

ORDINANCE NO. **10534**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42

AN ORDINANCE providing for the submission to the qualified electors of King County at a special election to be held in conjunction with the general election on November 3, 1992 of a proposition authorizing an increase in the regular property tax levy in excess of the 106% levy limitation for five consecutive years beginning in 1992, with collection beginning in 1993, at an additional levy rate of not more than \$.302 per \$1,000 of assessed valuation, pursuant to RCW 84.55.050, as amended, for the purpose of paying for planning, site acquisition, design, construction, equipping and furnishing of the Phase I Regional Justice Center; remodelling of the King County Correctional Facility; preliminary planning and site acquisition for the Phase II Regional Justice Center; and operation of the Intensive Drug Treatment Program

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. The Council makes the following findings:

A. The rated capacity of King County adult detention system is 1623 inmates per day. King County's adult inmate population reached record levels in the first quarter of 1992, consistently exceeding 2000 inmates per day. These population levels have made it much more difficult to administer the detention program consistent with council adopted standards, have resulted in rapidly escalating costs merely to keep up with demands created by such inmate numbers and have resulted in costly and time consuming litigation. Without additional facilities, the anticipated growth in the inmate population in the near future will lead to unacceptably crowded conditions in the existing facilities.

B. Jail crowding currently hampers the operation of the adult criminal justice system by limiting the ability of judges and prosecutors to use detention as a deterrent and punishment for criminal behavior. As jail crowding worsens, public safety will be compromised by restricting the use of detention for

1 only the most serious offenders and effectively eliminating  
2 detention as a penalty for many types of crimes.

3 C. Adding permanent and secure detention capacity is the  
4 most responsible solution for alleviating crowding at the King  
5 County Correctional Facility, to ensure that individuals are  
6 available for court and for providing capacity for the  
7 anticipated future growth in the inmate population.

8 D. Other law, safety and justice agencies including the  
9 superior court, the prosecuting attorney, the department of  
10 public safety, and the department of judicial administration  
11 also are facing space limitations which prevent operating in  
12 the most effective manner. Future growth in the workload of  
13 these agencies will require space well beyond the capacity of  
14 the King County courthouse.

15 E. To minimize future costs of operating the criminal  
16 justice system, it is preferable to locate detention, courts,  
17 and other criminal justice functions in the same facility or  
18 campus such as a regional justice center.

19 F. The region of south King County is growing rapidly in  
20 population and in its demand for law, safety and justice  
21 services. However, law enforcement personnel and citizens in  
22 south King County must travel to downtown Seattle to receive  
23 most law, safety and justice services. The distance and  
24 traffic congestion usually encountered on such trips are costly  
25 barriers to obtaining access to the law, safety and justice  
26 system. Locating a Regional Justice Center in south King  
27 county will substantially reduce these barriers.

28 G. It is in the public interest that the county construct  
29 a Regional Justice Center in south King County. This facility  
30 will provide additional detention capacity, courtrooms, and  
31 office space for law, safety and justice functions necessary to  
32 meet the growth in workload through the year 2000. Subject to  
33 modification required as part of the design process, the  
34 facility will include 896 detention beds with space for  
35 offices, administrative and ancillary functions. In addition,

1 the facility will include up to 24 courtrooms and necessary  
2 office and administrative space for the courts and their staff,  
3 the office of the King County prosecuting attorney, the  
4 department of public safety and the department of judicial  
5 administration. The facility may also include space for other  
6 county governmental functions as determined by the county  
7 council and included in the Phase I Regional Justice Center  
8 Facility Program Plan.

9 H. Since its opening in 1986, the population of the King  
10 County correction facility requiring medical and psychiatric  
11 treatment has grown until it constitutes a significant fraction  
12 of the facility's inmate population. The addition of the  
13 Regional Justice Center to the county's detention system will  
14 also add to this population and will require more space and  
15 equipment for the inmates needing such services. It is more  
16 efficient to provide intensive medical and psychiatric services  
17 in a single facility, rather than duplicating them at the  
18 Regional Justice Center. Remodelling the King County  
19 correctional facility to provide sufficient space for all  
20 inmates requiring such services is the preferred manner to meet  
21 the increasing demand for such services.

22 I. The current space for detention administration within  
23 the King County correction facility is inadequate to meet the  
24 needs of a detention system, which is much larger than  
25 anticipated when the facility was originally designed.  
26 Remodelling of the facility to enhance the county's ability to  
27 allocate administrative functions between it and the Regional  
28 Justice Center will enhance the overall efficiency of the  
29 detention system.

30 J. The projected growth in the demand for law, safety and  
31 justice services also necessitates planning for the period  
32 beyond the year 2000. The region of east King County is  
33 experiencing substantial population growth and an increase in  
34 its demand for law, safety and justice services. To provide  
35 reasonable access to law, safety and justice services to this

1 region, the county should proceed with preliminary planning and  
2 site acquisition for a Phase II Regional Justice Center to be  
3 located in east King County by the year 2000.

4 K. Since January 1991, King County has operated the  
5 Intensive Drug Treatment Program at the North Rehabilitation  
6 Facility and the King County Correctional Facility. Funded by  
7 a federal grant, this program provides intensive, comprehensive  
8 inpatient drug treatment for eligible inmates. The program  
9 includes individual and group counseling, addiction recovery,  
10 assessment of mental and physical health needs, HIV/AIDS  
11 testing and counseling and educational and vocational  
12 assistance. An important focus of the program is to create and  
13 facilitate a direct link between inmates and community service  
14 agencies for continuation of treatment following release.  
15 Recognized as a national model, this program seeks to reduce  
16 drug abuse and recidivism among inmates, and, therefore, the  
17 number of such inmates in the King county correctional system.  
18 Federal funding for the program is scheduled to end in August  
19 1993. It is in the public interest for King County to obtain  
20 alternate funding for the Intensive Drug Treatment Program as a  
21 component of its adult detention system.

22 L. The most appropriate method of financing the planning,  
23 design, site acquisition, construction, equipping and  
24 furnishing of a Regional Justice Center, associated remodelling  
25 in the King County correction facility, planning and site  
26 acquisition for a Phase II Regional Justice Center and  
27 operation of an Intensive Drug Treatment Program is to propose  
28 an additional regular property tax levy pursuant to RCW  
29 84.55.050, in excess of the one hundred six percent (106%)  
30 property tax limit for a designated period.

31 M. While certain elements of the Project may be modified  
32 as a function of planning and design, the council is satisfied  
33 that sufficient information exists to warrant submission of the  
34 proposition set forth in this ordinance to the electors of King  
35 County on November 3, 1992.

1        SECTION 2. Definitions. As used in this ordinance, the  
2 words hereinafter defined shall have the meaning set forth in  
3 this section.

4            A. "County" means the County of King.

5            B. "Intensive Drug Treatment Program" means a program  
6 administered by King County, which provides intensive,  
7 comprehensive inpatient drug treatment for eligible inmates  
8 housed in the North Rehabilitation Facility and the King County  
9 Correctional Facility

10           C. "King County Correctional Facility" means the adult  
11 detention and correctional facility located on 5th Avenue  
12 between James Street and Jefferson Street in downtown Seattle.

13           D. "Levy" means the levy of regular property taxes in  
14 excess of the 106% limitation on levies, for the specific  
15 purpose and term provided herein and authorized by the  
16 electorate pursuant to state law.

17           E. "Levy Proceeds" means the principal amount of funds  
18 raised by the Levy, any interest earnings thereon and the  
19 proceeds of any interim financing following authorization of  
20 the levy.

21           F. "Phase I Regional Justice Center Facility Program Plan"  
22 means the five volume document prepared by CGA Consulting  
23 Services, Inc. in February 1992, which has been approved as  
24 amended by the council and describes the types, sizes and  
25 interrelationships of all spaces and cost estimates for the  
26 Phase I Regional Justice Center and remodel of the King County  
27 correctional facility.

28           G. "Phase I Regional Justice Center" means the facility  
29 located in south King County as defined in the Phase I Regional  
30 Justice Center Facility Program Plan approved by the county  
31 council.

32           H. "Phase II Regional Justice Center" means the facility  
33 to be located in east King County, which will accommodate  
34 growth in the demand for law, safety and justice services for  
35 the year 2000 through the year 2010.

1 I. "Project" means the planning, site acquisition, design,  
2 construction, equipping and furnishing of the Phase I Regional  
3 Justice Center; remodelling of the King County correctional  
4 facility, both pursuant to the approved Phase I Regional  
5 Justice Center Facility Program Plan; and the preliminary  
6 planning and site acquisition of the Phase II Regional Justice  
7 Center; and operation of an intensive drug treatment program.

8 SECTION 3. Levy Submittal to Voters. To provide  
9 necessary funds for the Project, the budget of which has been  
10 approved by the county council to be \$165,979,551 plus  
11 necessary interest charges, the county council shall submit to  
12 the qualified electors of the county a proposition as  
13 authorized by RCW 84.55.050 to exceed the one hundred six  
14 percent (106%) levy limitation on regular property taxes  
15 contained in RCW 84.55.010, for property taxes levied in five  
16 consecutive years commencing in 1992, with collection beginning  
17 in 1993, for the sole purpose of raising an amount not to  
18 exceed \$174,500,000 in the aggregate by increasing the regular  
19 property tax levy rate during such five year period by an  
20 amount not to exceed \$.302 per one thousand dollars (\$1,000) of  
21 assessed value. Pursuant to RCW 84.55.050, as amended, this  
22 levy shall be a regular property tax levy, which is subject to  
23 the statutory tax rate limit of 84.52.043, as amended, and to  
24 the limitations imposed pursuant to RCW 84.55.050, as amended.

25 SECTION 4. Deposit of Levy Proceeds. All Levy Proceeds  
26 collected as authorized herein shall be deposited into the King  
27 County Regional Justice Center Construction Fund.

28 SECTION 5. Financing. After voter approval and pending  
29 the collection of the Levy authorized herein, the county may  
30 provide by ordinance for the issuance of limited general  
31 obligation bonds or other securities in order to finance the  
32 Project or any portion thereof as permitted by law.

33 SECTION 6. Eligible Expenditures. If approved by the  
34 qualified electors of King County, all proceeds of the Levy  
35 authorized herein shall be used to pay the costs of the

1 Project. Eligible expenditures shall include without  
2 limitation all necessary acquisition costs, engineering,  
3 planning, architectural, financial, legal, project management,  
4 relocation, environmental, inspection and testing,  
5 administration and other costs incurred incident to the  
6 Project.

7 Eligible expenditures shall also include the salaries,  
8 benefits, office supplies and equipment, medical supplies and  
9 equipment, contracted goods and services, administration and  
10 other costs incidental to operation of the Intensive Drug  
11 Treatment Program.

12 Eligible expenditures shall also include payment of any  
13 debt issuance costs and debt service to retire any debt  
14 incurred for the Project, as well as the funding, refunding,  
15 financing or refinancing of debt or the reimbursement of  
16 expenditures already incurred by the county with regard to the  
17 Project.

18 SECTION 7. Project Modification. By ordinance, the  
19 county may alter, make substitutions to and amend such Project  
20 descriptions, including the Phase I Regional Justice Center  
21 Facility Program Plan, as it determines to be in the best  
22 interest of the county and consistent with the general  
23 descriptions provided herein.

24 SECTION 8. Disposition of Publicly-Owned Property. All  
25 real property and improvements to real property acquired with  
26 Levy Proceeds may be conveyed or disposed of by the county, if  
27 it is determined by the county to be in its best interests and  
28 in accordance with applicable law governing the disposition of  
29 public property.

30 SECTION 9. Levy; Election and Ballot Title. It is hereby  
31 found that an urgent need exists to fund the Project, and,  
32 pursuant to RCW 29.13.010, it is hereby declared that an  
33 emergency exists requiring the submission to the qualified  
34 electors of King County a proposition authorizing regular  
35 property tax levies in excess of the 106 percent levy

1 limitation for the purposes described in this ordinance at a  
2 special election to be held therein on November 3, 1992, in  
3 conjunction with the statewide general election to be held on  
4 the same date.

5 The King County director of records and elections, as ex-  
6 officio supervisor of elections, is hereby requested to assume  
7 jurisdiction of and to call and conduct a special election and  
8 to submit to the qualified electors of the county the  
9 proposition set forth below.

10 The clerk of the county council is hereby authorized and  
11 directed, not less than 45 days prior to November 3, 1992, to  
12 certify a proposition to the King County director of records  
13 and elections in substantially the following form:

14 KING COUNTY  
15 PROPOSITION NUMBER \_\_\_\_\_  
16 LAW, SAFETY AND JUSTICE LEVY

17 For the purpose of constructing a regional justice center to  
18 provide additional space for law, safety, and justice,  
19 including jail remodelling, site acquisition for a second  
20 justice center, and drug treatment program operations, shall  
21 King County be authorized to increase its regular property tax  
22 levy by not more than \$.302 per \$1,000 of assessed valuation  
23 for a period of five consecutive years with collection  
24 beginning in 1993, as provided in King County Ordinance  
25 No. 10534?

26 (This shall not be construed to constitute an  
27 excess levy and shall be subject to other  
28 applicable statutory limits.)

29 LEVY, YES .....[ ]  
30 LEVY, NO .....[ ]

31 SECTION 10. Ratification. Certification of such  
32 proposition by the clerk of the county council to the King  
33 County director of records and elections in accordance with law  
34 prior to the date of such election on November 3, 1992, and any  
35 other act consistent with the authority and prior to the  
36 effective date of this ordinance are hereby ratified and  
37 confirmed.

38 SECTION 11. Severability. If any provision of this  
39 ordinance or its application to any person or circumstance is  
40 held invalid, the remainder of the ordinance or the application

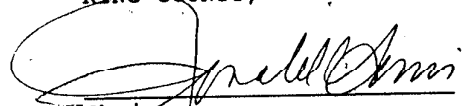


1 of the provision to other persons or circumstances is not  
2 affected.


3 INTRODUCED AND READ for the first time this 20th day  
4 of July, 1992

5 PASSED this 24th day of August, 1992.


6 KING COUNTY COUNCIL  
7 KING COUNTY, WASHINGTON

8   
9 ACTING Chair

10 ATTEST:

11   
12 Clerk of the Council

13 APPROVED this 4th day of September, 1992.

14   
15 King County Executive