

October 5, 1992
CFHMTAX.ORD (SS:clt)

Introduced by: Ron Sims

Proposed No.: 92-715

10579

ORDINANCE NO.

AN ORDINANCE redefining the use of hotel-
motel tax revenue in the years 2001-2012
and amending Ordinance 10189, Section 8,
and K.C.C. 4.42.100.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 10189, Section 8, and K.C.C.

4.42.100 are hereby amended to read as follows:

A. The Cultural Facilities Program shall be administered by the cultural resources division under the direction of the King County executive and in accordance with the guidelines and policies established by the King County council. The program shall consist of grants responding to priorities established by the council, reviewed annually, to performing arts, visual arts, heritage and cultural organizations.

B. Beginning January 1, 1992 and through December 31, 2000 at least seventy percent of the revenue allocated to the Education and Cultural Development Fund shall be expended on the King County cultural facilities program, provided that at least twenty percent of the King County cultural facilities program revenue allocation shall be earmarked for heritage programs and administered by the King County landmarks and heritage commission.

C. Beginning January 1, 2001 and through December 31, 2012, pursuant to Ordinance 9279, at least thirty-two percent of the Education and Cultural Development Fund shall be expended on the King County cultural facilities program and shall be earmarked for arts facilities and fixed assets and administered by the King County arts commission.

~~((C-))~~ D. The funds allocated to the Cultural Facilities Program shall be used only for the purchase, design, construction, and remodeling of performing arts, visual arts, heritage, and cultural facilities, and for the purchase of

1 fixed assets that will benefit art, heritage, and cultural
2 organizations.

3 ((D-)) E. Funds may be spent on providing ((assistance
4 ~~for planning and improvement of cultural facilities,~~
5 providing)) for the preservation and restoration of cultural
6 facilities otherwise eligible for funding pursuant to this
7 chapter, and providing funds to cultural organizations to
8 comply with Section 504 of the Federal Rehabilitation Act of
9 1973, as amended.

10 ((E-)) F. Funds received under this section may be used
11 for payment of principal and interest on bonds issued for
12 capital projects. The office of financial management will
13 manage the program's debt to ensure continued high credit
14 quality, access to credit markets, and financial flexibility.
15 All of the program's debt management activities will be
16 conducted to maintain at least the current credit ratings
17 assigned to the county's debt by the major credit rating
18 agencies and to maintain an adequate debt service coverage
19 ratio. Long term debt will not be used to support operating
20 expenses. The office of financial management will develop and
21 maintain a central system for all debt-related records which
22 will include all official statements, bid documents,
23 ordinances, indentures, leases etc., for all of the program's
24 debt and will accurately account for all interested earnings in
25 debt-related funds. These records will be designed to ensure
26 that the program is in compliance with debt covenants and with
27 state and federal laws.

28 ((F-)) G. Eligible applicants shall include performing
29 arts, visual arts, heritage and cultural organizations.
30 Eligible applicants must be financially stable and have at
31 least the following:

- 32 1. A legally constituted and working board of directors;
- 33 2. A record of artistic, heritage, or cultural
34 accomplishments;
- 35 3. At least a two-year operating history;

1 4. Demonstrated ability to maintain net current
2 liabilities at less than thirty percent of general operating
3 expenses;

4 5. Demonstrated ability to sustain operational capacity
5 subsequent to completion of projects or purchase of machinery
6 and equipment; and

7 6. Evidence of an independent financial review of the
8 organization.

9 INTRODUCED AND READ for the first time this 21st day
10 of September, 1992.

11 PASSED this 5th day of October, 1992.

12 KING COUNTY COUNCIL
13 KING COUNTY, WASHINGTON

14 *Hubert J. Meyer*
15 chair

16 ATTEST:

17 *Gerald G. Peterson*
18 Clerk of the Council

19 APPROVED this 15th day of October, 1992.

20 *W. ...*
21 King County Executive