

27. Proposed Motion No. 2018-0505 pg 103

A MOTION confirming the executive's appointment of Andrew Orest Kritovich, who resides in council district seven, to the King County immigrant and refugee commission.

Sponsors: Mr. von Reichbauer and Mr. Dembowski

On 10/8/2018, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 1/14/2019, the Metropolitan King County Council Reintroduced.

On 3/4/2019, the Committee of the Whole Recommended Do Pass Consent.

28. Proposed Motion No. 2018-0562 pg 105

A MOTION confirming the executive's appointment of Hamdi Mohamed, who resides in council district five, to the King County immigrant and refugee commission.

Sponsors: Mr. Dembowski

On 1/14/2019, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 3/4/2019, the Committee of the Whole Recommended Do Pass Consent.

First Reading and Referral of Ordinances

29. Proposed Ordinance No. 2019-0098

AN ORDINANCE relating to King County district court electoral district boundaries for 2019; and amending Ordinance 16803, Section 1, as amended, and K.C.C. 1.12.050.

Sponsors: Mr. von Reichbauer

First Reading and Referral to the Government Accountability and Oversight Committee

30. Proposed Ordinance No. 2019-0099

AN ORDINANCE authorizing the King County executive to execute an interlocal agreement between King County and local fire districts or regional fire authorities for fire protection services of county-owned buildings and equipment.

Sponsors: Mr. von Reichbauer

First Reading and Referral to the Government Accountability and Oversight Committee

31. Proposed Ordinance No. 2019-0104

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by William Keough for property located at 29414 NE 64th Way, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E18CT015.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner**32.** Proposed Ordinance No. 2019-0105

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Avril Yap for property located at 2728 West Snoqualmie River Road NE, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E18CT019.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner**33.** Proposed Ordinance No. 2019-0106

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Richard Widdle and Alaina Pizzo for property located at 33320 NE 95th Place, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E18CT025.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner**34.** Proposed Ordinance No. 2019-0107

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Anne Kimball for property 24539 68th Avenue SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E18CT027.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner

35. Proposed Ordinance No. 2019-0108

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Nicholas Wilks for property located east of and adjacent to 14422 SW Pohl Road, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E18CT028.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner

36. Proposed Ordinance No. 2019-0109

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Gregg Ohlsen for property located at 296xx 189th Street NE, Duvall WA 98019, designated department of natural resources and parks, water and land resources division file no. E18CT032.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner

37. Proposed Ordinance No. 2019-0110

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Elise Muller-Lindgren and Clifford Lindgren for property 23117 111th Avenue SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E18CT041.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner

38. Proposed Ordinance No. 2019-0111

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Charles Tilton for property located at 36421 NE 91st Way, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E18CT045.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner

39. Proposed Ordinance No. 2019-0112

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Erin and Dan Ericson for property located at 34409 NE 82nd Place, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E18CT046.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner**40.** Proposed Ordinance No. 2019-0113

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Brian Drake for property located east of 12910 West Snoqualmie Valley Road NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E18CT048.

Sponsors: Mr. Dembowski

First Reading and Referral to the Hearing Examiner**41.** Proposed Ordinance No. 2019-0114

AN ORDINANCE making a supplemental appropriation of \$283,000 to the general fund transfer to department of local services; and making a supplemental appropriation of \$283,000 to general public services; and amending the 2019-2020 Biennial Budget Ordinance, Ordinance 18835, Sections 43 and 83.

Sponsors: Ms. Balducci

First Reading and Referral to the Budget and Fiscal Management Committee**42.** Proposed Ordinance No. 2019-0128

AN ORDINANCE relating to the 2018 levy of property taxes in King County for collection in the year 2019; and amending Ordinance 18850, Section 1, and Ordinance 18850, Section 4.

Sponsors: Ms. Balducci

First Reading and Referral to the Budget and Fiscal Management Committee

First Reading and Referral of Motions

43. Proposed Motion No. 2019-0115

A MOTION adopting the Implementation Plan for a Carbon Neutral King County Government.

Sponsors: Mr. Upthegrove

First Reading and Referral to the Mobility and Environment Committee

44. Proposed Motion No. 2019-0116

A MOTION approving the Modular Dorm Plan in compliance with Ordinance 18835, Section 101, Proviso P5.

Sponsors: Ms. Kohl-Welles

First Reading and Referral to the Health, Housing and Human Services Committee

45. Proposed Motion No. 2019-0118

A MOTION approving the TOD Preservation and Acquisition Plan in compliance with Ordinance 18835, Section 101, Proviso P2.

Sponsors: Ms. Kohl-Welles

First Reading and Referral to the Health, Housing and Human Services Committee

46. Proposed Motion No. 2019-0119

A MOTION approving the Housing Investment Plan and Housing Engagement Plan in compliance with Ordinance 18835, Section 101, Proviso P4.

Sponsors: Ms. Kohl-Welles

First Reading and Referral to the Health, Housing and Human Services Committee

47. Reports on Special and Outside Committees

Growth Management Policy Board - Councilmember Kohl-Welles and Councilmember Gossett

National Association of Counties Conference - Councilmember Kohl-Welles

Other Business

48. Proposed Substitute Ordinance No. 2019-0050.2 **pg 107**

AN ORDINANCE declaring a six-month moratorium prohibiting the establishment of new or expansion of existing major fossil fuel facilities; directing the executive to produce a detailed study to address the issues and circumstances necessitating the moratorium; and declaring an emergency.

Sponsors: Mr. Upthegrove, Mr. Gossett, Ms. Kohl-Welles and Mr. McDermott

Advertised Public Hearing to Comply with the Requirements of RCW 90.58.590.

Ordinance 18866 enacted a six-month moratorium prohibiting the establishment of new or expansion of existing major fossil fuel facilities, directing the executive to produce a detailed study to address the issues and circumstances necessitating the moratorium. Ordinance 18866 was adopted on January 28, 2019. A public hearing within sixty days of the enactment of a moratorium and the adoption of findings is required by RCW 90.58.590. The public hearing is being held as required by RCW 90.58.590. This hearing is only for public testimony on the moratorium.

On 1/28/2019, the Metropolitan King County Council Passed as Amended.

Public Hearing Required

Adjournment

[Blank Page]



King County

1200 King County
Courthouse
516 Third Avenue
Seattle, WA 98104

Meeting Minutes

Metropolitan King County Council

*Councilmembers: Rod Dembowski, Chair;
Claudia Balducci, Vice Chair of Policy Development and Review;
Reagan Dunn, Vice Chair of Regional Coordination;
Larry Gossett, Jeanne Kohl-Welles, Kathy Lambert, Joe
McDermott, Dave Upthegrove, Pete von Reichbauer*

10:30 AM

Wednesday, March 6, 2019

Room 1001

REVISED AGENDA - ADDED ITEM 32 DRAFT MINUTES

1. **Call to Order**

The meeting was called to order at 10:36 a.m.

2. **Roll Call**

Councilmember von Reichbauer participated by telephone, as authorized by K.C.C. 1.24.145.C.1, under any circumstances designation.

Present: 9 - Ms. Balducci, Mr. Dembowski, Mr. Dunn, Mr. Gossett, Ms. Kohl-Welles, Ms. Lambert, Mr. McDermott, Mr. Upthegrove and Mr. von Reichbauer

3. **Flag Salute and Pledge of Allegiance**

Councilmember Dunn led the flag salute and Pledge of Allegiance.

4. **Approval of Minutes of February 27, 2019**

Councilmember Dunn moved to approve the minutes of the February 27, 2019, meeting as presented. Seeing no objection, the Chair so ordered.

5. **Additions to the Council Agenda**

Item 32, Proposed Ordinance 2019-0117, was added to the agenda for introduction and referral to the Budget and Fiscal Management Committee.

Hearing and Second Reading of Ordinances from Standing Committees and Regional Committees

No one spoke.

Consent Item - Item 6

6. Proposed Ordinance No. 2019-0054

AN ORDINANCE authorizing the manager of treasury operations of King County to cancel the attached list of uncollectible personal property taxes in the amount of \$577,166 for the years 2012 through 2018.

Sponsors: Ms. Balducci

The enacted number is 18870.

The Chair moved to reconsider the vote on Consent Item 6, so that Councilmember Balducci and Councilmember Upthegrove could cast a vote. Councilmembers Balducci and Upthegrove voted "aye".

A Public Hearing was held and closed. A motion was made by Councilmember Dunn that this Ordinance that this matter be passed on the Consent Agenda. The motion carried by the following vote:

Yes: 8 - Ms. Balducci, Mr. Dembowski, Mr. Dunn, Ms. Kohl-Welles, Ms. Lambert, Mr. McDermott, Mr. Upthegrove, and Mr. von Reichbauer

Excused: 1 - Mr. Gossett

Motions, from Standing Committees and Regional Committees, for Council Action

Consent Items - Items 7-10

7. Proposed Motion No. 2018-0329

A MOTION confirming the executive's appointment of Jerrell Wills, who works in council district eight, to the King County emergency management advisory committee, filling the King County sheriff's office alternate position.

Sponsors: Mr. McDermott and Ms. Lambert

The enacted number is 15331.

This matter passed on the Consent Agenda.

8. Proposed Motion No. 2018-0403

A MOTION confirming the executive's appointment of Tanya Hannah, who resides in council district four, to the Puget Sound emergency radio network joint board, representing King County.

Sponsors: Ms. Kohl-Welles and Ms. Lambert

The enacted number is 15332.

This matter passed on the Consent Agenda.

9. Proposed Motion No. 2018-0512

A MOTION confirming the executive's appointment of Martin Turney, who resides in council district nine, to the King County investment pool advisory committee, filling the school district representative position.

Sponsors: Mr. Dunn

The enacted number is 15333.

This matter passed on the Consent Agenda.

10. Proposed Motion No. 2019-0026

A MOTION confirming the executive's appointment of the Honorable Kimberly Lisk, mayor, city of Carnation, who resides in council district three, to the King County community advisory committee on law enforcement oversight, representing King County sheriff contract cities.

Sponsors: Ms. Lambert

The enacted number is 15334.

This matter passed on the Consent Agenda.

Passed On The Consent Agenda

The Chair moved to reconsider the vote on Consent Items 7-10, so that Councilmember Balducci and Councilmember Upthegrove could cast a vote. Councilmembers Balducci and Upthegrove voted "aye".

A motion was made by Councilmember Dunn that the Consent Agenda be passed. The motion carried by the following vote:

Yes: 8 - Ms. Balducci, Mr. Dembowski, Mr. Dunn, Ms. Kohl-Welles, Ms. Lambert, Mr. McDermott, Mr. Upthegrove, and Mr. von Reichbauer

Excused: 1 - Mr. Gossett

Budget and Fiscal Management**11. Proposed Motion No. 2019-0072**

A MOTION extending the waived competitive bidding and solicitation requirements for repairs to protect life and property threatened by the emergency conditions related to extreme winter weather conditions.

Sponsors: Ms. Balducci

The enacted number is 15335.

Councilmember Dunn moved to suspend the rules to relieve the Budget and Fiscal Management Committee of further consideration of 2019-0072 and to take action. Seeing no objection, the Chair so ordered.

A motion was made by Councilmember Dunn that this Motion be Passed. The motion carried by the following vote:

Yes: 8 - Ms. Balducci, Mr. Dembowski, Mr. Dunn, Ms. Kohl-Welles, Ms. Lambert, Mr. McDermott, Mr. Upthegrove, and Mr. von Reichbauer

Excused: 1 - Mr. Gossett

Law and Justice**12. Proposed Motion No. 2018-0404**

A MOTION confirming the executive's appointment of Anja Helmon, who resides in council district one, to the King County office of law enforcement oversight citizens committee on independent oversight, as a King County sheriff contract cities representative.

Sponsors: Mr. Dembowski

The enacted number is 15336.

A motion was made by Councilmember Lambert that this Motion be Passed. The motion carried by the following vote:

Yes: 8 - Ms. Balducci, Mr. Dembowski, Mr. Dunn, Ms. Kohl-Welles, Ms. Lambert, Mr. McDermott, Mr. Upthegrove, and Mr. von Reichbauer

Excused: 1 - Mr. Gossett

13. Proposed Substitute Motion No. 2018-0503.2

A MOTION acknowledging receipt of the Family Intervention and Restorative Services Project Report in compliance with the 2017-2018 Biennial Budget Ordinance, Ordinance 18409, Section 31, as amended by Ordinance 18766, Section 11, Proviso P2.

Sponsors: Mr. Gossett

The enacted number is 15337.

A motion was made by Councilmember Lambert that this Motion be Passed. The motion carried by the following vote:

Yes: 8 - Ms. Balducci, Mr. Dembowski, Mr. Dunn, Ms. Kohl-Welles, Ms. Lambert, Mr. McDermott, Mr. Upthegrove, and Mr. von Reichbauer

Excused: 1 - Mr. Gossett

Reappointment Consent Agenda - Items 14-16

14. Proposed Motion No. 2019-0078

A MOTION confirming the executive's reappointment of Helena Stephens, who resides in council district two, to the King County children and youth advisory board, as the city of Bellevue representative.

Sponsors: Mr. Gossett

The enacted number is 15338.

This matter passed on the Consent Agenda.

15. Proposed Motion No. 2019-0081

A MOTION confirming the executive's reappointment of Karen Hart, who resides in council district two, to the King County children and youth advisory board.

Sponsors: Mr. Gossett

The enacted number is 15339.

This matter passed on the Consent Agenda.

16. Proposed Motion No. 2019-0093

A MOTION confirming the executive's reappointment of William McCutcheon, who resides in council district six, to the Museum of Flight Authority board of directors.

Sponsors: Ms. Balducci

The enacted number is 15340.

This matter passed on the Consent Agenda.

Passed On The Consent Agenda

A motion was made by Councilmember Balducci that the Consent Agenda be Passed. The motion carried by the following vote:

Yes: 8 - Ms. Balducci, Mr. Dembowski, Mr. Dunn, Ms. Kohl-Welles, Ms. Lambert, Mr. McDermott, Mr. Upthegrove, and Mr. von Reichbauer

Excused: 1 - Mr. Gossett

First Reading and Referral of Ordinances**17. Proposed Ordinance No. 2019-0069**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Technical Employees' Association (Wastewater Treatment Division, Department of Natural Resources and Parks, Supervisors and Staff) representing employees in the department of natural resources and parks; and establishing the effective date of the agreement.

Sponsors: Mr. Upthegrove

This matter had its first reading and was referred to the Mobility and Environment Committee.

18. Proposed Ordinance No. 2019-0070

AN ORDINANCE authorizing a plat on certain property located on the East side of 244th Ave NE on eight lots accessed from NE 19th Street and two additional lots accessed from NE 18th Street, Sammamish, WA 98074, at the request of Kensington Builders LLC, permitting division, department of local services file no. PLAT17-0010.

Sponsors: Mr. Dembowski

This matter had its first reading and was referred to the Hearing Examiner.

19. Proposed Ordinance No. 2019-0085

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Association of Fire Fighters, Local 2595 (Paramedics, Emergency Medical Services - Department of Public Health) representing employees in the department of public health; and establishing the effective date of the agreement.

Sponsors: Ms. Kohl-Welles

This matter had its first reading and was referred to the Health, Housing and Human Services Committee.

First Reading and Referral of Motions

20. Proposed Motion No. 2019-0048

A MOTION confirming the appointment of Rick Brater as the director of the roads division of the department of local services.

Sponsors: Ms. Lambert

This matter had its first reading and was referred to the Committee of the Whole.

21. Proposed Motion No. 2019-0024

A MOTION confirming the executive's appointment of Tanya Kim, who resides in council district five, to the King County children and youth advisory board, as the city of Seattle representative.

Sponsors: Mr. Upthegrove

This matter had its first reading and was referred to the Health, Housing and Human Services Committee.

22. Proposed Motion No. 2019-0076

A MOTION confirming the executive's appointment of the Honorable Elaine Cook, deputy mayor, city of Woodinville, who resides in council district one, to the King County children and youth advisory board, filling a position nominated by the Sound Cities Association.

Sponsors: Mr. Dembowski

This matter had its first reading and was referred to the Health, Housing and Human Services Committee.

23. Proposed Motion No. 2019-0083

A MOTION confirming the executive's appointment of Meeka Ghebrai, who resides in council district one, to the King County children and youth advisory board.

Sponsors: Mr. Dembowski

This matter had its first reading and was referred to the Health, Housing and Human Services Committee.

24. Proposed Motion No. 2019-0090

A MOTION confirming the executive's appointment of Thomas Bales, who resides in council district four, to the King County children and youth advisory board.

Sponsors: Ms. Kohl-Welles

This matter had its first reading and was referred to the Health, Housing and Human Services Committee.

25. Proposed Motion No. 2019-0091

A MOTION confirming the executive's appointment of Tommy Gantz, who resides in council district five, to the Museum of Flight Authority board of directors.

Sponsors: Mr. Upthegrove

This matter had its first reading and was referred to the Government Accountability and Oversight Committee.

26. Proposed Motion No. 2019-0095

A MOTION confirming the executive's appointment of members to the King County gender identity and sexual orientation inclusion task force.

Sponsors: Ms. Kohl-Welles and Mr. Dembowski

This matter had its first reading and was referred to the Health, Housing and Human Services Committee.

27. Proposed Motion No. 2019-0097

A MOTION adopting the King County 2019 (FY 2020) Federal Legislative Agenda.

Sponsors: Mr. Dembowski

This matter had its first reading and was referred to the Committee of the Whole.

28. Proposed Motion No. 2019-0101

A MOTION relating to parks, trails and open space; acknowledging receipt of the search and rescue funding options report as required by the 2019-2020 Biennial Budget Ordinance, Ordinance 18835, Section 94, Proviso P1.

Sponsors: Ms. Balducci

This matter had its first reading and was referred to the Budget and Fiscal Management Committee.

29. Proposed Motion No. 2019-0102

A MOTION confirming the appointment of Frank Martin to the King County cultural development authority (4Culture) board.

Sponsors: Ms. Lambert

This matter had its first reading and was referred to the Committee of the Whole.

30. Proposed Motion No. 2019-0103

A MOTION confirming the appointment of King Khazm to the King County cultural development authority (4Culture) board.

Sponsors: Mr. McDermott

This matter had its first reading and was referred to the Committee of the Whole.

31. Reports on Special and Outside Committees

Councilmember Kohl-Welles reported on the Mental Illness and Drug Dependency Advisory Committee, financial reports relating to the Behavioral Health and Recovery Division, and a briefing on changes to the Geriatric Regional Assessment Team Initiative.

Councilmember Lambert announced that there are two new Mayors in Council District 3; Mayor Elaine Cook of Woodinville and Mayor Henry Sladek of Skykomish.

Other Business

Extra Item

Added Item - Item 32

First Reading and Referral of Ordinances

32. Proposed Ordinance No. 2019-0117

AN ORDINANCE approving and adopting the Total Compensation Coalition Bargaining 2019-2020 memorandum of agreement negotiated by and between King County and the King County Coalition of Unions representing employees in the departments of adult and juvenile detention, community and human services, elections, executive services, human resources, judicial administration, information technology, local services, metro transit, natural resources and parks, public defense and public health and the assessor, council, superior court, sheriff's office and office of the prosecuting attorney; and establishing the effective date of the agreement.

Sponsors: Mr. Dembowski and Ms. Balducci

This matter had its first reading and was referred to the Budget and Fiscal Management Committee.

Adjournment

The meeting was adjourned at 11:00 a.m.

Approved this _____ day of _____

Clerk's Signature



Signature Report

Ordinance

Proposed No. 2019-0055.1

Sponsors Dembowski

1 AN ORDINANCE relating to living wage requirements;
2 and amending Ordinance 17909, Section 4, and K.C.C.
3 3.18.010 and Ordinance 17909, Section 6, and K.C.C.
4 3.18.030.

5 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

6 SECTION 1. Ordinance 17909, Section 4, and K.C.C. 3.18.010 are hereby
7 amended to read as follows:

8 A. "Actuarial value" means the percentage of total average costs for covered
9 benefits that a health benefits package will cover.

10 B. "Bonuses" means non-discretionary payments in addition to hourly, salary,
11 commission or piece-rate payments paid under an agreement between an employer and
12 employee.

13 C. "Commissions" means a sum of money paid to an employee upon completion
14 of a task, usually selling a certain amount of goods or services.

15 D. "Compensation" means wages together with the money paid by an employer
16 towards an individual employee's health benefits plan.

17 E. "Contract" means a mutually binding legal relationship or any modification
18 thereof obligating the county to pay a contractor one hundred thousand dollars or more to
19 provide professional services, technical services or services, as defined in K.C.C 2.93.030

20 to, or at the direction of, the county. "Contract" does not include: a contract between a
21 contract-awarding authority and another government or public entity; a contract that the
22 county enters into as the administrator of grants received from a third party; a contract for
23 public works; an architectural or engineering contract; or a collective bargaining
24 agreement.

25 F. "Contract-awarding authority" means the county officer, department,
26 commission, employee or board authorized to enter into or to administer contracts on
27 behalf of the county.

28 G. "Contractor" means any person that enters into a contract with the county, or
29 negotiates the extension of an existing contract with the county, after the effective date of
30 this ordinance, or that is a subcontractor performing services under such a contract.

31 H. "Division" means the finance and business operations division of the
32 department of executive services.

33 I. "Director" means the manager of the finance and business operations division
34 of the department of executive services, or the manager's designee.

35 J. "Employee" means any individual employed by an employer, whether on a
36 full-time, part-time, temporary or seasonal basis, including temporary workers,
37 contracted workers, contingent workers and persons made available to work through a
38 temporary services, staffing or employment agency or similar entity.

39 K. "Employer" includes King County and any individual, partnership,
40 association, corporation, business trust or person or group of persons acting directly or
41 indirectly in the interest of an employer in relation to an employee.

42 L. "Health benefits plan" means a silver or higher level essential health benefits

43 package, as defined in 42 U.S.C. Sec. 18022, or an equivalent plan that is designed to
44 provide benefits that are actuarially equivalent to seventy percent of the full actuarial
45 value of the benefits provided under the plan, whichever is greater.

46 M. "Hourly minimum compensation" means the minimum compensation due to
47 an employee under this chapter for each hour worked during a pay period.

48 N. "Hourly minimum wage" means the minimum wage due to an employee under
49 this chapter for each hour worked during a pay period.

50 O. "Person" means any individual, partnership, corporation, limited liability
51 company, sole proprietorship, association, joint adventure, estate, trust or other entity,
52 group or combination acting as a unit, and the individuals constituting the group or unit.

53 P. "Piece-rate" means a price paid per unit of work.

54 Q. "Rate of inflation" means ~~((the))~~ one hundred percent of the annual average
55 growth rate of the bi-monthly Seattle-Tacoma-Bremerton Area Consumer Price Index
56 ~~((annual percent change))~~ for urban wage earners and clerical workers, termed CPI-W,
57 ~~((or a successor index,))~~ for the twelve month ~~((s before each September 1 as calculated~~
58 ~~by the United States Department of Labor))~~ period ending in August, provided that the
59 percentage increase shall not be less than zero.

60 R. "Schedule 1 employer" means an employer that employs more than five
61 hundred employees in the United States, regardless of where those employees are
62 employed in the United States.

63 S. "Schedule 2 employer" means an employer that employs five hundred or fewer
64 employees in the United States, regardless of where those employees are employed in the
65 United States.

66 T. "Subcontractor" means any person, not an employee, that enters into a contract
67 with a contractor or subcontractor, and that employs employees for that purpose, to assist
68 the contractor or subcontractor in performing a contract with the county.

69 U. "Wage" means compensation due to an employee by reason of employment,
70 payable in legal tender of the United States or checks on banks convertible into cash on
71 demand at full face value, subject to such deductions, charges or allowances as may be
72 permitted by rules of the director. "Wages" include commissions, piece-rate
73 compensation and bonuses, all of which shall be counted as wages in the work-week in
74 which they were earned. An employer payment toward a health benefits plan does not
75 constitute a "wage."

76 SECTION 2. Ordinance 17909, Section 6, and K.C.C. 3.18.030

77 are hereby amended to read as follows:

78 The county shall pay its employees at a rate no less than the hourly minimum
79 wage for Schedule 1 employers, except for ~~((individuals performing services under a~~

80 ~~work study agreement and~~) short-term temporary employees who are employed in social
81 service programs designed to help youth gain basic work training skills.
82

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: None

[Blank Page]



King County

Metropolitan King County Council Health, Housing and Human Services Committee

STAFF REPORT

Agenda Item:	11	Name:	Tillery Williams
Proposed No.:	2019-0055	Date:	March 5, 2019

SUBJECT

Proposed Ordinance 2019-0055 would make technical amendments to the King County Code regarding living wage requirements with the intent to mirror the City of Seattle's Municipal Code.

SUMMARY

This Proposed Ordinance would change the existing definition of "rate of inflation" in Chapter 3.18 of the King County Code and remove language which exempts work-study students from the County's current minimum wage pay schedules. In 2014, the King County Council adopted Motion 14131¹ which established that "it is the policy of King County that a living wage should be paid to county employees." The Executive has identified a difference in the City of Seattle's definition and the County definition. As a result of this discrepancy, the County's minimum wage has always been slightly less than the City's. This ordinance would correct the County's definition to mirror the City of Seattle's. In addition, this ordinance would also correct language in code related to the pay of work-study students. At the Committee's February 19, 2019, the Committee held this item due to executive staff's absence from the meeting. This staff report adds additional information that was requested by Committee members at the meeting.

BACKGROUND

In 2014, the King County Council unanimously adopted Motion 14131² which established that "it is the policy of King County that a living wage should be paid to county employees and to the employees of persons, businesses, organizations and other entities that receive procurement contracts, tax exemptions or credits, or other financial benefits from the county." To explore the implications of implementing the living wage policy set forth in Motion 14131, the Council asked the Executive to make written recommendations to the Council suggesting provisions that should or should not be included in an ordinance implementing the living wage policy. In response to Motion 14131, the Executive submitted recommendations and information to the Council, and

¹ Motion 14131, adopted May 19, 2014.

² Motion 14131, adopted May 19, 2014.

the Council determined that a living wage ordinance³ would advance the adopted policy set forth in Motion 14131.

The intent of the County's living wage ordinance⁴, with regard to minimum wage, was to mirror the City of Seattle's Municipal Code in order to:

1. Avoid conflicts for County employees who work in Seattle; and
2. Reduce the administrative burden on County contractors by enabling them to focus on a single set of wage standards for both jurisdictions.

ANALYSIS

Current King County Code (KCC 3.18.010(Q)), defines that the "Rate of inflation means the Consumer Price Index annual percent change for urban wage earners and clerical workers, termed CPI-W, or a successor index, for the twelve months before each September 1 as calculated by the United States Department of Labor." The City of Seattle's Municipal Code defines the "rate of inflation" as, "100 percent of the annual average growth rate of the bi-monthly Seattle-Tacoma-Bremerton Area Consumer Price Index for Urban Wage Earners and Clerical Workers, termed CPI-W, for the 12 month period ending in August, provided that the percentage increase shall not be less than zero." ⁵

According to the Executive, even though the County's definition is phrased differently from the City's, the rate of inflation for each jurisdiction would still be the same but for the presence of the word "average" in the City's language. Given this discrepancy, the County's minimum wage will always be slightly less than the City's, as interpreted. Therefore, the Executive has requested that the County's definition be changed to mirror the City of Seattle's verbatim.

Additionally, when the City initially implemented its minimum wage ordinance, it included an exemption for work-study students. The County mirrored this action in Ordinance 17909. It has recently come to the Executive's attention that the City removed its work-study exemption in 2017. According to the Executive, since the intent of Ordinance 17909 was to mirror Seattle's Municipal Code language, the County should also remove work-study students from KCC 3.18.030, to reflect the change in the City's code. Over time, the discrepancy has resulted in the underpaying of some work-study students. The Executive is in the process of increasing those students' compensation and providing them retro pay for the time they should have received the higher minimum wage rate. Council staff has worked with Executive staff to ensure that the changes made are appropriate.

Finally, there appear to be no new fiscal impacts associated with making these changes since the Executive, despite the language used in County Code, has been following the City of Seattle pay practices during this timeframe. This action does appear to follow the original intent of Ordinance 17909, as stated above.

³ Ordinance 17909, adopted October 17, 2014.

⁴ As established during the July 15, 2014 meeting of the Transportation, Economy and Environment Committee.

⁵ SMC 14.19.010

FOLLOW-UP FROM PRIOR COMMITTEE MEETING:

At the February 19th Health, Housing and Human Services Committee meeting, Committee members raised questions and consequently held the ordinance pending responses to these questions. The following shows the Member’s questions and answers provided by the Executive:

- 1. What are the past and current differences in the minimum wages of King County and the City of Seattle as determined by each jurisdiction’s current “rate of inflation” definition?**

	King County	City of Seattle
2018	\$15.42/hr.	\$15.45/hr.
2019	\$15.91/hr.	\$16.00/hr.

In reference to the other cities in King County, those cities would follow state minimum wage laws, unless they have their own minimum wage ordinance (e.g., the City of SeaTac). This legislation only applies to King County as an employer and not King County as a region.

- 2. Will making the proposed changes to the King County Code regarding the “rate of inflation” definition affect the Master Labor Agreement?**

According to executive staff, there is no “rate of inflation” definition or mention of the term in either the County’s master labor or total compensation agreements.

- 3. What are the costs associated with providing retro pay to the work study students for the time they should have received the higher minimum wage rate?**

According to executive staff, for the five work study students who have been underpaid due to the discrepancy, the total cost to provide retro pay for 2017 and 2018 was \$1,214.54. As stated above, this legislation only applies to King County as an employer and not King County as a region. Other cities throughout King County (excluding Seattle) may pay their work study students more or less, but the original intent of the County’s living wage ordinance was to mirror the City of Seattle’s.

ATTACHMENTS

1. Proposed Ordinance 2019-0055

INVITED

- Denise Pruitt, Senior Policy Advisor, Department of Human Resources



Signature Report

Ordinance

Proposed No. 2018-0484.2

Sponsors Upthegrove and Kohl-Welles

1 AN ORDINANCE amending the department of community
2 and human services division structure; and amending
3 Ordinance 11955, Section 6, as amended, and K.C.C.
4 2.16.130, Ordinance 12808, Section 3, as amended, and
5 K.C.C. 24.28.020 and Ordinance 18591, Section 6, and
6 K.C.C. 24.28.050.

7 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

8 SECTION 1. Ordinance 11955, Section 6, as amended, and K.C.C. 2.16.130 are
9 each hereby amended to read as follows:

10 A. The department of community and human services is responsible to manage
11 and be fiscally accountable for the ~~((community))~~ children and youth services division,
12 the behavioral health and recovery division, ~~and~~ the developmental disabilities and early
13 childhood supports division, the adult services division and the housing, homelessness
14 and community development division.

15 B. The duties of the ~~((community))~~ children and youth services division shall
16 include the following:

17 1. Working in partnership with communities and other funders to develop,
18 support and provide human services ~~((which))~~ that emphasize prevention, early
19 intervention, and community education, and ~~((which))~~ that strengthen ~~((individuals))~~

20 children, youth and young adults, families and communities in King County;

21 2. Managing programs (~~((which increase family self-sufficiency))~~) that promote
22 healthy childhood development, enhance youth resiliency, reduce (~~((community violence~~
23 ~~and))~~) justice system involvement, strengthen families and communities and ensure all
24 children and youth have the opportunity to achieve their full potentials. The division
25 shall also (~~((manage programs which address housing and community development needs,~~
26 ~~and help implement improvements identified in subarea and neighborhood plans for low~~
27 ~~and moderate income communities and population. Such programs are to include, but~~
28 ~~not be limited to, providing employment and training for youth and adults and providing~~
29 ~~assistance to indigent veterans and their families as authorized by chapters 41.02 and~~
30 ~~73.08 RCW. This division shall administer the county's federal housing and community~~
31 ~~development funds and other housing and community development programs;~~

32 3. ~~Developing housing and community development policies and programs to~~
33 ~~implement the growth management policies throughout King County to provide~~
34 ~~affordable housing to low and moderate income residents; and~~

35 4. ~~Duties regarding the women's advisory board specified in K.C.C. 2.30.040))~~
36 provide staff to support the King County children and youth advisory board.

37 C. The duties of the behavioral health and recovery division shall, subject to
38 available resources and to its exercise of discretionary prioritization, include the
39 following:

40 1. Managing and operating a comprehensive continuum of behavioral health
41 services including prevention, mental health, substance use disorder and co-occurring
42 disorder treatment services for children, youth and adults who meet eligibility criteria;

43 2. Managing and operating a twenty-four-hour crisis response system, including
44 civil commitment as a last resort;

45 3. Selecting appropriate agencies for the provision of ~~((mental))~~ behavioral
46 health services and developing, implementing and monitoring the provision and
47 outcomes of contracted services;

48 4. Being responsible for resource management of a comprehensive ~~((mental))~~
49 behavioral health system including provision of staff support to appropriate advisory
50 boards, and serving as liaison to federal, state, and other governments and relevant
51 organizations in carrying out planning and allocation processes;

52 5. Facilitating the continuing availability of appropriate treatment services for
53 eligible individuals with a diagnosis of a mental illness, substance use or co-occurring
54 disorder ~~((disorder))~~; and

55 6. Developing and maintaining a continuum of appropriate treatment services
56 for eligible individuals.

57 D. The duties of the developmental disabilities and early childhood supports
58 division shall include the following:

59 1. Managing and operating a system of services for infant mental health, early
60 childhood development screening and a system of services for persons with
61 developmental disabilities in accordance with relevant state statutes and county policies
62 and to provide staff support to the King County board for developmental disabilities; and

63 2. Negotiating, implementing and monitoring contracts with community
64 agencies for the provision of developmental disabilities and early childhood support
65 services.

66 E. The duties of the adult services division shall include the following:

67 1. Working in partnership with communities to develop, support and provide
68 human services and programs that emphasize health and safety, self-sufficiency and
69 healthy aging. The programs are to include, but not be limited to, providing employment
70 and training for adults to achieve self-sufficiency, providing supports to survivors of
71 abuse and trauma, and providing health, socialization and wellness services to promote
72 healthy aging in place;

73 2. Providing assistance to indigent veterans and their families as authorized by
74 chapter 73.08 RCW; and

75 3. Providing staff support for the women's advisory board as specified in K.C.C.
76 2.30.040 and for the veterans, seniors and human services levy advisory board and its
77 committees consistent with state and county requirements.

78 F. The duties of the housing, homelessness and community development division
79 shall include the following:

80 1. Managing programs that address housing, homelessness and community
81 development needs, and helping implement improvements identified in subarea and
82 neighborhood plans for low and moderate income communities;

83 2. Administering the county's federal housing, homelessness and community
84 development funds and other housing, homelessness and community development
85 programs; and

86 3. Developing housing, homelessness and community development policies and
87 programs to implement the growth management policies throughout King County to
88 provide affordable housing to low and moderate income residents.

89 SECTION 2. Ordinance 12808, Section 3, as amended, and K.C.C. 24.28.020 are
90 each hereby amended to read as follows:

91 A. The project-based credit enhancement program will add to the stock of
92 workforce housing aiding the poor and infirm of King County. The program is intended
93 to create an incentive to develop new types of housing, increased affordability for
94 residents, and realization of multiple growth management goals. Extension of credit
95 enhancements to housing developers to secure favorable financing terms for housing
96 projects should result in tangible benefits to the direct beneficiaries, who are poor and
97 infirm residents of the proposed housing, and other public benefits, as appropriate.

98 Project-based credit enhancements may be utilized for one or more of the following:

- 99 1. Enabling the development of needed housing that would not otherwise have
100 been built were the project-based credit enhancement unavailable;
- 101 2. Increasing the affordability of individual units that are targeted for lower
102 income households within workforce housing projects; and
- 103 3. Providing a payment to King County in lieu of additional project affordability
104 for the purpose of developing affordable housing at another location.

105 B. Eligible applicants may include public housing authorities, nonprofit
106 organizations, for-profit organizations, local governments, public agencies and public
107 development authorities.

108 C. Eligible beneficiaries must be the poor and infirm of King County. These
109 persons are commonly recognized as households earning eighty percent or less of the
110 county median income and persons or households with special needs.

111 D. Project-based credit enhancements are to be used to assist the development of

112 mixed-income projects that add to the stock of workforce housing units in King County,
113 including homeownership opportunities for eligible beneficiaries. Owned housing must
114 remain affordable for subsequent buyers who are eligible beneficiaries or upon resale to
115 an ineligible buyer the county shall recapture the subsidy provided by the credit
116 enhancement. Rental projects must guarantee long term affordability to eligible
117 beneficiaries. Eligible activities shall include new construction and acquisition and/or
118 rehabilitation of existing housing when the final product will yield additional workforce
119 housing units.

120 E. Projects assisted through the project-based credit enhancement program must
121 be located in urban centers or within close proximity to transit hubs or corridors. Projects
122 proposed to be sited elsewhere may be considered when there are unique opportunities to
123 aid eligible beneficiaries. These projects shall nevertheless demonstrate access to
124 employment, transportation and human services, and adequate infrastructure to support
125 housing development.

126 F. Applications for project-based credit enhancements should be accepted year
127 round to accommodate timely approval of final financial arrangements for projects.
128 Proposed projects must detail the financial benefit of the project-based credit
129 enhancement over the life of the project and how that benefit will be realized by eligible
130 beneficiaries residing in the project.

131 G. All projects shall undergo rigorous review for financial, legal and policy
132 compliance by staff from appropriate county agencies, including the ((community
133 services)) housing, homelessness and community development division, the finance and
134 business operations division and the office of the prosecuting attorney. When determined

135 necessary by staff, review by the county's economic development consultant and bond
136 counsel, as well as opinions from a bond rating service, shall be required. Project-based
137 credit enhancements shall be used to improve the credit worthiness of the housing
138 developer, but shall never be used as a sole source of credit worthiness of an applicant.
139 Developers and developer teams shall be competent, experienced and financially stable.
140 Minimum standards for developers and projects shall be established by the executive.

141 H. Projects shall conform with applicable county requirements for contracting
142 services.

143 I. All contingent loan agreements resulting in a project-based credit enhancement
144 for a project shall be structured to minimize the county's financial risk and shall ensure
145 the county's right to review all project records and direct corrective measures deemed
146 necessary to prevent financial instability, material or technical default. All agreements
147 shall be reviewed and approved by appropriate county agencies, including the
148 ~~((community services))~~ housing, homelessness and community development division, the
149 finance and business operations division, the office of the prosecuting attorney and the
150 office of risk management, and shall be reviewed by the county's economic development
151 consultant and bond counsel, as appropriate.

152 J. Projects receiving project-based credit enhancements shall have the option to
153 make a payment in lieu of providing additional project affordability. The payment shall
154 be allocated to the housing and community development fund for the sole purpose of
155 funding development of affordable low-income housing.

156 K. Projects will vary in financial risk to the county. While financial risks are to
157 be minimized, the county may extend project-based credit enhancements where risks

158 exist, provided the county has adequate financial reserves to cover county credit
159 enhancement obligations.

160 L. The executive is authorized to collect an application fee between 0.2 and 0.4
161 percent of the amount of project debt that is credit-enhanced under the project-based
162 credit enhancement program. The application fee shall be payable at the time that a
163 contingent loan agreement is approved. The proceeds of the application fee shall be
164 deposited in the credit enhancement reserve account described in K.C.C. 24.28.030.A. In
165 establishing the level of the fee, the executive shall give primary consideration to the
166 costs incurred by the county for processing an application for a project-based credit
167 enhancement.

168 M. The executive is authorized to impose an annual monitoring fee between 0.05
169 and 0.10 percent of the amount of project debt that is credit enhanced under the project-
170 based credit enhancement program. The proceeds of the monitoring fee shall be
171 deposited in the housing and community development fund and used for program
172 administrative costs.

173 SECTION 3. Ordinance 18591, Section 6, and K.C.C. 24.28.050 are each hereby
174 amended to read as follows:

175 A. The King County Housing Authority credit enhancement program is hereby
176 created.

177 B. The King County Housing Authority shall be the only eligible user of the
178 program.

179 C. All projects financed under the program shall satisfy the requirements of state
180 housing authority law, chapter 35.82 RCW, which requires a minimum of fifty percent of

181 the units in a project be made available to and affordable to eligible beneficiaries, which
182 are households with income at or below eighty percent of the area median income.

183 D. Credit enhancement under the program will be utilized by the King County
184 Housing Authority to assist in the acquisition, new construction or rehabilitation, or any
185 combination of acquisition, new construction and rehabilitation, of housing that adds to
186 the stock of workforce housing units in King County. The purpose of the King County
187 Housing Authority credit enhancement program is to provide long term affordability to
188 eligible beneficiaries consistent with the requirements of state housing authority law.

189 E. All properties developed or acquired under the program must be located in
190 areas with access to high capacity transit, schools, jobs or other social amenities that
191 support upward economic mobility.

192 F. The King County Housing Authority may submit requests to commit credit
193 enhancement under the program on a rolling basis until December 31, 2022, at which
194 time no new credit enhancement commitments shall be made.

195 G. Credit enhancements under the program shall be provided and underwritten to
196 the financial strength, legal and policy compliance of the King County Housing Authority
197 and not based on an individual project viability review. Credit enhancements shall be
198 used to provide the King County Housing Authority with ready access to municipal credit
199 markets at the lowest available interest rates.

200 H. All financial instruments utilized by the King County Housing Authority with
201 credit enhancements under the program shall comply with all state and federal law.

202 I. All contingent loan agreements resulting in credit enhancement under the
203 program shall be structured to minimize the county's financial risk, and the county shall

204 have recourse to the King County Housing Authority's general revenues as security for its
205 contingent loan agreements.

206 J. The King County Housing Authority shall provide to the ~~((community~~
207 ~~services))~~ housing, homelessness and community development division its annual audited
208 financial statements within ten days of receipt and participate in an annual credit review
209 by the appropriate county agencies, including ~~((community services))~~ the housing,
210 homelessness and community development division, the finance and business operations
211 division and the office of the prosecuting attorney, with review by the county's economic
212 development consultant and bond counsel, as appropriate.

213 K. The executive is authorized to collect an application fee up to 0.3 percent of
214 the amount of credit enhancement committed under the program. The application fee
215 shall be payable on the effective date of each commitment of county credit enhancement
216 under the program. The proceeds of the application fee shall be deposited in the housing
217 and community development fund and used for program administrative costs.

218 L. The executive is authorized to impose an annual monitoring fee of up to 0.1
219 percent of the amount committed under the program's credit enhancement. The proceeds

220 of the monitoring fee shall be deposited in the housing and community development fund
221 and used for program administrative costs.
222

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: None

[Blank Page]



King County

Metropolitan King County Council Health, Housing and Human Services Committee

REVISED STAFF REPORT

Agenda Item:	10	Name:	Sahar Fathi
Proposed No.:	2018-0484	Date:	March 5, 2019

Proposed Substitute Ordinance 2018-0484.2 reorganizing the divisions within the Department of Community and Human Services, passed out of committee on March 5, 2019 with a “Do Pass” recommendation. The Ordinance was amended in committee with Amendment 1 to 2018-0484, which adopted technical changes.

SUBJECT

Proposed Ordinance 2018-0484 would reorganize the divisions within the Department of Community and Human Services.

SUMMARY

This proposed ordinance would change the organizational structure for the Department of Community and Human Services (DCHS) in 2019 through a reorganization of its divisions including the addition of two new department divisions.

BACKGROUND

Section 220.20 of the King County Charter states that the county council shall “[...] exercise its legislative power by the adoption and enactment of ordinances [...]. The county council shall have the power to establish, abolish, combine and divide administrative offices and executive departments and to establish their powers and responsibilities [...].”

On September 24, 2018, the Executive transmitted his proposed budget for the 2019-2020 biennium and accompanying legislation. Included in that accompanying legislation was an ordinance proposing to reorganize the Department of Community and Human Services (DCHS).

DCHS provides a wide range of programs and services designed to strengthen community and plays a strong role in sustaining the region’s human services infrastructure. The majority of DCHS programs and services are delivered through

contracts with community-based agencies. While the department provides a wide range of services, its efforts focus on five key areas: behavioral health and recovery services, developmental disabilities and early childhood services, job training and employment services, improving housing stability, and community development and services.

In addition to the Director's Office, there are currently three divisions in DCHS:

- Behavioral Health and Recovery:
 - Care Coordination and Recovery
 - Diversion and Reentry
 - Youth and Family Prevention Services
 - Hospital and MH Residential
 - Contracting
 - Crisis and Commitment Services
- Developmental Disabilities:
 - Early Intervention
 - Community, Intervention and Outreach
 - Employment Services
- Community Services:
 - Veterans Programs
 - Employment Programs
 - Vulnerable Populations Program
 - Housing and Homelessness
 - Community Development

Executive staff indicated that the Adopted 2019-2020 Budget reflects this reorganization legislation.

ANALYSIS

Proposed DCHS Divisions. As indicated in the transmittal letter to Proposed Ordinance 2018-0484, the organizational structure for the department is proposed to change in 2019, with the strategy of "significantly enhancing coordination and collaboration and achieving efficiencies through organization of department divisions around people rather than funding sources."

The proposed divisions, in addition to the Director's Office (which is expected to oversee Regional leadership; management of critical business functions; and All Home oversight and coordination), would be:

- Adult Services (new): Veterans, service members, and families; survivors of domestic violence, sexual assault, and trafficking; civil legal aid; adult employment and education; older adults;
- Behavioral Health and Recovery: Mental health and substance use disorder prevention, intervention, and treatment; crisis response and investigation for involuntary commitment; services to support recovery;

- Children and Youth Services (new): Promotion, prevention, and early intervention for children and youth ages 5-24; youth/young adult education and employment; justice system alternatives;
- Developmental Disabilities and Early Childhood Supports: Universal Developmental Screening for children birth to age 5; infant mental health; early intervention services; family supports; employment services; and,
- Housing, Homelessness and Community Development: Investment in homeless housing; special needs housing; Transit Oriented Development; preservation; community development; housing repair; shelter and services for people who are homeless or at risk of homelessness.

Of note, the programs for Best Starts for Kids (BSK) would be located in two divisions within the new organizational structure: BSK programs for children over age five would be in the new Children & Youth Services Division, while the BSK programs for children prenatal to age five will be in the Developmental Disabilities and Early Childhood Supports division. According to Executive staff, this would benefit the community through greater connections for youth who are engaged in the juvenile justice system with DCHS programs that provide employment and education. As further indicated, this would benefit the community because early intervention programs for all children would be located in one division rather than having early intervention for children between the ages of 0 and 3 years in one division and early intervention for children between the ages of 0 and 5 years with BSK dollars in a separate division.¹

Budget Impact related to this Ordinance². According to Executive staff, the organizational structural changes needed to implement this new structure utilize existing staff and FTE authority with the exception of the four new FTE positions which were included in the Council's adopted 2019-2020 budget:

- Community Services Operating Fund: 2 Confidential Secretaries³ (1 for Adult Services and 1 for Children and Youth); and,
- Housing and Community Development Fund: 1 Division Director position and 1 Confidential Secretary position.

According to Executive staff, the proposed reorganization puts DCHS in a stronger position to execute the County's mandates in Homelessness, Housing and Community Development; Adult services for veterans, seniors and vulnerable populations; Services

¹ In response to a committee question during the October 10, 2018 BFM meeting regarding program impacts if the BSK Levy was not renewed, Executive staff indicate that many of DCHS's programs are dependent on levy funds (i.e. VSHSL or MIDD), or funds that are easily changed by the state legislatures, so there is always risk. If a levy were not to be renewed, Executive staff indicate that in the event of a loss of funding, the programs would be analyzed to determine alignment with remaining funding sources, and if a program needed to end - a responsible program closeout plan would otherwise be identified so as to minimize the impact on people being served.

² Indicated in response to question posed by Council in the 10/10/18 BFM Committee Meeting.

³ Confidential Secretaries are exempt positions that perform a variety of responsible administrative support and secretarial duties for an exempt division manager. In particular, individuals in this position must maintain knowledge of division projects, keep the manager apprised of current and potential issues and problems, and maintain the confidentiality of sensitive and controversial communications to which they are exposed.

of Youth and their Families; Behavioral Health and Full Integration of Managed Care; and Early Childhood Development and supports for Persons with Development Disabilities. Executive staff indicated that the 2019-2020 budget adopted Council reflects the reorganization contained in this legislation.

Feasibility of a Children and Youth Services Department. In response to a committee question during the October 10, 2018 BFM meeting, regarding what it would look like to have a Children and Youth Services Department, the Executive has stated that they recommend against creating a single unit focused on children and youth programs for the following reasons:

- Participants in the system report that there is more cooperation and coordination than any time in the past;
- A new unit would not unify functions directed by the Prosecuting Attorney's Office and Superior Court;
- The Executive feels there is little or no additional capacity to manage organizational change in this policy area – as there is already a lot of change underway, including having Public Health assume direction for juvenile justice programming; and,
- The Executive feels there is no senior management capacity to handle another major reorganization in addition to the other three major proposed reorganizations.

A Children and Youth Services Department may increase the visibility of children's issues, enable system improvements or create a stronger policy focus on serving children and youth. Along these lines, Washington State currently has a Department of Children, Youth and Families (DCYF). House Bill 1661, which created the department, was signed on July 6, 2017. This is the state's newest agency, it oversees services previously offered through the state Department of Social and Health Services (DSHS) and the Department of Early Learning (DEL). These include:

- All programs from the Children's Administration in DSHS, such as Child Protective Services' investigations and Family Assessment Response⁴, licensed foster care, and adoption support.
- All DEL services, such as the Early Childhood Education and Assistance Program for preschoolers, Working Connections Child Care⁵, and Home Visiting.

⁴ Family Assessment Response (FAR) is a Child Protective Services (CPS) alternative response to an investigation of a screened-in allegation of child abuse or neglect. FAR focuses on child safety along with the integrity and preservation of the family when lower risk allegations of child maltreatment have been screened in for intervention. More information can be found at: <https://www.dshs.wa.gov/ca/practices-and-procedures-guide/2332-child-protective-services-family-assessment-response>

⁵ Working Connections Child Care (WCCC) helps families with low incomes pay for child care while they work or meet WorkFirst Participation requirements. When a family qualifies for child care subsidy benefits and chooses an eligible provider, the state pays a portion of the cost of child care. More information can be found at: <http://independence.wa.gov/programs/working-connections-child-care/>

As further indicated, the Department's creation is meant to follow suggestions of a bipartisan Blue Ribbon Commission⁶ on the Delivery of Services to Children and Families.⁷

AMENDMENT

Amendment 1 would make a technical change of renaming a division pursuant to the new reorganization. It would also make technical grammatical changes.

FOLLOW-UP FROM 2/19 HHHS MEETING

At the February 19th Health, Housing and Human Services Committee meeting, committee members raised questions related to the ordinance and the ordinance was held pending responses to these questions. The Director of the Department of Community and Human Services has been invited to attend today's meeting to respond to these questions.

⁶ The final report for the Blue Ribbon Commission on the Delivery of Services to Children and Families can be found at: https://www.governor.wa.gov/sites/default/files/documents/BRCCF_FinalReport.pdf

⁷ See Washington State Department of Children, Youth, and Families at <https://www.dcyf.wa.gov/about/about-us>. Last viewed on 10/19/2018.

[Blank Page]



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0390.1

Sponsors Gossett

1 A MOTION confirming the executive's appointment of Jeff
2 Sakuma, who resides in council district two, to the King
3 County mental illness and drug dependency advisory
4 committee, representing the city of Seattle.

5 BE IT MOVED by the Council of King County:

6 The county executive's appointment of Jeff Sakuma, who resides in council
7 district two, to the King County mental illness and drug dependency advisory committee,

8 representing the city of Seattle, for a four-year term to expire on June 30, 2022, is hereby
9 confirmed.

10

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, ____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



King County

Health, Housing and Human Services Committee

STAFF REPORT

Agenda Item:	5	Name:	Renita Borders
Proposed No.:	2018-0390	Date:	March 5, 2019

SUBJECT

A MOTION confirming the Executive's appointment of Jeff Sakuma, who resides in council district two, to the King County mental illness and drug dependency advisory committee, representing the City of Seattle.

SUMMARY

The Executive has appointed Jeff Sakuma to the King County Mental Illness and Drug Dependency (MIDD) Advisory Committee (formerly known as the Mental Illness and Drug Dependency Oversight Committee), for a four-year term expiring June 30, 2022.

Mr. Jeff Sakuma's application materials note that he is a Health Integration Strategist serving in the Mayor's Office. In this role, he provides oversight and policy development for health and healthcare related issues for the city. Additionally, Mr. Sakuma provides oversight of the City's investments in public health and behavioral health programs. Mr. Sakuma notes that currently his focus is on behavioral health issues, specifically those that intersect with homelessness.

BACKGROUND

The King County MIDD Advisory Committee (K.C.C. 2.130.010) is composed of separately elected officials and King County agency directors or designees along with representatives of providers of services to the mentally ill and drug dependent. The advisory committee shall act as an advisory body to the council and executive.

The advisory committee shall:

- review and provide written recommendations to the executive and the council on the implementation and effectiveness of the county's sales tax funded programs in meeting the goals;
- review and report to the executive and the council on annual evaluation reports;
- review and comment on emerging and evolving priorities for the use of the mental illness and drug dependency sales tax revenue;
- serve as a forum to promote coordination and collaboration between entities involved with sales tax programs;

- educate the public, policymakers and stakeholders on mental illness and drug dependency sales tax funded programs;
- coordinate and share information with other related efforts and groups.

ATTACHMENTS:

1. Proposed Motion 2018-0390 (Attachments are available upon request)
2. Executive's Transmittal Letter dated July 27, 2018

INVITED

- Jeff Sakuma, Appointee to the King County Mental Illness and Drug Dependency Advisory Committee
- Chris Verschuyf, Staff Liaison to the King County Mental Illness and Drug Dependency Advisory Committee



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0414.1

Sponsors Upthegrove

1 A MOTION confirming the executive's appointment of
2 Amber Earley, who resides in council district five, to the
3 King County landmarks commission.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Amber Earley, who resides in council
6 district five, to the King County landmarks commission, for a three-year term to expire

7 on June 1, 2021, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



King County

Metropolitan King County Council Committee of the Whole

STAFF REPORT

Agenda Item:	6	Name:	Leah Krekel-Zoppi
Proposed No.:	2018-0414	Date:	March 4, 2019

SUBJECT

A motion confirming the appointment of Amber Earley to the King County Landmarks Commission.

SUMMARY

The proposed motion would confirm the Executive's appointment of Amber Earley to the King County Landmarks Commission. Ms. Earley resides in Council District 5, and is a professional archaeologist.

BACKGROUND

In 1980, King County established the Landmarks Commission to ensure preservation of the region's historic places, material culture, and traditions for future generations.

The nine-member citizen commission is comprised of volunteers with broad expertise in areas such as architecture, art, land use, historic preservation, archaeology, education and history. No more than four members may reside within any one municipal jurisdiction. Commissioners are appointed to three-year terms.

Commissioners are responsible for the designation and regulation of landmark properties, representation of suburban cities with interlocal agreements with King County, and advice to the Executive and Council on King County landmarks issues. The Landmarks Commission promotes and protects historically significant sites by providing technical assistance to owners of historic buildings, community organizations and local public agencies. Additional responsibilities include oversight of cultural facilities, educational programs, special projects, and sustained support programs that provide grants to landmarks organizations and individual specialists. Funding for landmark programs is available from the Cultural Development Fund.

Appointee Amber Earley

Ms. Earley is proposed to be appointed for a three-year term to expire on June 1, 2021. Ms. Earley resides in Council District 5 and is a Cultural Resources Program Manager for Perteet, an infrastructure consulting firm.

Mr. Earley's qualifications for the appointment include working as an archaeologist in King County for fourteen years, including completing assessments on compliance with cultural resource regulations, completing data recovery excavations for historical and archaeological sites throughout King County, and familiarity with King County's landmark designation criteria and designation process.

ANALYSIS

Ms. Earley's appointment would be consistent with code requirements for King County Landmarks Commission members.

ATTACHMENTS

1. Proposed Motion 2018-0414 (attachments available upon request)
2. Transmittal letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0418.1

Sponsors Dunn

1 A MOTION confirming the executive's appointment of
2 Amy Blue, who resides in council district nine, to the King
3 County landmarks commission.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Amy Blue, who resides in council district
6 nine, to the King County landmarks commission, for a partial term to expire on June 1,

7 2019, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



King County

Metropolitan King County Council Committee of the Whole

STAFF REPORT

Agenda Item:	5	Name:	Leah Krekel-Zoppi
Proposed No.:	2018-0418	Date:	March 4, 2019

SUBJECT

A motion confirming the appointment of Amy Blue to the King County Landmarks Commission.

SUMMARY

The proposed motion would confirm the Executive's appointment of Amy Blue to the King County Landmarks Commission. Ms. Blue resides in Council District 9, and is an attorney.

BACKGROUND

In 1980, King County established the Landmarks Commission to ensure preservation of the region's historic places, material culture, and traditions for future generations.

The nine-member citizen commission is comprised of volunteers with broad expertise in areas such as architecture, art, land use, historic preservation, archaeology, education and history. No more than four members may reside within any one municipal jurisdiction. Commissioners are appointed to three-year terms.

Commissioners are responsible for the designation and regulation of landmark properties, representation of suburban cities with interlocal agreements with King County, and advice to the Executive and Council on King County landmarks issues. The Landmarks Commission promotes and protects historically significant sites by providing technical assistance to owners of historic buildings, community organizations and local public agencies. Additional responsibilities include oversight of cultural facilities, educational programs, special projects, and sustained support programs that provide grants to landmarks organizations and individual specialists. Funding for landmark programs is available from the Cultural Development Fund.

Appointee Amy Blue

Ms. Blue is proposed to be appointed for a partial term to expire on June 1, 2019. Ms. Blue resides in Council District 9 and is a self-employed land use attorney.

Mr. Blue's qualifications for the appointment include working as an attorney representing clients in land use contracts, disputes, and related matters. Additionally, she serves as legal advisor on the board of a non-profit nature preserve, and is a volunteer with the Maple Valley Historical Society.

ANALYSIS

Ms. Blue's appointment would be consistent with code requirements for King County Landmarks Commission members.

ATTACHMENTS

1. Proposed Motion 2018-0418 (attachments available upon request)
2. Transmittal letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0441.1

Sponsors Dembowski

1 A MOTION confirming the executive's appointment of
2 Michelle Helmholz, who resides in council district nine, to
3 the King County priority hire advisory committee.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Michelle Helmholz, who resides in council
6 district nine, to the King County priority hire advisory committee, for a three-year term to

7 expire on September 30, 2021, is hereby confirmed

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



King County
Metropolitan King County Council
Health, Housing and Human Services Committee
STAFF REPORT

Agenda Items:	6	Name:	Renita Borders
Proposed No.:	2018-0441	Date:	March 5, 2019

SUBJECT

Proposed Motion 2018-0441 confirming the Executive appointment of Michelle Helmholz, to the King County Priority Hire Advisory Committee.

SUMMARY

The Executive has forwarded for Council consideration and approval the appointment of Michelle Helmholz, who resides in council district nine, to the King County Priority Hire Advisory Committee for a three-year term expiring September 30, 2021. Proposed Motion 2018-0441 would confirm this appointment to the Priority Hire Advisory Committee.

BACKGROUND

The Priority Hire Program¹, created via Ordinance 18672², was developed to prioritize the recruitment and placement of economically disadvantage workers, address and diversify workforce shortages in construction, and improve the well-being of those residing in designated areas of economic distress³.

As provided by Ordinance 18672, the manager⁴, established The Priority Hire Advisory Committee (PHAC), to act in an advisory capacity to the Executive and Council to:

- Advise the division on planning, input prior to the development of the master community workforce agreement⁵, administration and reporting;

¹ Ordinance 18672/K.C.C.12.18A.040.A, define the Priority Hire Program as a program implemented by King County that prioritizes the recruitment and placement of priority hire workers for training and employment in the construction trades on covered projects.

² Ordinance 18672, adopted by Council on March 5, 2018. Ordinance 18672/K.C.C.12.18A.040.A, define the Priority Hire Program as a program implemented by King County that prioritizes the recruitment and placement of priority hire workers for training and employment in the construction trades on covered projects.

³ Ordinance 18672/K.C.C.12.18A.040.G: Economically Distressed Area, Means a geographic area within King County, defined by Zip Code

⁴ Ordinance 18672, means “the manager of the finance and business operations division, or its successor, or the manger’s designee.

⁵ Ordinance 18672/K.C.C.12.18A.010.M, Master Community Work-Force Agreement, means “a standardized project labor agreement that would be anticipated to apply to all covered projects and sets forth terms and conditions for hiring requirements to include priority hire workers, signed by the executive or the executive’s designee on behalf of the county, and representatives of the Seattle-King County Building Trades Council, the Northwest National Construction Alliance and other labor organizations, as applicable.

- Consult with designated organizations to identify ways to recruit and retain personnel not historically involved in the construction trade, or are from economically disadvantaged communities, or are immigrants or refugees;
- Advise the division on the program’s performance and impacts, and make recommendations, as necessary, to make program adjustments in order to maximize responsiveness to the communities;
- Make recommendations with regards to the program implementation, incorporated in a appendix to the report;
- Consult with the manager regarding methodology to determine required percentage labor hours and baseline percentages for apprentices and journey workers; and
- Review with the manager annual labor hours performed by residents in other states.

Ordinance 18672 established the following membership criteria:

- Consisting of eight to twelve members;
- “Good faith effort: shall be made to include representatives with experience in the construction industry from:
 - Contractors
 - Associated General Contractors of Washington
 - Labor Union Representatives
 - Small contractor and supplies businesses
 - Pre-apprentice and apprentice training providers
 - Local community or business organizations”; and
- Be appointed by the Executive and confirmed by Council.

Proposed Motion 2018-0441 would confirm the appointment of Michelle Helmholz to the King County Priority Hire Advisory Committee.

ANALYSIS

The application materials note that Michelle Helmholz is a business Agent with LiUNA Local 242 and works with the Governor’s Advisory Safety and Health Commission. She states that she has 39 years in the construction industry, with 20 years of experience working with Labor, Construction and Communities. In this capacity, Ms. Helmholz notes that she assists with recruiting, educating and mentoring people and providing opportunities for those with interests in pursuing careers in the industry. Additionally, she states that she participates in various events and activities sponsored by partner agencies and prime contractors.

INVITED

- Michelle Helmholz, Appointee, King County Priority Hire Advisory Committee
- Samantha Kealoha, Staff Liaison, Priority Hire Advisory Committee

ATTACHMENTS

1. Proposed Motion 2018-0441 (Attachments are available upon request)
2. Transmittal Letters



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0442.1

Sponsors Dembowski and Dunn

1 A MOTION confirming the executive's appointment of
2 Monty Anderson, who resides in council district nine, to
3 the King County priority hire advisory committee.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Monty Anderson, who resides in council
6 district nine, to the King County priority hire advisory committee, for a two-year term to

7 expire on September 30, 2020, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this _____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



King County

**Metropolitan King County Council
Health, Housing and Human Services Committee
STAFF REPORT**

Agenda Items:	7	Name:	Renita Borders
Proposed No.:	2018-0442	Date:	March 5, 2019

SUBJECT

Proposed Motion 2018-0442 confirming the Executive appointment of Monty Anderson to the King County Priority Hire Advisory Committee.

SUMMARY

The Executive has forwarded for Council consideration and approval the appointment of Monty Anderson, who resides in council district nine, to the King County Priority Hire Advisory Committee for a two-year term expiring September 30, 2020. Proposed Motion 2018-0442 would confirm this appointment to the Priority Hire Advisory Committee.

BACKGROUND

The Priority Hire Program¹, created via Ordinance 18672², was developed to prioritize the recruitment and placement of economically disadvantage workers, address and diversify workforce shortages in construction, and improve the well-being of those residing in designated areas of economic distress³.

As provided by Ordinance 18672, the manager⁴, established The Priority Hire Advisory Committee (PHAC), to act in an advisory capacity to the Executive and Council to:

- Advise the division on planning, input prior to the development of the master community workforce agreement⁵, administration and reporting;

¹ Ordinance 18672/K.C.C.12.18A.040.A, define the Priority Hire Program as a program implemented by King County that prioritizes the recruitment and placement of priority hire workers for training and employment in the construction trades on covered projects.

² Ordinance 18672, adopted by Council on March 5, 2018. Ordinance 18672/K.C.C.12.18A.040.A, define the Priority Hire Program as a program implemented by King County that prioritizes the recruitment and placement of priority hire workers for training and employment in the construction trades on covered projects.

³ Ordinance 18672/K.C.C.12.18A.040.G: Economically Distressed Area, Means a geographic area within King County, defined by Zip Code

⁴ Ordinance 18672, means “the manager of the finance and business operations division, or its successor, or the manger’s designee.

⁵ Ordinance 18672/K.C.C.12.18A.010.M, Master Community Work-Force Agreement, means “a standardized project labor agreement that would be anticipated to apply to all covered projects and sets forth terms and conditions

- Consult with designated organizations to identify ways to recruit and retain personnel not historically involved in the construction trade, or are from economically disadvantaged communities, or are immigrants or refugees;
- Advise the division on the program's performance and impacts, and make recommendations, as necessary, to make program adjustments in order to maximize responsiveness to the communities;
- Make recommendations with regards to the program implementation, incorporated in an appendix to the report;
- Consult with the manager regarding methodology to determine required percentage labor hours and baseline percentages for apprentices and journey workers; and
- Review with the manager annual labor hours performed by residents in other states.

Ordinance 18672 established the following membership criteria:

- Consisting of eight to twelve members;
- "Good faith effort: shall be made to include representatives with experience in the construction industry from:
 - Contractors
 - Associated General Contractors of Washington
 - Labor Union Representatives
 - Small contractor and supplies businesses
 - Pre-apprentice and apprentice training providers
 - Local community or business organizations"; and
- Be appointed by the Executive and confirmed by Council.

Proposed Motion 2018-0442 would confirm the appointment of Monty Anderson to the King County Priority Hire Advisory Committee.

ANALYSIS

The application materials note that Monty Anderson is an Executive Secretary with Seattle Building Trades. Mr. Anderson notes that he has served on the Seattle City Priority Hire Board for over three years. He notes that he is a qualified candidate due to his understanding of Workforce Agreements.

INVITED

- Monty Anderson, Appointee, King County Priority Hire Advisory Committee
- Samantha Kealoha, Staff Liaison, Priority Hire Advisory Committee

ATTACHMENTS

1. Proposed Motion 2018-0442 (Attachments are available upon request)
2. Transmittal Letters

for hiring requirements to include priority hire workers, signed by the executive or the executive's designee on behalf of the county, and representatives of the Seattle-King County Building Trades Council, the Northwest National Construction Alliance and other labor organizations, as applicable.



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0445.1

Sponsors Kohl-Welles and Lambert

1 A MOTION confirming the executive's appointment of
2 Sonja Forster, who resides in council district four, to the
3 King County priority hire advisory committee.
4 BE IT MOVED by the Council of King County:
5 The county executive's appointment of Sonja Forster, who resides in council
6 district four, to the King County priority hire advisory committee, for a two-year term to

7 expire on September 30, 2020, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this _____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



King County

**Metropolitan King County Council
Health, Housing and Human Services Committee
STAFF REPORT**

Agenda Items:	8	Name:	Renita Borders
Proposed No.:	2018-0445	Date:	March 5, 2019

SUBJECT

Proposed Motion 2018-0445 confirming Executive appointment of Sonja Forster, to the King County Priority Hire Advisory Committee.

SUMMARY

The Executive has forwarded for Council consideration and approval the appointment of Sonja Forster, who resides in council district four, to the King County Priority Hire Advisory Committee for a two-year term expiring September 30, 2020. Proposed Motion 2018-0445 would confirm this appointment to the Priority Hire Advisory Committee.

BACKGROUND

The Priority Hire Program¹, created via Ordinance 18672², was developed to prioritize the recruitment and placement of economically disadvantage workers, address and diversify workforce shortages in construction, and improve the well-being of those residing in designated areas of economic distress³.

As provided by Ordinance 18672, the manager⁴, established The Priority Hire Advisory Committee (PHAC), to act in an advisory capacity to the Executive and Council to:

- Advise the division on planning, input prior to the development of the master community workforce agreement⁵, administration and reporting;

¹ Ordinance 18672/K.C.C.12.18A.040.A, define the Priority Hire Program as a program implemented by King County that prioritizes the recruitment and placement of priority hire workers for training and employment in the construction trades on covered projects.

² Ordinance 18672, adopted by Council on March 5, 2018. Ordinance 18672/K.C.C.12.18A.040.A, define the Priority Hire Program as a program implemented by King County that prioritizes the recruitment and placement of priority hire workers for training and employment in the construction trades on covered projects.

³ Ordinance 18672/K.C.C.12.18A.040.G: Economically Distressed Area, Means a geographic area within King County, defined by Zip Code

⁴ Ordinance 18672, means “the manager of the finance and business operations division, or its successor, or the manger’s designee.

⁵ Ordinance 18672/K.C.C.12.18A.010.M, Master Community Work-Force Agreement, means “a standardized project labor agreement that would be anticipated to apply to all covered projects and sets forth terms and conditions for hiring requirements to include priority hire workers, signed by the executive or the executive’s designee on

- Consult with designated organizations to identify ways to recruit and retain personnel not historically involved in the construction trade, or are from economically disadvantaged communities, or are immigrants or refugees;
- Advise the division on the program’s performance and impacts, and make recommendations, as necessary, to make program adjustments in order to maximize responsiveness to the communities;
- Make recommendations with regards to the program implementation, incorporated in an appendix to the report;
- Consult with the manager regarding methodology to determine required percentage labor hours and baseline percentages for apprentices and journey workers; and
- Review with the manager annual labor hours performed by residents in other states.

Ordinance 18672 established the following membership criteria:

- Consisting of eight to twelve members;
- “Good faith effort: shall be made to include representatives with experience in the construction industry from:
 - Contractors
 - Associated General Contractors of Washington
 - Labor Union Representatives
 - Small contractor and supplies businesses
 - Pre-apprentice and apprentice training providers
 - Local community or business organizations”; and
- Be appointed by the Executive and confirmed by Council.

Proposed Motion 2018-0442 would confirm the appointment of Monty Anderson to the King County Priority Hire Advisory Committee.

ANALYSIS

The application materials note that Sonja Forster is a Seattle District Manager with Associated General Contractor of Washington (AGC). As a representative of Washington’s Seattle District, Ms. Forster represents union, non-union, large, small, minority, and women owned contractors. Additionally, Ms. Forster participates with multiple committees and organizations, to include AGC/Port of Seattle Best Practices, AGC/Sound Transit Best Practices Committee, and MBA/AGC/Realtors King County Coalition, and Seattle Metro Chamber Civic Alliance for a Sound Economy.

INVITED

- Sonja Forster, Appointee, King County Priority Hire Advisory Committee
- Samantha Kealoha, Staff Liaison, Priority Hire Advisory Committee

ATTACHMENTS

1. Proposed Motion 2018-0445 (Attachments are available upon request)
2. Transmittal Letters

behalf of the county, and representatives of the Seattle-King County Building Trades Council, the Northwest National Construction Alliance and other labor organizations, as applicable.



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0449.1

Sponsors Dembowski

1 A MOTION confirming the executive's appointment of
2 Karen Dove, who resides in council district one, to the
3 King County priority hire advisory committee.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Karen Dove, who resides in council
6 district one, to the King County priority hire advisory committee, for a two-year term to

7 expire on September 30, 2020, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this _____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



King County

**Metropolitan King County Council
Health, Housing and Human Services Committee
STAFF REPORT**

Agenda Items:	9	Name:	Renita Borders
Proposed No.:	2018-0449	Date:	March 5, 2019

SUBJECT

Proposed Motion 2018-0449 confirming Executive appointment of Karen Dove, to the King County Priority Hire Advisory Committee.

SUMMARY

The Executive has forwarded for Council consideration and approval the appointment of Karen Dove, who resides in council district one, to the King County Priority Hire Advisory Committee for a two-year term expiring September 30, 2020. Proposed Motion 2018-0449 would confirm this appointment to the Priority Hire Advisory Committee.

BACKGROUND

The Priority Hire Program¹, created via Ordinance 18672², was developed to prioritize the recruitment and placement of economically disadvantage workers, address and diversify workforce shortages in construction, and improve the well-being of those residing in designated areas of economic distress³.

As provided by Ordinance 18672, the manager⁴, established The Priority Hire Advisory Committee (PHAC), to act in an advisory capacity to the Executive and Council to:

- Advise the division on planning, input prior to the development of the master community workforce agreement⁵, administration and reporting;

¹ Ordinance 18672/K.C.C.12.18A.040.A, define the Priority Hire Program as a program implemented by King County that prioritizes the recruitment and placement of priority hire workers for training and employment in the construction trades on covered projects.

² Ordinance 18672, adopted by Council on March 5, 2018. Ordinance 18672/K.C.C.12.18A.040.A, define the Priority Hire Program as a program implemented by King County that prioritizes the recruitment and placement of priority hire workers for training and employment in the construction trades on covered projects.

³ Ordinance 18672/K.C.C.12.18A.040.G: Economically Distressed Area, Means a geographic area within King County, defined by Zip Code

⁴ Ordinance 18672, means “the manager of the finance and business operations division, or its successor, or the manger’s designee.

⁵ Ordinance 18672/K.C.C.12.18A.010.M, Master Community Work-Force Agreement, means “a standardized project labor agreement that would be anticipated to apply to all covered projects and sets forth terms and conditions for hiring requirements to include priority hire workers, signed by the executive or the executive’s designee on behalf of the county, and representatives of the Seattle-King County Building Trades Council, the Northwest National Construction Alliance and other labor organizations, as applicable.

- Consult with designated organizations to identify ways to recruit and retain personnel not historically involved in the construction trade, or are from economically disadvantaged communities, or are immigrants or refugees;
- Advise the division on the program's performance and impacts, and make recommendations, as necessary, to make program adjustments in order to maximize responsiveness to the communities;
- Make recommendations with regards to the program implementation, incorporated in an appendix to the report;
- Consult with the manager regarding methodology to determine required percentage labor hours and baseline percentages for apprentices and journey workers; and
- Review with the manager annual labor hours performed by residents in other states.

Ordinance 18672 established the following membership criteria:

- Consisting of eight to twelve members;
- "Good faith effort: shall be made to include representatives with experience in the construction industry from:
 - Contractors
 - Associated General Contractors of Washington
 - Labor Union Representatives
 - Small contractor and supplies businesses
 - Pre-apprentice and apprentice training providers
 - Local community or business organizations"; and
- Be appointed by the Executive and confirmed by Council.

Proposed Motion 2018-0442 would confirm the appointment of Monty Anderson to the King County Priority Hire Advisory Committee.

ANALYSIS

The application materials note that Karen Dove is the Executive Director of ANEW (Building People, Building Communities), an organization whose mission is to improve the lives of people by providing training, employment navigation and supportive services that will lead to successful family wage careers. In this role, Ms. Dove states that she is committed to developing collaborative partnerships that result in systemic change. Additionally, Ms. Dove's vast experience during the last 18 years includes workforce development and working with disadvantaged populations. As a former member of the City of Seattle's Priority Hire Advisory Council, Ms. Dove indicates that her experience would assist the county in ensuring consistency between the City and County Priority Hire programs.

INVITED

- Karen Dove, Appointee, King County Priority Hire Advisory Committee
- Samantha Kealoha, Staff Liaison, Priority Hire Advisory Committee

ATTACHMENTS

1. Proposed Motion 2018-0449 (Attachments are available upon request)
2. Transmittal Letters



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0493.1

Sponsors Balducci and Dembowski

1 A MOTION confirming the executive's appointment of Fo-
2 Ching Lu, who resides in council district six, to the King
3 County immigrant and refugee commission.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Fo-Ching Lu, who resides in council
6 district six, to the King County immigrant and refugee commission, for a two-year term

7 to expire on September 30, 2020, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0494.1

Sponsors McDermott and Dembowski

1 A MOTION confirming the executive's appointment of
2 Senayet Negusse, who resides in council district eight, to
3 the King County immigrant and refugee commission.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Senayet Negusse, who resides in council
6 district eight, to the King County immigrant and refugee commission, for a one-year term

7 to expire on September 30, 2019, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this _____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0495.1

Sponsors von Reichbauer and Dembowski

1 A MOTION confirming the executive's appointment of
2 Medard Ngueita, who resides in council district seven, to
3 the King County immigrant and refugee commission.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Medard Ngueita, who resides in council
6 district seven, to the King County immigrant and refugee commission, for a two-year

7 term to expire on September 30, 2020, is hereby confirmed

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0496.1

Sponsors Dembowski and Dunn

1 A MOTION confirming the executive's appointment of
2 Lalita Uppala, who resides in council district nine, to the
3 King County immigrant and refugee commission.
4 BE IT MOVED by the Council of King County:
5 The county executive's appointment of Lalita Uppala, who resides in council
6 district nine, to the King County immigrant and refugee commission, for a two-year term

7 to expire on September 30, 2020, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0497.1

Sponsors Dembowski and Lambert

1 A MOTION confirming the executive's appointment of
2 Minal Kode Ghassemieh, who resides in council district
3 three, to the King County immigrant and refugee
4 commission.

5 BE IT MOVED by the Council of King County:

6 The county executive's appointment of Minal Kode Ghassemieh, who resides in
7 council district three, to the King County immigrant and refugee commission, for a three-

8 year term to expire on September 30, 2021, is hereby confirmed.

9

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0498.1

Sponsors Gossett and Dembowski

1 A MOTION confirming the executive's appointment of
2 Monserrat Padilla Hernandez, who resides in council
3 district two, to the King County immigrant and refugee
4 commission.

5 BE IT MOVED by the Council of King County:

6 The county executive's appointment of Monserrat Padilla Hernandez, who resides
7 in council district two, to the King County immigrant and refugee commission, for a one-

8 year term to expire on September 30, 2019, is hereby confirmed.

9

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this _____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0499.1

Sponsors Dembowski

1 A MOTION confirming the executive's appointment of
2 Nimco Bulale, who resides in council district five, to the
3 King County immigrant and refugee commission.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Nimco Bulale, who resides in council
6 district five, to the King County immigrant and refugee commission, for a one-year term

7 to expire on September 30, 2019, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0500.1

Sponsors Upthegrove

1 A MOTION confirming the executive's appointment of
2 Mohammad Ofuq, who resides in council district five, to
3 the King County immigrant and refugee commission.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Mohammad Ofuq, who resides in council
6 district five, to the King County immigrant and refugee commission, for a one-year term

7 to expire on September 30, 2019, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this _____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0501.1

Sponsors Kohl-Welles and Dembowski

1 A MOTION confirming the executive's appointment of
2 Miguel Duncan-Galvez Bravo, who resides in council
3 district four, to the King County immigrant and refugee
4 commission.

5 BE IT MOVED by the Council of King County:

6 The county executive's appointment of Miguel Duncan-Galvez Bravo, who
7 resides in council district four, to the King County immigrant and refugee commission,

8 for a two-year term to expire on September 30, 2020, is hereby confirmed.

9

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this _____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0502.1

Sponsors Balducci and Dembowski

1 A MOTION confirming the executive's appointment of
2 Mohamed Bakr, who resides in council district six, to the
3 King County immigrant and refugee commission.
4 BE IT MOVED by the Council of King County:
5 The county executive's appointment of Mohamed Bakr, who resides in council
6 district six, to the King County immigrant and refugee commission, for a three-year term

7 to expire on September 30, 2021, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0504.1

Sponsors Gossett and Dembowski

1 A MOTION confirming the executive's appointment of Issa
2 Ndiaye, who resides in council district two, to the King
3 County immigrant and refugee commission.

4 BE IT MOVED by the Council of King County:

5 The county executive's appointment of Issa Ndiaye, who resides in council district
6 two, to the King County immigrant and refugee commission, for a three-year term to

7 expire on September 30, 2021, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0505.1

Sponsors von Reichbauer and Dembowski

1 A MOTION confirming the executive's appointment of
2 Andrew Orest Kritovich, who resides in council district
3 seven, to the King County immigrant and refugee
4 commission.

5 BE IT MOVED by the Council of King County:

6 The county executive's appointment of Andrew Orest Kritovich, who resides in
7 council district seven, to the King County immigrant and refugee commission, for a

8 three-year term to expire on September 30, 2021, is hereby confirmed.

9

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Motion

Proposed No. 2018-0562.1

Sponsors Dembowski

- 1 A MOTION confirming the executive's appointment of
- 2 Hamdi Mohamed, who resides in council district five, to
- 3 the King County immigrant and refugee commission.
- 4 BE IT MOVED by the Council of King County:
- 5 The county executive's appointment of Hamdi Mohamed, who resides in council

6 district five, to the King County immigrant and refugee commission, for a three-year term
7 to expire on September 30, 2021, is hereby confirmed.

8

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. Application, B. Financial Disclosure Statement, C. Board Profile, D. Appointment Letter



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Ordinance 18866

Proposed No. 2019-0050.2

Sponsors Upthegrove, Gossett, Kohl-Welles
and McDermott

1 AN ORDINANCE declaring a six-month moratorium
2 prohibiting the establishment of new or expansion of
3 existing major fossil fuel facilities; directing the executive
4 to produce a detailed study to address the issues and
5 circumstances necessitating the moratorium; and declaring
6 an emergency.

7 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

8 **SECTION 1. Findings:**

9 A. King County has the authority, under to constitutional police powers, home
10 rule authority, the Shoreline Management Act of 1971, chapter 90.58 RCW, and the
11 Washington state Growth Management Act, including chapter 36.70A RCW ("the
12 GMA"), to establish a moratorium to preclude the acceptance of certain new development
13 applications while the county studies related land use issues.

14 B. The scientific consensus is that warming of the earth's climate is occurring at
15 an unprecedented rate due to anthropogenic greenhouse gas emissions driven by human
16 activities and population growth according to the Intergovernmental Panel on Climate
17 Change Sixth Assessment Report.

18 C. The state of Washington found significant environmental, economic, public
19 safety and public health impacts resulting from climate change on this state, in both

20 chapter 80.80 RCW and Executive Order No. 14-04.

21 D. The state of Washington and King County are threatened by impacts resulting
22 from climate change, including warming temperatures, sea level rise on coastal
23 communities, diminishing snowpack and water availability, ocean acidification and forest
24 decline.

25 E. King County and thirty-nine cities adopted as part of the countywide planning
26 policies shared countywide targets in 2014 to reduce greenhouse gas emissions by fifty
27 percent by 2030 and eighty percent by 2050 against a 2007 baseline.

28 F. The King County Council unanimously adopted the 2015 King County
29 Strategic Climate Action Plan in November 2015 under Motion 14449, including goals,
30 targets and priority actions to meet these shared emission reduction targets.

31 G. Fossil fuels, including petroleum, coal and natural gas, are a major source of
32 carbon dioxide, heavy metals, nitrogen oxide and sulfur dioxide, contributing to climate
33 change and environmental pollution.

34 H. On numerous occasions across the United States and Canada, spills of crude
35 oil from train derailments and tanker ships and natural gas pipeline explosions have
36 caused numerous fatalities and illnesses, substantial loss of property and significant
37 environmental damage.

38 I. King County has grave concerns about the safety of the public and
39 environment, and the strain on public services and existing infrastructure resulting from
40 the siting and operation of new major fossil fuel facilities.

41 J. In 2017, movement of crude oil and petroleum products through Washington
42 state by rail had reached fifty-four million barrels of oil compared to no oil being moved

43 by rail before 2012, and one hundred seventy-seven million barrels moved by pipeline
44 within the state, a twenty-seven percent increase since 2006.

45 K. New major fossil fuel facilities create significant public health risks, including
46 air polluting resulting in impaired respiratory functions from fine particulates, noise
47 pollution affecting hearing loss and psychological health and exposure to heavy metals
48 and contaminated drinking sources resulting in cancers, premature death and lung and
49 heart diseases.

50 L. New major fossil fuel facilities pose a threat to King County's ecology,
51 including extensive land disturbing activities that impact natural ecosystems,
52 contamination of surface water and aquifers, sedimentation of rivers and streams, seismic
53 and geological instability and destruction of critical habitat for wildlife.

54 M. New and expanded major fossil fuel facilities and related land uses will
55 generate increased vehicle trips, noise, dust, debris and odor. The impacts of new major
56 fossil fuel facilities in unincorporated King County has not been fully investigated.

57 N. In *Quinault Indian Nation v. Imperium Terminal Services LLC*, 187 Wn.2d
58 460 (2017), the Washington Supreme Court held that the Ocean Resources Management
59 Act ("the ORMA") applied to a land-based petroleum terminal facility. Previous
60 decisions had limited the scope of the ORMA to on-water uses. The court recognized
61 that the ORMA is intended to address environmental threats to Washington's coastal
62 waters and threats posed by increased expansion of the fossil fuel industry along the
63 Pacific Coast and held that it must be applied to a terminal expansion project that would
64 transfer millions of gallons of petroleum products across the threshold of Washington's
65 coast. King County should evaluate whether the ORMA should also be applied to

66 projects within its jurisdiction. If the ORMA is determined not to apply, King County
67 should evaluate whether it should adopt substantively similar local regulations.

68 O. Local governments have core responsibilities for upholding the public health,
69 safety, and welfare, mitigating and preparing for disasters, protecting and preserving
70 natural systems and supporting economic development.

71 P. King County is preparing an update of the Comprehensive Plan, scheduled to
72 be adopted in June 2020. As part of the 2020 Comprehensive Plan update, King County
73 is interested in reviewing major fossil fuel facilities and related land uses in
74 unincorporated King County to ensure that the range of impacts from major fossil fuel
75 facilities are identified, avoided and mitigated in order to protect public health and safety,
76 air and water quality, habitats, natural resource lands and other resources and functions.

77 Q. It is in the public interest that any land use, zoning and development
78 regulations are consistent with the King County Comprehensive Plan, the Shoreline
79 Management Act, the State Environmental Policy Act, the Growth Management Act and
80 other environmental and land use laws.

81 R. It is in the public interest to establish a moratorium on acceptance of
82 applications for development or expansion of major fossil fuel facilities for six months in
83 order to investigate whether additional regulation is necessary.

84 S. Under RCW 36.70A.390 and 90.58.590, King County is authorized to adopt a
85 moratorium to implement the Growth Management Act and Shoreline Management Act.

86 T. It is necessary that this ordinance go into effect immediately in order to avoid
87 a rush of applications for new or expanded development of major fossil fuel facilities.

88 SECTION 2. A. A six-month moratorium commencing upon the effective date

89 of this ordinance is declared on the acceptance of applications for the establishment of
90 new or expansion of existing, which is increasing the size, quantity or scope, of major
91 fossil fuel facilities in unincorporated King County. An application shall not be accepted
92 and a building permit, occupancy permit, department of public health approval, other
93 development permits or approval of any kind shall not be issued for any of the purposes
94 or activities prohibited by this ordinance. Any applications for land use approvals or
95 other permits that are accepted as a result of error or by use of vague or deceptive
96 descriptions during the moratorium are null and void and without legal force or effect.
97 All lawfully existing uses, structures or other developments may continue to be deemed
98 lawful conforming uses and may continue to be maintained, repaired and redeveloped, so
99 long as the use is not expanded, under the terms of the land use and shoreline rules and
100 regulations in place at the time of the moratorium. This moratorium shall not apply to
101 uses and facilities necessary to address a bona fide imminent threat to the public health,
102 safety and welfare. This moratorium shall also not apply to uses and facilities necessary
103 for public safety, including, but not limited to, police, fire and rescue agencies.

104 B. Within sixty days of the effective date of this ordinance, the council shall hold
105 a public hearing on the moratorium.

106 C. During the moratorium, the executive shall study major fossil fuel facilities,
107 and:

108 1. Identify the use classification for major fossil fuel facilities that currently
109 exist or should be added in K.C.C. Title 21A. Use classifications shall include, at a
110 minimum, a definition, a standard industrial classification if applicable and, if existing,
111 any associated development conditions and zoning districts where the use is permitted or

112 potentially permitted;

113 2. Evaluate whether the use classifications are consistent with applicable laws,
114 regulations, adopted policies and permitting and review processes and adequately
115 addresses the impacts and concerns identified in section 1 of this ordinance;

116 3. Review literature on the impacts of major fossil fuel facilities to local
117 communities and review efforts by other local governments to limit the impacts generated
118 by the proliferation or expansion of these uses;

119 4. Propose any necessary amendments to the development regulations,
120 permitting processes, environmental procedures and policies, the Comprehensive Plan
121 and shoreline master program that would address the impacts and concerns identified in
122 section 1 of this ordinance;

123 5. Review performance and maintenance guarantee procedures and recommend
124 any changes deemed necessary for major fossil fuel facility uses;

125 6. Evaluate the economic and employment opportunities created as energy
126 sources are shifted from fossil fuels to renewable energy sources; and

127 7. Evaluate existing and planned county-owned and operated fossil fuel and
128 biomethane facilities for potential health impacts.

129 D. The executive shall transmit the results of its study, and a proposed ordinance
130 with any recommended changes to the development regulations, permitting processes,
131 environmental procedures and policies, the Comprehensive Plan and the shoreline master
132 program to the council within six months after the effective date of this ordinance, in the
133 form of a paper original and an electronic copy filed with the clerk of the council, who
134 shall retain the original and provide an electronic copy to all councilmembers, the council

135 chief of staff, the chief policy officer and the lead staff for the mobility and environment
136 committee, or its successor.

137 E. The executive shall transmit a letter on the status of the study to the council
138 within one-hundred and twenty days of the effective date of this ordinance, in the form of
139 a paper original and an electronic copy filed with the clerk of the council, who shall
140 retain the original and provide an electronic copy to all councilmembers, the council chief
141 of staff, the chief policy officer and the lead staff for the mobility and environment
142 committee, or its successor.

143 SECTION 3. For the purposes of this ordinance:

144 A. "Fossil fuels" means petroleum and petroleum products, coal, and natural gas,
145 such as methane, propane and butane, derived from prehistoric organic matter and used to
146 generate energy. Fossil fuels do not include by-products such as asphalt, plastics,
147 fertilizers, paints, or denatured ethanol.

148 B.1. "Major fossil fuel facilities" means:

149 a. large-scale uses and facilities engaged in the wholesale distribution,
150 extraction, refinement or processing of fossil fuels;

151 b. terminals engaged in the bulk movement of fossil fuels (excluding railyards,
152 fuel storage for airports and marine servicing facilities); and

153 c. bulk storage of fossil fuels in excess of two million gallons.

154 2. "Major fossil fuel facilities" do not provide direct sale or distribution to
155 consumers.

156 SECTION 4. Severability. If any provision of this ordinance or its application to
157 any person or circumstance is held invalid or should any portion of this ordinance be

158 preempted by state or federal law or regulation, the remainder of the ordinance or the
159 application of the provision to other persons or circumstances is not affected.

160 SECTION 5. The county council finds as a fact and declares that an emergency
161 exists and that this ordinance is necessary for the immediate preservation of public peace,

162 health or safety or for the support of county government and its existing public
163 institutions.
164

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: None

[Blank Page]