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Sponsors:	
Attachments:	

1 ..Title

2 AN ORDINANCE proposing to amend the King County  
3 Charter to reestablish the office of county sheriff as an  
4 executive appointed position represented by the executive  
5 in collective bargaining with department of public safety  
6 employees; amending Sections 350.20.40, 680.10, and 890  
7 of the King County Charter and repealing Sections 645 and  
8 898 of the King County Charter; and submitting the same  
9 to the voters of the county for their ratification or rejection  
10 at the next general election to be held in this county  
11 occurring more than forty-five days after the enactment of  
12 this ordinance.

13 ..Body

14 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

15 SECTION 1. There shall be submitted to the qualified voters of King County for  
16 their approval and ratification or rejection, at the next general election to be held in this  
17 county occurring more than forty-five days after the enactment of this ordinance, an  
18 amendment to Sections 350.20.40 and 680.10 of the King County Charter and a repeal of  
19 Section 645 of the King County Charter, as set forth herein:

20 **Section 350.20.40 Department of Public Safety.**

21 The department of public safety shall be administered by the county sheriff who  
22 shall perform the duties specified by general law. The county sheriff shall be ~~((elected by~~  
23 ~~the voters of the county, and the sheriff's term of office shall be four years))~~ appointed by  
24 the county executive and confirmed by county council. The department of public safety  
25 shall be an executive department subject to the civil service personnel system and shall  
26 utilize the services of the administrative offices and the executive departments, but it  
27 shall not be abolished or combined with any other executive department or administrative  
28 office and shall not have its duties decreased by the county council.

29 **Section 645 repealed.** Section 645 of the King County Charter, "Sheriff;  
30 Election, Term of Office and Compensation, is hereby repealed.

31 **680.10 Designation, Appointment and Election to Fill Vacancy.**

32 Immediately upon commencing their terms of office, the county executive, county  
33 assessor, county director of elections~~((;))~~ and county prosecuting attorney ~~((and county~~  
34 ~~sheriff))~~ shall each designate one or more employees who serve as a deputy or assistant in  
35 such office to serve as an interim official in the event of a vacancy in the elective office of  
36 the county executive, county assessor, county director of elections~~((;))~~ or county  
37 prosecuting attorney~~((or county sheriff))~~, respectively.

38 Except for a designation made by the metropolitan county council, a designation of  
39 an interim official shall only be effective if the county executive, county assessor, county  
40 director of elections~~((;))~~ and county prosecuting attorney ~~((and county sheriff))~~, each for  
41 that officer's elective office, complies with the following procedure; commits the  
42 designation to writing; identifies the order of precedence if more than one county officer or  
43 employee is designated; signs the written designation; has the written designation

44 notarized; files the written designation with the county office responsible for records; and  
45 provides a copy of the written designation to the chair of the metropolitan county council.  
46 The county executive, county assessor, county director of elections((§)) and county  
47 prosecuting attorney ((~~and county sheriff~~)) may, at any time, amend such designation by  
48 complying with the same procedure established for making the designation.

49 In the event the county executive, county assessor, county director of elections((§))  
50 and county prosecuting attorney ((~~and county sheriff~~)) neglects or fails to make such a  
51 designation within seven calendar days of commencing his or her term of office, the  
52 metropolitan county council may by ordinance designate one or more employees who serve  
53 as a deputy or assistant in such office to serve as an interim official in the event of a  
54 vacancy in the elective office of the county executive, county assessor, county director of  
55 elections((§)) or county prosecuting attorney((~~and county sheriff~~)), respectively. A  
56 designation made by the metropolitan county council shall be effective upon adoption of  
57 the ordinance therefor and may be amended by ordinance; provided that a designation by  
58 the county executive, county assessor, county director of elections((§)) or county  
59 prosecuting attorney((~~and county sheriff~~)) which occurs subsequent to the adoption of an  
60 ordinance shall take precedence over the designation by ordinance.

61 The designated county officer or employee shall immediately upon the occurrence  
62 of a vacancy serve as the interim official and shall exercise all the powers and duties of the  
63 office granted by this charter and general law until an acting official is appointed as  
64 provided in this section.

65 The metropolitan county council shall, after being appraised of a vacancy in the  
66 elective office of county executive, county assessor, county director of elections((§)) or

67 county prosecuting attorney (~~and county sheriff~~), fill the vacancy by the appointment of  
68 an employee who served as a deputy or assistant in such office at the time the vacancy  
69 occurred as an acting official to perform all necessary duties to continue normal office  
70 operations. The acting official shall serve until the vacancy is filled by appointment  
71 pursuant to general law for nonpartisan county elective offices.

72 A vacancy in an elective county office shall be filled at the next primary and  
73 general elections which occur in the county; provided that an election to fill the vacancy  
74 shall not be held if the successor to the vacated office will be elected at the next general  
75 election as provided in Section((s)) 640 (~~and 645~~) of this charter. The term of office of an  
76 officer who has been elected to fill a vacancy shall only be for the unexpired portion of the  
77 term of the officer whose office has become vacant and shall commence as soon as he or  
78 she is elected and qualified.

79 A majority of the county council may temporarily fill a vacancy by appointment  
80 until the vacancy has been filled by election or the successor to the office has been elected  
81 and qualified.

## 82 **Section 890 Employee Representation.**

83 The county council may enact an ordinance providing for collective bargaining by  
84 the county with county employees covered by the personnel system. If an ordinance  
85 providing for collective bargaining is enacted, it shall not be subject to the veto power of  
86 the county executive; and, (~~except with respect to bargaining by the county with~~  
87 ~~employees of the department of public safety pursuant to Section 898 of this charter\*~~), it  
88 shall designate the county executive as the bargaining agent of the county. Any

89 agreement reached as a result of negotiations by the county bargaining agent with county  
90 employees shall not have the force of law unless enacted by ordinance.

91 **Section 898 repealed.** Section 898 of the King County Charter, "Department of  
92 Public Safety Employee Collective Bargaining", is hereby repealed.

93 SECTION 2. The clerk of the council shall certify the proposition to the manager  
94 of the elections division, in substantially the following form, with such additions,  
95 deletions or modifications as may be required by the prosecuting attorney:

96 Shall the King County Charter be amended to reestablish the office of  
97 county sheriff as an executive appointed position represented by the  
98 executive in collective bargaining with department of public safety  
99 employees?