

July 29, 1988  
1211C/RS:rb

Introduced by: RON SIMS

Proposed No: 88 - 607

ORDINANCE NO. 8635

AN ORDINANCE relating to the planning, design and construction of a new youth detention facility, incorporating conditions mutually agreed upon with the Superior Court, providing for phases of construction and the conditions for implementing succeeding phases.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Definitions. For the purposes of this ordinance:

A. "Daily population" shall mean the number of youths for whom sleeping accommodations are required within a detention facility during a given calendar day.

B. "Detention facility" shall mean a secure building constructed and outfitted for the purpose of housing juvenile offenders who are ordered detained by the courts.

C. "Director" shall mean the director, King County department of youth services, or successor agency.

D. "Juvenile" or youth means any individual who is under the chronological age of eighteen years.

E. "Presiding judge" shall mean the duly appointed presiding judge of the King County superior court.

F. "Rated capacity" shall mean the number of beds in the detention facility which are intended as overnight sleeping accommodations. This excludes any beds which may be intended for intake (booking) purposes, and for emergency overnight accommodations in the event that the daily population exceeds the number of beds available.

SECTION 2. Intent and Purpose. A. The King County council finds that the health, safety and welfare of the citizens of King County, and particularly its juvenile offenders, can be better

1 served by the construction of a new, multi-phased youth services  
2 detention facility. Further, an evaluation of the youth services  
3 program has resulted in a population plan upon which the bedding  
4 capacity of such a facility shall be determined, and in such a  
5 manner as to assure that no more capacity than the program  
6 actually needs shall be constructed; as agreed upon by the King  
7 County superior court.

8 B. The purpose of this ordinance is to establish the policy  
9 for sizing the capacity of the detention facility, including a  
10 flexible construction expansion program, and to provide the  
11 criteria upon which incremental expansion shall be implemented.

12 SECTION 3. Planning and design. A. The planning and design  
13 of the detention facility shall be for a facility with an  
14 infrastructure, i.e., program space and services, to accommodate a  
15 daily population of one-hundred fifty youths. This planning and  
16 design is intended to serve the anticipated needs of the county  
17 up to the year 2022 and must therefore be flexible. The design  
18 concept shall be developed so that it can be implemented in three  
19 phases:

20 Phase I: An initial ninety bed basic facility to be  
21 planned and designed for completion in 1992.

22 PHASE II: A thirty bed unit, included in the initial  
23 planning and design, which can be constructed concurrently with  
24 the basic unit if warranted.

25 PHASE III: A second thirty bed unit which could be  
26 constructed without further planning and design at any time  
27 subsequent to the commencement of construction of phases I and II.

28 B. While the present planning and design of the detention  
29 facility shall be for the entire one-hundred fifty bed capacity,  
30 the determination as to whether phases II & III, the additional  
31 thirty bed units, will be constructed, shall be as indicated in  
32 this ordinance.

1 C. The planning for and provision of any additional capacity  
2 over 150 beds shall also be as indicated in this ordinance.

3 SECTION 4. Capacity expansion criteria. A. Implementation  
4 of phases II and III shall be based on the actual daily  
5 population of juvenile detainees in the King County youth  
6 detention facility, minus the number of youths housed under  
7 contract with another county or any state or federal authority,  
8 if any, as recorded over a six month period in the following  
9 manner:

10 1. If the daily population exceeds the proposed rated bed  
11 capacity of the phase one basic unit (90) for more than seven  
12 consecutive days or more than five percent of the days in the  
13 preceding six calendar months, construction of phase II shall be  
14 considered justified.

15 2. If the daily population exceeds the rated capacity of  
16 the combined phase I and II units (120) for more than seven  
17 consecutive days or more than five percent of the days in the  
18 preceding six months, construction of phase III shall be  
19 considered justified.

20 3. If the daily population exceeds the rated capacity of  
21 the combined phase I, II and III units (150) for more than seven  
22 consecutive days or more than five percent of the days in the  
23 preceding six months, the intergovernmental committee, as  
24 established by Section 7 of this ordinance, shall, within forty  
25 working days, recommend a plan for providing an additional number  
26 of secure detention beds sufficient to meet capacity needs for a  
27 minimum of the succeeding ten years.

28 4. The first six-month period that shall be used for the  
29 purposes of calculating the triggering formula for an increase in  
30 detention beds shall be the six-month period immediately  
31 preceding the issuance to the building contractor of a notice to  
32 proceed.  
33

1 B. The aforementioned criteria shall not be altered or  
2 amended without the written consent of the council, the executive  
3 and the presiding judge.

4 SECTION 5. Report of daily population. The director shall  
5 maintain a running record of the daily population of the facility  
6 and shall provide to the presiding judge, the executive and the  
7 council, a monthly report of the daily population for the  
8 preceding six months, said report to be received not later than  
9 five working days after the end of the preceding calendar month.

10 SECTION 6. Implementation. A. If the criteria for phase II  
11 and phase III facility expansion described in section 4 is met,  
12 and if in the considered opinion of the superior court judges, an  
13 increase in the daily population which justifies implementation  
14 of another construction phase is indicative of a long term  
15 increase in the daily population over the existing capacity, the  
16 presiding judge shall request the county executive to implement  
17 the next appropriate phase for facility construction, citing this  
18 ordinance as authority for the request.

19 The presiding judge may defer requesting implementation if an  
20 increase in daily population is due to a single phenomenon and is  
21 not indicative of a long-term increase in daily population.

22 B. Within ten business day of the receipt of the request  
23 from the presiding judge, the executive shall forward to the  
24 council an appropriation ordinance to fund the next phase of  
25 construction; whereupon the council shall adopt the appropriation  
26 ordinance without undue delay. The executive shall then  
27 implement construction for the next appropriate expansion.

28 SECTION 7. Intergovernmental Committee.

29 A. If one-hundred fifty detention beds are eventually built,  
30 anytime thereafter the county executive, the county council  
31 chairperson or the presiding judge of the superior court may  
32

1 convene an intergovernmental committee. The committee shall be  
2 comprised of three members, with each of the three branches of  
3 county government being represented by one member.

4 B. The duties and responsibilities of the intergovernmental  
5 committee shall be as follows:

6 1. To plan for the provision of additional detention beds  
7 if the criterion in Section 4.A.3. is met.

8 2. To review and, if needed, change the capacity expansion  
9 criteria described in Section 4.

10 SECTION 8. Financing. The financing of phases II and III,  
11 if implemented as herein provided, shall be by means of  
12 councilmanic bonds or other available capital improvement funds.

13 INTRODUCED AND READ for the first time this 15th day  
14 of August, 1988.

15 PASSED this 22nd day of August, 1988.

16 KING COUNTY COUNCIL  
17 KING COUNTY, WASHINGTON

18 *Ray Green*  
19 Chairman

20 ATTEST:

21 *Barthelme W. Owens*  
22 Clerk of the Council

23 APPROVED this 2nd day of September, 1988.

24 *Jim Hill*  
25 King County Executive