



**KING COUNTY**

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

**Signature Report**

**Ordinance 19534**

**Proposed No. 2022-0375.2**

**Sponsors McDermott**

1 AN ORDINANCE temporarily raising thresholds for  
 2 emergent need projects; amending Ordinance 17293,  
 3 Section 24, as amended, and K.C.C. 4A.10.103, Ordinance  
 4 17929, Section 21, as amended, and K.C.C. 4A.100.080  
 5 and Ordinance 17929, Section 21, as amended, and K.C.C.  
 6 4A.100.080, establishing an effective date and establishing  
 7 an expiration date.

8 **STATEMENT OF FACTS:**

9 1. Data from the Federal Bureau of Statistics show that in April 2022 the  
 10 Consumer Price Index for the Seattle Area was 9.1 percent higher than a  
 11 year ago.

12 2. National Bureau of Labor Statistics data on the price of construction  
 13 materials show that the cost of those materials increased 45 percent from  
 14 November 2020, when the current budget was adopted, to May 2022.

15 3. The executive's 2023-2024 Proposed Biennial Budget (Proposed  
 16 Ordinance 2022-0374) includes emergent need capital projects with  
 17 proposed budget amounts that would meet the thresholds as amended in  
 18 this proposed ordinance.

19 **BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:**

20 SECTION 1. Section 2 and 3 of this ordinance expire January 1, 2025.

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21            SECTION 2. Ordinance 17293, Section 24, as amended, and K.C.C. 4A.10.103  
22 are hereby amended to read as follows:

23            "Capital project exceptions notification" means a letter that describes the  
24 proposed transfer of capital project emergent need contingency appropriation authority to  
25 address changes to adopted a capital project's scope, schedule or project costs that result  
26 in an increase of ~~((fifteen))~~ twenty-five percent or more to an adopted capital project's  
27 total project costs.

28            SECTION 3. Ordinance 17929, Section 21, as amended, and K.C.C. 4A.100.080  
29 are hereby amended to read as follows:

30            A. An emergent need contingency project may be included in any capital  
31 improvement program fund under K.C.C. 4A.100.030.

32            B. Emergent need contingency projects must be included in the proposed capital  
33 fund's six year capital improvement program and be consistent with the proposed fund  
34 financial plan.

35            C. An emergent need contingency project amount shall not exceed either ~~((five))~~  
36 twenty percent of the total ~~((proposed))~~ unexpended appropriation in a capital fund  
37 ~~((amount anticipated for the))~~ as of July 1 of the final year of the fiscal period plus the  
38 total adopted appropriations for the capital fund for the upcoming fiscal period or  
39 ~~((twenty))~~ fifty million dollars, whichever is less.

40            D.1. For capital projects other than risk monitored projects, expenditure authority  
41 may be transferred from an emergent need contingency project to another capital project  
42 within the same fund to address costs not anticipated at the time of budget adoption.  
43 Capital projects requiring a transfer of less than ~~((fifteen))~~ twenty-five percent of total

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44 project costs, a scope change or a schedule deviation must be reported in the quarterly  
45 budget management (~~(and budget)~~) report under K.C.C. 4A.100.100.

46           2. For transfers of (~~fifteen~~) twenty-five percent or more of total project costs,  
47 the director of the office of performance, strategy and budget or its successor shall be  
48 responsible for electronically filing a capital project exception notification with the clerk  
49 of the council, who shall retain an electronic copy and provide an electronic copy to all  
50 councilmembers and the lead staff for the budget and fiscal management committee or its  
51 successor. The notification must be sent and authorized as set forth in subsection E. of  
52 this section in accordance with this section before any transfer may occur.

53           E. When the clerk of the council receives a capital project exception notification,  
54 the clerk of the council shall list the capital project exception notification under other  
55 business on the next two council agenda. Councilmembers may object to the proposed  
56 transfer of emergent need contingency expenditure authority to another project in the  
57 same fund at either of those two council meetings. If an objection is not made at either  
58 council meeting, the transfer may proceed. If an objection to the transfer of emergent  
59 need contingency is made at a council meeting, the transfer may not proceed. The clerk  
60 of the council shall notify the director of the office of performance, strategy and budget  
61 or its successor of the council's action.

62           SECTION 4. Section 5 of this ordinance takes effect January 1, 2025.

63           SECTION 5. Ordinance 17929, Section 21, as amended, and K.C.C. 4A.100.080  
64 are hereby amended to read as follows:

65           A. An emergent need contingency project may be included in any capital  
66 improvement program fund under K.C.C. 4A.100.030.

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67 B. Emergent need contingency projects must be included in the proposed capital  
68 fund's six year capital improvement program and be consistent with the proposed fund  
69 financial plan.

70 C. An emergent need contingency project amount shall not exceed either five  
71 percent of the total (~~((proposed))~~) unexpended appropriation in a capital fund ((amount  
72 ~~anticipated for the))~~ as of July 1 of the final year of the fiscal period plus the total adopted  
73 appropriations for the capital fund for the upcoming fiscal period or twenty million  
74 dollars, whichever is less.

75 D.1. For capital projects other than risk monitored projects, expenditure authority  
76 may be transferred from an emergent need contingency project to another capital project  
77 within the same fund to address costs not anticipated at the time of budget adoption.  
78 Capital projects requiring a transfer of less than fifteen percent of total project costs, a  
79 scope change or a schedule deviation must be reported in the quarterly budget  
80 management (~~((and budget))~~) report under K.C.C. 4A.100.100.

81 2. For transfers of fifteen percent or more of total project costs, the director of  
82 the office of performance, strategy and budget or its successor shall be responsible for  
83 electronically filing a capital project exception notification with the clerk of the council,  
84 who shall retain an electronic copy and provide an electronic copy to all councilmembers  
85 and the lead staff for the budget and fiscal management committee or its successor. The  
86 notification must be sent and authorized as set forth in subsection E. of this section in  
87 accordance with this section before any transfer may occur.

88 E. When the clerk of the council receives a capital project exception notification,  
89 the clerk of the council shall list the capital project exception notification under other

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90 business on the next two council agenda. Councilmembers may object to the proposed  
91 transfer of emergent need contingency expenditure authority to another project in the  
92 same fund at either of those two council meetings. If an objection is not made at either  
93 council meeting, the transfer may proceed. If an objection to the transfer of emergent  
94 need contingency is made at a council meeting, the transfer may not proceed. The clerk

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95 of the council shall notify the director of the office of performance, strategy and budget  
96 or its successor of the council's action.

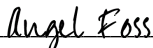
Ordinance 19534 was introduced on 10/4/2022 and passed by the Metropolitan King County Council on 11/15/2022, by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer and Zahilay

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

DocuSigned by:  
  
F8830816F1C4427...  
Claudia Balducci, Chair

ATTEST:

DocuSigned by:  
  
C267B914088E4A0...  
Melani Pedroza, Clerk of the Council

APPROVED this \_\_\_\_\_ day of 11/29/2022, \_\_\_\_\_.

DocuSigned by:  
  
4FBCAB8196AE4C6...  
Dow Constantine, County Executive

**Attachments:** None

**Certificate Of Completion**

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Subject: Complete with DocuSign: Ordinance 19534.docx	
Source Envelope:	
Document Pages: 6	Signatures: 3
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Cherie Camp
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	401 5TH AVE
	SEATTLE, WA 98104
	Cherie.Camp@kingcounty.gov
	IP Address: 146.129.133.44


**Record Tracking**

Status: Original	Holder: Cherie Camp	Location: DocuSign
11/17/2022 1:45:39 PM	Cherie.Camp@kingcounty.gov	
Security Appliance Status: Connected	Pool: FedRamp	
Storage Appliance Status: Connected	Pool: King County-Council	Location: DocuSign

**Signer Events**

Claudia Balducci  
 claudia.balducci@kingcounty.gov  
 Security Level: Email, Account Authentication (None)

**Signature**

DocuSigned by:  
  
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 Signature Adoption: Pre-selected Style  
 Using IP Address: 73.181.163.252

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 Signed: 11/23/2022 11:47:55 AM

**Electronic Record and Signature Disclosure:**

Accepted: 11/23/2022 11:47:44 AM  
 ID: fd559f87-99b6-4d2e-bfc0-05aad89fa94

Angel Foss  
 Angel.Foss@kingcounty.gov  
 Deputy Clerk of the Council  
 King County Council  
 Security Level: Email, Account Authentication (None)

DocuSigned by:  
  
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 Signature Adoption: Pre-selected Style  
 Using IP Address: 198.49.222.20

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**Electronic Record and Signature Disclosure:**

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Dow Constantine  
 Dow.Constantine@kingcounty.gov  
 Security Level: Email, Account Authentication (None)

DocuSigned by:  
  
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 Signature Adoption: Uploaded Signature Image  
 Using IP Address: 198.49.222.20

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 Signed: 11/29/2022 1:43:03 PM

**Electronic Record and Signature Disclosure:**

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In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp

Certified Delivery Events	Status	Timestamp
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Carbon Copy Events	Status	Timestamp
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Kaitlyn Wiggins kwwiggins@kingcounty.gov Executive Legislative Coordinator King County Executive Office Security Level: Email, Account Authentication (None) <b>Electronic Record and Signature Disclosure:</b> Not Offered via DocuSign	<div style="border: 2px solid blue; padding: 5px; display: inline-block;"><b>COPIED</b></div>	Sent: 11/23/2022 12:32:27 PM Viewed: 11/23/2022 12:39:17 PM
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Witness Events	Signature	Timestamp
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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Certified Delivered	Security Checked	11/29/2022 1:42:52 PM
Signing Complete	Security Checked	11/29/2022 1:43:03 PM
Completed	Security Checked	11/29/2022 1:43:03 PM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure
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You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: [cipriano.dacanay@kingcounty.gov](mailto:cipriano.dacanay@kingcounty.gov)

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