeed declined. This budget makes a corresponding five-percent reduction in the adult detention budget and reinvests the savings in programs aimed at lowering the numbers in jail even further, including:

1. The Law Justice Technology Integration Plan, which would enable the sheriff, courts and the jail to share common data and dramatically reduce criminal justice costs by as much as \$23 million over the next ten years. This plan is one of the benefits of the office of information resources management, created by the council by Ordinance 14005, to provide strategic planning for countywide technology investments.

2. A new superior court intake services unit that would further reduce jail population by enabling judges to identify defendants who are not a risk to public safety and do not need to be confined while awaiting trial.

3. Expansion of drug court and mental health court, which research has shown to reduce repeat offenses and lower costs of human services and emergency medical services.

I. In addition, the council auditor is completing a study of the county jail that will provide an objective model for more efficient and consistent use of jail resources.

J. King County has chosen in the past to support a number of non mandated services that have significantly improved the quality of life of all residents in the county, such as certain health and human services programs and recreational services. Public testimony to the council at five special meetings on the 2003 budget showed that citizens expect the county to provide both mandated and non mandated services in a cost-effective manner.

K. This budget reinvests savings from reduced jail population in cost-effective health and human

services programs that help reduce involvement in the criminal justice system while at the same time preserving public safety.

L. In addition, the council worked closely with its partners in the suburban cities through the regional policy committee to agree upon a base level of funding for other human services in 2003. Working within the council's own framework policies for human services, adopted in 1999 by Ordinance 13629, this budget funds certain human services through one-time savings. Program providers and other jurisdictions will need to work with the county in 2003 in developing a long-term funding source for these human services.

M. The current expense shortfall requires significant reductions in nonmandatory expenditures such as park and recreation facilities. The council values public recreation, but the county is no longer able to fund maintenance and operations expenses of parks and pools located within incorporated cities. Ordinance 14509 details how the county evaluated many options for continued funding of such parks and recreation facilities, but came to the reluctant conclusion that it is necessary to transfer or mothball local facilities within cities. Therefore, the council has taken a series of actions to adopt a new entrepreneurial blueprint that enables the transfer of ownership of such parks and pools to individual cities and organizations that are willing to operate and maintain them for the benefit of their constituents. This budget focuses funding on the maintenance and operation of such regional facilities as Marymoor park and the King County aquatic center, and on parks and pools in the unincorporated areas where King County is the only local government.

O. Public concern about protecting water quality and Puget Sound continues to build as expressed in recent news reports about the degradation of Puget Sound. In response to the need to protect our region's most important waterway, this budget establishes a nearshore habitat conservation Initiative targeting critical undeveloped estuary areas along the shorelands of King County. It is the intent of this council that the executive and the council work together to brief the public on the condition of our shorelands and the health of our estuaries, and to launch a countywide effort to protect Puget Sound as a partner with the United State Army Corps of Engineers and other state and local agencies.

P. The council values arts and cultural resources programs and acted affirmatively by Ordinance 14482 to move administration of such programs out of the current expense fund to a more stable financial base by creating a new Cultural Development Authority of King County. This new quasi-public agency will manage hotel-motel tax revenues from the state and seek out new opportunities for arts funding and new partnerships with local arts agencies, the cultural community, and the private sector.

Q. The metropolitan King County council has determined that both mandatory duties and discretionary services for the most fragile members of our society are at the heart of a regional system of governance. It is the intent of this body that its policies be implemented through the 2003 King county budget.

SECTION 2. Effect of proviso veto.

It is hereby declared to be the legislative intent of the council that a veto of any proviso that conditions the expenditure of a stated dollar amount or the use of FTE authority upon the performance of a specific action by an agency shall thereby reduce the appropriation authority to that agency by the stated dollar or FTE amount.

SECTION 3. The 2003 Annual Budget is hereby adopted and, subject to the provisions hereinafter set forth and the several amounts hereinafter specified or so much thereof as shall be sufficient to accomplish the purposes designated, appropriations are hereby authorized to be distributed for salaries, wages and other expenses of the various agencies and departments of King County, for capital improvements, and for other specified purposes for the fiscal year beginning January 1, 2003, and ending December 31, 2003, out of the several funds of the county hereinafter named and set forth in the following sections.

SECTION 4. Notwithstanding section 3 of this ordinance, section 118 of this ordinance shall become effective ten days after its enactment as provided in the county charter.

SECTION 5. COUNTY COUNCIL - From the current expense fund there is hereby appropriated to:

County council \$5,461,293

The maximum number of FTEs for county council shall be: 64.00

SECTION 6. COUNCIL ADMINISTRATION - From the current expense fund there is hereby appropriated to:

Council administration \$6,457,622

The maximum number of FTEs for council administration shall be: 57.00

SECTION 7. HEARING EXAMINER - From the current expense fund there is hereby appropriated to:

Hearing examiner \$536,552

The maximum number of FTEs for hearing examiner shall be: 5.00

SECTION 8. COUNCIL AUDITOR - From the current expense fund there is hereby appropriated to:

Council auditor \$1,046,174

The maximum number of FTEs for council auditor shall be: 11.00

SECTION 9. OMBUDSMAN/TAX ADVISOR - From the current expense fund there is hereby

appropriated to:

Ombudsman/tax advisor \$714,332

The maximum number of FTEs for ombudsman/tax advisor shall be: 9.00

PROVIDED THAT:

The office of citizen complaints/ombudsman and tax advisor shall submit for council review and approval by motion a report evaluating the resources that would be needed to investigate and resolve citizen complaints against employees of the King County sheriff's office. The report shall be submitted to the council by March 1, 2003. The report should include historical information on the number of citizen complaints against the sheriff that the ombudsman has received an closed and should show the types of complaints and the types of resolution.

The report required by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

SECTION 10. KING COUNTY CIVIC TELEVISION - From the current expense fund there is hereby appropriated to:

King county civic television \$562,899

The maximum number of FTEs for king county civic television shall be: 7.00

SECTION 11. BOARD OF APPEALS - From the current expense fund there is hereby appropriated to:

Board of appeals \$511,417

The maximum number of FTEs for board of appeals shall be: 4.00

SECTION 12. COUNTY EXECUTIVE - From the current expense fund there is hereby appropriated to:

County executive \$263,660

The maximum number of FTEs for county executive shall be: 2.00

SECTION 13. OFFICE OF THE EXECUTIVE - From the current expense fund there is hereby appropriated to:

Office of the executive \$2,732,717

The maximum number of FTEs for office of the executive shall be: 25.00

SECTION 14. OFFICE OF MANAGEMENT AND BUDGET - From the current expense fund there is hereby appropriated to:

Office of management and budget \$4,205,629

The maximum number of FTEs for office of management and budget shall be: 41.00

PROVIDED THAT:

Of this appropriation, \$25,000 shall be expended or encumbered only after the council approves by motion a report detailing how the budget office, or its successor, will meet the provisions of Motion 11491 for the following executive departments:

- A. Department of adult and juvenile detention;

- B. Department of community and human services;
- C. Department of judicial administration; and
- D. Office of the public defender.

The budget office should submit its report by May 1, 2003. The report should, at minimum, contain a detailed and quantified analysis of each of agency's budget projections for 2004 through 2006, the quantified estimates of how each will reduce or otherwise contain expenditures, and identify options for reducing other law and justice agency expenditures. In addition, the budget office should identify potential alternative sources of revenues for the law and justice agencies. Finally, the budget office should provide its projected expenditure/revenue plans for all law and justice agencies. The projections should identify how the county will meet its law and justice responsibilities with declining resources.

The report required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee and the budget and fiscal management committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$1,100,000 shall be expended or encumbered only in monthly increments of \$100,000 each after the council receives a monthly letter as required below. The letter shall detail the budget office's, or its successor's, review and comments on the letters reviewing the department of adult and juvenile detention's monthly report showing the actual versus projected utilization of adult and juvenile secure/non-secure custodial programs (variance report) from the district court, office of the prosecuting attorney, office of the public defender, and superior court. To be acceptable, the letter should, at a minimum, summarize the findings and comments of the department of adult and juvenile detention and other criminal justice agencies reviewing the variance report, summarize and evaluate the explanations of the variances, and develop from the various proposals for corrective action a single consolidated corrective action plan that identifies the agency or agencies responsible for implementing any needed changes or agency or agencies that need to modify practices

or other processes. If any resources are needed to implement the budget office's proposed corrective action plan, the budget office should detail the needed resources and identify how criminal justice agency resources can be reallocated. In addition, the budget office, or its successor, should inform the council of any agency failing to submit its review letters in a timely manner and ensure that restricted funds are not released. The budget office should submit its first letter reviewing the variance report for January 2003 by February 28, 2003 and on the last day of every month thereafter. Upon receipt of each monthly report, \$100,000 of the appropriation is released for expenditure or encumbrance.

The monthly letter required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services and the budget and fiscal management committees or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall not be expended or encumbered until the executive submits and the council approves by motion a work plan and schedule for implementing a performance measurement system for executive departments. The work plan should be accompanied by a report identifying the departments selected for early emphasis and identifying the criteria that were used to select the departments. The report should identify criteria for evaluating department mission and goal statements and rate each department's mission and goal statement in accordance with these criteria. The motion, work plan and report shall be transmitted to the council by April 30, 2003. If these materials are not transmitted by that date, appropriation authority for \$100,000 shall lapse.

The motion, work plan and evaluation report required by this proviso must be filed in the form of 16 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 budget and fiscal management committee and the labor, operations technology committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$5,000 shall be expended or encumbered only after the council approves by motion a report detailing how the budget office plans to address declining current expense fund revenues by reducing internal service fund charges to all county agencies. The budget office should submit its report by May 1, 2003. The report should, at minimum: contain a detailed and quantified analysis of each of internal service fund agency's budget projections for 2004 through 2006; identify long-term cost-saving measures and efficiencies; and estimate the impact of those measures and efficiencies on CX and non-CX agencies.

The report required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the labor, operations and technology committee and the budget and fiscal management committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$50,000 shall only be expended or encumbered after the review and approval by motion by the council of a plan from the budget office, or its successor, identifying, at a minimum, the following: (1) a description and the schedule for how the budget office or its successor will monitor the resources needed during each stage of the Green river homicide investigation and the *State v. Ridgway* case for 2003, 2004 and thereafter, including a description of how each year's budgets will be prepared, presented and funded; (2) the budget office's, or its successor's plans for identifying staff and resources associated with the Green River Homicide Investigation and the *State v. Ridgway* case that can be phased out as each stage of the case and investigation is completed and how any unused resources shall be reported; (3) detail on potential revenue sources to support these expenditures, including a description of any limitations on how such revenues can be used; and (4) a format for a unified quarterly report to the council on actual expenditures and revenues for the case and the investigation. The executive shall submit this plan to the council by March 14, 2003, with an ordinance for supplemental appropriation authority for expenditures related to either the case or the investigation, or both.

PROVIDED FURTHER THAT:

Upon approval by the council of the format for quarterly reporting of actual expenditures and revenues associated with the Green river homicide Investigation and the *State v. Ridgway* case, the budget office, or its successor, will coordinate with the office of the prosecuting attorney, the office of the public defender and the sheriff's office in preparing a report to be submitted by the executive to the council no later than June 13, 2003. Thereafter, the budget office, or its successor, will prepare and the executive will submit to the council quarterly reports no later than 30 days after the end of each quarter.

The reports and plans required to be submitted by these provisos must be filed in the form of 15 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 budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

The budget office, or its successor, will coordinate with the office of the prosecuting attorney, the office of the public defender, the sheriff's office and the superior court such that the transmittal of the executive's annual King County proposed budget will include a report identifying: (1) proposed staffing models and line item budgets for each agency for the expenditures associated with the case and the investigation for 2004, detailing how the resources are projected to be used throughout the year, against which actual expenditures can be compared; and (2) details on any projected revenues proposed to support the 2004 expenditures, including a description of any limitations on how the revenues can be used.

PROVIDED FURTHER THAT:

The budget office, or its successor, shall show a *State v. Ridgway* reserve of \$5,000,000 in the 2003 adopted CX financial plan which can be supplemented with additional revenues or used to fund supplemental appropriations associated with the *State v. Ridgway* case or the Green river homicide investigation throughout 2003.

PROVIDED FURTHER THAT:

Of this appropriation \$25,000 shall not be expended until the council by motion approves the

department of adult and juvenile detention operational master plan, project 395214. The budget office, or its successor, shall provide management and oversight for development of the work plan and the implementation of the operational master plan.

SECTION 15. FINANCE - CX - From the current expense fund there is hereby appropriated to:

Finance - CX	\$2,287,083
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SECTION 16. BUSINESS RELATIONS AND ECONOMIC DEVELOPMENT - From the current expense fund there is hereby appropriated to:

Business relations and economic development	\$2,330,333
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The maximum number of FTEs for business relations and economic development shall be:

15.50

PROVIDED THAT:

Of this appropriation, \$25,000 may be expended only after the executive has certified on or before April 15, 2003, that funds appropriated for contracts with: (1) the Central Area Motivation Project for relicensing activities; and (2) LELO for relicensing and family wage job initiatives in Section 40--Department of Adult and Juvenile Detention of this ordinance have been fully expended or encumbered for such contracts. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$25,000 of this appropriation for business relations and economic development shall lapse and return to fund balance.

PROVIDED FURTHER THAT:

Of this appropriation, \$25,000 may be expended only after the executive has certified on or before April 15, 2003, that funds appropriated to maintain existing contracted services in critical areas identified by the regional policy committee as specified in Section 41 - Community Services of this ordinance have been fully expended or encumbered for such contracts. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$25,000 of this appropriation for business relations and economic development shall lapse and return to fund balance.

PROVIDED FURTHER THAT:

Of this appropriation, \$25,000 may be expended only after the executive has certified on or before April 15, 2003, that funds appropriated to provide treatment services associated with drug, mental health or other courts in 75 - MHCADS-Alcoholism and Substance Abuse of this ordinance have been fully expended or encumbered for such contracts. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$25,000 of this appropriation for business relations and economic development shall lapse and return to fund balance.

PROVIDED FURTHER THAT:

Of this appropriation, \$25,000 may be expended only after the executive has certified on or before April 15, 2003 that funds appropriated to implement the recommendations of the juvenile justice operational master plan oversight committee in Section 41 - Community Services of this ordinance have been fully expended or encumbered for such contracts. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$25,000 of this appropriation for business relations and economic development shall lapse and return to fund balance.

PROVIDED FURTHER THAT:

Of this appropriation, \$50,000 may be expended only after the executive has certified on or before April 15, 2003, that funds appropriated for contracts with community health centers in Section 82 - Public Health of this ordinance have been fully expended or encumbered for such contracts. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$50,000 of this appropriation for business relations and economic development shall lapse and return to fund balance.

SECTION 17. SHERIFF - From the current expense fund there is hereby appropriated to:

Sheriff	\$96,417,191
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The maximum number of FTEs for sheriff shall be:	941.00
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PROVIDED THAT:

It is the intent of the council that the King County sheriff's office make the provision of direct police services in the unincorporated portions of King County the sheriff's highest priority for the use of its non contract (balance of CX after revenues are removed) resources. Further, it is the intent of the council that the provision of direct law enforcement services, including reactive patrol and criminal investigation, in unincorporated areas should not be reduced in order to reallocate resources to other regional services or national interests. The sheriff should notify the council and executive whenever new unfunded federal or state mandates would require that the sheriff reallocate resources from direct law enforcement services for the unincorporated areas.

PROVIDED FURTHER THAT:

Of this appropriation, \$50,000 shall be expended or encumbered only after the council approves by motion a report detailing how the King County sheriff's office will meet the provisions of Motion 11491. The sheriff should submit the report by May 1, 2003. The report should, at a minimum, contain a detailed and quantified analysis of the sheriff's budget projections for 2004 through 2006 and its quantified estimates of how it will reduce or otherwise contain expenditures, and identify options for helping reduce other law and justice agency expenditures. In addition, the sheriff should identify alternative sources of revenues for itself and for the other law and justice agencies.

The report required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee and the budget and fiscal management committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$780,000 shall only be expended on costs related to the case *State v. Ridgway* or the Green river homicide investigation. This amount represents six months of the requested expenditure authority for these purposes. It is the council's intent to consider a supplemental appropriation for the sheriff's office for costs related to *State v. Ridgway* or the Green river homicide investigation after the review and

approval by motion by the council of a plan from the sheriff's office identifying, at a minimum, the following: (1) a description and schedule for each stage of the investigation anticipated for 2003, 2004 and thereafter, explaining what each stage is and detailing the staff and resources associated with each stage; (2) for each stage of the investigation, a breakout of the staff and other resources supporting the prosecution of the case *State v. Ridgway*; (3) the sheriff's plans for the phaseout of staff and resources as each stage of the investigation is completed and how any unused resources shall be reported; (4) a staffing model and line item budget for the investigative support of the *State v. Ridgway* case and the Green river homicide investigation for 2003, detailing the status of all positions, how resources are projected to be used throughout the year, against which actual expenditures can be compared; (5) details on revenues for 2003 including a description of any limitations on how such revenues can be used; and (6) a format for a quarterly report to the council that would fully identify actual expenditures on staff and resources utilized in the investigation, report on revenues received and projected, and update the staffing model. The sheriff's office shall prepare and submit its plan to the budget office, or its successor, by February 14, 2003. The executive shall forward the plan to the council by March 14, 2003 with any ordinance needed for supplemental appropriation authority.

PROVIDED FURTHER THAT:

Upon approval by the council of the format for quarterly reporting of actual expenditures associated with the *State v. Ridgway* case and the Green river homicide investigation, the sheriff's office will prepare and submit a report to the budget office, or its successor, on June 2, 2003, detailing first quarter actual expenditures and updating the staffing model. Thereafter, the sheriff's office will submit quarterly reports to the budget office, or its successor, no later than 20 days after the end of each quarter. The executive shall forward the first report to the council by June 13, 2003, and subsequent reports 30 days after the end of each quarter.

The reports and plans required to be submitted by these provisos must be filed in the form of 15 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 budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

The sheriff's office shall work with the budget office, or its successor, such that the transmittal of the executive's annual King County proposed budget will include a report identifying: (1) a proposed staffing model and line item budget for the resources associated with the investigative support of the case and the Green river homicide investigation for 2004, detailing how resources are projected to be used throughout the year, against which actual expenditures can be compared and (2) detail on any projected revenue proposed to support the 2004 expenditures, including a description of any limitations on how the revenue can be used.

SECTION 18. DRUG ENFORCEMENT FORFEITS - From the current expense fund there is hereby appropriated to:

Drug enforcement forfeits	\$647,292
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The maximum number of FTEs for drug enforcement forfeits shall be: 2.00

SECTION 19. PARKS AND RECREATION - From the current expense fund there is hereby appropriated to:

Parks and recreation	\$16,381,008
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The maximum number of FTEs for parks and recreation shall be: 153.93

PROVIDED THAT:

Of this appropriation, \$470,000 must be expended solely on natural area lands maintenance activities that are consistent with the surface water management (SWM) fee purpose and funding authorities outlined in chapter 36.89 RCW and may be expended or encumbered only after the submittal of a report, requested to be submitted by March 31, 2003, outlining 2003 natural area lands maintenance activities that are proposed to be supported by surface water management and rural drainage program (RDP) funds. This report shall draw from site management and site maintenance plans to date, and include an analysis of how maintenance activities proposed for funding with SWM and RDP funds are consistent with the purpose and funding authorities outlined in chapter 36.89 RCW. The report shall also detail how expenditures for labor and supplies will be

SECTION 21. EXECUTIVE SERVICES - ADMINISTRATION - From the current expense fund there is hereby appropriated to:

Executive services - administration \$1,670,130

The maximum number of FTEs for executive services - administration shall be: 16.00

SECTION 22. HUMAN RESOURCES MANAGEMENT - From the current expense fund there is hereby appropriated to:

Human resources management \$5,970,080

The maximum number of FTEs for human resources management shall be: 59.50

PROVIDED THAT:

The executive shall prepare and transmit to the council two separate reports outlining the progress in implementing the human resources unification project and the projected efficiencies resulting from the project.

The first report shall be transmitted no later than June 15, 2003. The report shall be a progress report providing a detailed timeline for the complete implementation of the project and an evaluation of both the costs and benefits associated with the project. The evaluation shall include: (1) an accounting for the fiscal, FTE and TLT resources used to complete the entire project; and (2) a description of the process efficiencies and service improvements that will result from the project.

The second report shall be transmitted concurrent with the 2004 executive proposed budget. The second report shall be a final report providing a detailed timeline for the complete implementation of the project and an evaluation of both the costs and benefits associated with the project. The evaluation shall include: (1) an accounting for the fiscal, FTE and TLT resources used to complete the entire project; (2) a description of the process efficiencies and service improvements that will result from the project; and (3) an analysis of any projected fiscal, FTE or TLT savings that will result from the project and an explanation for how those savings will be recognized in the 2004 executive proposed budget.

Each report must be filed with the council clerk. The original and 16 copies must be filed with the

clerk, who will retain the original and will forward copies to each councilmember and to the lead staff for the labor, operations and technology committee, and the budget and fiscal management committee or their successors.

SECTION 23. CABLE COMMUNICATIONS - From the current expense fund there is hereby appropriated to:

Cable communications \$192,531

The maximum number of FTEs for cable communications shall be: 2.00

SECTION 24. PROPERTY SERVICES - From the current expense fund there is hereby appropriated to:

Property services \$2,475,198

The maximum number of FTEs for property services shall be: 30.00

PROVIDED THAT:

Of this appropriation, \$48,500 shall only be spent until March 31, 2003 on the lease for the Smith Tower office space presently occupied by the cultural development authority.

SECTION 25. FACILITIES MANAGEMENT--CX - From the current expense fund there is hereby appropriated to:

Facilities management--CX \$1,587,860

The maximum number of FTEs for facilities management--CX shall be: 33.40

SECTION 26. RECORDS, ELECTIONS AND LICENSING SERVICES - From the current expense fund there is hereby appropriated to:

Records, elections and licensing services \$18,493,965

The maximum number of FTEs for records, elections and licensing services shall be: 151.23

PROVIDED THAT:

Of this appropriation, \$159,000 shall not be expended or encumbered until the executive has submitted and the council has approved by motion a report identifying ways in which he intends to improve animal control customer service. At a minimum, the report should include: a description of the policies and procedures in place for handling customer complaints; a description of the policies and procedures that are followed to protect against invasion of privacy and damage to private property by animal control staff; the measures used or to be used to clearly identify both personnel and vehicles as being official King County animal control equipment or employees; a description of the geographical areas that have previously been canvassed by animal control staff and the areas to be covered in the future and the schedule; a proposal for collecting license fees in the rural unincorporated area in a more efficient manner; and the projected actual revenues and expenditures of the canvassing program for 2002 and a projection of canvassing revenues and expenditures for 2003. The report should be filed with the council clerk no later than February 15, 2003. The original and 15 copies of the report must be filed with the clerk, who will retain the original and will forward copies to each councilmember and to the lead staff for the labor, operations and technology committee.

PROVIDED FURTHER THAT:

Of this appropriation, \$10,000 shall not be expended or encumbered until after either:

- (1) The prosecuting attorney's office advises the executive and the council in writing that, with respect to the allowable number of cats or dogs, the specific provisions of K.C.C. 21A.30.020 control over the provisions of K.C.C. chapter 11.04; or
- (2) The executive submits a proposed ordinance resolving any conflicts between the zoning code and animal control code cited in subsection (1) of this proviso, and the ordinance is enacted.

SECTION 27. PROSECUTING ATTORNEY - From the current expense fund there is hereby appropriated to:

Prosecuting attorney	\$40,708,451
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The maximum number of FTEs for prosecuting attorney shall be:	465.10
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PROVIDED THAT:

Of this appropriation, \$50,000 shall be expended or encumbered only after the council approves by motion a report detailing how the office of the prosecuting attorney will meet the provisions of Motion 11491. The prosecutor should submit its report by May 1, 2003. The report should, at minimum, contain a detailed and quantified analysis of the prosecutor's budget projections for 2004 through 2006 and its quantified estimates of how it will reduce or otherwise contain expenditures, and identify options for helping reduce other law and justice agency expenditures. In addition, the prosecutor should identify alternative sources of revenues for itself and for the other law and justice agencies.

The report required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee and the budget and fiscal management committee or their successors.

PROVIDED FURTHER THAT:

It is the intent of the council that the office of the prosecuting attorney shall provide services to victims of crime through its victim advocacy unit to all eligible citizens in King County, including city of Seattle residents, as required by state statute.

PROVIDED FURTHER THAT:

Of this appropriation, \$1,100,000 shall be expended or encumbered only in monthly increments of \$100,000 each after the council receives a monthly letter as required below. The letter shall detail the prosecuting attorney's review and comments on the department of adult and juvenile detention's monthly report showing the actual versus projected utilization of adult and juvenile secure/non secure custodial programs (variance report). The office of the prosecuting attorney should submit its first letter reviewing the variance report for January 2003 by February 20, 2003, and on the twentieth day of every month thereafter. Upon receipt of each monthly report \$100,000 of the appropriation is released for expenditure or encumbrance. To be acceptable, the letter should identify the prosecutor's comments and evaluation of the findings of the variance

report. When the prosecutor identifies issues with the findings of the variance report, the letter should be accompanied by a narrative description of the prosecutor's evaluation of the status of secure/non secure detention utilization, the prosecutor's comments on the possible causes of any variances from projected utilization, explanation of the possible impact of these variances on prosecutor's operations, and any needed corrective action plans for the prosecutor or suggested actions by other county agencies. If the prosecutor does not identify any problems in the variance report, it should send a letter stating this. The prosecutor is also directed to transmit its letter to the budget office, or its successor.

The monthly letter and supporting narratives required by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$520,000 shall only be expended on costs related to the case *State v. Ridgway*. This amount represents six months of the requested expenditure authority for these purposes. It is the council's intent to consider a supplemental appropriation for the prosecuting for costs related to *State v. Ridgway* after the review and approval by motion by the council of a plan from the prosecuting attorney's office, in coordination with the sheriff's office and the budget office, or its successor, identifying, at a minimum, the following: (1) a description and schedule for each stage of the case anticipated in 2003, 2004 and thereafter, explaining what each stage is and detailing the prosecutorial staff and resources needed for the prosecution of the case in each stage; (2) for each stage of the case, a description of the investigative support needed for the prosecution of the case; (3) the prosecutor's plans for the phaseout of staff and resources as each stage of the case is completed and how any unused resources shall be reported; (4) a staffing model and line item budget for the prosecutorial and investigative resources associated with the case for 2003, detailing the status of all positions and how resources are projected to be used throughout the year, against which actual expenditures can be compared; (5) detail on revenues for 2003 including a description of any limitations on how such revenues can be used; and

(6) a format for a quarterly report to the council that would fully identify actual expenditures on staff and resources utilized for the prosecution of the case, report on revenues received and projected, and update the staffing model. The prosecuting attorney's office shall prepare and submit its plan to the budget office, or its successor, by February 14, 2003. The executive shall forward it to the council by March 14, 2003, with any ordinance needed for supplemental appropriation authority.

The reports and plans required to be submitted by these provisos must be filed in the form of 15 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 budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

Upon approval by the council of the format for quarterly reporting of actual expenditures associated with the *State v. Ridgway* case, the office of the prosecuting attorney will prepare and submit a report to the budget office, or its successor, on June 2, 2003, detailing first quarter actual expenditures and updating the staffing model. Thereafter, the prosecuting attorney will submit quarterly reports to the budget office, or its successor, no later than 20 days after the end of each quarter. The executive shall forward the first report to the council by June 13, 2003, and subsequent reports 30 days after the end of each quarter.

The reports and plans required to be submitted by these provisos must be filed in the form of 15 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 budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

The prosecuting attorney's office shall work with the budget office, or its successor, such that the transmittal of the executive's annual proposed budget will include a report identifying: (1) a proposed staffing model and line item budget for the prosecutorial and investigative resources associated with the case for 2004, detailing how resources are projected to be used throughout the year, against which actual expenditures can be compared; and (2) detail on any projected revenue proposed to support the 2004 expenditures, including a

description of any limitations on how the revenue can be used.

SECTION 28. PROSECUTING ATTORNEY ANTIPROFITEERING - From the current expense fund there is hereby appropriated to:

Prosecuting attorney antiprofitteering	\$100,078
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SECTION 29. SUPERIOR COURT - From the current expense fund there is hereby appropriated to:

Superior court	\$32,360,295
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The maximum number of FTEs for superior court shall be:	370.00
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PROVIDED THAT:

Of this appropriation, \$116,000 shall only be expended or encumbered upon the receipt of state funding for county claims related to the state share of judge's benefit payments.

PROVIDED FURTHER THAT:

Of this appropriation, \$50,000 shall be expended or encumbered only after the council approves by motion a report detailing how the superior court will meet the provisions of Motion 11491. The court should submit its report by May 1, 2003. The report should, at minimum, contain a detailed and quantified analysis of the court's budget projections for 2004 through 2006 and its quantified estimates of how it will reduce or otherwise contain expenditures, and identify options for helping reduce other law and justice agency expenditures. In addition, the court should identify alternative sources of revenues for itself and for the other law and justice agencies.

The report required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee and the budget and fiscal management committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$500,000 and 8.00 FTEs must be used solely for an intake services pilot program for the superior court after council approval by motion of the court's plan for this program. The program

should provide resources to the superior court's criminal division to expedite the release of appropriate offenders awaiting adjudication or to ensure that offenders are not incarcerated when other appropriate alternatives are available. It is the intent of the council that this intake services program provide a new service and not duplicate the work or reduce the current level of personal recognizance screening and other release programs, conducted by the department of adult and juvenile detention. The superior court shall develop a plan for the new unit that incorporates the recommendations of the adult justice operational master plan, ensures full utilization of the law justice technology integration plan and implements the recommendations of the county's criminal justice council. The court should submit its plan by March 1, 2003.

The plan required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee and the budget and fiscal management committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$1,100,000 shall be expended or encumbered only in monthly increments of \$100,000 each after the council receives a monthly letter as required below. The letter shall detail the superior court's review and comments on the department of adult and juvenile detention's monthly report showing the actual versus projected utilization of adult and juvenile secure/non secure custodial programs (variance report). The superior court should submit its first letter reviewing the variance report for January 2003 by February 20, 2003, and on the twentieth day of every month thereafter. Upon receipt of each monthly report, \$100,000 of the appropriation is released for expenditure or encumbrance. The letter should identify its comments and evaluation of the findings of the variance report. When the court identifies issues with the findings of the variance report, the letter should be accompanied by a narrative description of the court's evaluation of the status of secure/non secure detention utilization, the court's comments on the possible causes of any variances from projected utilization, explanation of the possible impact of these variances on court operations and any needed corrective action plans for the court or suggested actions by other county agencies. If the court does not

identify any problems in the variance report, it should send a letter stating this. The court is also directed to transmit its letter to the budget office, or its successor.

The monthly letter and supporting narratives required by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall only be expended or encumbered after the superior court has submitted a report identifying, at a minimum, the following: (1) a description and schedule for each stage of the case *State v. Ridgway* in which the court anticipates needing supplemental resources in 2004 or thereafter, detailing the type and level of supplemental resources needed by the court at each stage; and, (2) the superior court's plans for the phase out or alternative use of any supplemental staff and resources utilized for the case. The superior court should prepare and submit the report to the budget office, or its successor, by February 14, 2003. The executive shall forward it to the council by March 14, 2003.

The reports and plans required to be submitted by these provisos must be filed in the form of 15 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 budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

The superior court shall work with the budget office, or its successor, such that the transmittal of the executive's annual proposed budget will include a report identifying: (1) a proposed staffing model and line item budget for the superior court's resources associated with the case *State v. Ridgway* in 2004, detailing how the resources are projected to be used throughout the year, against which actual expenditures can be compared; and (2) detail on any projected revenue proposed to support the 2004 expenditures, including a description of any limitations on how the revenue can be used.

The reports and plans required to be submitted by these provisos must be filed in the form of 15 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 budget and fiscal management committee or its successor.

SECTION 30. DISTRICT COURT - From the current expense fund there is hereby appropriated to:

District court \$19,663,633

The maximum number of FTEs for district court shall be: 212.85

PROVIDED THAT:

Of this appropriation, \$10,000 shall be expended or encumbered only after the council approves by motion a report detailing how the district court will meet the provisions of Motion 11491. The court should submit its report by May 1, 2003. The report should, at minimum, contain a detailed and quantified analysis of the court's budget projections for 2004 through 2006 its quantified estimates of how it will reduce or otherwise contain expenditures, and identify options for helping reduce other law and justice agency expenditures. In addition, the court should identify alternative sources of revenues for itself and for the other law and justice agencies.

The report required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee and the budget and fiscal management committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$11,000 shall be expended or encumbered only in monthly increments of \$1,000 each after the council receives a monthly letter as required below. The letter shall detail the district court's review and comments on the department of adult and juvenile detention's monthly report showing the actual versus projected utilization of adult and juvenile secure/non secure custodial programs (variance report). The district court should submit its first letter reviewing the variance report for January 2003 by February 20, 2003, and on the twentieth day of every month thereafter. Upon receipt of each monthly report \$1,000 of the appropriation is released for expenditure or encumbrance. To be acceptable, the letter should identify its

comments and evaluation of the findings of the variance report. When the court identifies issues with the findings of the variance report, the letter should be accompanied by a narrative description of the court’s evaluation of the status of secure/non secure detention utilization, the court’s comments on the possible causes of any variances from projected utilization, explanation of the possible impact of these variances on court operations, and any needed corrective action plans for the court or suggested actions by other county agencies. If the court does not identify any problems in the variance report, it should send a letter stating this. The court is also directed to transmit its letter to the budget office, or its successor.

The monthly letter and supporting narratives required by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

It is the intent of the council that the district court maintain its mental health court program.

SECTION 31. JUDICIAL ADMINISTRATION - From the current expense fund there is hereby appropriated to:

Judicial administration	\$14,045,911
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The maximum number of FTEs for judicial administration shall be: 202.00

SECTION 32. STATE AUDITOR - From the current expense fund there is hereby appropriated to:

State auditor	\$563,659
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SECTION 33. BOUNDARY REVIEW BOARD - From the current expense fund there is hereby appropriated to:

Boundary review board	\$250,077
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The maximum number of FTEs for boundary review board shall be: 2.00

SECTION 34. MEMBERSHIPS AND DUES - From the current expense fund there is hereby appropriated to:

Memberships and dues \$480,376

SECTION 35. SALARY AND WAGE CONTINGENCY - From the current expense fund there is hereby appropriated to:

Salary and wage contingency \$9,849,000

SECTION 36. EXECUTIVE CONTINGENCY - From the current expense fund there is hereby appropriated to:

Executive contingency \$2,000,000

SECTION 37. INTERNAL SUPPORT - From the current expense fund there is hereby appropriated to:

Internal support \$7,191,906

SECTION 38. ASSESSMENTS - From the current expense fund there is hereby appropriated to:

Assessments \$16,089,781

The maximum number of FTEs for assessments shall be: 229.00

PROVIDED THAT:

It is the intent of the council to pilot an approach to the budget for the department of assessments by removing all underexpenditures and establishing an FTE level that can be supported by the budget.

Of this appropriation, \$160,000 shall be expended and encumbered only in four increments of \$40,000 after the council receives each of three quarterly reports and a new construction report required herein. The quarterly reports shall include, but not be limited to: (1) the type and number of filled and vacant positions; (2) a schedule for filling any vacant positions; (3) an analysis of the department’s workload and productivity levels in comparison to similar jurisdictions; and (4) documentation of the use or planned use of the county’s “Permit Plus” information system to identify new construction in unincorporated areas, the use of similar systems in incorporated areas throughout King County, and the use of the county’s geographical information system to the extent that it can be beneficial and cost-effective for identifying new construction. A separate report shall be prepared that estimates the value of new construction and the percent capture rate of new construction. The

quarterly reports must be filed by the twentieth day after the end of each quarter; the separate report on the value and capture rate of new construction shall be due by November 7, 2003. The quarterly and new construction reports must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the budget and fiscal management committee and the labor, operations and technology committee or their successors.

SECTION 39. CX TRANSFERS - From the current expense fund there is hereby appropriated to:

CX transfers \$32,870,641

SECTION 40. ADULT AND JUVENILE DETENTION - From the current expense fund there is hereby appropriated to:

Adult and juvenile detention \$103,109,547

The maximum number of FTEs for adult and juvenile detention shall be: 917.00

PROVIDED THAT:

Of this appropriation, \$1,000,000 shall be expended or encumbered only after the council approves by motion a report from the department of adult and juvenile detention, working in conjunction with the department of public health, based on a consultant review of the department's provision of jail health services and recommendations for the development of levels of service/contract for adult jail health services. The department shall submit its report by May 1, 2003. The department of adult and juvenile detention shall engage a consultant for services to advise the county on the necessary components of a contract for jail health services. The consultant, at a minimum, should be required to advise the county on the appropriate definitions of "medical necessity" used in similar detention health service operations, to help in crafting model scope of services for jail inmates, to identify needed contract provisions that meet federal court criteria and best practices, to show best practices for correctional health cost containment, and to define minimum health service information needs to establish a base contract and then effectively monitor the provision and costs of jail health services. In addition, the consultant should address the health-care-related recommendations of the King

County auditor. The council encourages the executive to seek out federal technical assistance to reimburse the costs of these services. The consultant should be required to address each of these elements in a report to the county.

The report of the department to the council on jail health care contracting and other recommendations required by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$1,000,000 shall be expended or encumbered only after the council approves by motion a new level of service/contract for adult jail health care services from the department of adult and juvenile detention, working in conjunction with the department of public health. The department should submit its proposed agreement/contract by September 1, 2003. The department of adult and juvenile detention shall develop a new service level agreement/contract for the provision of health care services for adult inmates under the control of the department. The department will negotiate into the service level agreement the recommendations of its jail health care consultant, which is the report required by May 1, 2003, that will ensure minimum inmate health care needs are met and that monitoring and cost containment provisions for both operational and health care related costs are included. In addition, the department shall also identify how the contract for services will incorporate the recommendations of the King County auditor. At a minimum, the contract should contain the specific identification of the responsibilities of the department and the entity providing inmate health services. These responsibilities include the incorporation of definition of medical necessity, scope of services, and development of utilization/cost/management data for adult jail health care. In addition, the contract should identify how the department will monitor the provision of contracted services and provide for the containment of inmate medical costs and departmental health related operational costs.

The proposed contract for jail health care services required by this proviso must be filed in the form of

15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall be spent or encumbered only after the department of adult and juvenile detention completes the following requirements. The department of adult and juvenile detention shall contract with a consultant for the updating of its population forecast model. The department shall establish a representative assumptions setting committee that will incorporate the recent changes in King County's criminal justice system and any other regional demographic/economic changes. The department shall transmit by April 1, 2003, the completed assumptions report and updated population forecast for the review and approval of the council by motion.

The report and population forecast required to be submitted by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$1,000,000 shall be expended or encumbered only after the council approves by motion a reporting format for adult and juvenile secure/non secure custodial populations from the department of adult and juvenile detention. The department should submit its proposed reporting format by January 10, 2003. At a minimum the reporting format should identify:

- (1) Fifteen year average daily population (ADP) for adult and juvenile custodial populations;
- (2) Average daily population by month for adult and juvenile custodial populations comparing populations to prior years;
- (3) Bookings, intake, ADP and average length of stay for adult and juvenile custodial populations by month;
- (4) Average daily population by custodial status and placement for all adult and juvenile custodial

populations by month;

(5) Average length of stay by custodial status and placement for all adult and juvenile custodial populations by month;

(6) Formats that will show the department's projection of capacity, utilization and enrollment for all adult and juvenile custodial populations by month for every secure living unit and for each alternative to secure detention program;

(7) Format that will show the actual utilization and enrollment for all adult and juvenile custodial populations by month for every secure living unit and for each alternative to secure detention program;

(8) Format that will calculate the variance of actual utilization/enrollment from projected, utilization and enrollment for all adult and juvenile custodial populations by month for every secure living unit and for each alternative to secure detention program;

(9) Format for the explanation of any variance of, or greater than, 10 percent from projected utilization/enrollment for all adult and juvenile custodial populations by month for every secure living unit and for each alternative to secure detention program; and

(10) Format for a corrective action plan after variances of, or greater than, 10 percent from projected utilization/enrollment for all adult and juvenile custodial populations by month for every secure living unit and for each alternative to secure detention program.

The department's reporting format should include brief narrative descriptions of the types of inmates/detainees that are housed in each living unit or enrolled in alternatives to secure detention. In addition, the department's report should identify how it will compile its information needed for this reporting format. The department shall submit its recommendations to the King County auditor for comment prior to submitting the reporting format to the council. The auditor's comments shall be forwarded with the reporting format to the council.

The reporting format and supporting narratives required by this proviso must be filed in the form of 15

copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

It is the intent of the council that the department of adult and juvenile detention first priority for planning its reductions should be those resources associated with secure adult detention. The intent of the council is that reductions should not be taken in the department's juvenile programs, community corrections programs, personal recognizance screening programs or programs for notification of pending hearings, such as FAN. Further, it is the intent of the council that the department ensure that staff reductions are accomplished in a staggered manner to both ensure that operations are not inordinately impacted and that the department adheres to county labor policies and collective bargaining agreements related to the reduction of represented staff.

PROVIDED FURTHER THAT:

Of this appropriation, \$170,000 shall solely be expended for the following: (1) \$85,000 shall solely be expended for contracting with the central area motivation project for relicensing activities, and (2) \$85,000 shall solely be expended for contracting with LELO for relicensing and family wage job initiatives. The executive shall certify on or before April 15, 2003, that these funds have been fully expended or encumbered for such contracts. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$25,000 of the appropriation for business relations and economic development shall lapse and return to fund balance, as specified in section 16 of this ordinance.

PROVIDED FURTHER THAT:

Of this appropriation, \$1,100,000 shall be expended or encumbered only in monthly increments of \$100,000 each after the council receives a monthly report as required below. The report shall detail the actual versus projected utilization of adult and juvenile secure/non secure custodial programs from the department of adult and juvenile detention. The department should submit its first report for January 2003 using the council approved format by February 10, 2003, and on the tenth day of every month thereafter. To be acceptable, the

report should follow the approved reporting format and be accompanied by a narrative description detailing the status of secure/non secure detention utilization, the identification of any variances from projected utilization of 10 percent or greater, identification of the suspected causes of the variation, explanation of the impact on department operations and any needed corrective action plans. The department shall submit its recommendations to the King County auditor for comment prior to submitting the reporting format to the council. The auditor's comments shall be forwarded with the department's response to the council. The department is also directed to transmit its report to the budget office, or its successor, the presiding judge of the superior court, the presiding judge of the district court, and the prosecuting attorney's office. Upon the filing of each monthly report with the clerk of the council, \$100,000 of the appropriation is released for expenditure or encumbrance.

The monthly report and supporting narratives required by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall be expended or encumbered only after the council reviews and approves by motion the department of adult and juvenile detention's report identifying its plans to utilize work crews as an alternative to secure detention and how the department will incorporate the recommendations from Motion 11425. The report, at a minimum, shall describe the number and types of work crews that currently exist and that are planned, the types of offenders that are assigned to the crews, the types of work the crews are anticipated to complete and its estimates of the costs of the work crew program. The department should submit its report by February 1, 2003.

The report required by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

The 2003 general fund financial plan includes a \$2,000,000 reserve account for adult detention populations. It is the intent of the council that the criminal justice council shall develop a report outlining its recommendations for the criteria and process by which the executive may access the reserve account for the purpose of responding to unanticipated increases in the population of those under the custody of the department of adult and juvenile detention. This report should be submitted with an accompanying motion for the review and approval of the council by March 30, 2003.

The report required by this proviso must be filed in the form of 16 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice, and human services committee and the budget and fiscal management committee or their successors.

SECTION 41. COMMUNITY SERVICES - From the current expense fund there is hereby appropriated to:

Community services	\$7,796,553
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The maximum number of FTEs for community services shall be:	19.90
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PROVIDED THAT:

Of this appropriation \$199,998 shall be expended solely to continue contracting with the Team Child Program.

PROVIDED FURTHER THAT:

Of this appropriation, \$582,533 must be expended solely to maintain existing contracted services in the following critical areas and amounts as recommended by the regional policy committee:

Youth Shelters	\$49,298
Youth Crisis Line	\$34,286
Family Shelter	\$80,000
Housing Counseling	\$44,229

Food Bank Support Services	\$62,000
Community Information Line	\$60,000
Homeless Voice Mail	\$25,000
Adult Day Health	\$79,720
Advocacy Services	\$123,000
Civil Legal Assistance	\$25,000

The executive shall certify on or before April 15, 2003, that these funds have been fully encumbered for these purposes. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$25,000 of the appropriation for business relations and economic development shall lapse and return to the fund balance, as specified in section 16 of this ordinance.

PROVIDED FURTHER THAT:

Of this appropriation \$255,000 must be expended solely to implement recommendations of the juvenile justice operational master plan oversight committee included in the report entitled, "Recommendations for JJOMP Proviso Funds" approved by Motion 11432, adopted May 20, 2002. This appropriation includes \$55,000 for the reinvesting in youth project and \$200,000 for expansion of research-based treatment programs for juvenile offenders that have proven highly effective in reducing recidivism.

The executive shall certify on or before April 15, 2003, that these funds have been fully expended or encumbered for these purposes. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$25,000 of the appropriation for business relations and economic development shall lapse and return to the fund balance, as specified in section 16 of this ordinance.

PROVIDED FURTHER THAT:

\$20,000 is appropriated to contract with Eastside Adult Day Health. \$5,000 is appropriated to contract with Elder Friends Adult Day Health. \$16,256 is appropriated to contract with Friends of Youth Sno-Valley. \$5,000 is appropriated to contract with Greenwood Senior Activity Center. \$10,000 is appropriated to contract

with Northwest Senior Activity Center. \$30,000 is appropriated to contract with the Pacific Science Center for special admissions. \$49,267 is appropriated to contract with Ruth Dykeman - Project Look. \$15,000 is appropriated to contract with Woodinville Adult Day Health. \$32,174 is appropriated to contract with YWCA Family Village.

SECTION 42. OFFICE OF THE PUBLIC DEFENDER - From the current expense fund there is hereby appropriated to:

Office of the public defender \$29,434,887

The maximum number of FTEs for office of the public defender shall be: 25.50

PROVIDED THAT:

Of this appropriation, \$110,000 shall be expended or encumbered only in monthly increments of \$10,000 each after the council receives a monthly letter as required below. The letter shall detail the public defender's review and comments on the department of adult and juvenile detention's monthly report showing the actual versus projected utilization of adult and juvenile secure/non secure custodial programs (variance report). The office of the public defender should submit its first letter reviewing the variance report for January 2003 by February 20, 2003, and on the twentieth day of every month thereafter. Upon receipt of each monthly report, \$10,000 of the appropriation is released for expenditure or encumbrance. To be acceptable, the letter should identify its comments and evaluation of the findings of the variance report. When the public defender identifies issues with the findings of the variance report, the letter should be accompanied by a narrative description of the court's evaluation of the status of secure/non secure detention utilization, the defender's comments on the possible causes of any variances from projected utilization, an explanation of the possible impact of these variances on public defense and any needed corrective action plans for the defender or suggested actions by other county agencies. If the defender does not identify any problems in the variance report, it should send a letter stating this. The defender is also directed to transmit its letter to the budget office, or its successor.

The monthly letter and supporting narratives required by this proviso must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$750,000 shall only be expended or encumbered after the review and approval by motion by the council of a plan from the office of the public defender identifying, at a minimum, the following: (1) a description and the schedule for each stage of the defense for the case *State v. Ridgway* anticipated in 2003, 2004 and thereafter, explaining what each stage is and detailing the staff and resources needed each stage for the defense in the case; (2) the office of the public defender's plans for the phase out of any staff and resources as each stage of the defense is completed and how any unused resources shall be reported; (3) a description of the office of the public defender's plans for evaluating and monitoring requests for expert services; (4) a staffing model and line item budget for the defense of the case in 2003, detailing the status of all positions, including those positions that are part of the county's defender contracts, assigned counsel, investigators, or other consulting staff, and how resources are projected to be used throughout the year, including plans for the utilization of resources for expert witnesses and information technology, against which actual expenditures can be compared; and (5) a format for a quarterly report to the council that would fully identify actual expenditures on staff and resources utilized for the defense in the case and update the staffing model. The office of the public defender shall prepare and submit its plan to the budget office, or its successor, by February 14, 2003. The executive shall forward it to the council by March 14, 2003, with any ordinance needed for supplemental appropriation authority.

The reports and plans required to be submitted by these provisos must be filed in the form of 15 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 budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

Upon approval by the council of the format for quarterly reporting of actual expenditures associated with the defense in the *State v. Ridgway* case, the office of the public defender will prepare and submit a report to the budget office, or its successor, by June 2, 2003, detailing first quarter actual expenditures and updating the staffing model. Thereafter, the office of the public defender will submit quarterly reports to the budget office, or its successor, no later than 20 days after the end of each quarter. The executive shall forward the first report to the council on June 13, 2003, and subsequent reports 30 days after the end of each quarter.

The reports and plans required to be submitted by these provisos must be filed in the form of 15 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 budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

The office of the public defender shall work with the budget office, or its successor, such that the transmittal of the executive's annual proposed budget will include a report identifying: (1) a proposed staffing model and line item budget for the defense resources associated with the case *State v. Ridgway* for 2004, detailing how resources are projected to be used throughout the year, against which actual expenditures can be compared; and (2) details on any projected revenue proposed to support the 2004 expenditures, including a description of any limitations on how the revenue can be used.

SECTION 43. SALES TAX RESERVE CONTINGENCY - From the sales tax reserve contingency fund there is hereby appropriated to:

Sales tax reserve contingency	\$4,020,313
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SECTION 44. CHILDREN AND FAMILY SET-ASIDE - From the children and family set-aside fund there is hereby appropriated to:

Children and family set-aside	\$3,668,862
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SECTION 45. INMATE WELFARE - ADULT - From the inmate welfare fund there is hereby appropriated to:

Inmate welfare - adult \$1,820,308

SECTION 46. INMATE WELFARE - JUVENILE - From the inmate welfare fund there is hereby appropriated to:

Inmate welfare - juvenile \$45,000

SECTION 47. OFFICE OF MANAGEMENT AND BUDGET/CJ - From the criminal justice fund there is hereby appropriated to:

Office of management and budget/CJ \$362,723

The maximum number of FTEs for office of management and budget/CJ shall be: 2.00

SECTION 48. SHERIFF/CJ - From the criminal justice fund there is hereby appropriated to:

Sheriff/CJ \$2,439,379

The maximum number of FTEs for sheriff/CJ shall be: 47.00

SECTION 49. PARKS AND RECREATION/CJ - From the criminal justice fund there is hereby appropriated to:

Parks and recreation/CJ \$434,547

The maximum number of FTEs for parks and recreation/CJ shall be: 3.00

SECTION 50. PROSECUTING ATTORNEY/CJ - From the criminal justice fund there is hereby appropriated to:

Prosecuting attorney/CJ \$2,726,587

The maximum number of FTEs for prosecuting attorney/CJ shall be: 39.00

SECTION 51. SUPERIOR COURT/CJ - From the criminal justice fund there is hereby appropriated to:

Superior court/CJ \$1,634,715

The maximum number of FTEs for superior court/CJ shall be: 21.50

SECTION 52. DISTRICT COURT/CJ - From the criminal justice fund there is hereby appropriated to:

District court/CJ \$1,122,802

The maximum number of FTEs for roads shall be: 605.70

PROVIDED THAT:

Of this appropriation, \$77,815 shall only be spent on the roads services division's share of the cost of the landmarks program and shall be transferred to the current expense fund.

PROVIDED FURTHER THAT:

Of this appropriation, \$1,080,128 may only be spent to reimburse the sheriff for 8 traffic officers and 0.5 FTE sergeant.

SECTION 61. ROADS CONSTRUCTION TRANSFER - From the road fund there is hereby appropriated to:

Roads construction transfer \$27,138,424

SECTION 62. SOLID WASTE POST-CLOSURE LANDFILL MAINTENANCE - From the solid waste post-closure landfill maintenance fund there is hereby appropriated to:

Solid waste post-closure landfill maintenance \$3,366,549

The maximum number of FTEs for solid waste post-closure landfill maintenance shall be: 0

SECTION 63. RIVER IMPROVEMENT - From the river improvement fund there is hereby appropriated to:

River improvement \$3,597,791

The maximum number of FTEs for river improvement shall be: 11.50

SECTION 64. VETERANS SERVICES - From the veterans relief services fund there is hereby appropriated to:

Veterans services \$2,057,218

The maximum number of FTEs for veterans services shall be: 7.00

SECTION 65. DEVELOPMENTAL DISABILITIES - From the developmental disabilities

fund there is hereby appropriated to:

Developmental disabilities \$18,284,648

The maximum number of FTEs for developmental disabilities shall be: 14.75

SECTION 66. COMMUNITY AND HUMAN SERVICES, ADMINISTRATION - From the developmental disabilities fund there is hereby appropriated to:

Community and human services, administration \$1,277,253

The maximum number of FTEs for community and human services, administration shall be: 10.00

SECTION 67. RECORDER'S OPERATION AND MAINTENANCE - From the recorder's operation and maintenance fund there is hereby appropriated to:

Recorder's operation and maintenance \$1,307,661

The maximum number of FTEs for recorder's operation and maintenance shall be: 5.50

SECTION 68. ENHANCED-911 - From the E-911 fund there is hereby appropriated to:

Enhanced-911 \$18,448,522

The maximum number of FTEs for enhanced-911 shall be: 9.00

SECTION 69. MHCADS - MENTAL HEALTH - From the mental health fund there is hereby appropriated to:

MHCADS - mental health \$93,796,933

The maximum number of FTEs for MHCADS - mental health shall be: 91.75

PROVIDED THAT:

Of this appropriation, \$800,000 must be expended or encumbered solely to implement the co-occurring disorders program per the following description quoted from the page G27 of the Executive Proposed 2003 Budget Book:

“Co Occurring Disorders Program - \$800,000. This proposal provides an array of treatment services

and housing support to individuals in the criminal justice system, who also meet the criteria for ongoing mental health services within the Mental Health Plan and outpatient drug and alcohol dependency treatment, and have particular barriers to access to both the mental health and chemical dependency treatment systems. This program would be provided by two community agencies that are dually licensed as mental health and drug and alcohol providers. Services provided include: mental health and chemical dependency assessments, case management, support to obtain stable housing, linkages to ongoing mental health and drug and alcohol outpatient services, assistance with processing public assistance eligibility, mental health medication and stabilization, and intensive mental health and chemical dependency treatment.”

SECTION 70. CULTURAL DEVELOPMENT AUTHORITY - From the arts and cultural development fund there is hereby appropriated to:

Cultural development authority	\$21,236,761
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PROVIDED THAT:

\$345,500 of this appropriation shall only be expended, encumbered or transferred to the cultural development authority if the lease for the Smith Tower is assigned to the cultural development authority and the landlord has approved the assignment of the lease in writing. The effective date of the assignment shall be March 31, 2003. The cultural development authority must certify to the council in writing by March 31, 2003, that such assignment has been executed and attach a copy of the assignment.

The certification required to be submitted by this proviso must be filed in the form of 15 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 natural resources, parks and open space committee or its successor.

SECTION 71. EMERGENCY MEDICAL SERVICES (EMS) - From the emergency medical services fund there is hereby appropriated to:

Emergency medical services (EMS)	\$34,854,283
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The maximum number of FTEs for emergency medical services (EMS) shall be: 91.12

SECTION 72.

WATER AND LAND RESOURCES (WLRD) - From the water and land

resources fund there is hereby appropriated to:

Water and land resources (WLRD) \$37,975,779

The maximum number of FTEs for water and land resources (WLRD) shall be: 337.39

PROVIDED THAT:

\$300,000 of this appropriation must be expended solely on natural area lands maintenance activities that are consistent with the surface water management (SWM) fee purpose and funding authorities outlined in chapter 36.89 RCW and may be expended or encumbered only after the submittal of a report, requested to be submitted by March 31, 2003, outlining 2003 natural area lands maintenance activities that are proposed to be supported by surface water management and rural drainage program (RDP) funds. This report shall draw from site management and site maintenance plans to date, and include an analysis of how maintenance activities proposed for funding with SWM and RDP funds are consistent the purpose and funding authorities outlined in chapter 36.89 RCW. The report shall also detail how expenditures for labor and supplies will be tracked to ensure that maintenance work supported by SWM and RDP funds is consistent with the purpose for these funds.

Any report or plan required to be submitted by this proviso must be filed in the form of 16 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 natural resources, parks and open space committee and the utilities committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, 24 FTEs shall be dedicated only to carrying out office of rural and resource lands programs as described in K.C.C. 2.16.045.C.12. In addition, the water and land resources division shall submit to the council a report by May 30, 2003, which shall include actual and projected staffing levels, 2002 accomplishments, and 2003 work program for the office of rural and resource lands as described in K.C.C.

2.16.045.C.12. This report should demonstrate, through proposed work program and actual staffing levels through April 2003, how the division will provide a staffing level in 2003 for the office of rural and resource lands of no less than 24 FTEs. The report shall also include a summary of the number of applications for the public benefit rating system, the average time needed to process them, and the frequency of public benefit rating system site visits for 2001 (actual), 2002 (actual) and 2003 (projected). The report shall further provide a recommendation for future staffing levels for the public benefit rating system program based on the service trends for 2001 through 2003.

If the report is not submitted by May 30, 2002, \$100,000 from this appropriation may not be expended or encumbered from that date until such date as the report is filed with the clerk of the council.

Any report or plan required to be submitted by this proviso must be filed in the form of 16 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 natural resources, parks and open space committee and the utilities committee or their successors.

PROVIDED FURTHER THAT:

The work program for position #0588 (land use analyses) will include an evaluation of the flooding and sedimentation impacts of stormwater management practices and basin land uses on agricultural production districts.

PROVIDED FURTHER THAT:

It is the intent of the council that SWM and RDP funds will be used to support natural area lands maintenance and management through 2003, and that ongoing funding for this work in 2004 and thereafter should come from a dedicated parks funding source as recommended by the metropolitan parks task force.

SECTION 73. RURAL DRAINAGE - From the rural drainage fund there is hereby appropriated to:

Rural drainage	\$4,680,378
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PROVIDED THAT:

Of this appropriation, \$170,000 must be expended solely on natural area lands maintenance activities that are consistent with the surface water management (SWM) fee purpose and funding authorities outlined in chapter 36.89 RCW and may be expended or encumbered only after the submittal of a report, requested to be submitted by March 31, 2003, outlining 2003 natural area lands maintenance activities that are proposed to be supported by surface water management and rural drainage program (RDP) funds. This report shall draw from site management and site maintenance plans to date, and include an analysis of how maintenance activities proposed for funding with SWM and RDP funds are consistent the purpose and funding authorities outlined in chapter 36.89 RCW. The report shall also detail how expenditures for labor and supplies will be tracked to ensure that maintenance work supported by SWM and RDP funds is consistent with the purpose for these funds.

Any report or plan required to be submitted by this proviso must be filed in the form of 16 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 natural resources, parks and open space committee and the utilities committee or their successors.

SECTION 74. AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM (AFIS) - From the AFIS fund there is hereby appropriated to:

Automated fingerprint identification system \$11,432,285

The maximum number of FTEs for automated fingerprint identification system shall be:

88.00

SECTION 75. MHCADS - ALCOHOLISM AND SUBSTANCE ABUSE - From the alcoholism and substance abuse services fund there is hereby appropriated to:

MHCADS - alcoholism and substance abuse \$17,739,296

The maximum number of FTEs for MHCADS - alcoholism and substance abuse shall be:

33.00

PROVIDED THAT:

Of this appropriation, \$1,000,000 must be expended solely to provide treatment services associated with drug, mental health or other courts. It is the intent of the council that the department community and human services work in cooperation with the superior and district courts and the criminal justice council to implement service improvements and regularly review program performance and results. The executive shall certify on or before April 15, 2003, that these funds have been fully expended or encumbered for these purposes. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$25,000 of the appropriation for business relations and economic development shall lapse and return to the fund balance, as specified in section 16 of this ordinance.

SECTION 76. LOCAL HAZARDOUS WASTE - From the local hazardous waste fund there is hereby appropriated to:

Local hazardous waste \$12,486,814

SECTION 77. YOUTH SPORTS FACILITIES GRANT - From the youth sports facilities grants fund there is hereby appropriated to:

Youth sports facilities grant \$652,040

The maximum number of FTEs for youth sports facilities grant shall be: 1.00

SECTION 78. NOXIOUS WEED CONTROL PROGRAM - From the noxious weed fund there is hereby appropriated to:

Noxious weed control program \$1,081,743

The maximum number of FTEs for noxious weed control program shall be: 6.00

SECTION 79. DEVELOPMENT AND ENVIRONMENTAL SERVICES (DDES) - From the development and environmental services fund there is hereby appropriated to:

Development and environmental services (DDES) \$29,855,535

The maximum number of FTEs for development and environmental services (DDES) shall be: 249.50

PROVIDED THAT:

In conjunction with the preparation of any significant policy recommendations for transmittal with the major update of the King County Comprehensive Plan in 2004 and to provide a basis for recommendations in that update affecting growth management in the Federal Way area of King County, the department shall provide a subarea plan studying the feasibility of revisions to the land use designation and zoning of the following properties located at the northeast intersection of South 320th Street and Interstate 5 in Federal Way:

Parcel Nos.

092104-9028

092104-9139

092104-9140

092104-9160

092104-9187

092104-9206

092104-9310

092104-9316

In performing this study, the department shall consider:

- (1) The feasibility of residential single-family or office development occurring at this location under the current land use designation and zoning;
- (2) The need for retail grocery opportunities for the significant number of residents and growing number of workers in office developments in the unincorporated areas east of Interstate 5 near Federal Way;
- (3) The overall benefits to major non food related retail in the city of Federal Way by reducing unnecessary vehicle trips through the already congested South 320th Street corridor west of Interstate 5; and
- (4) The fiscal benefits of providing an increased retail tax base for King County.

The report shall be transmitted to the council no later than September 1, 2003, and must be filed in the form of

15 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 growth management and unincorporated areas committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, one FTE and \$75,000 shall be expended solely for the position of King County fire marshal.

PROVIDED FURTHER THAT:

The department shall initiate discussions with all fire protection districts or fire departments serving the cities and the unincorporated areas of the county. These discussions shall evaluate the possible efficiencies resulting from the creation of a unified fire marshal office that would serve all jurisdictions within King County. The discussions shall also include a review of possible future options for the joint funding of such an office.

The department shall provide a report describing the discussions with fire protection service providers and outlining steps necessary to implement any recommendations resulting from these discussions. The report shall be transmitted to the council no later than May 1, 2003. If the report is not submitted by May 1, 2003, \$100,000 from this appropriation may not be expended or encumbered for the director's office from May 1, 2003, until the date the report is submitted to the council.

The report shall be filed in the form of 15 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 growth management and unincorporated areas committee or its successor.

PROVIDED FURTHER THAT:

The department shall initiate discussions with affected stakeholders, including property owners, cities, and building industry or environmental protection groups, regarding the potential transfer of permit review responsibilities to cities in King County.

The department shall consider the development of interlocal agreements allowing cities to act as the permit review authority for those unincorporated areas:

(1) Within their potential annexation areas, using city regulations; and

(2) Outside their potential annexation areas, but within their sphere of influence, using either city or county regulations.

The department shall provide a report evaluating the recommendations of stakeholders on these issues. The report shall be transmitted to the council no later than June 30, 2003. If the report is not submitted by June 30, 2003, \$100,000 from this appropriation may not be expended or encumbered for the director's office from June 30, 2003, until the date the report is submitted to the council.

The report shall be filed in the form of 15 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 growth management and unincorporated areas committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$10,465 shall only be spent on the department's share of the cost of the landmarks program and shall be transferred to the current expense fund.

PROVIDED FURTHER THAT:

Of this appropriation, 6 FTEs and \$840,000 shall be expended solely for the positions of code enforcement officer.

PROVIDED FURTHER THAT:

In conjunction with the preparation of any significant policy recommendations for transmittal with the major update of the King County Comprehensive Plan in 2004 and to provide a basis for recommendations in that update affecting growth management in the Rural Areas of King County, the department shall provide a report of the growth potential of lands within the Rural Area. In performing this study, the department shall consider, in addition to zoning, all available data that could impact the development potential of rural lands,

including but not limited to, known sensitive areas and associated buffers, lack of transportation infrastructure, soil conditions limiting septic systems, and special development conditions, such as P-suffixes, district overlays and basin plans.

The report shall be transmitted to the council no later than September 1, 2003, and must be filed in the form of 15 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the growth management and unincorporated areas committee or its successor.

SECTION 80. PERS LIABILITY - From the PERS liability fund there is hereby appropriated to:

PERS liability \$1,700,570

SECTION 81. CLARK CONTRACT ADMINISTRATION - From the Clark contract lawsuit administration fund there is hereby appropriated to:

Clark contract administration \$805,876

SECTION 82. PUBLIC HEALTH - From the public health fund there is hereby appropriated to:

Public health \$187,919,027

The maximum number of FTEs for public health shall be: 1,383.84

PROVIDED THAT:

The department of public health shall review how it allocates the cost of investigation and code enforcement in designing its fee structure for environmental health permits to see if costs of these functions can be more specifically charged to the entities that are not meeting standards as opposed to sharing these cost with all of the entities that are meeting standards. A report of the results of this review, including possible recommendations for changes in fees to the appropriate fee-setting bodies, shall be submitted to the council by the executive no later than July 1, 2003.

The report required to be submitted by this proviso must be filed in the form of 15 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 law, justice and human services committee or its successor.

PROVIDED FURTHER THAT:

The executive shall submit, by May 1, 2003, proposed public health priorities and funding policies for council review and approval. The funding policies shall specify how the various types of funding sources available to the department will be used to meet current priority public health needs and shall specifically include priorities for the use of flexible funds such as county current expense and some categories of state funding. The priorities shall be based upon an analysis of current public health needs and shall include definition and priority ranking of services to meet those needs. Once adopted, these service priorities and funding policies are intended to provide the basis for development of the public health budget for 2004 and beyond, as well as the basis for any significant changes in budget during the remainder of 2003 that may be necessitated by state legislative action.

The report of public health priorities and funding policies required to be submitted by this proviso must be filed in the form of 15 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.

PROVIDED FURTHER THAT:

Of this appropriation, \$736,510 must be expended solely on contracts with community health centers. The executive shall certify on or before April 15, 2003, that these funds have been fully encumbered for these purposes. On April 16, 2003, if such certification has not been filed with the clerk of the council, \$50,000 of the appropriation for business relations and economic development shall lapse and return to the fund balance, as specified in section 16 of this ordinance.

SECTION 83. INTER-COUNTY RIVER IMPROVEMENT - From the inter-county river improvement fund there is hereby appropriated to:

Inter-county river improvement	\$50,096
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SECTION 84. GRANTS FUND - From the grants fund there is hereby appropriated to:

Grants fund \$10,431,186

The maximum number of FTEs for grants fund shall be: 79.46

SECTION 85. GRANTS 2, TIER 1 - From the grants 2, tier 1 fund there is hereby appropriated to:

Grants 2, tier 1 \$524,663

SECTION 86. YOUTH EMPLOYMENT - From the work training program fund there is hereby appropriated to:

Youth employment \$6,781,617

The maximum number of FTEs for youth employment shall be: 43.58

SECTION 87. DISLOCATED WORKER - From the dislocated worker program fund there is hereby appropriated to:

Dislocated worker \$11,344,501

The maximum number of FTEs for dislocated worker shall be: 52.00

SECTION 88. FEDERAL HOUSING AND COMMUNITY DEVELOPMENT - From the federal housing and community development fund there is hereby appropriated to:

Federal housing and community development \$18,640,735

Total CDBG Funds \$8,393,782

Other Grant Funds \$10,246,953

The maximum number of FTEs for federal housing and community development shall be: 36.17

PROVIDED THAT:

From community development block grant funds there are hereby authorized to be disbursed the following amounts which are consistent with the interlocal cooperation agreement and the adopted Consolidated Housing and Community Development Plan:

Bothell Pass-through City Funds	\$161,132
Burien Pass-through City Funds	\$266,332
Covington Pass-through City Funds	\$86,537
Des Moines Pass-through City Funds	\$224,318
Enumclaw Pass-through City Funds	\$97,927
Federal Way Pass-through City Funds	\$595,734
Issaquah Pass-through City Funds	\$60,355
Kirkland Pass-through City Funds	\$335,935
Lake Forest Park Pass-through City Funds	\$59,532
Mercer Island Pass-through City Funds	\$54,790
Redmond Pass-through City Funds	\$298,618
Renton Pass-through City Funds	\$411,703
SeaTac Pass-through City Funds	\$226,450
Shoreline Pass-through City Funds	\$331,974
Tukwila Pass-through City Funds	\$279,444
Unincorporated Communities and Small Cities Fund	\$3,003,105
Consortium-wide Funds	\$1,899,896

Total Community Development Block Grant Funds:\$8,393,782

SECTION 89. NATURAL RESOURCES AND PARKS ADMINISTRATION - From the solid waste

fund there is hereby appropriated to:

Natural resources and parks administration \$4,918,858

The maximum number of FTEs for natural resources and parks

administration shall be: 29.00

PROVIDED THAT:

Of this appropriation, \$16,343 shall only be spent on DNRP administration's share of the cost of the landmarks program and shall be transferred to the current expense fund.

SECTION 90. SOLID WASTE - From the solid waste fund there is hereby appropriated to:

Solid waste \$82,727,372

The maximum number of FTEs for solid waste shall be: 448.38

PROVIDED THAT:

Of this appropriation, \$705,559 and 7.83 FTEs shall be expended solely for early start hours at the Bow Lake and Algona transfer stations and shall not be expended or encumbered until: (1) the solid waste division conducts a four-month pilot test; (2) the solid waste division submits a report on the cost effectiveness of the additional hours and documenting the need for the FTEs; and (3) an ordinance is enacted approving the additional hours of operation at the Bow Lake and Algona transfer stations.

PROVIDED FURTHER THAT:

Of this appropriation, \$200,000 shall not be expended or encumbered until the council approves, either by ordinance or motion, a plan from the solid waste division to divert solid waste transfer station usage from over-capacity transfer stations to underutilized transfer stations in the county.

The plan required to be submitted by this proviso must be filed in the form of 16 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 budget and fiscal management committee and for the utilities committee or their successors.

SECTION 91. AIRPORT - From the airport fund there is hereby appropriated to:

Airport \$10,404,357

The maximum number of FTEs for airport shall be: 52.50

SECTION 92. AIRPORT CONSTRUCTION TRANSFER - From the airport construction transfer fund there is hereby appropriated to:

Airport construction transfer \$600,000

SECTION 93. RADIO COMMUNICATION SERVICES (800 MHZ) - From the radio

communications operations fund there is hereby appropriated to:

Radio communication services (800 MHz) \$2,299,021

The maximum number of FTEs for radio communication services

(800 MHz) shall be: 14.00

SECTION 94. I-NET OPERATIONS - From the I-Net operations fund there is hereby appropriated to:

I-Net operations \$931,958

The maximum number of FTEs for I-Net operations shall be: 7.00

PROVIDED THAT:

Twenty-five days following the close of each quarter, the executive shall submit to the council I-Net performance measurement reports in the format developed by the I-Net task force.

The reports must be filed in the form of 15 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 labor, operations and technology committee or its successor.

SECTION 95. WASTEWATER TREATMENT - From the water quality fund there is

hereby appropriated to:

Wastewater treatment \$84,440,046

The maximum number of FTEs for wastewater treatment shall be: 579.70

PROVIDED THAT:

From category III funds (Culver), \$70,000 shall be spent only on Hylebos Stream Team; \$20,000 shall be spent only on Friends of the Issaquah Salmon Hatchery; \$50,000 shall be spent only on Friends of the Trail; \$123,640 shall be spent only on Waterworks Block Grant Program Management; \$30,000 shall be spent only on Puget Sound on Wheels; \$30,000 shall be spent only on Salmon Homecoming Celebration; \$550,000 shall be spent only on Waterworks Block Grant Local Projects; \$25,000 shall be spent only on Bear Creek Water

PROVIDED FURTHER THAT:

Of this appropriation, \$387,471,173 shall be expended solely in support of transit operating activities and no funds from this amount may be used for stationing of transit police personnel at the vehicular entrances to the downtown Seattle transit tunnel.

PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 must be expended solely for transit police personnel stationed at the vehicular entrances to the downtown Seattle transit tunnel. Cost-sharing and coordination with the sheriff's office in the pursuit of federal funding through the Homeland Security Act are strongly encouraged.

PROVIDED FURTHER THAT:

Of this appropriation, \$500,000 shall be expended from the fare stabilization and operating enhancement reserve, solely on operation of the Elliott Bay water taxi from April 1 through September 30, 2003.

PROVIDED FURTHER THAT:

Of the \$57,469,000 transfer from the public transportation CIP, \$9,959,000 shall be deposited in the fare stabilization and operating enhancement reserve and, except for the \$500,000 appropriated for the Elliott Bay water taxi, shall not be expended or encumbered but shall be available for appropriation in 2003 consistent with adopted transit financial policies.

PROVIDED FURTHER THAT:

Of this appropriation, \$784,800 shall be expended solely on 31,000 annual hours of new service to be added in 2003, exclusive of schedule maintenance investments. Of this amount, 10,000 hours shall be implemented in June with the balance being implemented in September. It is the intent of the council that 20,000 of the 31,000 new hours in 2003 is the first increment of an intended 55,000 new service hours to be added by 2005, in addition to service increases already planned to implement the 2002-2007 Six-Year Transit Development Plan.

SECTION 102. SAFETY AND CLAIMS MANAGEMENT - From the safety and workers

compensation fund there is hereby appropriated to:

Safety and claims management \$21,800,137

The maximum number of FTEs for safety and claims management shall be: 27.00

SECTION 103. WASTEWATER EQUIPMENT RENTAL AND REVOLVING - From the water

pollution control equipment fund there is hereby appropriated to:

Wastewater equipment rental and revolving \$1,838,528

SECTION 104. FINANCE AND BUSINESS OPERATIONS - From the financial services

fund there is hereby appropriated to:

Finance and business operations \$24,937,375

The maximum number of FTEs for finance and business operations shall be: 203.50

PROVIDED THAT:

By June 1, 2003, the executive shall submit for council approval by motion an equipment replacement plan. The plan shall include, at a minimum: an inventory of existing equipment; a description of the function the equipment performs; the age and useful life of the equipment; equipment replacement standards; a prioritization list, schedule and budget for replacement of the equipment; and a proposal for establishing an equipment replacement reserve.

The plan must be filed with the council clerk. The original and 16 copies of the plan must be filed 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 budget and fiscal management committee and the lead staff of the labor, operations and technology committee or their successors.

SECTION 105. OFFICE OF INFORMATION RESOURCES MANAGEMENT - From the

information resource management fund there is hereby appropriated to:

Office of information resources management \$3,725,777

Employee benefits \$124,562,626

The maximum number of FTEs for employee benefits shall be: 9.00

SECTION 108. FACILITIES MANAGEMENT - INTERNAL SERVICE FUND - From the facilities management - internal service fund there is hereby appropriated to:

Facilities management - internal service fund \$33,463,198

The maximum number of FTEs for facilities management - internal service fund shall be: 279.75

PROVIDED THAT:

Of this appropriation, \$500,000 shall not be expended or encumbered until after the executive submits to the council and the council approves by motion a report evaluating the potential reorganization of the facilities management division of the department of executive services. If the report is not submitted by February 3, 2003, \$500,000 of this appropriation shall lapse and be returned to fund balance. The report shall identify different organizational structures including, but not limited to, splitting the building services section from the asset management and development sections, creating two separate divisions, and integrating other like functions into the asset management and development section. Criteria for evaluation of proposed models shall include, but not be limited to: cost efficiencies; management oversight; and development of decision-making models for policy. The report shall also include: (1) an evaluation of the efficacy of the team cleaning concept; and (2) a staffing plan showing the deployment of building security guards in county buildings, including any assignments to parking facilities, and a workload analysis justifying the number of FTEs in the plan.

The report must be filed in the form of 15 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 budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$9,842 shall only be spent on the facilities management division's share of the cost of the landmarks program and shall be transferred to the current expense fund.

PROVIDED FURTHER THAT:

Of this appropriation, \$532,500 shall not be expended or encumbered until the executive submits and the council adopts an ordinance to transfer parking expenditures and revenues from the facilities management internal service fund to property services if such legislation is deemed necessary by the prosecuting attorney's office. The legislation should be submitted by February 3, 2003, if necessary.

PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall be spent or encumbered only in four increments of \$25,000 after the council receives the 2002 report and each of the three quarterly reports required herein. The executive must submit to the council a report documenting the amount of funds budgeted for and the amount actually spent on inside and outside maintenance of the county courthouse and the administration building for 2002. The executive must also submit to the council quarterly reports for 2003 detailing: (1) the amount of funds budgeted for and the amount actually spent on inside and outside maintenance of the county courthouse and the administration building; and (2) the target and actual level of maintenance service for the county courthouse and administration building separately. The 2002 report must be filed by January 31, 2003, and the quarterly reports must be filed by the twenty-fifth day after the end of each quarter in the form of 16 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 budget and fiscal management committee and labor, operations and technology committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$854,000 shall be spent only as a transfer to the current expense fund.

PROVIDED FURTHER THAT:

Of this appropriation, \$71,500 shall be spent solely on the King County winter shelter to be located on

the fourth floor of the Yesler building in vacant temporary courtroom spaces constructed for the CSP or the administration building first floor space adjacent to the lobby currently used for CSP material storage, or equivalent county-owned space. Funds shall be expended for a contract with a private nonprofit agency and costs of county security. Of this amount, \$39,000 shall be expended only on the winter shelter from January 1, 2003, through March 31, 2003. Of this amount, \$32,500 shall be expended only on the winter shelter from October 15, 2003, through December 31, 2003.

SECTION 109. RISK MANAGEMENT - From the insurance fund there is hereby appropriated to:

Risk management \$24,122,779

The maximum number of FTEs for risk management shall be: 20.50

SECTION 110. ITS - TECHNOLOGY SERVICES - From the information and

telecommunication - data processing fund there is hereby appropriated to:

ITS - technology services \$22,874,838

The maximum number of FTEs for ITS - technology services shall be: 138.00

PROVIDED THAT:

Of this appropriation, \$367,253 shall be expended only for a transfer to Fund 3781, for CIP project 378206, ITS Equipment Replacement.

PROVIDED FURTHER THAT:

Of this appropriation, \$22,507,585 shall be spent only on operating the ITS technology services division, and may not be expended or encumbered on equipment covered by the equipment replacement plan.

PROVIDED FURTHER THAT:

Of this appropriation, \$87,452 may be expended only on data entry staff listed on the staffing plan approved pursuant to the terms of this proviso. The executive shall submit to the council for approval by motion a budget and staffing plan for the data entry section of this appropriation unit. If the plan and budget are not submitted by March 1, 2003, authority for 2.0 FTEs and \$72,877 of this appropriation shall lapse on that

date and that amount shall be returned to fund balance.

The staffing plan must be filed in the form of 16 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 budget and fiscal management committee and the labor, operations and technology committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$77,125 may be expended only on finance staff listed on the staffing plan approved pursuant to the terms of this proviso. The executive shall submit to the council for approval by motion a budget and staffing plan for the finance and administration section of this appropriation unit. If the plan and budget are not submitted by March 1, 2003, authority for 1.0 FTE and \$64,271 of this appropriation shall lapse on that date and that amount shall be returned to fund balance.

The staffing plan must be filed in the form of 16 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 budget and fiscal management committee and the labor, operations and technology committee or their successors.

SECTION 111. ITS - TELECOMMUNICATIONS - From the information and telecommunication - telecommunication fund there is hereby appropriated to:

ITS - telecommunications	\$1,986,447
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The maximum number of FTEs for ITS - telecommunications shall be: 8.00

PROVIDED THAT:

\$890,000 shall be retained in fund balance and shall not be expended or encumbered until the final network infrastructure optimization plan is completed.

SECTION 112. EQUIPMENT REPAIR AND REPLACEMENT (ER&R) - From the equipment rental and replacement fund there is hereby appropriated to:

Equipment repair and replacement (ER&R)	\$11,638,902
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The maximum number of FTEs for equipment repair and replacement

(ER&R) shall be: 53.00

SECTION 113. MOTOR POOL - From the motor pool fund there is hereby appropriated to:

Motor pool \$11,787,046

The maximum number of FTEs for motor pool shall be: 21.00

PROVIDED THAT:

Of this appropriation, \$10,000 shall be spent or encumbered only after the council receives a report describing policies, procedures and criteria for identifying surplus computer and office equipment from all county agencies for the purpose of donation to nonprofit organizations within King County. The report shall also list the nonprofit organizations that have received computer and office equipment during 2001 and 2002.

The report shall be filed in the form of 15 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 labor, operations and technology committee or its successor.

SECTION 114. ITS - PRINTING AND GRAPHIC ARTS - From the printing and graphic

arts services fund there is hereby appropriated to:

ITS - printing and graphic arts \$3,602,262

The maximum number of FTEs for ITS-printing and graphic arts shall be: 18.00

PROVIDED THAT:

Of this appropriation, \$250,000 shall be spent only on paying for outside copying, printing and graphic services on behalf of county agencies and shall not be expended or encumbered until after the executive submits a report on the ITS printing and graphic arts operations, including detailed revenue and expenditure information; policies and practices for sending county work to outside vendors; documentation about how rates are established; and a comparison of county and outside vendor rates.

The report must be filed in the form of 15 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 labor, operations and

technology committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$150,000 shall not be expended or encumbered until after the executive submits and the council approves by motion an equipment replacement plan. The plan shall include, at a minimum: an inventory of existing equipment; a description of the function the equipment performs; the age and useful life of the equipment; equipment replacement standards; a prioritization list, schedule and budget for replacement of the equipment; the failure cost of equipment failing or at risk for failure; and a proposal for establishing an equipment replacement reserve.

The plan must be filed with the council clerk of the council. The original and 16 copies of the plan should be filed with the clerk of the council by June 1, 2003. The clerk of the council will retain the original and will forward copies to each councilmember and to the lead staff for the budget and fiscal management committee and the lead staff of the labor, operations and technology committee or their successors.

PROVIDED FURTHER THAT:

Of this appropriation, \$121,321 shall be funded solely from fund balance. Rates charged to county agencies for copying, printing and graphics services shall not be increased over rates in effect on October 15, 2002. In the event rates are raised, this appropriation authority of \$121,321 shall lapse and be returned to fund balance.

SECTION 115. LIMITED G.O. BOND REDEMPTION - From the limited G.O. bond redemption fund there is hereby appropriated to:

Limited G.O. bond redemption	\$137,125,712
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SECTION 116. UNLIMITED G.O. BOND REDEMPTION - From the unlimited G.O. bond redemption fund there is hereby appropriated to:

Unlimited G.O. bond redemption	\$36,112,278
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SECTION 117. STADIUM G.O. BOND REDEMPTION - From the stadium G.O. bond redemption

fund there is hereby appropriated to:

Stadium G.O. bond redemption \$2,214,976

SECTION 118. CAPITAL IMPROVEMENT PROGRAM - The executive proposed capital budget and program for 2003-2008 is incorporated as Attachment B to this ordinance. The executive is hereby authorized to execute any utility easements, bill of sale or related documents necessary for the provision of utility services to the capital projects described in Attachment B to this ordinance, provided that the documents are reviewed and approved by the custodial agency, the property services division, and the prosecuting attorney's office. Consistent with the requirements of the Growth Management Act, Attachment B to this ordinance was reviewed and evaluated according to the King County Comprehensive Plan. Any project slated for bond funding will be reimbursed by bond proceeds if the project incurs expenditures before the bonds are sold.

From the several capital improvement project funds there are hereby appropriated and authorized to be disbursed the following amounts for the specific projects identified in Attachment B to this ordinance.

<u>Fund</u>	<u>Capital Fund Name</u>	<u>Amount</u>
3090	Parks and Open Space Acquisition	(\$7,151)
3121	Harborview Construction 88	(\$347,555)
3122	HMC Construction Administration	\$8
3151	Conservation Futures Levy Sub-fund	\$3,477,615
3160	Parks, Recreation and Open Space	\$5,595,483
3180	Surface and Storm Water Management Construction	\$2,229,812
3220	Housing Opportunity Acquisition	\$5,649,479
3260	Youth Services Detention 90	\$698
3292	SWM CIP Non Bond Sub-fund	\$7,382,771
3300	River and Flood Control Construction	\$20,226

3310	Building Modernization Construction	\$20,250,991
3341	County Facility Renovation 1993	\$437
3346	Information Systems	\$6,638
3350	Youth Services Facilities Construction	\$347
3380	Airport Construction	(\$5,111,821)
3391	Working Forest Bond Sub-fund 96	\$20,807
3401	Parks Land Acquisition 1993	\$154,069
3403	Urban Restoration and Habitat Restoration	\$2,527
3421	Major Maintenance Reserve Sub-fund	\$9,283,654
3434	96 Technology System Bond	\$552,072
3435	Technology System Bond	(\$8,267)
3436	98 Technology Construction	\$78,614
3441	1997 Finance System Acquisition	\$531,012
3444	Year 2K Software Enhancement	\$48,663
3461	RJC Justice Center Projects	\$2,026,933
3471	Emergency Comm. System Construction Sub-fund	\$9,354
3472	ESC County Projects	\$220,904
3473	Radio Communication Services	\$48,259
3481	Cable Communications Capital Fund	\$0
3490	Park Facilities Rehabilitation	\$2,855,927
3521	OS KC Bond Funded Sub-fund	\$30,375
3522	OS KC Non Bond Fund Sub-fund	\$1,485,359
3531	OS Seattle Projects Sub-fund	\$364
3543	OS Black Diamond PJJ Sub-fund	\$0

3545	OS Des Moines PJT Sub-fund	\$0
3549	OS Kent Projects Sub-fund	(\$648)
3641	Public Transportation Construction Unrestricted	\$306,870,825
3643	Transit Capital 2	\$13,300,106
3681	Real Estate Excise Tax #1	\$6,316,340
3682	Real Estate Excise Tax #2	\$5,252,936
3691	Transfer of Development Credit Program	\$7,011
3771	OIRM Capital Projects	\$2,816,628
3781	ITS Capital Fund	\$367,253
3791	HMC/MEI 2000 Projects	\$6,300,922
3803	LTD Tax GO BAN Redemption 2001	\$87,125,000
3810	SW Capital Equipment Recovery	\$6,014,257
3831	Environmental Reserve Fund	(\$336,881)
3840	Farmland and Open Space Acquisition	\$22,124
3841	Farmland Preservation Bond Fund 96	\$1,384
3842	Agriculture Preservation	\$15,000
3871	HMC Construction 1993	\$11,130
3872	HMC Non Bond Construction	\$25,770
3880	Jail Renovation and Construction	\$28
3901	Solid Waste Construction	\$5,134,317
3910	Landfill Reserve Fund	\$17,305,977
3951	Building Repair and Replacement Sub-fund	\$16,923,456
3961	HMC Repair and Replacement Fund	\$3,771,738
3962	HMC Trauma Center Equity	(\$30,997)

3963	HMC Trauma Center Equipment Equity	(\$210,715)
	Total General Capital Improvement Program (CIP) Funds	\$533,491,565

PROVIDED THAT:

Of the appropriation for CIP project 344190, financial systems business case analysis project, \$430,000 shall be expended or encumbered only after the executive submits and the council approves by motion a vision and goals statement for the financial systems business case analysis project. The motion and vision and goals statement must be filed in the form of 16 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 labor, operations and technology committee and the budget and fiscal management committee or their successors.

PROVIDED FURTHER THAT:

For the CIP project 377111, Network Infrastructure Optimization, the network infrastructure optimization plan shall identify and quantify cost-savings opportunities through leveraging I-Net by replacing leased services.

PROVIDED FURTHER THAT:

The transit division shall submit a report by March 1, 2003, on alternatives to constructing a new facility in which to locate the control center, the transit police and the service quality group. The report should describe the locational and operational requirements of each of these activities and examine the suitability for this purpose of existing county buildings including, but not limited to the King Street center, the Yesler building and the former FAA building at the King County International Airport.

The original and 16 copies of the suitability analysis must be filed with the clerk of the council who will retain the original and forward the copies to each councilmember and to the lead staff for the transportation and regional transit committees or their successors.

PROVIDED FURTHER THAT:

Of the appropriation for CIP project A00531, Move Support Functions, \$50,000, which is the full

appropriation shall be expended only for a detailed suitability analysis of existing county buildings to accommodate the transit police, the service quality group and the control center. The suitability analysis should be conducted with the assistance of the department of construction and facilities management and address any extraordinary facility requirements associated with these activities.

The original and 16 copies of the suitability analysis must be filed with the clerk of the council who will retain the original and forward the copies to each councilmember and to the lead staff for the transportation and regional transit committees.

PROVIDED FURTHER THAT:

Of this appropriation, \$1,963,535 shall be expended only on CIP project A00201, ADA Fleet Mobile Data Terminals, after the council has received and approved by motion a report on the results of the transit division's mobile data terminals 30-vehicle pilot program. The original and 16 copies of the report must be filed with the clerk of the council who will retain the original and forward copies to each councilmember and to the lead staff of the transportation and regional transit committees.

PROVIDED FURTHER THAT:

Of this appropriation, a total of \$400,000 shall be expended from CIP projects A00403, Regional Transit Signal Priority, A00404, SeaShore Transit Improvements and A00051, Seattle Core Transit Priority only for the following transit signal priority improvements:

- (1) Signal priority/retiming for Campus Parkway left turn to University Way NE.
- (2) Queue jump signal and priority at westbound zone on North 45th Street at Wallingford Avenue
- (3) Signal priority and lane designation on Aurora Avenue, from the Woodland Park Zoo to the Aurora Avenue Bridge, for proposed BAT lane.
- (4) Pedestrian improvements on North 38th Street, between Whitman Avenue North and Fremont Way North.

These projects are deemed high priority by the council.

PROVIDED FURTHER THAT:

No funds from the appropriation for CIP project 003093, transfer station seismic retrofit, shall be expended or encumbered to implement the transfer station seismic retrofit at the Houghton transfer station, until the council approves, either by ordinance or motion, a plan for siting a northeast King County transfer station to replace or relocate the Houghton transfer station pursuant to RTS-3 of the 2001 Comprehensive Solid Waste Management Plan, Ordinance 14236, because RTS-13 of Ordinance 14236 and the 2001 Comprehensive Solid Waste Management Plan has already designated the Houghton transfer station as being constrained from on-site expansion and Motion 11601 has already determined that the Houghton transfer station has exceeded its capacity to efficiently serve the needs of its customers.

PROVIDED FURTHER THAT:

No funds shall be expended or encumbered for project 013086, Houghton transfer station facility master plan, until the council approves, either by ordinance or motion, a plan for siting a northeast King County transfer station to replace or relocate the Houghton transfer station pursuant to RTS-3 of the 2001 Comprehensive Solid Waste Management Plan, Ordinance 14236, because RTS-13 of Ordinance 14236 and the 2001 Comprehensive Solid Waste Management Plan has already designated the Houghton transfer station as being constrained from on-site expansion and Motion 11601 has already determined that the Houghton transfer station has exceeded its capacity to efficiently serve the needs of its customers.

PROVIDED FURTHER THAT:

No amount of the \$287,490 appropriation for Project 316315, Marymoor Parking Fee Installation, shall be spent or encumbered until the department of natural resources and parks submits a project plan to the council and the council approves the plan by motion.

Any report or plan required to be submitted by this proviso must be filed in the form of 15 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 natural resources, parks and open space committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$605,889 may be expended or encumbered for the ADOPS (Association Development and Operations Partnership) project only after the executive transmits and the council approves by motion program policies and project selection guidelines for distribution of funds for the ADOPS program.

Any report or plan required to be submitted by this proviso must be filed in the form of 15 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 natural resources, parks and open space committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, for Fund 3292, \$50,000 shall be expended solely for preliminary scoping and design of a drainage improvement project in the vicinity of the Rainbow Ranch subdivision in the East Lake Sammamish basin.

PROVIDED FURTHER THAT:

Of the amount appropriated for the integrated security project and video court project or projects in Fund 3951:

No funds for CIP projects 395211, ISP-DAJD Operations; 395212, ISP-JH Operations; 395213, Jail Health Equipment; 395215, Jail Health Suicide Improvements; 395740, KCCF Security Improvements; and 395332, Video Court; which constitute total appropriations of \$15,932,881, may be expended or encumbered until the council approves by motion the operational master plan (OMP) together with an updated integrated security project scope, schedule and budget. The proposed OMP and scope, schedule and budget shall be submitted by the executive not later than December 31, 2003. The council recognizes that the executive may propose a supplemental capital budget appropriation ordinance during 2003 seeking to amend or repeal portions of the requirements of this proviso as to elements of the project as a result of evaluation of the OMP quarterly reports and cost/benefit and risk analysis of the project. The council in its sole discretion will determine whether to adopt such an appropriation.

The OMP and updated Integrated Security Project scope, schedule and budget shall be filed with the clerk of the council. The original and 17 copies must be filed with the clerk of the council, who will retain the original and will forward copies to each councilmember and the lead staff of the budget and fiscal management committee, the lead staff of the law, justice and human services committee and the lead staff to the labor, operations and technology committee or their successors.

PROVIDED FURTHER THAT:

Of the \$400,000 appropriated for Project 395214, DAJD OMP, \$300,000 for this integrated security project operational master plan (OMP) shall not be expended or encumbered until the council by motion approves a detailed work plan. The detailed work plan for the OMP shall be developed to include a scope of work, tasks, schedule and budget milestones tied to quarterly reports. Quarterly reports, on the progress of the operational master plan shall be submitted by the executive to the council and the auditor's office by April 1, 2003, July 1, 2003, and October 1, 2003.

The OMP detailed work plan scope of work should include, but not be limited to, the following:

- (1) Overall work product prepared by jail planning expert consultants in all key leadership roles.
- (2) Review and comment on the findings and recommendations of the Robert C. Thomas and Associates Report on the Integrated Security Project Plan dated August 9, 2002.
- (3) Integrate operational master plan with the Adult Justice Operational Master Plan (AJOMP), applicable jail contracts and recommendations of the criminal justice council.
- (4) Provide a comparison of King County corrections facility (KCCF) and regional justice center with several peer institutions to include policies, operations, costs, administrative costs, key ratios, numbers and classifications of inmates, staffing models, alternatives to secure incarceration, programs, efficiencies and use of technology (video, video court, audio, security electronics or other sensor systems), etc.
- (5) Analyze the results and findings of the office of information resource management's report on network Infrastructure optimization to make capital and operational recommendations to incorporate any

potential benefits related to the plan's telecommunications, data transfer or interactive video conferencing recommendations.

(6) Review and comment on the findings of the department's consultant on jail health care improvements and incorporate any recommendations for capital improvements that could reduce jail health care operational costs.

(7) Evaluate capital improvements that could be made that would reduce operational costs.

(8) Evaluate existing operations policies and practices.

(9) Illustrate existing and recommended staffing models graphically on floor plans of King County correctional facility and regional justice center to illustrate physical locations of all staff and posts.

(10) Recommend how these existing operations policies and practices might be modified to reduce costs without unreasonably impairing safety or effectiveness.

(11) Recommend possible expanded use of technology (video, video court, audio, security electronics, integrated technology project or other sensor systems) to reduce costs without unreasonably impairing safety or effectiveness.

(12) Utilize the King County auditor's jail staff model as part of the development of any life cycle cost/benefit analysis to maintain a consistent benchmark for cost comparisons.

(13) Analyze the current jail staffing model and operations plan as a benchmark based on a life cycle/cost benefit analysis for an agreed upon life of the facility (+/-25 years) and include all staffing costs including benefits and COLA.

(14) Analyze the current proposed integrated security project costs based on a life cycle analysis/cost benefit analysis for an agreed upon life of the facility (+/-25 years) and include all capital costs, borrowing and staffing costs including benefits and COLA.

(15) Analyze all recommendations and evaluation options based on a life cycle analysis/cost benefit analysis for an agreed upon life of the facility (+/-25 years) and include all capital costs, borrowing and staffing

costs including benefits and COLA.

(16) Independent oversight of the development of the operational master plan shall be provided by a nationally recognized jail planning expert(s) contracted separately through the office of the auditor, who shall review and report separately to both the executive and to the council on the work plan, milestones, quarterly reports, analysis and recommendations of the OMP. The auditor's office and its consultant or consultants shall have timely access to all documents, analyses, electronic records, reports and other information associated with the OMP process.

The original and 17 copies must be filed with the clerk of the council, who will retain the original and will forward copies to each councilmember and the lead staff of the budget and fiscal management committee, and the lead staff of the law, justice and human services committee and the lead staff to the labor, operations and technology committee or their successors.

PROVIDED FURTHER THAT:

Of the 2003 appropriation amount for Fund 3791, \$4,200,000 may be expended solely for schematic design and may be expended or encumbered only after approval by the King County council by motion of the Harborview Medical Center (HMC) initial program plan. The HMC initial program plan shall include the initial project budget, scope and schedule in accordance with Ordinance 14295 and the agreement for project management services for Harborview Medical Center bond program.

The original HMC initial program plan, including the initial budget, scope and schedule and 15 copies must be filed 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 chair and lead staff for the budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

Of the 2003 appropriation amount for fund 3421, \$9,254,234 may be expended or encumbered only after council approval by motion of a report including the following:

(1) The executive's department of executive services facilities management division reorganization report as outlined in Ordinance 14199 explaining the relationship between this reorganization and the management of the major maintenance reserve fund;

(2) Submittal of the Carter Burgess buildings evaluation report and an assessment of its implication for the major maintenance reserve fund program;

(3) An evaluation of the major maintenance reserve fund program as included in the executive's proposed 2003 budget relative to its compliance with K.C.C 4.08.250.

If the evaluation required under subsection 3 of this proviso, identifies any areas of noncompliance, the Executive shall transmit a proposed ordinance seeking authorization for any proposed changes to the requirements of K.C.C. 4.08.250 that would remedy noncompliance.

The original and 15 copies of the report must be filed with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the lead staff of the budget and fiscal management committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$50,000 shall be expended solely for scoping, design, and implementation of drainage and habitat improvement projects in the West Hill area of unincorporated King County. Funding must come from one or more of the following projects within fund 3292: #0A1786 -- SWM CIP/Drainage and Habitat Improvements, #0A1820 -- Drainage Facility Retrofits, and/or #0A1785 -- Neighborhood Drainage Assistance Program/Urban.

PROVIDED FURTHER THAT:

Of this appropriation, \$3,000,000 may be expended or encumbered only for acquisition and ballfield development for kids at Smith cove.

PROVIDED FURTHER THAT:

Of this appropriation, \$15,000 shall be expended solely for the Denny creek fish ladder in

unincorporated King County near Kirkland. Funding must come from one or more of the following projects within Fund 3292: #0A1786 -- SWM CIP/Drainage and Habitat Improvements, #0A1820 -- Drainage Facility Retrofits, and/or #0A1785 -- Neighborhood Drainage Assistance Program/Urban.

PROVIDED FURTHER THAT:

The water and land resources division will cooperate with and provide support for the roads services division's development of a report back to the council by May 1, 2003, on a work program for the Tuck creek project, CIP project 200399, including a study of the problem, a scope of work, a proposed budget including identification of up to \$920,000 in 2004 project funding, and a commitment to begin construction in 2004.

The original and 15 copies of the report must be filed 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 transportation committee or its successor.

PROVIDED FURTHER THAT:

Of the appropriation in Fund 3781 for Project 378206, ITS Equipment Replacement, \$200,000 shall be expended only on purchasing critical capital equipment; no more than \$50,000 shall be spent to hire a consultant to develop an its technology services equipment replacement plan; and \$117,253 shall be expended only on purchasing capital equipment in accordance with an ITS technology services equipment replacement plan, prepared utilizing an outside consultant and submitted by the executive and only after the plan is approved by the council by motion. The plan should be submitted to the council no later than July 1, 2003. The plan shall be reviewed and approved by the technology management board, the business management council and the chief information officer before the plan is submitted to council. The plan shall include, at a minimum: an inventory of existing equipment; equipment standards; a description of the function the equipment performs; the age and useful life of the equipment; a prioritization list, schedule and budget for replacement of the equipment; the failure cost of equipment failing or at risk for failure; and a proposal for establishing an equipment replacement reserve.

The report must be filed in the form of 15 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 labor, operations and technology committee or its successors.

SECTION 119. ROADS CAPITAL IMPROVEMENT PROGRAM - The executive is hereby authorized to execute any utility easements, bill of sale or related documents necessary for the provision of utility services to the capital projects described in Attachment C to this ordinance, provided that the documents are reviewed and approved by the custodial agency, the property services division, and the prosecuting attorney's office. Consistent with the requirements of the Growth Management Act, Attachment C to this ordinance was reviewed and evaluated according to King County Comprehensive Plan. Any project slated for bond funding will be reimbursed by bond proceeds if the project incurs expenditures before the bonds are sold.

The two primary prioritization processes that provided input to the 2003-2008 Roads Capital Improvement Program are the bridge priority process published in the annual bridge report, and the transportation needs report.

From the roads services capital improvement funds there are hereby appropriated and authorized to be disbursed the following amounts for the specific projects identified in Attachment C to this ordinance.

<u>Fund</u>	<u>Capital Fund Name</u>	<u>Amount</u>
3850	Renton Maintenance Facilit	\$271,643
3860	Road Construction	\$81,656,830
	Total Road CIP	\$81,928,473

PROVIDED THAT:

By May 1, 2003, the road services division shall, in coordination and collaboration with the water and land resources division, report back to the council on a work program for the Tuck creek project, CIP project 200399, including a study of the problem, a scope of work, a proposed budget including identification of up to \$920,000 in 2004 project funding, and a commitment to begin construction in 2004.

The original and 15 copies of the report must be filed 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 transportation committee or its successor.

PROVIDED FURTHER THAT:

Of this appropriation, \$970,000 may be expended or encumbered for CIP project RDCW13. No portion of this appropriation may be expended or encumbered for the following improvements:

SE 204th Street

SE 196th Street

PROVIDED FURTHER THAT:

The Goat Hill Access and Safety Capital Improvement Project is established to address roads issues in the Goat Hill neighborhood in Juanita, including portions of N.E. 117th Place and 89th Place N.E. As part of this project, the road services division is directed to:

- (1) evaluate road-related concerns in the neighborhood including, but not limited to, pedestrian paths, road paving, drainage, guardrail and signage issues,
- (2) develop a work program to implement improvements in consultation with residents of the Goat Hill neighborhood,
- (3) identify and implement a program of quick response safety improvements, and
- (4) prepare a report to the council on the proposed work program that is due no later than March 31, 2003.

The original and 15 copies of the report must be filed 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 transportation committee or its successor.

PROVIDED FURTHER THAT:

Of the funds appropriated for Coal Creek parkway, CIP project 200891, \$1 million may only be

expended on a payment to the city of Newcastle in 2003 for a city project that provides demonstrable benefits to unincorporated county residents. Such payment shall be made only pursuant to a new or amended interlocal agreement between the city and the county, to be authorized by the council by ordinance. Such agreement shall provide for this additional funding to the city and must include a commitment by both parties to seek reimbursement of such funds to the county by the regional transportation investment district or from other grant sources, either directly or through a reduction in the amount of county contribution to future additional county project costs.

SECTION 120. WASTEWATER CAPITAL IMPROVEMENT - The executive proposed wastewater capital budget and program for 2003-2008 is incorporated herein as Attachment D to this ordinance. The executive is hereby authorized to execute any utility easements, bill of sale or related documents necessary for the provision of utility services to the capital projects described in Attachment D to this ordinance, provided that the documents are reviewed and approved by the custodial agency, the property services division and the prosecuting attorney's office. Consistent with the requirements of the Growth Management Act, Attachment D to this ordinance was reviewed and evaluated according to the King County Comprehensive Plan. Any project slated for bond funding will be reimbursed by bond proceeds if the project incurs expenditures before the bonds are sold.

From the wastewater treatment capital fund there is hereby appropriated and authorized to be disbursed the following amounts for the specific projects identified in Attachment D to this ordinance.

<u>Fund</u>	<u>Capital Fund Name</u>	<u>Amount</u>
4616	Wastewater Treatment Capital	\$240,078,644

PROVIDED THAT:

Of the appropriation for CIP project 423484, Brightwater Treatment Plant, \$6,572 shall be expended only as a transfer to the King County auditor for studies evaluating the financial and programmatic management of current and planned wastewater treatment division CIP projects, to include the Brightwater

Treatment Plant. This transfer is in addition to \$75,000 in wastewater treatment division CIP funds transferred from CIP project 423484 to the auditor's office in 2002 to conduct studies of financial and programmatic management.

PROVIDED FURTHER THAT:

Of the appropriation for CIP project 423373, CP&S Regional Wastewater Services Plan Conveyance System Improvements, \$6,572 shall be expended only as a transfer to the King County auditor for studies evaluating the financial and programmatic management of current and planned wastewater treatment division CIP projects, to include conveyance system improvements. This transfer is in addition to \$75,000 in wastewater treatment division CIP funds transferred from CIP project 423373 to the auditor's office in 2002 to conduct studies of financial and programmatic management.

PROVIDED FURTHER THAT:

\$50,000 of the remaining appropriation for CIP project 423536 - South Treatment Plant Microwave Co-Generation will be spent only on the removal of testing equipment associated with this project from the South treatment plant property.

PROVIDED FURTHER THAT:

Of this appropriation for new CIP project xxxxxx, Septic System Conversion Pilot Project Fund 4616, \$100,000 shall be expended or encumbered solely on a pilot project to provide funds to local sewer agencies in the King County wastewater service area to extend their infrastructure or to provide low-interest loans to homeowners to facilitate the conversion of homeowner septic systems. Such systems must be within the urban growth area of King County only. An additional amount of up to \$400,000 from surplus wastewater capital funds previously appropriated may also be expended on this project.

PROVIDED FURTHER THAT:

Of this appropriation, \$3,000,000 in CIP project 423351 are to only be transferred to fund 3160, Parks, Recreation and Open Space.

SECTION 121. If any provision of this ordinance or its application to any person

or circumstance is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances is not affected.