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Title: AN ORDINANCE amending the 2010 Budget Ordinance relating to the department of transportation; and amending the 2010 Budget Ordinance, Ordinance 16717, Section 131, as amended; and declaring an emergency.

Sponsors: Larry Phillips

Indexes:

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Date	Ver.	Action By	Action	Result
1/25/2010	1	Metropolitan King County Council	Passed	Pass

Clerk 01/25/2010

AN ORDINANCE amending the 2010 Budget Ordinance relating to the department of transportation; and amending the 2010 Budget Ordinance, Ordinance 16717, Section 131, as amended; and declaring an emergency.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Findings:

A. Ordinance 16717, Section 131, Expenditure Restriction ER3 provides that unless, by January 31, 2010, the executive has submitted a motion establishing a detailed work plan for a regional stakeholder task force to consider a policy framework to guide the growth and, if necessary, contraction of King County Metro Transit's system, appropriation authority for \$1,800,000 shall lapse.

B. The Council has pending Proposed Motion 2009-0649, a motion to provide guidance to the executive regarding the structure and charge of the regional stakeholder task force.

C. The executive is working collaboratively with the council to develop a motion and proposed work

plan and task force membership, but members of the public have requested additional time for review of these proposals so that executive transmittal of the motion and work plan could not take account of this public comment and still meet the January 31, 2010 deadline contained in the above referenced budget proviso.

D. In order to ensure that the task force is able to address policy concerns of the citizens of King County in a thorough and comprehensive way, the council has determined that extending the date for the proviso response is necessary to preserve the public peace, health or safety or for the support of county government and its existing public institutions.

E. In order for this ordinance to be effective prior to January 31, 2010, when the expenditure authority for \$1,800,000 will lapse, it is necessary to enact this ordinance as an emergency.

SECTION 2. Ordinance 16717, Section 131, as amended, is hereby amended by adding thereto and inserting therein the following:

TRANSIT - From the public transportation fund for the 2010/2011 biennium there is hereby appropriated to:

Transit	\$0
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ER1 EXPENDITURE RESTRICTION:

Of this appropriation, \$1,800,000 may not be expended until the executive, following transit division collaboration with a regional stakeholder task force, transmits an ordinance amending the Transit Comprehensive Plan and Transit Strategic Plan to establish a framework to guide the growth and, if necessary, contraction of King County's transit system.

Any plan and ordinance required to be submitted by this proviso must be filed in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers and to the committee coordinators for the physical environment committee, and the regional transit committee or their successors. If the ordinance and recommendation is not filed by December 15, 2010, appropriation authority shall lapse for the \$1,800,000 restricted by this proviso.

ER2 EXPENDITURE RESTRICTION:

Of this appropriation, \$350,000 shall be expended solely to support an audit of the transit division conducted by the county. The likely areas of this audit include:

- a. procurement of buses (analysis of process, criteria, financial and other analyses used by the transit division);
- b. vehicle maintenance staffing;
- c. ride free area methodology;
- d. additional review of the financial plan;

- e. tracking of implementation of new (onboard) data systems and ORCA systems (including business accounts); and
- f. ACCESS Program staffing and efficient use of the ACCESS fleet.

ER3 EXPENDITURE RESTRICTION:

Of this appropriation, \$1,800,000 may not be expended until the executive transmits a motion establishing a detailed work plan for a regional stakeholder task force to consider a policy framework to guide the growth and, if necessary, contraction of King County Metro Transit's system.

The work plan shall include a scope of work, tasks, schedule, milestones and the budget and appointment criteria/process for municipal and community stakeholders, and a coordinated staff working group.

The charge to the task force shall be to develop recommendations by September 2010 that will identify short term and long term objectives for transit service investment, and formulate a service implementation policy implementing those objectives.

The motion and work plan for the regional stakeholder process required to be submitted by this proviso must be filed in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers and to the committee coordinator for the physical environment committee or its successor. If the proposed motion and work plan are not transmitted by ((January 31)) February 28, 2010, appropriation authority shall lapse for the \$1,800,000 million restricted by this proviso.

ER4 EXPENDITURE RESTRICTION:

Of this appropriation, \$275,000 shall be expended solely for the staffing and support of a senior-level two-year temporary position, such as a Program/Project Manager IV, focused on transit strategic planning outcomes as identified in the 2009 Transit Performance Audit Findings. The position shall be supervised jointly by the transit general manager's office and the office of strategic planning and performance management, but will be located in, and managed by, the office of strategic planning and performance management.

P1 PROVIDED THAT:

Of this appropriation, \$1,000,000 shall not be expended or encumbered until the executive transmits a report on fare evasion by April 30, 2010. The report shall provide an estimate of the extent and cost of fare evasion based upon the results of an intensive, limited duration, data collection effort that will involve a representative sampling of the entire system and be conducted in collaboration with the transit operators. The report shall also include recommended strategies to address fare evasion.

The report required to be submitted by this proviso must be filed in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all

councilmembers and to the committee coordinator for the regional transit committee and the physical environment committee or their successors.

P2 PROVIDED FURTHER THAT:

Of this appropriation, \$1,000,000 shall not be expended or encumbered until the executive transmits an ordinance to amend the Service Implementation Phasing Plan in the Transit Strategic Plan to show when transit revenues are projected to recover sufficiently to allow resumption of Transit Now service investments in Rapidly Developing Areas and the High Ridership/Core Network and when the deferred 140,000-hour investment in that service will be completed.

P3 PROVIDED FURTHER THAT:

The transit division may allow exterior advertising to cover bus side windows only if at least a fifteen inch clear band of glass is maintained for the entire length of each side of the bus. The transit division shall include in any agreement for exterior bus advertising the bus wrap limitation contained in this proviso and shall also require that any contractor include this restriction in any its subsequent exterior advertising agreements with third parties.

P4 PROVIDED FURTHER THAT:

By September 1, 2010, the executive shall transmit a scope, schedule and work program developed in collaboration with council, for a 2011 trolley replacement alternatives study that identifies:

- a. the alternative bus propulsion technologies to be evaluated;
- b. the policy issues and choices associated with replacement alternatives;
- c. provisions for public input; and
- d. provisions for council input and monitoring.

The scope, schedule and work program required to be submitted by this proviso must be filed in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers and to the committee coordinator for the physical environment committee, or its successor.

P5 PROVIDED FURTHER THAT:

In coordination with the State Route 520 Urban Partnership Agreement and the tolling of State Route 522, up to 5,000 annual bus service hours shall be delivered on State Route 522, as supporting bus service to the core State Route 520 Urban Partnership Agreement bus service, to mitigate the impacts of diversionary trips onto State Route 522.

The actual amount of service to be delivered shall be based on a corridor service implementation plan transmitted by April 30, 2010, for adoption by ordinance. The implementation plan shall: (1) be developed cooperatively with Sound Transit and Washington state Department of Transportation to address peak and all day service changes consistent with the State Route 520 Urban Partnership Agreement and the 520 Tolling Implementation Committee recommendations; (2) be integrated with Sound Transit's bus service and Washington state Department of Transportation's tolling and traffic management investments; (3) include at least 28,000 hours of core State Route 520 bus service; (4) consider transit service-related mitigation needs for State Route 520, I-90, and State Route 522; and (5) include up to 5,000 annual bus service hours supporting the core State Route 520 bus service, to mitigate the impacts of diversionary trips onto State Route 522.

The plan and ordinance required to be submitted by this proviso must be filed in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers and to the committee coordinator for the physical environment committee, or its successor.

P6 PROVIDED FURTHER THAT:

The transit division shall undertake a fare coordination effort with, at a minimum, Sound Transit, and other regional transit agencies if possible. The primary focus of that effort should be implementation of the 2009 Transit Performance Audit's recommendations regarding discounted youth and senior/disabled fares while also addressing the question of parity between fare categories. The transit division shall present a report on the status of that effort to the regional transit committee and physical environment committee or its successor by April 30, 2010, and the executive shall transmit recommended changes to fare policies or fares, or both by July 1, 2010.

P7 PROVIDED FURTHER THAT:

Of this appropriation, \$100,000 shall not be expended or encumbered unless, by August 1, 2010, the transit division has transmitted and the council has accepted by motion a report detailing the feasibility of implementing recycling and solar powered trash compaction at transit passenger facilities maintained by King County. At a minimum, the report shall include:

1. A discussion of current and past recycling and compaction efforts at King County buildings and their effectiveness;
2. A discussion of the number and location of passenger facilities that have waste receptacles and options for a pilot program at a representative cross section of passenger facilities; and
3. A detailed discussion of the potential for public-private partnerships that would make implementation more cost-effective.

Furthermore, the report will provide options for implementing recycling and compaction at King County passenger facilities and the executive's preferred alternative. By another proviso, the facilities management division is to report on implementing recycling and compaction at King County buildings. Therefore, the transit and facilities management divisions are directed to collaborate and provide a joint report.

The report and motion required to be submitted by this proviso must be filed in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers and to the committee coordinator for the physical environment committee, or its successor.

SECTION 3. The county council finds as a fact and declares that an emergency exists

and that this ordinance is necessary for the immediate preservation of public peace, health or safety or for the support of

county government and its existing public institutions.