



Legislation Details (With Text)

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Enactment date: 3/13/2009 **Enactment #:** 16374

Title: AN ORDINANCE amending the 2008/2009 Biennium Budget Ordinance for the fiscal period of January 1, 2008, through December 31, 2009, by extending the due dates for proviso responses for the department of transportation; and amending the 2008/2009 Biennium Budget Ordinance, Ordinance 15975, Sections 109 and 110, as amended.

Sponsors: Jane Hague, Dow Constantine

Indexes: Budget, transit

Code sections:

Attachments: 1. 16374.pdf, 2. 2009-0078 Transmittal Letter.doc, 3. Staff Report 02-17-09

Date	Ver.	Action By	Action	Result
3/2/2009	1	Metropolitan King County Council	Hearing Held	
3/2/2009	1	Metropolitan King County Council	Passed as Amended	Pass
2/17/2009	1	Budget and Fiscal Management Committee	Recommended Do Pass Consent	Pass
2/2/2009	1	Metropolitan King County Council	Introduced and Referred	

Clerk 03/02/2009

AN ORDINANCE amending the 2008/2009 Biennium Budget Ordinance for the fiscal period of January 1, 2008, through December 31, 2009, by extending the due dates for proviso responses for the department of transportation; and amending the 2008/2009 Biennium Budget Ordinance, Ordinance 15975, Sections 109 and 110, as amended.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 15975, Section 109, as amended, is hereby amended to as follows:

TRANSIT - From the public transportation fund for the 2008/2009 biennium there is hereby appropriated to:

Transit

\$10,987,197

The maximum number of additional FTEs for transit shall be: (19.38)

ER1 EXPENDITURE RESTRICTION:

Of this appropriation, \$300,000 shall be used only for a transfer to the general fund to support a transit performance audit conducted by the county auditor.

ER2 EXPENDITURE RESTRICTION:

Of this appropriation, \$700,000 shall be expended only to support an operations and management audit of the transit division conducted by the county auditor.

ER3 EXPENDITURE RESTRICTION:

Of this appropriation, \$378,000,000 shall be expended solely to continue operating the current 3.5 million annual hours of transit and to add at least 105,056 annual hours of new service.

ER4 EXPENDITURE RESTRICTION:

Of this appropriation, \$250,000 may be expended solely in support of the Central Waterfront Tri-Agency planning process.

P1 PROVIDED THAT:

The transit division shall not enter into or authorize its contractor to enter into any new agreements, or extend any such existing agreements for exterior bus advertising that involve covering any portion of a bus side window.

P2 PROVIDED FURTHER THAT:

Of this appropriation, no funds shall be expended on any of the 28,000 annual hours of bus service included in the SR520 Urban Partnership Initiative until the executive transmits and the council adopts by motion a public transportation fund financial plan demonstrating how that service would be funded without using King County's transit local option sales tax revenues or fare revenues from any other King County Metro service.

Eleven copies of the plan should be filed with the clerk of the council who will keep the original and

forward a copy to each councilmember and the lead staff to the transportation committee, or its successor.

P3 PROVIDED FURTHER THAT:

Of this appropriation, \$500,000 shall not be encumbered or expended unless by ((January 29, 2009)) February 28, 2009, the executive has transmitted a 2009 transit fare policies update that includes an analysis of student transit issues and other categories of discounted fares and provides recommended policies on student and other discounted fares and passes.

The policies update must be filed in the form of 12 copies with the clerk at the council who shall retain a copy and forward a copy to each councilmember and to the lead staff of the regional transit committee and the lead staff of the transportation committee, or their successors.

P4 PROVIDED FURTHER THAT:

Of this appropriation, \$500,000 shall not be encumbered or expended until the executive has transmitted a 2009 transit comprehensive plan update that includes an evaluation of the use of ride-free areas within King County. This evaluation shall address jurisdictional equity, cost recovery and growth management issues.

If the 2009 transit comprehensive plan update is not submitted to the council by ((February 28, 2009)) March 31, 2009, then the executive shall submit a separate report evaluating the use of ride-free areas in King County. Submittal of this report shall satisfy the transmittal requirement of this proviso.

The report must be filed in the form of 11 copies with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the lead staff for the regional transit committee, or its successor.

P5 PROVIDED FURTHER THAT:

Of this appropriation, \$2,500,000 shall be used for operating and capital programs in the first quarter of 2009. During that time, the division shall be engaged in structural business and operations planning to address the reduced revenue environment resulting from sales tax revenue declines. In the first quarter of 2009, the transit division shall provide the council with monthly reports on the status of these efforts.

SECTION 2. Ordinance 15975, Section 110, as amended, is hereby amended by adding thereto and inserting therein the following:

DOT DIRECTOR'S OFFICE - From the public transportation fund for the 2008/2009 biennium there is hereby appropriated to:

DOT director's office	\$0
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ER1 EXPENDITURE RESTRICTION:

Of this appropriation, no funds shall be expended or encumbered for the administrative staff 1.0 FTE added in the 2008-2009 biennium budget.

Further, of this appropriation, no more than \$613,846 may be expended on those activities currently performed by the regional planning unit.

P1 PROVIDED THAT:

Of this appropriation, \$500,000 shall not be expended or encumbered until the council reviews and accepts by motion, a plan to construct a pedestrian walkway from the Pacific Cascade Freshman Campus School to Klahanie SE/252nd Avenue SE. The plan shall include a description of the scope of work, an itemized engineer's estimate, and a schedule that indicates project completion in 2008 or substantive reasoning as to why the project cannot be completed in 2008. Under any scenario, the project schedule shall indicate a completion date not later than June 30, 2009. If the report is not filed by April 1, 2008, the appropriation authority for the \$500,000 restricted by this proviso shall lapse.

The plan required to be submitted by this proviso must be filed in the form of 11 copies with the clerk of the council, who will retain the original and will forward copies to each councilmember and to the transportation committee, or its successor.

P2 PROVIDED FURTHER THAT:

Of this appropriation, \$250,000 shall be expended solely for the costs of an expert review panel to develop an independent analysis of the results of an environmental impact review process of central waterfront

segment replacement options for the Alaskan Way viaduct. This analysis shall evaluate the mobility impacts of the options and the county's ability to provide transit services assumed in each option. Panel membership shall be limited to experts who have published in a national trade journal and have the skills to evaluate mobility impacts and transit functionality and the county's ability to provide transit services assumed in each option. Panel members must have expertise in transit operations, commuter services/demand management or transportation and nonmotorized system planning. The expert review panel will consist of five members recommended from a list provided by the county auditor and to be appointed by the executive and confirmed by the council, by motion. The executive is encouraged to seek financial contributions for the panel costs from the state, the city of Seattle, and other stakeholders.

The executive shall transmit, within 60 days after the governor recommends alternatives for the Environmental Impact Statement, a plan to provide staff support for the expert review panel and a motion approving this plan and appointing members of the panel. The plan and motion must be filed in the form of 11 copies with the clerk of the council, who shall retain the original and forward copies to each councilmember and to the lead staff for the transportation committee or its successor.

P3 PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall only be expended after the council has approved by motion a report on transportation grant priorities for the county and the staff resources devoted to ensuring that grant applications are directed to the highest priority road and transit projects and programs, including the South Park bridge. This report shall include:

1. explanation of the department's strategy for obtaining the additional funding needed to construct the South Park Bridge roads capital project;
2. prioritized list of current potential grant applications for 2009 grant competitions and grantmaking agencies' budget deliberations;
3. list of successful and unsuccessful grant applications for the past five years with an explanation of

how each grant advances the county's highest transportation priorities;

4. detailed organizational chart identifying all FTEs who work on grant applications; and

5. explanation of how the director's office grant support staff work with the roads divisions' grant support staff and the county's federal and state advocacy staff. The report shall explain how grant applications consider life-cycle costs and operational expenditures resulting from capital grants.

Appropriation authority for this \$100,000 shall lapse if the report and proposed motion have not been transmitted by April 1, 2009.

The report and proposed motion must be filed in the form of 12 copies with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the lead staff for the transportation committee, or its successor and to the lead staff of the capital budget committee, or its successor.

P4 PROVIDED FURTHER THAT:

Of this appropriation, \$50,000 shall not be expended or encumbered until the council receives and approves by motion a report on the progress toward construction of a pedestrian walkway from the Pacific Cascade Freshman Campus School to Klahanie SE/252nd Avenue SE. The report should be transmitted no later than October 18, 2009.

The report must be filed in the form of 11 copies with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the transportation committee, or its successor.

P5 PROVIDED FURTHER THAT:

Of this appropriation, \$90,000 shall be expended only after the executive transmits an annual report and a motion to approve the report, regarding executive directed federal lobbying efforts including previous year results and planned lobbying efforts.

The annual report and proposed motion shall be transmitted by January 31, 2009 and approved by council motion.

The report and proposed motion must be filed in the form of 11 copies with the clerk of the council,

who shall retain the original and will forward copies to each councilmember and to the committee of whole, or its successor.

P6 PROVIDED FURTHER THAT:

Of this appropriation, \$50,000 shall be expended only after the executive shall transmit a business case for the director's office that demonstrates in detail the extent to which the activities of the director's office support and advance the missions of each division within the department of transportation and, as well, address the critical transportation needs of King County. The business case will address, but not be limited to grant program plans, transit oriented development and other regional planning functions.

The business case shall be transmitted by ((~~March 31, 2009~~)) April 30, 2009, and approved by council motion.

The business case must be filed in the form of 11 copies with the clerk of the council, who shall retain the original and will forward copies to each councilmember and to the transportation committee, or its successor.