



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

March 17, 2009

Ordinance 16390

Proposed No. 2008-0593.2

Sponsors Hague

1 AN ORDINANCE making a supplemental appropriation
2 of \$6,107,876 to the building repair and replacement fund
3 for the purpose of implementing a contract with
4 McKinstry Essention for a series of facility energy
5 improvements, the most significant of which is to provide
6 local boilers in the courthouse and King County
7 Correctional Facility, and providing for the costs of
8 overseeing the delivery of the improvements and
9 department of adult and juvenile detention escort; and
10 amending the 2008 Budget Ordinance, Ordinance 15975,
11 Section 130, as amended, and Attachment B, as amended.

12

13 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

14 SECTION 1. Ordinance 15975, Section 130, as amended, is hereby amended by
15 adding thereto and inserting therein the following:

16 From several capital improvement project funds there is hereby appropriated and
17 authorized to be disbursed the following amounts for the specific projects identified in
18 Attachment A to this ordinance.

19	Fund	Fund Title	Amount
20	3951	Building Repair and Replacement	\$6,107,876

21 ER1 Expenditure Restriction:

22 Of this appropriation, \$18,132,483 shall be expended solely for the
23 implementation of the King County Flood Control Zone District capital program.

24 ER2 Expenditure Restriction:

25 Of the appropriation for CIP Project 358101, Community Partnership Grants
26 Program, the following amounts shall be spent solely as specified below:

27 Steve Cox Park Seattle Preparatory School \$50,000

28 P1 PROVIDED THAT:

29 Of this appropriation, \$100,000 for the IT permit integration project (CIP Project
30 377210) shall not be expended or encumbered until the completed quantifiable business
31 case analysis is transmitted to the council. The quantifiable business case should include
32 a detailed description of the preferred alternative, a cost range and implementation
33 schedule for the preferred alternative, and the expected cost allocation, based on benefit,
34 among the various county agencies and funds to implement the recommended alternative.
35 The quantifiable business case must include the signatures of directors of departments
36 that are project sponsors, including the department of development and environmental
37 services, the department of public health, the department of executive services, the

38 department of transportation, and the department of natural resources and parks. The
39 signatures of the directors of departments shall indicate agreement with the business case.

40 The quantifiable business case must be filed in the form of 11 copies with the
41 clerk of the council, who will retain the original and will forward copies to each
42 councilmember and to the lead staff for the growth management and natural resources
43 committee, or its successor.

44 P2 PROVIDED FURTHER THAT:

45 Of this appropriation, no funds shall be expended or encumbered for the issuance
46 of the request for proposal related for the IT permit integration project (CIP Project
47 377210) until the completed quantifiable business case analysis is transmitted to the
48 council as required by this ordinance. However, funds may be used to prepare the
49 request for proposal.

50 P3 PROVIDED FURTHER THAT:

51 Of this appropriation, funds may not be encumbered or spent for the following
52 projects: DDES IT Permit Integration (CIP Project 377210), KCSO Sector Project (CIP
53 Project 377218) and the DCHS Client Information Services Project (CIP Project 377209)
54 until the project managers for each project have identified preliminary performance
55 measure, approved by the project review board, for measuring the benefits of each
56 project.

57 P4 PROVIDED FURTHER THAT:

58 Of this appropriation, no funds may be spent on the implementation of a solution
59 for the Replacement of R:Base for DOS Program until the proposed solution is evaluated
60 and approved by the ABT project team.

61 P5 PROVIDED FURTHER THAT:

62 Of the appropriation for Project 377142, Accountable Business Transformation,
63 \$100,000 shall not be expended or encumbered until the ABT program management
64 office provides to the council, in writing, the proposed Capital Improvement Program
65 ("CIP") reporting and analysis requirements that will be included in ABT high level
66 business design for the budget system business functions. Such proposed CIP reporting
67 and analysis requirements shall be the basis for a critical analysis report of all the CIP
68 managed by the various divisions within the executive departments and subject to proviso
69 P6 of this section.

70 The ABT program management office and the office of management and budget
71 ("OMB") shall continue to work collaboratively with council staff to develop the
72 proposed budget system processes for CIP reporting and analysis requirements to ensure
73 that the countywide budget system selected as part of the ABT program will be able to
74 report for each CIP project the following "reporting elements": (1) the initial, baseline
75 schedule, scope of work and budget ("baseline information"); (2) all the costs, incurred to
76 date and/or projected to complete the project, by a standard category system ("standard
77 system") to be used by all agencies to capture and report such project costs; (3) the
78 standards or methodologies used by the CIP agency for estimating those costs; (4) the
79 schedule milestones for each project, completed and projected; and (5) a reporting
80 mechanism that clearly indicates a project's deviations from the initial baseline
81 Information, when the deviations occurred, in what project cost category, and the reasons
82 why.

83 The standard system should include, but not be limited to, the following cost
84 categories: programming, predesign/planning, environmental/EIS, permitting, design,
85 mitigation construction/implementation, construction management/inspections,
86 contract/project management and agency internal costs, close-out, contingencies.

87 The reporting elements shall be used the framework or format by which the
88 executive shall produce a critical analysis report for selected projects within the CIPs
89 managed by the various divisions within the executive departments as set forth in proviso
90 P6 to this section.

91 The executive shall submit the report on the proposed reporting elements for CIP
92 reporting and analysis requirements that will be included in ABT high level business
93 design for the budget system business functions in the form of 11 copies with the clerk of
94 the council, who will retain the original and forward copies to each councilmember and
95 the lead staff of the capital budget committee, or its successor.

96 P6 PROVIDED FURTHER THAT:

97 Of the appropriation for Project 377142, Accountable Business Transformation,
98 \$150,000 shall not be expended or encumbered until the council accepts, by motion, the
99 executive's transmitted critical analysis report, as required by this proviso to this section
100 to this ordinance, for all current CIP projects managed by the various divisions within the
101 executive departments that are currently active or have not been closed out. However,
102 the executive shall not be required to report on any projects with either a total project cost
103 of less than \$750,000, or projects involving work order construction contracts or projects
104 involving small work roster construction contracts. The report shall be broken into

105 chapters, with each CIP agency constituting a chapter. Within each chapter, the
106 executive will indicate each project's ranking in order of priority.

107 The executive shall submit the proposed motion and the critical analysis report, in
108 the form of 11 copies with the clerk of the council, who will retain the original and
109 forward copies to each councilmember and the lead staff of the capital budget committee,
110 or its successor.

111 The executive shall submit this proposed motion and report within 120 days after
112 the ABT Program Management office has submitted in writing, the proposed CIP
113 reporting and analysis requirements that will be included in ABT high level business
114 Design for the budget system business functions, required by proviso P5 to this section of
115 this ordinance. The resources to develop and produce the motion and critical analysis
116 report shall be provided by the ABT program management office of the department of
117 executive services.

118 P7 PROVIDED FURTHER THAT:

119 In accordance with Motion 12737, the facility master plan funded in CIP 395838,
120 Animal Control Facilities Master Plan, shall at a minimum include: (1) an inventory of
121 existing animal services capital facilities, showing the locations and capacities of the
122 facilities; (2) forecast of the future needs for such capital facilities, proposed location or
123 locations and capacities of expanded or new capital facilities; and (3) at least a six-year
124 plan that will finance such capital facilities within projected funding capacities and
125 clearly identifies sources of public money for such purposes.

126 P8 PROVIDED FURTHER THAT:

127 Of the appropriation for CIP 395842, Animal Control - portable dog
128 runs/temporary dog relocation, funding is intended to be used for the purchase of portable
129 dog runs, to relieve overcrowding, to accommodate temporary relocation of dogs from
130 the existing Kent and Eastside shelters, and to isolate dogs for improved disease control.

131 P9 PROVIDED FURTHER THAT:

132 For CIP projects 395839, Animal Control – cat cages and 395842, Animal
133 Control – portable dog runs/temporary dog relocation, the facilities management division
134 shall coordinate with the records and licensing division to prepare a brief weekly
135 electronic status report detailing progress for project implementation. The facilities
136 management division portion of the weekly report shall include data on the number of cat
137 cages purchased and occupied, the number of portable dog runs purchased and occupied,
138 and the number of dogs requiring temporary relocation and the reasons for that
139 relocation. The weekly electronic report shall be transmitted to the clerk of the council.

140 P10 PROVIDED FURTHER THAT:

141 Of the appropriation for project 377220 no single allocation that would exceed
142 fifteen percent of the remaining unexpended and unencumbered balance existing on the
143 first day of the month, or no allocation that when combined with prior allocations in that
144 month would exceed fifteen percent of the remaining unexpended and unencumbered
145 balance existing on the first day of the month, shall be encumbered or expended until:
146 (1) the executive notifies the council of the proposed allocation or allocations; (2) ten
147 days have elapsed since transmittal of the written notification; and (3) within the ten-day
148 period, no councilmember has objected to the encumbrance or expenditure via written
149 notification transmitted to the executive.

150 The executive's notification shall be in the form of 13 copies transmitted to the
151 clerk of the council who will retain a copy and distribute one copy to each
152 councilmember, the manager of the office of capital project oversight, the lead staff to the
153 capital budget, and general government and labor relations committees or their successor
154 or successors.

155 P11 PROVIDED FURTHER THAT:

156 Of the appropriation for project 377219 no single expenditure that would exceed
157 fifteen percent of the remaining unexpended and unencumbered balance existing on the
158 first day of the month, and no expenditure that when combined with prior allocations in
159 that month would exceed fifteen percent of the remaining unexpended and unencumbered
160 balance existing on the first day of the month, shall be encumbered or expended until:

161 (1) the executive notifies the council of the proposed allocation or allocations; (2) ten
162 days have elapsed since transmittal of the written notification; and (3) within the ten-day
163 period, no councilmember has objected to the encumbrance or expenditure via written
164 notification transmitted to the executive.

165 The executive's notification shall be in the form of 13 copies transmitted to the
166 clerk of the council who will retain a copy and distribute one copy to each
167 councilmember, the manager of the office of capital project oversight, the lead staff to the
168 capital budget, and operating budget, fiscal management and select issues committees or
169 their successor or successors.

170 P12 PROVIDED FURTHER THAT:

171 Of the appropriation for project 377142, \$2,000,000 shall not be expended or
172 encumbered unless, by April 30, 2009, the executive transmits to the council a benefits

173 realization plan. This plan, as specified in proposed motion 2008-0414, will describe the
174 process for how program benefits will be identified and how these benefits will be
175 allocated and realized throughout the county organization.

176 The plan shall be in the form of 13 copies transmitted to the clerk of the council
177 who will retain a copy and distribute one copy to each councilmember, the manager of
178 the office of capital project oversight, the lead staff to the capital budget, and operating
179 budget, fiscal management and select issues committees or their successor or successors.

180 P13 PROVIDED FURTHER THAT:

181 Of the appropriation for project 377142, \$5,000,000 shall not be expended or
182 encumbered unless, by June 30, 2009, the executive transmits to the council a report on
183 the policies and procedures that have been implemented in the ABT Program
184 Management Office discussing the reporting and program management duties between
185 county employees and contractors and a certification that program employees have been
186 trained regarding these policies and procedures.

187 The report and certification shall be in the form of 13 copies transmitted to the
188 clerk of the council who will retain a copy and distribute one copy to each
189 councilmember, the manager of the office of capital project oversight, the lead staff to the
190 capital budget and operating budget, fiscal management and select issues committees or
191 their successor or successors.

192 P14 PROVIDED FURTHER THAT:

193 Of the appropriation for project 377142 no funds for services provided by the
194 project systems integrator shall be encumbered or expended until such a time as the chief
195 civil deputy prosecuting attorney has certified to the council in writing that he has

196 reviewed the contract for consulting services to be provided by the systems integrator and
197 that, in his opinion, this contract clearly identifies: (1) the expected deliverables; (2) what
198 tasks are to be done by the county and what work is required of the contractor; and (3) the
199 protections for the county and the contractor's obligations as agreed to in the terms and
200 conditions.

201 The certification shall be in the form of 13 copies transmitted to the clerk of the
202 council who will retain a copy and distribute one copy to each councilmember, the
203 manager of the office of capital project oversight, the lead staff to the capital budget, and
204 operating budget, fiscal management and select issues committees or their successor or
205 successors.

206 P15 PROVIDED FURTHER THAT:

207 Of the appropriation for project 377142 \$10,000,000 as specified in this proviso,
208 shall not be encumbered or expended until the manager of the office of capital projects
209 oversight has certified, by October 1 each year the project is active, that the office of
210 capital project oversight: (1) had access to program files in a timely manner; 2) received
211 annual and quarterly reports in compliance with the appropriation for the project; and (3)
212 maintained an open communication with the program management office.

213 Of the \$10,000,000 restricted by this proviso, the following amounts will each
214 become available for encumbrance or expenditure on October 1st of each year that the
215 manager of the office of capital project oversight has so certified; (1) \$4,000,000 in
216 2009; (2)\$3,000,000 in 2010; (3) \$2,000,000 in 2011; and (4) \$1,000,000 in 2012.

217 If the manager of the office of capital project oversight anticipates that such a
218 notification may not occur on the following October 1, the manager should notify the
219 program management office and the county council by July 1 of that year.

220 Any notification required by this proviso shall be in the form of 13 copies
221 transmitted to the clerk of the council who will retain a copy and distribute one copy to
222 each councilmember, the manager of the office of capital project oversight, the lead staff
223 to the capital budget and operating budget, fiscal management and select issues
224 committees or their successor or successors.

225 P16. PROVIDED FURTHER THAT:

226 Of the appropriation for CIP Project 667900, Columbia Tower Lease Relocation
227 Costs, \$31,285 shall only be used for a transfer to the major maintenance reserve fund to
228 support the 2009 Chinook Building eight floor assessed fund allocation.

229 P17. PROVIDED FURTHER THAT:

230 Of the appropriation for project 35844, no funds for the McKinstry Essention
231 Contract – Energy Efficiencies shall be encumbered or expended until such a time as the
232 chief civil deputy prosecuting attorney has certified to the council in writing that the
233 prosecuting attorney has reviewed the contract and that, in the prosecuting attorney's
234 opinion, the contract between the county and McKinstry Essention clearly identifies: (a)
235 the expected deliverables; (b) what tasks are to be done by the county and what work is
236 required of the contractor; and (c) the protections for the county and the contractor's
237 obligations as agreed to in the terms and conditions.

238 The certification shall be in the form of 13 copies transmitted to the clerk of the
239 council who will retain a copy and distribute one copy to each councilmember, the

240 manager of the office of capital project oversight, and the lead staff to the budget and
241 fiscal management committee, or its successor.

242 P18. PROVIDED FURTHER THAT:

243 No funds for the McKinstry Essention Contract – Energy Efficiencies shall be
244 expended or encumbered unless the contract provides for: (a)(1) any infrastructure or
245 equipment necessary to ensure, at a minimum, that N+1 emergency power to operate the
246 system is available through a combination of existing county emergency power
247 equipment together with any additional equipment which shall be supplied at the sole
248 expense of McKinstry, to support any system currently proposed to be modified, repaired
249 or replaced as part of project 35844, as needed to operate the county courthouse and
250 correctional facility during an emergency power situation, and (2) a 5 percent reduction
251 in the maximum allowable construction cost from the previously proposed \$3,623,463;
252 and (b) is otherwise generally consistent with the proposal prepared by McKinstry
253 Essention titled King County Courthouse and King County Jail Energy Services Proposal
254 Updated November 6, 2008.

255 P19. PROVIDED FURTHER THAT:

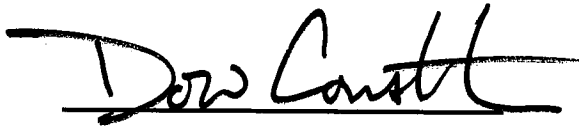
256 The facilities management division shall submit a report to the council on the
257 project's energy savings, cost savings and environmental performance no later than six
258 months following project completion. The report shall be submitted in the form of 13
259 copies transmitted to the clerk of the council who will retain a copy and distribute one
260 copy to each councilmember, the manager of the office of capital project oversight, and
261 the lead staff to the budget and fiscal management committee, or its successor.

262 SECTION 2. Attachment A to this ordinance hereby amends Attachment B to
263 Ordinance 15975, as amended, by adding thereto and inserting therein the projects listed
264 in Attachment A to this ordinance.
265

Ordinance 16390 was introduced on 10/20/2008 and passed as amended by the Metropolitan King County Council on 3/16/2009, by the following vote:

Yes: 8 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips and Ms. Patterson
No: 0
Excused: 1 - Mr. Dunn

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



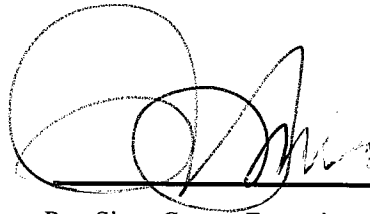
Dow Constantine, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 31 day of MARCH, 2009.



Ron Sims, County Executive

RECEIVED
2009 MAR 31 PM 4:26
CLERK
KING COUNTY COUNCIL

Attachments A. General Government Capital Improvement Program, dated March 16, 2009

