11/30/95
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Introduced By: CYNTHIA SULLIVAN
RON SIMS

Proposed No.: 96 - 019

ORDINANCE NO. 12076

AN ORDINANCE assigning revenue and financial duties and responsibilities consistent with reorganization of the executive branch, repealing Resolution 10617, Ordinance 19, Section 2, as amended, Ordinance 143, Section 12, Ordinance 620, Section 3 (part), as amended, Ordinance 1195, as amended, Ordinance 1416, Section 1, as amended, Ordinance 1809, Section 1, as amended, Ordinance 1851, Section 1, Ordinance 3581, Section 5, as amended, Ordinance 4034, Sections 1 through 6, Ordinance 4114, Section 1, as amended, Ordinance 4901, Sections 2 through 4, Ordinance 5284, Section 1, as amended, Ordinance 5482, Sections 2 through 6, as amended, Ordinance 6259, Sections 3 through 8, as amended, Ordinance 6434, Sections 1 through 7, as amended, Ordinance 6803, Section 3, Ordinance 7029, Sections 1, 2 and 3, Ordinance 7112, Sections 1, 2, as amended, 3, as amended, 4, 5, as amended, 11, and 12, Ordinance 7159, Section 12, Ordinance 8691, Section 2, Ordinance 8838, Sections 1 through 5, as amended, Ordinance 8978, Sections 3, and 4, as amended, Ordinance 9159, Sections 1 and 2, Ordinance 9279, Sections 3, as amended, 5, and 7, as amended, Ordinance 9828, Section 2, Ordinance 10056, Section 1, Ordinance 10189, Section 6, and 8, as amended, Ordinance 10230, Ordinance 10294, Sections 1 through 5, Ordinance 10454, Sections 3 and 4, Ordinance 10455, Section 2, Ordinance 10565, Sections 1 and 2, Ordinance 10728, Sections 1 though 7, Ordinance 11084, Ordinance 11135, Sections 2 and 3, Ordinance 11524, Section 1 (part), 2, and 3, Ordinance 11984, Sections 2 and 8, and K.C.C. 4.04.020, K.C.C. 4. 04.030, K.C.C. 4.04.075, K.C.C. 4.04.200, K.C.C. 4.04.240, K.C.C. 4.08.010, K.C.C. 4.08.020, K.C.C. 4.08.030, K.C.C. 4.08.045, K.C.C. 4.08.060, K.C.C. 4.08.070, K.C.C. 4.08.080, K.C.C. 4.08.090, K.C.C. 4.08.100, K.C.C. 4.08.110, K.C.C. 4.08.130, K.C.C. 4.08.140, K.C.C. 4.08.160, K.C.C. 4.08.170, K.C.C. 4.08.180, K.C.C. 4.08.190, K.C.C. 4.08.210, K.C.C. 4.08.220, K.C.C. 4.08.230, K.C.C. 4.08.240, K.C.C. 4.08.250, K.C.C. 4.08.270, K.C.C. 4.08.280, K.C.C. 4.10.010, K.C.C. 4.10.020, K.C.C. 4.10.030, K.C.C. 4.10.040, K.C.C. 4.10.050, K.C.C. 4.10.110, K.C.C. 4.10.120, K.C.C. 4.12.040, K.C.C. 4.14.010, K.C.C. 4.14.020, K.C.C. 4.14.030, K.C.C. 4.14.040, K.C.C. 4.14.050, K.C.C. 4.14.060, K.C.C. 4.16.130, K.C.C. 4.20.020, K.C.C. 4.42.040, K.C.C. 4.42.090, K.C.C. 4.42.100, K.C.C. 4.44.010, K.C.C. 4.52.010, K.C.C. 4.57.010, K.C.C. 4.64.010, K.C.C. 4.64.020, K.C.C. 4.64.030, K.C.C. 4.68.010, K.C.C. 4.77.020, K.C.C. 4.77.030, and K.C.C. 4.84.020, and adding new sections to K.C.C. 4.04 , K.C.C. 4.08 , K.C.C. 4.10, K.C.C. 4.12, K.C.C. 4.14, K.C.C. 4.16, K.C.C. 4. 20, K.C.C. 4.42, K.C.C. 4.44, K.C.C. 4.52,

K.C.C. 4.57, K.C.C. 4.64, K.C.C. 4.68, K.C.C. 4.77, and K.C.C. 4.84.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Resolution 10617, Ordinance 19, Section 2, as amended, Ordinance 143, Section 12, Ordinance 620, Section 3 (part), as amended, Ordinance 1195, as amended, Ordinance 1416, Section 1, as amended, Ordinance 1809, Section 1, as amended, Ordinance 1851, Section 1, Ordinance 3581, Section 5, as amended, Ordinance 4034, Sections 1 through 6, Ordinance 4114, Section 1, as amended, Ordinance 4901, Sections 2 through 4, Ordinance 5284, Section 1, as amended, Ordinance 5482, Sections 2 through 6, as amended, Ordinance 6259, Sections 3 through 8, as amended, Ordinance 6434, Sections 1 through 7, as amended, Ordinance 6803, Section 3, Ordinance 7029, Sections 1, 2 and 3, Ordinance 7112, Sections 1, 2, as amended, 3, as amended, 4, 5, as amended, 11, and 12, Ordinance 7159, Section 12, Ordinance 8691, Section 2, Ordinance 8838, Sections 1 through 5, as amended, Ordinance 8978, Sections 3, and 4, as amended, Ordinance 9159, Sections 1 and 2, Ordinance 9279, Sections 3, as amended, 5, and 7, as amended, Ordinance 9828, Section 2, Ordinance 10056, Section 1, Ordinance 10189, Section 6, and 8, as amended, Ordinance 10230, Ordinance 10294, Sections 1 through 5, Ordinance 10454, Sections 3 and 4, Ordinance 10455, Section 2, Ordinance 10565, Sections 1 and 2, Ordinance 10728, Sections 1 though 7, Ordinance 11084, Ordinance 11135, Sections 2 and 3, Ordinance 11524, Section 1 (part), 2, and 3, Ordinance 11984, Sections 2 and 8, and K.C.C. 4.04.020, K.C.C. 4. 04.030, K.C.C. 4.04.075, K.C.C. 4.04.200, K.C.C. 4.04.240, K.C.C. 4.08.010, K.C.C. 4.08.020, K.C.C. 4.08.030, K.C.C. 4.08.045, K.C.C. 4.08.060, K.C.C. 4.08.070, K.C.C. 4.08.080, K.C.C. 4.08.090, K.C.C. 4.08.100, K.C.C. 4.08.110, K.C.C. 4.08.130, K.C.C. 4.08.140, K.C.C. 4.08.160, K.C.C. 4.08.170, K.C.C. 4.08.180, K.C.C. 4.08.190, K.C.C. 4.08.210, K.C.C. 4.08.220, K.C.C. 4.08.230, K.C.C. 4.08.240, K.C.C. 4.08.250, K.C.C. 4.08.270, K.C.C. 4.08.280, K.C.C. 4.10.010, K.C.C. 4.10.020, K.C.C. 4.10.030, K.C.C. 4.10.040, K.C.C. 4.10.050, K.C.C. 4.10.110, K.C.C. 4.10.120, K.C.C. 4.12.040, K.C.C. 4.14.010, K.C.C. 4.14.020, K.C.C. 4.14.030, K.C.C. 4.14.040, K.C.C. 4.14.050, K.C.C. 4.14.060, K.C.C. 4.16.130, K.C.C. 4.20.020, K.C.C. 4.42.040, K.C.C. 4.42.090, K.C.C. 4.42.100, K.C.C. 4.44.010, K.C.C. 4.52.010, K.C.C. 4.57.010,

K.C.C. 4.64.010, K.C.C. 4.64.020, K.C.C. 4.64.030, K.C.C. 4.68.010, K.C.C. 4.77.020, K.C.C. 4.77.030, and K.C.C. 4.84.020 are hereby repealed.

NEW SECTION. SECTION 2. There is hereby added to K.C.C. 4.04 a new section to read as follows:

Definitions. The following terms as used in this chapter shall, unless the context clearly indicates otherwise, have the respective meanings herein set forth.

A. ACQUISITION OF RIGHT OF WAY/LAND ACQUISITION. Funds budgeted for the purchase of property rights, excluding county force charges of the real property division.

B. ADOPTED. Approval by council motion or ordinance.

C. ART. Funds budgeted for the 1% for Art program pursuant to K.C.C. 4.40 or any amendment thereto or as otherwise provided by ordinance for a public art program.

D. AGENCY. Every county office, officer, each institution, whether educational, correctional or other, and every department, division, board and commission, except as otherwise provided in this chapter.

E. ALLOCATION. A part of a lump sum appropriation which is designated for expenditure by specific organization unit and/or specific purposes.

F. ALLOTMENT. A part of an appropriation which may be encumbered or expended during an allotment period.

G. ALLOTMENT PERIOD. A period of time less than a fiscal year in length during which an allotment is effective.

H. APPROPRIATIONS. An authorization granted by the council to make expenditures and to incur obligations for specific purposes.

I. APPROPRIATION ORDINANCE. That ordinance which establishes the legal level of appropriation for a fiscal year.

J. BUDGET. A proposed plan of expenditures for a given period or purpose and the proposed means for financing these expenditures.

K. BUDGET DOCUMENT. A formal, written, comprehensive financial program presented by the executive to the council.

L. CIP. Capital Improvement Program.

M. CIP EXCEPTIONS NOTIFICATION. A letter transmitted to the chair of the council finance committee, or its successor committee, which describes changes to an adopted CIP project's scope and/or schedule or total project cost and, with the exception of schedule changes, shall be sent in advance of any action.

N. CONSTRUCTION. Funds budgeted for CIP project construction including contract construction, contract inspection and testing and, as appropriate, construction tasks performed by county forces.

O. CONTINGENCY. Funds budgeted for unanticipated CIP project costs associated with any other project activities.

P. CONTRACTED DESIGN, PRELIMINARY ENGINEERING. Funds budgeted for activities of a contract nature associated with all CIP project phases through bid advertising. Included are contracts for feasibility studies, planning, studies, preliminary design, construction drawings, bid specifications and on-site inspections.

Q. COUNTY FORCE DESIGN. Funds budgeted for CIP project design or design review by county personnel.

R. COUNTY FORCE RIGHT OF WAY. Funds budgeted for real property costs associated with CIP land acquisition.

S. COST ELEMENTS. CIP budgeting activities related to construction, contracted design, preliminary engineering, acquisition of right of way, equipment and furnishings, contingency, artistic furnishings, county force design, county force right of way, project administration or other activities as provided by the council.

T. COUNCIL. The county council of King County.

U. DEFICIT. The excess of expenditures over revenues during an accounting period, or an accumulation of such excesses over a period of years.

V. EQUIPMENT AND FURNISHINGS. All costs for the purchase of equipment and furnishings associated with CIP project construction.

W. EXECUTIVE. The King County executive, as defined by Article 3 of the King County Charter.

X. EXPENDITURES. Where the accounts are kept on the accrual basis or the modified accrual basis, the cost of goods delivered or services rendered, whether paid or

unpaid, including expenses, provisions for debt retirement not reported as a liability of the fund from which retired, and capital outlays. Where the accounts are kept on the cash basis, actual cash disbursements for these purposes.

Y. CAPITAL IMPROVEMENT PLAN. A plan that establishes the capital improvements required to implement an approved operational master plan. This plan should extend over a minimum period of six years to define long range capital improvement requirements and the annual capital improvements budget for a User Agency. The Capital Improvement Plan shall include the following elements, where applicable:

1. general program requirements that define the development scope for specific sites or facilities;

2. general space and construction standards;

3. prototype floor plans and prototype facility designs for standard improvements;

4. space requirements based on the adopted county space plan;

5. initial, and life cycle cost, of alternative facilities and locations including lease and lease/purchase approaches;

6. approximate location of planned capital improvements;

7. general scope and estimated cost of infrastructure;

8. a schedule, that extends over a minimum of six years, for the implementation of projects included in Capital Improvement Plans, based on overall User Agency priorities and projected available revenue;

The User Agency shall prepare elements 1, 4, 6 and 8 of this plan. The Implementing Agency shall prepare elements 2, 3, 5 and 7 of this plan.

The six-year budget schedule included in the Capital Improvement Plan shall be updated annually in conjunction with the capital budget adoption process.

Z. PROJECT PROGRAM PLAN. A plan, primarily in written narrative form, that describes the overall development concept and scope of work for a building, group of buildings or other facilities at a particular site. The complexity of the project program plan will vary based upon the size and difficulty of the program for a particular site. When the plan includes projects that are phased over time, each phase shall have an updated Project

Program Plan prepared by the User Agency prior to project implementation. The Project Program Plan shall be prepared by the User Agency with assistance from the Implementing Agency. The Program Plan: describes the User Agency program requirements for a specific building or site; provides the basis for these requirements; and identifies when funds for the implementation of the capital projects will be provided. The Program Plan shall elaborate on the general program information provided in the Operational Master Plan and the Capital Improvement Plan. The plan shall also describe User Agency programs, how these programs would fit and function on the site, and the general recommendation of the User Agency regarding the appearance of the building or site. This plan shall indicate when a Site Master Plan is required for a project.

AA. SITE MASTER PLAN. A plan prepared by the Implementing Agency, with input from the User Agency, that describes, illustrates and defines the capital improvements required in order to provide User Agency program elements. The Site Master Plan shall include preliminary information regarding, at a minimum:

1. site analysis, including environmental constraints;
2. layout, illustration, and description of all capital improvements;
3. project scopes and budgets;
4. project phasing; and
5. operating and maintenance requirements.

The Site Master Plan shall be approved by the User Agency and the Implementing Agency prior to submittal to the executive and council for approval.

BB. CAPITAL PROJECT. A project with a scope that includes one or more of the following elements: acquisition of a site and/or existing structure, program or site master planning, design and environmental analysis, construction, major equipment acquisition, reconstruction, demolition or major alteration of a capital asset. A capital project shall include: a Project Program Plan, scope, budget by task, and schedule. The project budget, conceptual design, detailed design, environmental studies, and construction elements of a project shall be prepared or managed by the Implementing Agency.

CC. FINANCIAL PLAN. A summary by fund of planned revenues and expenditures, reserves and undesignated fund balance.

DD. FUND. An independent fiscal and accounting entity with a self balancing set of accounts recording cash and/or other resources together with related liabilities, obligations, reserves, and equities which are segregated for the purpose of carrying on specific activities or attaining certain objectives in accordance with special regulations, restrictions or limitations.

EE. FUND BALANCE. The excess of the assets of a fund over its liabilities and reserves except in the case of funds subject to budgetary accounting where, prior to the end of a fiscal period, it represents the excess of the fund assets and estimated revenues for the period over its liabilities, reserves, and appropriations for the period.

FF. IMPLEMENTING AGENCY. The appropriate department and division responsible for the administration of CIP projects.

GG. LAPSE OF APPROPRIATION. An automatic termination of an appropriation.

HH. OBJECT OF EXPENDITURE. A grouping of expenditures on the basis of goods and services purchased (e.g., salary and wages).

II. OPERATIONAL MASTER PLAN. A comprehensive plan for an agency setting forth how the organization will operate now and in the future. It shall include the analysis of alternatives and their life cycle costs to accomplish defined goals and objectives, performance measures, projected workload, needed resources, implementation schedules, and general cost estimates. This plan shall also address how the organization would respond in the future to changed conditions.

JJ. PROGRAM. The definition of resources and efforts committed to satisfying a public need. The extent to which the public need is satisfied is measured by the effectiveness of the process in fulfilling the needs as expressed in explicit objectives.

KK. PROJECT ADMINISTRATION. Funds budgeted for all county costs associated with administering design and construction contracts on CIP projects.

LL. PUBLIC NEED. Those public services found to be required to maintain the health, safety, and well being of the general citizenry.

MM. QUARTERLY BUDGET REPORT. A report prepared quarterly by the chief budget and strategic planning officer for major operating and capital funds which presents executive revisions to the adopted financial plan or plans and identifies significant deviations

in agency workload from approved levels and identifies potential future supplemental appropriations with a brief discussion of the rationale for each potential supplemental.

NN. REGULATIONS. The policies, standards and requirements, stated in writing, designed to carry out the purposes of this chapter, as issued by the executive and which shall have the force and effect of law.

OO. REAPPROPRIATION. Authorization granted by the council to expend the appropriation for the previous fiscal year for capital programs only.

PP. REVENUE. The addition to assets which does not increase any liability, nor represent the recovery of an expenditure, nor the cancellation of certain liabilities on a decrease in assets nor a contribution to fund capital in enterprise and intragovernmental service funds.

QQ. SCOPE CHANGE. A CIP project's scope is changed if total project cost increases by 10% or by fifty thousand dollars, whichever is less.

RR. USER AGENCY. The appropriate department, division, office or section to be served by any proposed CIP project.

SS. CHIEF BUDGET AND STRATEGIC PLANNING OFFICER. The individual designated by the executive to perform the budgeting and strategic planning functions assigned to the executive under K.C.C. 2.16.

NEW SECTION. SECTION 3. There is hereby added to K.C.C. 4.04 a new section to read as follows:

Contents of the budget document. The budget documents shall include, but not be limited to, data specified in this chapter.

A. THE BUDGET. The budget shall set forth the complete financial plan for the ensuing fiscal year showing planned expenditures, and the sources of revenue from which they are to be financed.

1. Revenues. The budget document shall include the following:

a. Estimated revenue by fund and by source from taxation;

b. Estimated revenues by fund and by source other than taxation;

c. Actual receipts for first six months (January 1 - June 30) of the current fiscal year;

d. Actual receipts for the last completed fiscal year by fund and by source;

e. Estimated fund balance or deficit for current fiscal year by fund;

f. And such additional information dealing with revenues as the executive and council shall deem pertinent and useful.

2. Expenditures. The budget document shall include the following:

a. Tabulation of expenditures in a comparable form by fund, program project, and/or object of expenditure for the ensuing fiscal year;

b. Actual expenditures for the first six months (January 1 - June 30) of the current year;

c. Actual expenditures for the last completed fiscal year;

d. The appropriation for the current year;

e. And such additional information dealing with expenditures as the executive and council shall deem pertinent and useful.

3. Capital Improvement Program. All capital improvement projects and appropriations shall be authorized only by inclusion in the annual council adopted CIP or any amendment thereto. A bond ordinance is not an appropriation for capital projects. The capital improvement section of the budget shall include:

a. Estimated expenditures for at least the next six fiscal years by program;

b. Expenditures planned for current, pending, or proposed capital projects during the fiscal year, classified according to proposed source of funds whether from bonds, or other local, state, federal, and/or private sources.

c. An alphabetic index to enable quick location of any project contained therein;

d. A discrete number for each project which shall serve to identify it within the capital budget document, and all accounting reports;

e. Estimated net annual operating costs associated with each project upon completion or in cases where operating costs are negligible or incalculable, a statement to that effect;

f. An identification of all CIP projects by council district in which they are located;

g. CIP projects funded in the budget year shall be presented in a separate section of the budget, or otherwise distinctively identified from five year CIP program of future planned projects and any previously funded projects;

h. In addition to schedule requirements, a statement of purpose and estimated total cost for each project for which expenditures are planned during the ensuing fiscal year;

i. The original project cost estimate which shall remain fixed from year to year. This original cost estimate shall be included in the capital budget document. A project record, separate from the budget document, shall be provided which identifies the original project cost estimate and any subsequent changes thereto by cost element and revenue source as approved in the budget document or any amendment thereto.

j. An enumeration of revised project cost estimates;

k. Funds actually expended for projects as of June 30th of the current year;

l. Funds previously authorized for the project;

m. Anticipated specific cost elements within each project; however, the executive is authorized to transfer funds between specific activities within the same project provided that, these transfers will not result in a necessary increase to the total project budget. A change in scope of a project constitutes a revision. A CIP project scope change shall be included in the CIP Exceptions Notification if total project costs increase by 10% or by fifty thousand dollars, whichever is less; or if the schedule deviates by three months. For roads and parks CIP projects, a CIP Exceptions Notification shall also be transmitted in advance to the chair of the council finance committee, or its successor committee, when fifty thousand dollars or more or funds in excess of 10% or more of total project costs, whichever is less, are to be transferred from a contingency project to a CIP project.

n. Individual allocations by cost element for each capital project;

o. When a single fund finances both operating expenses and capital projects, there shall be separate appropriations therefrom for the operating and the capital sections of the budget.

B. GENERAL. 1. Budget Message. The budget message shall explain the budget in fiscal terms and in terms of goals to be accomplished and shall relate the requested appropriation to the comprehensive plan of the county.

2. Proposed Estimates. The total proposed expenditures shall not be greater than the total proposed revenue; provided, that this requirement shall not prevent the liquidation of any deficit existing on the effective date of this chapter.

3. Budgeting Fund Balances. If the estimated revenues in the current expense, special revenue, or debt service funds for the next ensuing fiscal period, together with the fund balance for the current fiscal period exceeds the applicable appropriations proposed by the executive for the next ensuing fiscal period, the executive shall include in the budget document recommendations for the use of said excess for the reduction of indebtedness, for the reduction of taxation or for other purposes as in his/her discretion shall serve the best interests of the county.

4. Anticipated Deficits. If, for any applicable fund, the estimated revenues for the next ensuing period plus fund balance shall be less than the aggregate of appropriations proposed by the executive for the next ensuing fiscal period, the executive shall include in the budget document his/her proposals as to the manner in which the anticipated deficit shall be met, whether by an increase in the indebtedness of the county, by imposition of new taxes, by increase of tax rate or in any like manner.

C. SUPPORTING DATA. 1. Justification for revenues and expenditures shall be presented in detail when necessary to explain changes of established practices, unique fiscal practices and new sources of revenue or expenditure patterns or any data the executive deems useful to support the budget. The following are included:

a. Inclusion of nonbudgeted departments and programs expenditures and revenues, i.e., intragovernmental service funds;

b. Inclusion of historical and projected agency workload information;

c. Inclusion of brief explanation of existing and proposed new programs, as well as the purpose and scope of agency activities.

2. Capital improvement program data shall include but not be limited to the following:

a. The streets and highway programming process shall specify priorities, guide route establishments, select route design criteria and provide detailed design information for each road or bridge project.

Roads CIP Development Process:

1. The department of transportation shall submit a request for CIP project funding. The chief budget and strategic planning officer shall annually review and forecast recommended roads CIP projects to the executive.

2. For projects where a determination of environmental significance has been made pursuant to the State Environmental Policy Act Amendments of 1983, a study or environmental impact statement or declaration of no significant impact will be prepared by the responsible official. In order for a determination of environmental significance to be made, the proposal should be at a sufficient stage of contemplation or planning that its principal features can be reliably identified in terms of alternative locations, size, quantities of natural resources involved, changes in land use and general areas of the community and population that may be affected.

3. Inclusion of other data which the executive and council deems necessary which may include objects of expenditure and other expenditures categories.

NEW SECTION. SECTION 4. There is hereby added to K.C.C. 4.04 a new section to read as follows:

Fiscal note procedure. A. The chief budget and strategic planning officer shall establish a procedure for the preparation of fiscal notes on the expected impact of motions or ordinances which will increase or decrease county revenues or expenditures. Such fiscal notes shall document the impact of proposed legislation for the current fiscal year and a cumulative forecast for each of the succeeding three fiscal years. The chief budget and strategic planning officer shall coordinate the development of fiscal notes with all affected agencies. Fiscal notes shall be attached to all legislation transmitted by the executive, provided, that a fiscal note may not be required when the executive certifies in writing that the subject legislation has no significant fiscal impact on the operating and/or capital budget.

B. The fiscal note form used by the chief budget and strategic planning officer shall be the form approved by the council.

C. All fiscal notes shall contain:

1. A brief descriptive title of the motion or ordinance.

2. An estimate of revenue impact of the subject motion or ordinance. Revenue impact shall be displayed for the current fiscal year and the three subsequent fiscal years.

3. An estimate of the expenditure impact of the subject motion or ordinance on the operating and/or capital budget. Expenditure impact shall be displayed for the current fiscal year and the three subsequent fiscal years. This section shall present a detailed breakdown of the anticipated expenditure by fiscal year.

4. An explanation of how the revenue or expenditure impacts were developed. This section shall include, but not be limited to quantifiable data which illustrates a significant workload increase or decrease caused by adoption of the subject motion or ordinance; major assumptions made in preparing the fiscal note and indicate whether passage of the subject motion or ordinance was anticipated in the current fiscal year's annual budget.

D. The chief budget and strategic planning officer shall also provide a fiscal note on any legislative proposal requested by a councilmember. Such fiscal note shall be returned to the requesting councilmember and the council clerk's office for distribution to all councilmembers and attachment to the proposed motion or ordinance within five working days. The lack of any fiscal note shall not affect the validity of any motion or ordinance adopted by the council.

NEW SECTION. SECTION 5. There is hereby added to K.C.C. 4.04 a new section to read as follows:

Executive Responsibilities. A. The executive shall be responsible for the implementation of all CIP projects pursuant to adopted project budgets and schedules. At least fifteen days prior to advertising for construction bids for any capital project, the council chair and councilmembers in whose district construction will take place shall be notified. The notification shall include project identification, advertising dates, and a summary description of the work to be performed, provided, that failure to comply with this provision shall not delay bid advertisement.

B. The executive shall be responsible for implementation of council adopted CIP projects to ensure their completion on schedule and within adopted budgets. The executive shall select consultants soliciting work on all CIP projects. The executive shall implement

the provisions of this section by the establishment of rules and procedures that provide for consultant selection, ongoing CIP design review, and project implementation.

C. All above grade, CIP projects shall be subject to the following process:

1. An Operational Master Plan shall be developed by the agency requesting a CIP project in conjunction with the chief budget and strategic planning officer and shall be submitted to the executive and the council for approval.

2. A Capital Improvement Plan, based upon the adopted county space plan, where applicable, and the approved Operational Master Plan, shall be developed by the User Agency with assistance from the Implementing Agency and shall be submitted to the executive and the council for approval. Capital projects that involve the development of new parks or significant addition to or rehabilitation of existing parks shall require a public meeting in the affected community at the Program Plan and Site Master Plan stage, prior to submitting these plans to the executive and council for approval.

3. Project Program Plan, based upon the adopted county space plan, where applicable, and the approved Operational Master Plan, shall be developed by the User Agency, with assistance from the Implementing Agency, for each requested CIP. This plan shall be submitted to the executive and the council for approval. This plan shall specify which projects will require a Site Master Plan.

4. Site Master Plan shall be developed by the Implementing Agency, with input from the User Agency, for all capital improvements that involve multiple projects, are complex in nature, or are otherwise identified as requiring such a plan in the Project Program Plan. This plan shall be submitted to the executive and council for approval.

5. The executive may exempt smaller scale projects from the requirements in paragraphs C.1 and C.2 of this section, provided that, criteria for granting exemptions are established, and approved by the council, and that the Implementing Agency certifies the Project Program Plan and related CIP or lease request is in conformance with the adopted county space plan.

NEW SECTION. SECTION 6. There is hereby added to K.C.C. 4.04 a new section to read as follows:

CIP Review. A. Ongoing review of adopted CIP projects shall be managed by a CIP Implementation Team consisting of members from the following agencies:

1. Budget and strategic planning function in the executive office;
2. Implementing Agency; and
3. User Agency - if different than the Implementing Agency.

B. Projects shall be reviewed as needed for compliance with approved program, budget, and schedule. The CIP implementation team shall report, as needed, to the executive on any potential changes or problems related to any project's adopted scope, cost or schedule.

NEW SECTION. SECTION 7. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Accounting funds - Creation Authority - Ordinance review. A. The council shall create by ordinance all accounting funds for which the council exercises appropriation authority. The county auditor shall review ordinances that establish such accounting funds for consistency with basic fund classification and accounting principles.

B. The director of the department of finance may establish accounting funds for which appropriations are not required or which are mandated by state law or regulations and sub-funds and accounts as may be necessary to meet legal, administrative and accounting requirements; provided, that such funds, sub-funds and accounts shall be established consistent with generally accepted accounting principles and requirements established by state law and regulations. For all such funds, sub-funds and accounts, the director of the department of finance shall be the fund manager unless otherwise provided by ordinance.

NEW SECTION. SECTION 8. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Definitions. As used in this chapter, the following terms shall have the following meanings:

A. "Director of finance" means the director of the department of finance.

B. "Chief budget and strategic planning officer" means that individual designated by the executive to perform the budgeting and strategic planning functions assigned to the executive under K.C.C. 2.16.

C. "First tier fund" means each fund listed or described as a first tier fund in K.C.C. 4.08.

D. "Fund manager" means that person holding or exercising the powers of the position or office specified in K.C.C. 4.08 as the manager for each fund. As to any fund created for which no fund manager is designated, the director of the department of finance shall be deemed to be the fund manager.

E. "Second tier fund" means each fund listed or described as a second tier fund in K.C.C. 4.08.

NEW SECTION. SECTION 9. There is hereby added to K.C.C. 4.08 a new section to read as follows:

First tier funds and designated fund managers. A. First tier funds and fund managers are as follows:

Fund No.	Fund Title	Fund Manager
104	Solid Waste Landfill Post Closure Maintenance	Dept. of Natural Resources
109	Recorder's O & M	Dept. of Information & Administrative Services
111	Enhanced-911 Emergency Tel System	Dept. of Information & Administrative Services
112	Mental Health	Dept. of Community & Human Services
115	Road Improvement Guaranty	Dept. of Transportation
119	Emergency Medical Services	Dept. of Public Health
121	Surface Water Management	Dept. of Natural Resources
122	Automated Fingerprint Identification System	Dept. of Public Safety
125	Bridge Replacement	Dept. of Transportation
127	Real Estate Excise Tax (REET)	Dept. Of Finance
128	Local Hazardous Waste	Dept. of Public Health
129	Youth Sports Facilities Grant	Dept. of Parks & Cultural Resources
130	Real Estate Excise Tax (REET)#2	Dept. Of Finance
134	Development and Environmental Services	Dept. of Development & Environmental Svcs
164	Two-Tenths Sales Tax Revenue Receiving	Dept. of Transportation
165	Public Transit Self Insurance	Dept. of Transportation
194	Parks Equipment Replacement	Dept. of Parks & Cultural Resources
303	Solid Waste Const 1987	Dept. of Natural Resources
305	Police Field Fac Const 1987	Dept. of Public Safety
309	Neighborhood Parks & Open Space	Dept. of Construction & Facility Management
311	Zoo Development	Dept of Finance
312	HMC Long Range CIP	Dept. of Construction & Facility

Fund No.	Fund Title	Fund Manager
		Management
313	Health Department Clinic Projects Const	Dept. of Construction & Facility Management
314	Solid Waste Const 1989	Dept. of Natural Resources
315	Conservation Futures Levy	Dept. of Natural Resources
316	Parks,Rec.& Open Space	Dept. of Construction & Facility Management
318	Surface & Storm Water Mgmt Const	Dept. of Natural Resources
319	Youth Svcs Detention Facility Const	Dept. of Construction & Facility Management
320	One Percent for Art	Dept. of Parks & Cultural Resources
322	Housing Opportunity Acquisition	Dept. of Community & Human Services
326	1990 Series B Youth Detention Facility	Dept. of Construction & Facility Management
327	Equipment and Building Acquisition	Dept of Finance
328	Pacific Medical Center Const	Dept of Finance
329	SWM CIP Construction 1992-1997	Dept. of Natural Resources
330	River and Flood Control Const 1961	Dept. of Natural Resources
331	Building Modernization Construction	Dept. of Construction & Facility Management
333	Health Centers Construction	Dept. of Construction & Facility Management
334	Capital Acqn and County Fac Renovation	Budget Organization in Executive Office
335	Youth Services Facilities Construction	Dept. of Construction & Facility Management
336	Arterial Highway Development	Dept. of Transportation
338	Airport Construction	Dept. of Construction & Facility Management
339	Working Forest 1995 B	Dept. of Natural Resources
340	Parks CIP	Dept. of Natural Resources
340-3	Urban Reforestation & Habitat Restoration	Dept. of Natural Resources
341	Arts and Historic Preservation Capital	Dept. of Parks & Cultural Resources
342	Major Maintenance Reserve	Dept. of Construction & Facility Management
343	Core GIS Capital Project	Dept of Information & Administrative Services
345	Cedar Hills Center Construction	Dept. of Construction & Facility Management
346	Regional Justice Center Construction	Dept. of Construction & Facility Management
347	Emergency Communications System	Dept. of Information & Administrative Services
349	Parks Facilities Rehabilitation	Dept. of Construction & Facility Management
350	Open Space Acquisition	Dept. of Natural Resources
381	Solid Waste Cap Equip Recovery	Dept. of Natural Resources
383	Solid Waste Environmental Reserve	Dept. of Natural Resources
384	Farmland and Open Space Acquisition	Dept. of Natural Resources
385	Renton Maintenance Fac Const	Dept. of Transportation
386	County Road Construction	Dept. of Transportation
387	HMC Construction	Dept. of Construction & Facility Management
388	Jail Renovation & Construction	Dept. of Construction & Facility Management
390	Solid Waste Construction	Dept. of Natural Resources
391	Solid Waste Landfill Reserve	Dept. of Natural Resources
394	Kingdome CIP	Stadium

Fund No.	Fund Title	Fund Manager
395	Building Repair & Replace	Dept. of Construction & Facility Management
396	HMC Building Repair and Replacement	Dept. of Construction & Facility Management
398	Industrial Land Reclamation	Dept. of Natural Resources
404	Solid Waste Operating	Dept. of Natural Resources
429	Airport Operating	Dept. of Construction & Facility Management
448	Stadium Management	Stadium
461	Water Quality	Dept. of Natural Resources
464	Public Transportation	Dept of Transportation
542	Safety & Workers' Compensation	Office of Human Resources Management
550	Employee Benefits Program	Office of Human Resources Management
551	Facilities Management	Dept. of Construction & Facility Management
552	Insurance	Dept. of Information & Administrative Services
557	Public Works Equipment Rental	Dept. of Transportation
558	Motor Pool Equipment Rental	Dept. of Transportation
559	Purchasing Stores	Dept. of Finance
560	Printing/Graphic Arts Services	Dept. of Information & Administrative Services
622	Judicial Administration Trust and Agency	Judicial Administration
624	School District Impact Fee	Budget Organization in Executive Office
674	Refunded Ltd GO Bond Rdmp.	Dept. of Finance
675	Refunded Unltd GO Bond	Dept. of Finance
676	H&CD Escrow	Dept. of Finance
693	Deferred Compensation	Office of Human Resources Management
696	Mitigation Payment System	Dept. of Transportation
843	DMS Limited GO Bonds	Dept. of Finance
890	ULID Assessment - 1981	Dept. of Transportation

B. The following shall also be first tier funds:

1. All funds now or hereafter established by ordinance for capital construction through specific road improvement districts, utility local improvement districts or local improvement districts. The director of the department of transportation shall be the fund manager for transportation-related funds. The director of the department of natural resources shall be the fund manager for utility-related funds.

2. All county funds that receive original proceeds of borrowings made pursuant to Chapter 216, Washington Laws of 1982, as now existing or hereafter amended, to the extent of the amounts then outstanding for such borrowings for that fund. For purposes of this subsection, the director of the county department or office primarily responsible for expenditures from that fund shall be the fund manager.

3. Any other fund as the council may hereinafter prescribe by ordinance to be invested for its own benefit. If no designation is made by the council upon creation of the county fund, then the fund shall be treated as provided in Section 36 of this ordinance.

NEW SECTION. SECTION 10. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Second tier funds and designated fund managers. A. Second tier funds and fund managers are as follows, except to the extent that all or a portion of any listed fund is a first tier fund by virtue of any other provision of this chapter or other ordinance:

Fund No.	Fund Title	Fund Manager
001	Current Expense	Budget Organization in Executive Office
102	Criminal Justice	Budget Organization in Executive Office
103	County Road	Dept. of Transportation
105	River Improvement	Dept. of Natural Resources
106	Veterans' Relief	Dept. of Community & Human Services
107	Developmental Disabilities	Dept. of Community & Human Services
108	Civil Defense	Dept. of Public Safety
116	Arts and Cultural Education Program	Dept. of Parks & Cultural Resources
117	Arts and Cultural Development	Dept. of Parks & Cultural Resources
120	Treasurer's O & M	Dept. of Finance
126	Alcoholism and Substance Abuse Services	Dept. of Public Health
180	Public Health Pooling	Dept. of Public Health
182	Inter-County River Improvement	Dept. of Natural Resources
214	Miscellaneous Grants	Dept. of Finance
224	Youth Employment Programs	Dept. of Community & Human Services
246	Community Dev Block Grant	Dept. of Community & Human Services
553	Computer and Communication Services	Dept. of Information & Administrative Services
661	Deceased Effects	Dept. of Finance
662	Real Prop Title Assurance	Dept. of Finance
663	Treasurer's Prop Tax Refund	Dept. of Finance
664	Prop Tax Foreclosure Sale Excess	Dept. of Finance
666	Real Prop Advance Tax Collection	Dept. of Finance
668	Ad Valorem Tax Refund	Dept. of Finance
669	Certificate of Redemption LID assmt	Dept. of Finance
670	Undistributed Taxes	Dept. of Finance
672	Cert/redemption Real Prop	Dept. of Finance
673	Miscellaneous Tax Distribution	Dept. of Finance
677	Property Tax Suspense	Dept. of Finance
678	King County Fiscal Agent	Dept. of Finance
697	Mailroom Prop Tax Refund	Dept. of Finance
698	Miscellaneous Agency	Dept. of Finance
699	Assessment Distribution/Refund	Dept. of Finance
840	Limited GO Bond Redemption	Dept of Finance
850	Unlimited GO Bond Redemption	Dept of Finance
851	Stadium GO Bond Redemption	Dept of Finance

NEW SECTION. SECTION 11. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Fund manager duties and responsibilities -- delegation. Fund managers, for both first and second tier funds, have the following duties and responsibilities:

A. Each fund manager shall review, determine the appropriateness and approve all expenditures from each fund for which he/she is the designated fund manager.

B. Each fund manager shall inform the director of the department of finance regarding the availability of funds for investment as provided in K.C.C. 4.10.

C. Each fund manager may delegate part or all of their duties and responsibilities to the following; provided, that to be effective, each delegation shall be in writing identifying the extent and scope of the duties and responsibilities being delegated:

1. Employees subordinate to and in the same department as the fund manager; and

2. Directors or managers in other departments but only for discrete elements or activities related to a fund and for amounts within such fund.

NEW SECTION. SECTION 12. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Airport fund. There is hereby created an airport fund. All receipts from the operation of the King County airport are to be deposited in the airport fund. The fund shall remain intact from year to year, and is pledged to the payment of all operating expenses, both interest and bond redemption of those bonds which were issued for the acquisition, construction or maintenance of the King County airport, and for the payment of all future maintenance, construction or operation of the airport or airport facilities.

NEW SECTION. SECTION 13. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Landfill reserve fund. A. POLICY. Public necessity requires that the existing system of the county for the disposal of solid waste, together with such extensions, additions or betterments thereto as may from time to time be authorized, be maintained, conducted, operated and accounted for as a utility of King County. As a financially self-supporting utility, the solid waste system shall set aside reserve monies for closure, post-

closure maintenance, new area development, facility relocation and the replacement of landfills. Replacement of landfills may include other means of disposal and handling including but not limited to providing facilities or programs that substitute for landfill capacity.

B. ESTABLISHMENT. There is hereby created a Landfill Reserve Fund for the sole purpose of accumulating and disbursing financial resources for the management and replacement of King County landfills as described in paragraph E of this section.

C. RESPONSIBILITY. The executive shall be responsible for the administration of the Landfill Reserve Fund including the preparation and issuance of operating procedures deemed necessary to insure the proper administrative implementation of the policies governing the purpose and use of the fund.

D. CLASSIFICATION. The Landfill Reserve Fund shall be classified as a Capital Fund. All amounts designated by the council within the rate structure of the solid waste system as earmarked for the Landfill Reserve Fund shall be collected as prescribed by the rate structure. These earmarked funds shall be transferred and credited to the Landfill Reserve Fund within thirty-five days of the end of the month in which the solid waste disposal action occurred.

E. USE OF FUND. All funds deposited into the Landfill Reserve Fund pursuant to this section shall be appropriated and used only for the management and replacement of King County landfills as follows:

1. Landfill closure and site restoration, including design work.

2. Post closure maintenance including but not limited to environmental monitoring, leachate pretreatment, gas extraction, and site maintenance.

3. Facility relocation of existing support facilities as existing landfill disposal areas are closed and new areas developed, including design work.

4. New area development to provide new disposal areas within a landfill, including design work.

5. Landfill replacement which includes the acquisition, design and development of additional landfill sites, other facilities or programs to replace or extend the life of King County landfills.

F. EARNINGS. All earnings derived from specific investment of funds accumulated in the Landfill Reserve Fund shall be deposited and credited to the Landfill Reserve Fund.

G. ESTABLISH FUND. The executive is hereby authorized to establish and activate a Capital Fund entitled, "Landfill Reserve", for the purpose described in paragraph A of this section and in accordance with the specific policies contained in paragraphs B, C, D, E, and F of this section.

NEW SECTION. SECTION 14. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Employee Benefits Program Fund. A. There is hereby created an Employee Benefits Program fund. This fund shall be a first tier fund as described in K.C.C. 4.08. The Employee Benefits Program fund shall be used for the receipt and disbursement of moneys related to the dental, medical, life, and disability insurance claims, and other benefit plans of county employees, including the costs of administration.

B. Premium rates for the Employee Benefits Program fund shall be established such that sufficient revenues shall accrue to the fund to pay for the cost of each program's functions and all indirect costs allocated to that program, as determined by the director of the department of finance, and such that the cost of the program shall be borne by the participants of the program. Such rates shall take into consideration, but need not be limited to, the following factors: dental, medical, life insurance, and other benefit programs premium and administrative costs; claims reimbursement costs; county indirect costs; self-insured loss stabilization reserves; and income earned from the investment of idle cash.

C. The fund manager as designated in K.C.C. 4.08 is hereby authorized to charge each county department and agency, at the end of each fiscal month, a sum of money that represents the number of employees of that department and agency covered by an employer-paid benefit plan that month times the monthly premium established for that plan. The fund manager is also hereby authorized to charge county employees, retired employees and others, at the end of each fiscal month, a sum of money that represents the monthly premium established for the program for which the person(s) is/are enrolled.

D. The Employee Benefits Program fund shall seek to maintain an excess of assets over liabilities for each of the benefit programs accounted for by the fund.

NEW SECTION. SECTION 15. There is hereby added to K.C.C. 4.08 a new section to read as follows:

King County Worker's Compensation Fund. A. There is hereby established, under the provisions of Chapter 51.14 RCW, a self insurance reserve fund which shall be known as the King County Worker's Compensation Fund. Said fund shall serve as the depository and serving account of funds necessary to fulfill those purposes contained in Chapter 51.14 RCW.

B. This fund is intended to collect and disburse moneys to carry out the functions of the Safety and Worker's Compensation program, and funds shall not be attached for other purposes, unless such action is expressly approved by the council.

C. Industrial insurance rates shall be established such that sufficient revenues shall accrue to the fund to pay for the cost of the program functions and to maintain an excess of current and other assets over liabilities, excluding estimated claims settlements. Such rates shall take into consideration, but need not be limited to the following factors: past losses for each industrial insurance classification, the number of hours worked in each classification, and estimated claims settlements for injury claims.

D. The director of the office of human resources management is hereby authorized to transfer from the budget of each county department and agency at the end of each fiscal quarter a sum of money that represents the amount of money previously budgeted for payment of state industrial insurance.

E. The executive is hereby authorized to obtain for the county whatever bond is required by law to become a self-insurer under Chapter 51.14 RCW.

F. It is intended that the policies contained in this chapter be applied to the Worker's Compensation Fund beginning in 1982.

G. The fund shall seek to maintain an excess of current and other assets over liabilities, excluding estimated claims settlements, equal to or greater than the sum of each individual reserve established for all injury claims on file as estimated by the director of the office of human resource management. Any funds accumulated beyond this requirement may be applied in establishing industrial insurance rates.

NEW SECTION. SECTION 16. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Park Facilities Rehabilitation Fund. A new capital fund is hereby created entitled Park Facilities Rehabilitation Fund, providing for the receipt of revenues and disbursement of expenditures for park rehabilitation. Cash balances in said fund not needed for immediate expenditure shall be invested for the benefit of the fund, pursuant to the first paragraph of RCW 36.29.020, and such procedures and limitations contained in county ordinance. Such investments shall not negate or affect the authority of the director of the department of finance, under the guidance of the executive finance committee, to include the retained cash balance in the fund as part of the residual treasury cash invested under the second paragraph of RCW 36.29.020, as now or hereafter amended, for the benefit of the county Current Expense Fund.

NEW SECTION. SECTION 17. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Surface and Storm Water Construction Fund. A new capital fund is hereby created entitled Surface and Storm Water Construction Fund, providing for the receipt of revenues and the disbursement of expenditures for construction, engineering, planning, acquisition of land, and other related costs for the acquisition and development of drainage control facilities. Cash balances in said fund not needed for immediate expenditure shall be invested for the benefit of the fund, pursuant to the first paragraph of RCW 36.29.020, and such procedures and limitations contained in county ordinance. Such investments shall not negate or affect the authority of the director of the department of finance, under the guidance of the executive finance committee, to include the retained cash balance in the fund as part of the residual treasury cash invested under the second paragraph of RCW 36.29.020, as now or hereafter amended, for the benefit of the county Current Expense Fund.

NEW SECTION. SECTION 18. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Building Repair and Replacement Fund. A new capital fund is hereby entitled Building Repair and Replacement Fund, providing for receipt of revenues and disbursement

to appropriate capital funds for expenditures to repair and replace county buildings and building systems. Cash balances in said fund not needed for immediate expenditure shall be invested for the benefit of the fund, pursuant to the first paragraph of RCW 36.29.020, and such procedures and limitations contained in county ordinance. Such investments shall not negate or affect the authority of the director of the department of finance, under the guidance of the executive finance committee, to include the retained cash balance in the fund as part of the residual treasury cash invested under the second paragraph of RCW 36.29.020, as now or hereafter amended, for the benefit of the county Current Expense Fund.

NEW SECTION. SECTION 19. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Northshore Park and Recreation Service Area. The director of the department of finance is directed to serve as the treasurer of the Northshore Park and Recreation Service Area (PRSA) and to perform the functions designated in RCW 36.68.500 et seq. A local service area fund shall be established in the department of finance for the Northshore PRSA to be called the "Northshore PRSA Fund", which shall be managed as set forth in RCW 36.68.510.

NEW SECTION. SECTION 20. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Enumclaw Parks and Recreation Service Area. The director of the department of finance is directed to serve as the treasurer of the Enumclaw PRSA and to perform the functions designated in RCW 36.68.500 et seq. A local service area fund shall be established in the department of finance for the Enumclaw PRSA to be called the "Enumclaw PRSA Fund", which shall be managed as set forth in RCW 36.68.510.

NEW SECTION. SECTION 21. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Solid Waste Environmental Reserve Fund. There is hereby created the Solid Waste Environmental Reserve Fund. The Solid Waste Environmental Reserve Fund shall be classified as a Capital Improvement Fund. The Solid Waste Environmental Reserve Fund shall be a first tier fund as described in K.C.C. 4.08. Uses of the Solid Waste

Environmental Reserve Fund monies shall be limited to remediation costs related to active and closed solid waste handling facilities which the department of natural resources owns or has custodial responsibility for and to costs related to inverse condemnation claims that result from solid waste activities.

NEW SECTION. SECTION 22. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Surface Water Management (SWM) CIP Construction Fund. There is hereby created the SWM CIP Construction Fund. The SWM CIP Construction Fund shall be classified as a Capital Improvement Fund and shall be a first tier fund as described in K.C.C. 4.08. Uses of the SWM CIP Construction Fund shall be for the purposes of providing for the construction of capital facilities related to surface and stormwater management.

NEW SECTION. SECTION 23. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Cultural Education Program Fund. A. The King County Cultural Education Program Fund shall be a special revenue fund.

B. For investment purposes, the King County Cultural Education Program Fund shall be considered a second tier fund.

C. Beginning January 1, 1991 and ending December 31, 1991, forty percent of all excess hotel-motel tax revenues collected by the county under the provisions of RCW 67.28.180(3)(a) in any calendar year shall be deposited in the King County Cultural Education Program Fund.

D. Monies expended from the King County Cultural Education Program Fund shall be used only for Cultural Education Program projects recommended by the executive and approved by the council prior to December 31, 1991. Any monies remaining after completion of these projects shall be transferred to the Cultural Education Program in the King County Arts and Cultural Development Fund.

NEW SECTION. SECTION 24. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Arts and Cultural Development Fund. A. The King County Arts and Cultural Development Fund shall be a special revenue fund.

B. For investment purposes, the King County Arts and Cultural Development Fund shall be considered a second tier fund.

C. Beginning January 1, 1992, and through December 31, 2000, seventy-five percent, and beginning January 1, 2001 through December 31, 2012, seventy percent, of all excess hotel-motel tax revenues collected by the county under the provisions of RCW 67.28.180(3)(a), as amended, in any calendar year shall be deposited in the King County Arts and Cultural Development Fund. The King County Arts and Cultural Development Fund will fund the King County Cultural Facilities Program, the King County Cultural Education Program and the King County Special Projects Program.

D. Monies expended from this fund shall be used only for the purposes established in K.C.C. 4.42 and shall be subject to the conditions of K.C.C. 4.42. Monies distributed to art museums, cultural museums, heritage museums, the arts, and the performing arts shall be in addition to and may not be used to replace or supplant any other cultural programs funded by the county from general revenues.

E. At least forty percent of the revenues distributed pursuant to this section for the period January 1, 2001, through December 31, 2012, shall be deposited in an account and shall be used to establish an endowment. Principal in the account shall remain permanent and irreducible. The remaining revenues, along with the earnings from investments of balances in the account, may only used for the purposes stated in K.C.C. 4.42.

F. Recommendations for grants from the King County Cultural Education Program and Special Projects Program Fund shall be made by the King County Arts Commission and the King County Landmarks and Heritage Commission and submitted to the executive for recommendation and to the council for review and approval.

NEW SECTION. SECTION 25. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Landfill Post-Closure Maintenance Fund. A. There is hereby created a Landfill Post-Closure Maintenance Fund. The fund balance may be used for all costs associated with landfill post-closure maintenance operations at county owned landfills.

B. The director of the department of natural resources shall be responsible for the administration of the Landfill Post-Closure Maintenance Fund including the preparation and issuance of operating procedures deemed necessary to ensure the proper administrative implementation of the policies governing the purpose and use of the fund.

C. The Landfill Post-Closure Maintenance Fund shall be classified as a Special Revenue Fund. Monies collected in the Landfill Reserve Fund for landfill post-closure maintenance for landfills operated by King County shall be transferred into the Landfill Post-Closure Maintenance Fund at the time each landfill is closed. At such time as a landfill is closed, the executive shall present to the council an ordinance appropriating funds designated for its post-closure maintenance from the Landfill Reserve Fund to the Landfill Post-Closure Maintenance Fund, and appropriating from the Landfill Post-Closure Maintenance Fund monies for post-closure maintenance.

D. All earnings derived from specific investment of funds accumulated in the Landfill Post-Closure Maintenance Fund shall be deposited and credited to the existing Landfill Post-Closure Maintenance fund balance.

E. The executive is hereby authorized to establish and activate a new Special Revenue Fund entitled "Landfill Post-Closure Maintenance Fund" for the purpose described in paragraph A of this section and in accordance with the specific policies contained in paragraphs B, C, and D of this section.

NEW SECTION. SECTION 26. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Youth Sports Facilities Grant Fund. There is hereby created the Youth Sports Facilities Grant Fund. This fund shall be a first tier fund as described in K.C.C. 4.08. Funds from the Youth Sports Facilities Grant Fund shall be made available to develop, renovate or repair sports facilities primarily serving persons under 21 years of age in low and moderate income communities within King County via an annual request-for-proposal process integrated as much as possible with the community development block grant program. A sports facility is defined as any structure or field that is intended to be used primarily for athletic purposes. Administrative costs shall be minimized and leveraging of funds from other sources encouraged.

NEW SECTION. SECTION 27. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Real Estate Excise Tax, Number 2 Fund. There is hereby created a new county fund entitled Real Estate Excise Tax, Number 2 Fund. This fund shall be a first tier fund as described in K.C.C. 4.08.

NEW SECTION. SECTION 28. There is hereby added to K.C.C. 4.08 a new section to read as follows:

School District Impact Fee Fund. A. There is hereby created a School District Impact Fee fund. This fund shall be a first tier fund as described in K.C.C. 4.08. This fund shall be a non-budgeted Agency Fund.

B. The School District Impact Fee Fund shall be used for the receipt and disbursement of fees authorized by the State of Washington Growth Management Act of 1990 and 1992, RCW 36.70A and RCW 82.02 and implemented by Ordinances 9785 and 10162. The School District Impact Fee Fund will be administered under the terms of interlocal agreements between the county and each school district for which an impact fee schedule has been adopted by the council.

NEW SECTION. SECTION 29. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Major Maintenance Reserve Fund. A. FUND ESTABLISHED. There is hereby created a new county fund entitled Major Maintenance Reserve Fund. This fund shall be a first tier fund as described in K.C.C. 4.08.

B. RESERVES. Sufficient reserves shall be maintained in the Major Maintenance Reserve Fund to fund the county's ongoing major maintenance requirements for county-owned buildings and grounds, including the King County Courthouse, Administration Building, Yesler Building, and other county-owned buildings occupied by all county departments.

C. FINANCING. The Major Maintenance Reserve Fund will be financed by: Initiative 62 settlements received from the State; annual service charges against all county agencies housed in county-owned space; a 1% major maintenance assessment against all

newly acquired or constructed above grade facilities; proceeds from the sale of county-owned real property; and other appropriations and transfers as authorized by the council.

D. ANNUAL SERVICE CHARGE. Beginning in 1994 the county shall establish a major maintenance service charge against all county agencies housed in county-owned space. The plan for this service charge shall be submitted to the council for review and approval by June 30, 1993. Changes to the annual service charge shall be submitted to the council for review and approval.

E. ELIGIBLE EXPENDITURES/SIX-YEAR PLANS. Any major repairs, or major maintenance projects called for in the county's general facilities major maintenance program shall be eligible for expenditures from the Major Maintenance Reserve. The general facilities major maintenance plan will provide 6-year major maintenance and rehabilitation plans for each of the county's general government facilities. These plans will be updated annually and will serve as the basis for requesting project appropriations from the Major Maintenance Reserve Fund. Requests to use the Major Maintenance Reserve Fund as a financing source for capital projects will be made in accordance with the county's annual Capital Improvement Program planning and budgeting process.

F. SPENDING PRIORITIES. First priority for spending funds from the Major Maintenance Reserve Fund shall be for projects which improve safety for the public and county employees. Second priority shall be for projects which preserve facility integrity. Third priority shall be for projects which significantly reduce future maintenance costs, improve operational efficiencies or increase revenues. Fourth priority shall be for projects which improve the overall facility appearance and usability by the public.

G. MINIMUM FUND BALANCE. The county shall maintain a minimum fund balance in the Major Maintenance Reserve Fund of $1,000,000, or a higher amount as determined by the council, as an emergency reserve to deal with unanticipated and emergency major maintenance projects. If used for emergency purposes, the minimum fund balance shall be restored within one year. The fund balance should be systematically increased in anticipation of a significant outlay of funding during the later years of the 6-year capital planning cycle.

NEW SECTION. SECTION 30. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Metropolitan Services Funds. A. There is hereby established a Water Quality Fund as a first-tier fund. The Water Quality Fund shall account for the water quality enterprise. This fund shall include the following accounts:

1. Water Quality Operating Account, previously known as the "Municipality of Metropolitan Seattle Sewer Revenue Fund," created by Resolution No. 7, adopted by the council of the Municipality of Metropolitan Seattle on November 26, 1958;

2. Water Quality Construction Account, previously known as the "Municipality of Metropolitan Seattle Sewer Construction Fund," created by Section 9 of Resolution No. 90, adopted by the council of the Municipality of Metropolitan Seattle on May 18, 1961.

3. Water Quality Revenue Bond Account, previously known as the "Municipality of Metropolitan Seattle Sewer Revenue Bond Fund," created by Section 10 of Resolution No. 90 of the council of the Municipality of Metropolitan Seattle.

4. Water Quality General Obligation Bond Account, previously known as the "Water Quality Limited Tax General Obligation Bond Fund," created by Section 8 of Ordinance 11241.

5. Second Water Quality Construction Account, previously known as the "Second Water Quality Construction Fund," created by Section 13 of Ordinance 11241.

Restrictions on these accounts shall be the same as were previously established by Resolutions No. 7 and 90 of the council of the Municipality of Metropolitan Seattle and Ordinance 11241. Balances that were previously held in these funds shall be continued in these accounts.

B. There is hereby established a Public Transportation Fund as a first-tier fund. The Public Transportation Fund shall account for the public transportation enterprise. This fund shall include the following accounts:

1. Public Transportation Operating Account, previously known as the "Municipality of Metropolitan Seattle Public Transportation Revenue Fund," created by Resolution No. 936, adopted by the council of the Municipality of Metropolitan Seattle on June 1, 1967;

2. Public Transportation Construction Accounts, previously known as the "Municipality of Metropolitan Seattle Public Transportation Construction Fund," created by Resolution No. 2209, adopted by the council of the Municipality of Metropolitan Seattle on October 17, 1974.

3. Two-tenths Sales Tax Revenue Receiving Fund, previously known as the "Municipality of Metropolitan Seattle Two-tenths Sales Tax Revenues Receiving Fund," to account for the receipt of the two-tenths percent sales tax as required by Resolution No. 4937, adopted by the council of the Municipality of Metropolitan Seattle on June 19, 1986.

4. Limited Sales Tax General Obligation Fund, previously known as the "Municipality of Metropolitan Seattle Limited Sales Tax General Obligation Bond Fund," to account for debt service on the limited sales tax general obligation bonds of the public transportation enterprise, as provided in Resolution No. 4937 of the council of the Municipality of Metropolitan Seattle.

Restrictions on these accounts shall be the same as were previously established by Metro Resolutions Nos. 936, 2209 and 4937. Balances that were previously held in these funds shall be continued in these accounts.

NEW SECTION. SECTION 31. There is hereby added to K.C.C. 4.08 a new section to read as follows:

GIS Core Project Fund. A. There is hereby created the King County GIS Core Project Fund. This capital fund shall be a first tier fund as described in K.C.C. 4.08.

B. Funds deposited in the King County GIS Core Project Fund shall be made available for the purpose of developing a core geographic information system for the county. Funds shall be used for the acquisition of equipment, maintenance of software and hardware licenses, and preparation of necessary geographic information system data bases.

NEW SECTION. SECTION 32. There is hereby added to K.C.C. 4.08 a new section to read as follows:

Solid Waste Capital Equipment Recovery Fund. A. There is hereby created a Solid Waste Capital Equipment Recovery Fund for the sole purpose of accumulating financial resources for the replacement of and major maintenance in lieu of purchase to

replace solid waste rolling stock and stationary compactors purchased in 1979 and subsequent years on a timely and economic basis.

B. The director of the department of natural resources will be responsible for the administration of the Capital Equipment Recovery Fund including the preparation and issuance of operating procedures deemed necessary to insure the proper administrative implementation of the policies governing the purpose and use of the fund.

C. The Solid Waste Capital Equipment Recovery Fund shall be classified as a capital fund. Establishment of annual and carry-over budgets against this fund, beginning in 1982, shall be in compliance with existing capital improvement programming guidelines and capital improvement budgeting procedures including subsequent changes and/or revisions to same.

D. Annual appropriations of solid waste user fee revenues, beginning 1981, shall be included in the solid waste operating budget for transfer to the Solid Waste Capital Equipment Recovery Fund to finance the replacement of and major maintenance in lieu of purchase to replace existing solid waste rolling stock and stationary compactors in future years. This annual appropriation shall be sufficient to maintain adequate replacement and major maintenance reserves. Transfers from the operating budget to the recovery fund will be made monthly.

E. All earnings derived from specific investment of funds accumulated in the Solid Waste Capital Equipment Recovery Fund shall be deposited and credited to the Solid Waste Capital Equipment Recovery Fund. Receipts derived from the future sale of surplus solid waste equipment items for salvage values shall also be deposited in the Solid Waste Capital Equipment Recovery Fund.

NEW SECTION. SECTION 33. There is hereby added to K.C.C. 4.10 a new section to read as follows:

Definitions. As used in this chapter, the following terms shall have the following meanings:

A. "Director of finance": The director of the department of finance.

B. "Chief budget and strategic planning officer": That individual designated by the executive to perform the budgeting and strategic planning functions assigned to the executive under K.C.C. 2.16.

C. "First tier fund": Each county fund listed or described as a first tier fund in K.C.C. 4.08.

D. "Fund manager": That person holding or exercising the powers of the position or office specified in K.C.C. 4.08 as the manager for each fund and such persons to whom the fund manager has delegated duties and responsibilities as provided in K.C.C. 4.08.

E. "Residual treasury cash": Any cash in the custody or control of the department of finance as to which no investment directive under the first paragraph of RCW 36.29.020, as now or hereafter amended, has been received by the director of the department of finance. Residual treasury cash includes county cash for which the fund manager has not directed a specific fund investment pursuant to this chapter.

F. "Second tier fund": A fund that is not to be invested for its own benefit under the first paragraph of RCW 36.29.020 and listed as a second tier fund in K.C.C. 4.08.

NEW SECTION. SECTION 34. There is hereby added to K.C.C. 4.10 a new section to read as follows:

Maximum available for investment. For each first tier fund designated in K.C.C. 4.08, the maximum amount of funds available but not required for immediate expenditure which are to be invested pursuant to the first paragraph of RCW 36.29.020, as now or hereafter amended, is to be determined by the fund manager prospectively taking into consideration the need to maintain sufficient cash liquidity in the fund to meet current expenditure requirements. Each fund manager shall make such a determination for each fund no less often than weekly, nor more often than daily, and shall promptly advise the director of the department of finance, in such manner and subject to such reasonable administrative constraints as the director of the department of finance shall establish, if there are funds to be invested, to invest such amounts from each fund, informing the director of the department of finance of the amount and maximum length of maturity appropriate for each investment, and such amounts are hereby authorized for investment under the first paragraph of RCW 36.29.020, as now or hereafter amended. Such investments shall be

made and the lengths of their maturities selected by the director of the department of finance in consultation with the executive finance committee. Consultation with the executive finance committee shall include, at a minimum, full disclosure of average invested and residual cash for each county fund. Such investments shall not negate or affect the authority of the director of the department of finance, under the guidance of the executive finance committee, to include the retained cash balance in the fund as part of the residual treasury cash invested under the second paragraph of RCW 36.29.020, as now or hereafter amended, for the benefit of the county Current Expense Fund.

NEW SECTION. SECTION 35. There is hereby added to K.C.C. 4.10 a new section to read as follows:

Executive finance committee. The executive finance committee is hereby confirmed as being the "county finance committee", referred to in RCW 36.29.020 and RCW 36.48.070, and shall be composed of the following: county executive, director of the department of finance, chief budget and strategic planning officer, and the chairperson of the county council. The executive finance committee shall be responsible for directing the director of the finance department in determining the maximum prudent extent to which residual treasury cash shall be invested pursuant to RCW 36.29.020 and this chapter. Actions of the committee shall be by majority vote except when the chairperson of the council determines such action constitutes a policy determination, as opposed to an administrative determination, which should be referred to the council. The chairperson of the council may defer action on the proposal until the council makes such policy determination regarding the proposed action.

NEW SECTION. SECTION 36. There is hereby added to K.C.C. 4.10 a new section to read as follows:

New Funds. A. Whenever a new county fund shall be created, unless it is of a type described in Section 10.B.1 of this ordinance, consideration shall be given to whether it should be a first tier fund, and the council shall consider the recommendation of the executive in this regard within 45 days of receiving such recommendation. Any fund as to which no specific action is or has been taken within 45 days to authorize specific fund

investments under the first paragraph of RCW 36.29.020, as now or hereafter amended, shall be a second tier fund.

B. Whenever a new county fund is established with direction that all surplus monies in the fund be invested for the benefit of that fund, or when such direction is given in connection with any county fund, such direction shall be deemed to mean only that monies available but not required for immediate expenditure shall be invested for that fund according to the procedures and limitations contained in this chapter, and such direction shall not negate or affect the authority of the director of the department of finance, under the guidance of the executive finance committee, to include the retained cash balance in that fund as part of the residual treasury cash invested under the second paragraph of RCW 36.29.020, as now or hereafter amended, for the benefit of the county Current Expense Fund; except that if specific negative reference is made to this chapter and direction is expressly given that the Current Expense Fund shall not receive any earnings attributable to the fund in question, then and only then shall that particular fund be entitled to its proportionate share of any earnings resulting from residual treasury cash.

C. In case direction shall be given that certain monies in a county fund be invested for the benefit of that fund, and no fund manager be provided for, then the director of the county department or office primarily responsible for expenditures from that fund shall be the fund manager.

NEW SECTION. SECTION 37. There is hereby added to K.C.C. 4.10 a new section to read as follows:

Ratification of prior investments. All prior actions of the executive finance committee and the director of the department of finance or his/her predecessor taken in connection with investment directives and policies, investment decisions, and the allocation of investment earnings, as they relate to the investment of county funds, are hereby ratified.

NEW SECTION. SECTION 38. There is hereby added to K.C.C. 4.12 a new section to read as follows:

Risk management committee. A. CREATION AND COMPOSITION. There is created a risk management committee to be composed of the following individuals: RM, safety manager, chief civil deputy, and chief budget and strategic planning officer. The RM

shall chair the committee. The safety manager shall be a nonvoting member of the committee and shall serve to inform and advise the committee on safety matters and coordinate employee safety programs with the risk identification and control functions of the committee.

B. DUTIES OF COMMITTEE. The risk management committee shall:

1. Make recommendations to the council and executive regarding risk management policy and shall cause such policy to be established and kept current;

2. Approve the selection of all insurance brokers submitted to it, as a result of a competitive procurement process;

3. Render advice to the RM on matters concerning the purchase of insurance policies and advise on the design of insurance and funded self-insurance programs;

4. Advise the RM concerning matters of risk management policy; and

5. Approve the purchase of all insurance policies.

NEW SECTION. SECTION 39. There is hereby added to K.C.C. 4.14 a new section to read as follows:

Policy. It is the policy of King County that financial services provided to the county by banking institutions be provided as a result of open competitive procurement processes.

NEW SECTION. SECTION 40. There is hereby added to K.C.C. 4.14 a new section to read as follows:

Frequency of competitive procurement process. Competitive procurement processes by banking institutions to provide said services shall occur once every three years.

NEW SECTION. SECTION 41. There is hereby added to K.C.C. 4.14 a new section to read as follows:

Financial service need survey. The director of the department of finance shall conduct a survey of the financial services needs of the county prior to initiating the procurement process. The survey shall be reviewed and updated prior to each subsequent procurement process.

NEW SECTION. SECTION 42. There is hereby added to K.C.C. 4.14 a new section to read as follows:

Development and review of specifications. The director of the department of finance shall develop specifications stating the financial service needs of the county. Said specifications shall be reviewed and approved by the council prior to formally seeking proposals from banks.

NEW SECTION. SECTION 43. There is hereby added to K.C.C. 4.14 a new section to read as follows:

Specifications forwarding - Pre-proposal conference. Specifications shall be forwarded to all banking institutions capable of serving the county's financial service needs and shall be made available to any bank or individual interested in providing such services. A conference shall be arranged prior to submission of formal proposals to receive input from the banking community. Changes to the specifications will be by addendum and will be reviewed by the council.

NEW SECTION. SECTION 44. There is hereby added to K.C.C. 4.14 a new section to read as follows:

Specifications time limit - Proposals called when. Specifications for providing banking services to the county shall be developed for council approval on or before the end of March. Proposals shall be called by the first working day in June.

NEW SECTION. SECTION 45. There is hereby added to K.C.C. 4.16 a new section to read as follows:

Special purpose revolving funds. The director of the department of finance is hereby authorized to establish three funds for the purposes listed below and will reimburse such funds upon submittal of adequately documented disbursement records which must relate to the purpose of the respective fund. The following special purpose revolving funds are recognized as necessary to the legitimate operating needs of the county:

A. Employee Advance Travel Expense Revolving Fund.

1. Custodian: Department of finance.

2. Purpose: To provide advances for employee travel expense in cases deemed to otherwise result in undue economic burden on the employee.

B. Special Investigation Revolving Fund.

1. Custodian: Department of public safety.

2. Purpose: To provide cash funds for payments to nonemployees as may occur in special investigation activities.

C. Fraud Division Revolving Fund.

1. Custodian: Office of the prosecuting attorney.

2. Purpose: To provide cash funds for such purposes or payments to nonemployees as may be incurred in fraud investigations.

NEW SECTION. SECTION 46. There is hereby added to K.C.C. 4.20 a new section to read as follows:

Finance Director designated as county treasurer. The directorof the department of finance shall perform the duties specified by general law to be performed by the treasurer of the county in connection with the issuance, sale, delivery and payment of bonds of the county or bonds of political subdivisions or municipal corporations of the state located within the county. The director of the department of finance shall be, by virtue of his/her office, the treasurer of the county and said director may designate a bank or banks to act for and on his/her behalf as safekeeping agent, escrow agent or trustee in connection with the issuance of advance refunding bonds of the county, and shall perform all other functions prescribed by general law to be performed by the treasurer of the county unless otherwise specified by the Charter or by ordinance duly adopted pursuant to the Charter.

NEW SECTION. SECTION 47. There is hereby added to K.C.C. 4.42 a new section to read as follows:

Staffing. The cultural resources division of the department of parks and cultural resources shall be responsible for staff support for the Arts and Cultural Education program in accordance with the provisions of this chapter.

NEW SECTION. SECTION 48. There is hereby added to K.C.C. 4.42 a new section to read as follows:

Hotel-Motel Special Support Program. There is hereby created the King County Hotel-Motel Special Support Program.

A. The Hotel-Motel Special Support program shall be administered by the director of the department of finance under the direction of the executive and in accordance with guidelines and policies established by the council.

B. From January 1, 1992 through December 31, 2000, twenty-five percent, and from January 1, 2001 through December 31, 2012, thirty percent, of all excess hotel-motel tax revenues collected by the county under the provisions of RCW 67.28.180(3)(a), as amended, shall be allocated to the Hotel/Motel Special Support Program and shall be used for the following purposes and in a manner reflecting the following order of priority: Stadium capital improvements, acquisition of open space lands, youth sports activities and tourism promotion.

C. For the purposes of this section, "Stadium capital improvements" include, but are not limited to, a stadium restaurant facility operated by a private concessionaire under a contract with the county; restroom facilities; artificial turf system; seating facilities; parking facilities; and a scoreboard and information system adjacent to or within a county-owned stadium, together with equipment, utilities, accessories and appurtenances necessary thereto.

D. For the purposes of this section, "tourism promotion" includes activities intended to attract visitors for overnight stays, arts, heritage, and cultural events, and recreational, professional, and amateur sports events. Monies distributed for tourism promotion shall be in addition to and may not be used to replace or supplant any other funding by the county. Eligible applicants shall only include nonprofit organizations formed for the express purpose of tourism promotion in the county. Such organizations shall use monies distributed under this section to promote events in all parts of the county.

E. There shall be written guidelines and procedures for allocating funds under this section. The guidelines shall be written at the direction of the executive and shall be approved by the council.

NEW SECTION. SECTION 49. There is hereby added to K.C.C. 4.42 a new section to read as follows:

Cultural Facilities Program. A. The Cultural Facilities Program shall be administered by the director of the department of parks and cultural resources under the direction of the executive and in accordance with guidelines and policies established by the council. The program shall consist of grants responding to priorities established by the

council, reviewed annually, to performing arts, visual arts, heritage and cultural organizations.

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

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

D. The funds allocated to the Cultural Facilities Program shall be used only for the purchase, design, construction, and remodeling of performing arts, visual arts, heritage, and cultural facilities, and for the purchase of fixed assets that will benefit art, heritage, and cultural organizations.

E. Funds may be spent on providing assistance for planning and improvement of cultural facilities, providing for the preservation and restoration of cultural facilities otherwise eligible for funding pursuant to this chapter, and providing funds to cultural organizations to comply with Section 504 of the Federal Rehabilitation Act of 1973, as amended.

F. Funds received under this section may be used for payment of principal and interest on bonds issued for capital projects. The director of the department of finance will manage the program's debt to ensure continued high credit quality, access to credit markets, and financial flexibility. All of the program's debt management activities will be conducted to maintain at least the current credit ratings assigned to the county's debt by the major credit rating agencies and to maintain an adequate debt service coverage ratio. Long term debt will not be used to support operating expenses. The director of the department of finance will develop and maintain a central system for all debt-related records which will

include all official statements, bid and other procurement documents, ordinances, indentures, leases etc., for all of the program's debt and will accurately account for all interest earnings in debt-related funds. These records will be designed to ensure that the program is in compliance with all debt covenants and with state and federal laws.

G. Eligible applicants shall include performing arts, visual arts, heritage and cultural organizations. Eligible applicants must be financially stable and have at least the following:

1. A legally constituted and working board of directors;

2. A record of artistic, heritage, or cultural accomplishments;

3. At least a two-year operating history;

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

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

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

NEW SECTION. SECTION 50. There is hereby added to K.C.C. 4.44 a new section to read as follows:

Authority to sell county tax title property. The property services division of the department of construction and facility management is authorized to conduct sales of all county tax title property.

NEW SECTION. SECTION 51. There is hereby added to K.C.C. 4.52 a new section to read as follows:

Procedure for - When. Whenever, on the first day of January of any year, two installments of any local improvement assessment are delinquent, or the final installment thereof has been delinquent for more than one year, the director of the department of finance, shall, on or before the first day of October of such year, proceed with foreclosure of such assessments or installments thereof in accordance with state law.

NEW SECTION. SECTION 52. There is hereby added to K.C.C. 4.57 a new section to read as follows:

Authorization to negotiate and enter into contracts, general authority. The executive or the director of the department of parks and cultural resources, if designated by

the executive, is authorized on behalf of the county to negotiate and enter into concession contracts with private non-profit organizations for the express purpose of utilizing existing county park facilities to provide recreational opportunities to the public. The private non-profit organization will have the primary responsibility for operating, managing, and maintaining the facility during the term of the contract.

NEW SECTION. SECTION 53. There is hereby added to K.C.C. 4.64 a new section to read as follows:

Shortened refund application form availability and use. A. The assessor shall make available to taxpayers who are entitled to a tax refund by a final order of the board of equalization, as provided by RCW 84.69.020 (9), or by a final order of the State Board of Tax Appeals, as provided by RCW 84.69.020 (10), a shortened refund application form consistent with the provisions of Chapter 84.69 RCW. Such form shall include only such information necessary to establish the validity and finality of the action taken by the board of equalization or the Board of Tax Appeals. When such form, together with the decision of a board, has been filed with and verified by the assessor, the director of the department of finance shall make the appropriate refund determined by the board of equalization or the Board of Tax Appeals together with interest as prescribed by law without regard to the limitation contained in RCW 84.69.030 (2) and without council action; provided, that no refunds shall be made under this shortened procedure where the taxpayer fails to make application for refund hereunder within three months of the date of receiving the final decision of a Board; or where the assessor has given timely notice of appeal from the decision of a Board; provided further, that no provision of this section shall affect any other procedures or forms relating to Chapter 84.69 RCW refunds.

B. The board of equalization and the State Board of Tax Appeals shall, by the first Monday in January of each year, provide a written list to the chairperson of the council of all appeals pending longer than three years.

NEW SECTION. SECTION 54. There is hereby added to K.C.C. 4.64 a new section to read as follows:

Petitions filed with assessor. Petitions for refund of taxes under Chapter 84.69 RCW shall be filed with the assessor on forms provided by the assessor. The assessor shall

review all petitions for refund that involve issues within the assessor's statutory responsibilities and determine whether the provisions of RCW 84.69.020 or RCW 84.60.050 are satisfied. The assessor shall forward all petitions to the department of finance with an indication of whether the assessor determined that the provisions of RCW 84.69.020 or RCW 84.60.050 were satisfied, were not satisfied, or if no such determination was made because the issues involved were not within the assessor's statutory responsibilities.

NEW SECTION. SECTION 55. There is hereby added to K.C.C. 4.64 a new section to read as follows:

Finance department responsibilities on petitions. If the director of the department of finance receives a petition from the assessor with an indication by the assessor that the provisions of RCW 84.69.020 or RCW 84.60.050 have been satisfied and if the director determines that the petition was filed within the time limits set forth in RCW 84.69.030, the director shall grant the petition and issue a tax refund to the petitioner. If the director receives a petition involving issues outside of the assessor's statutory responsibilities, that therefore has not been reviewed to determine whether the provisions of RCW 84.69.020 were satisfied, the director shall make such a review. After review, if the director finds that the provisions of RCW 84.69.020 are satisfied and that the petition was timely filed, the director shall grant the petition and issue a tax refund to the petitioner.

NEW SECTION. SECTION 56. There is hereby added to K.C.C. 4.68 a new section to read as follows:

Certification of nondelinquent property tax account required for building and land development permits. The applicant for any of the permits listed below shall be required to provide certification from the director of the department of finance that property taxes for the subject property are not delinquent prior to county issuance of said permit. The certification shall be obtained by the applicant from the director of the department of finance.

NEW SECTION. SECTION 57. There is hereby added to K.C.C. 4.77 a new section to read as follows:

Fee schedule. The superior court shall prepare and adopt a fee schedule charging no more than one hundred two dollars per case to cover the costs of the administration and operation of juvenile diversion services provided under RCW 13.40. The parent or legal guardian of a juvenile who receives diversion services must pay for the services based on the parent's or guardian's ability to pay. The director of the department of finance and the superior court, having fully complied with the provision of K.C.C. 2.98, are authorized to implement procedures, for cause, to waive all or part of the fees based on an applicant's showing of bona fide hardship. Collection of said service fee shall be the responsibility of the superior court and the director of the department of finance. Should it prove necessary, the prosecuting attorney shall assist the superior court and the department of finance in collections of said fee.

NEW SECTION. SECTION 58. There is hereby added to K.C.C. 4.77 a new section to read as follows:

Current Expense Fund. The superior court and the director of the department of finance shall cause any such fee so collected to be placed into the Current Expense Fund of the county no less than 12 times per year, based on the requirements of State law and the application of generally accepted principles of accounting.

NEW SECTION. SECTION 59. There is hereby added to K.C.C. 4.84 a new section to read as follows:

Adoption of registration system. The county adopts the following system of registering the ownership of its bonds and obligations.

A. Registration Requirement. All bonds and obligations offered to the public, having a maturity of more than one year and issued by the county after June 30, 1983, on which the interest is intended to be exempt from federal income taxation, shall be registered as to both principal and interest as provided in this chapter.

B. Method of Registration. The registration of all county bonds and obligations required to be registered shall be carried out either by:

1. a book entry system of recording the ownership of the bond or obligation on the books of the county or the fiscal agencies, whether or not a physical instrument is issued; or

2. by recording the ownership of the bond or obligation and requiring as a condition of the transfer of ownership of any bond or obligation the surrender of the old bond or obligation and either the reissuance of the old bond or obligation or the issuance of a new bond or obligation to the new owners. No transfer of any bond or obligation subject to registration requirements shall be effective until the name of the new owner and the new owner's mailing address, together with such other information deemed appropriate by the registrar, shall be recorded on the books of the registrar.

C. Denominations. Except as may be provided otherwise by the ordinance authorizing their issuance, registered bonds or obligations may be issued and reissued in any denomination up to the outstanding principal amount of the bonds or obligations of which they are a part. Such denominations may represent all or a part of a maturity or several maturities and on reissuance may be in smaller amounts than the individual denominations for which they are reissued.

D. Appointment of Registrar. Unless otherwise provided in the ordinance authorizing the issuance of registered bonds or obligations, the director of the department of finance of King County shall be the registrar for all registered interest-bearing warrants, installment contracts, interest-bearing leases and other registered bonds or obligations not usually subject to trading and the fiscal agencies shall be the registrar for all other county bonds and obligations.

E. Duties of Registrar.

1. The registrar shall serve as the county's authenticating trustee, transfer agent, registrar and paying agent for all registered bonds and obligations for which he, she, or it serves as registrar and shall comply fully with all applicable federal and state laws and regulations respecting the carrying out of those duties.

2. The rights, duties, responsibilities and compensation of the registrar shall be prescribed in each ordinance authorizing the issuance of the bonds or obligations, which rights, duties, responsibilities and compensation shall be embodied in a contract executed by the director of the King County department of finance and the registrar. Except in instances when the fiscal agencies serve as registrar, the county adopts by reference the contract between the state finance committee of the State of Washington and the fiscal agencies in

lieu of executing a separate contract and prescribing by ordinance the rights, duties, obligations and compensation of the registrar. When the director of the King County department of finance serves as registrar, a separate contract shall not be required.

3. In all cases when the registrar is not the fiscal agencies and the obligation is assignable, the ordinance authorizing the issuance of the registered bonds or obligations shall specify the terms and conditions of:

a. making payments of principal and interest;

b. printing any physical instruments, including the use of identifying numbers or other designation;

c. specifying record and payment dates;

d. determining denominations;

e. establishing the manner of communicating with the owners of the bonds or obligations;

f. establishing the methods of receipting for the physical instruments for payment of principal, the destruction of such instruments and the certification of such destruction;

g. registering or releasing security interests, if any; and

h. such other matters pertaining to the registration of the bonds or obligations authorized by such ordinance as the county may deem to be necessary or appropriate.

SECTION 60. **Severability.** The provisions of this ordinance shall be effective in all cases unless otherwise provided by federal law. The provisions of this ordinance are separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or other portion of this ordinance or the invalidity of the application thereof to any person or circumstance shall not affect the validity of the remainder of this ordinance or the validity of the application to other persons or circumstances.

SECTION 61. **Effective date.** This ordinance shall take effect on January 1, 1996.

SECTION 62. **Continuation of ordinances.** The provisions of this ordinance, so far as they are substantially the same as those of ordinances existing at the time of the enactment of this ordinance, shall be construed as continuations thereof.

INTRODUCED AND READ for the first time this 11th day of December, 1995.

PASSED by a vote of 11 to 0 this 18th day of December, 1995.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Kent Pullen
Chair

ATTEST:

Gerald A. Peterson
Clerk of the Council

APPROVED this 21st day of December, 1995

Gary Locke
King County Executive

Attachments:
None