



King County  
Meeting Proceedings

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

Metropolitan King County Council

*Councilmembers: Dow Constantine, Chair;  
Bob Ferguson, Vice Chair of Policy;  
Jane Hague, Vice Chair of Administration and Finance;  
Reagan Dunn, Larry Gossett, Kathy Lambert, Julia Patterson, Larry Phillips,  
Pete von Reichbauer*

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Room 1001

July 20, 2009

11:00 AM

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REVISED AGENDA  
Added Item 47

1. **Call to Order**

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*The meeting was called to order at 11:08 a.m.*

2. **Roll Call**

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Present: Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Phillips, Mr. Gossett, Ms. Patterson and Mr. Dunn

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

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*Ms. Hague led the flag salute and Pledge of Allegiance.*

4. **Approval of Minutes of July 13, 2009**

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*Mr. Ferguson moved to approve the minutes of the July 13, 2009 meeting as presented. Seeing no objection, the Chair so ordered.*

5. **Additions to the Council Agenda**

*Item 47 was added to the agenda.*

6. **Reports on Special and Outside Committees**

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*Mr. Constantine commented on the weekend opening of central link light rail, indicating it was a momentous occasion, and really marks the beginning of a new chapter in the history of our region. Some members rode on Friday, July 17, which Mr. Constantine described as the "preview ride". Joni Earl, Executive Director and CEO, Sound Transit gave remarks. Mr. Constantine explained that for the Saturday ceremony at the Beacon Hill station, people joined the family of the worker who tragically died during construction, for a moment of silence. A plaque was unveiled at this station.*

*Mr. Phillips added comments, indicating how clean, reliable, convenient and inexpensive this way of transportation is. It is a welcomed opportunity for our future. He also indicated how great it was to participate with so many people.*

*Ms. Lambert indicated she enjoyed the ride and commented on the enthusiasm of the speakers. She also indicated how impressed she was with the comfortable ride and the configuration of the cars. Also, the artwork is tasteful and distinctive.*

*Mr. Gossett added comments, indicating he was struck by the modern aspects of the light rail system. He looks forward to its future growth.*

*Mr. Dunn commented on the Task Force Committee for the King County Fair and also indicated that the fair attendance over the weekend doubled over last year.*

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

### **Consent Item 7**

7. [Proposed Motion No. 2009-0415](#)

**Mr. Constantine, Mr. Dunn, Ms. Patterson, Mr. Gossett, Ms. Hague and Mr. Phillips**

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A MOTION authorizing the chair of the council to enter into a contract amendment extending the term of the contract for services to represent the county with the Washington state Legislature and specifying the compensation to be paid during the extended term of the contract.

*The enacted number is 13027.*

**This Matter was Passed on the Consent Agenda.**

### **Passed The Consent Agenda**

**A motion was made by Mr. Ferguson that the Consent Agenda be passed. The motion carried by the following vote:**

**Votes:** Yes: 7 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
No: 0  
Excused: 2 - Ms. Lambert and Mr. von Reichbauer

### **Committee of the Whole**

8. [Proposed Substitute Motion No. 2009-0239.2](#)

**Mr. Ferguson**

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A MOTION accepting the mental illness and drug dependency annual report for 2008 in compliance with Ordinances 15949, 16261 and 16262.

*The enacted number is 13028.*

**A motion was made by Mr. Ferguson that this matter be Passed. The motion carried by the following vote:**

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

9.

**[Proposed Motion No. 2009-0398](#)**

**Mr. Ferguson**

**[Play Video](#)**

A MOTION appointing \_\_\_\_\_ as King County assessor, in accordance with Section 680.10 of the King County Charter and RCW 36.16.110.

*The Chair indicated that Proposed Motion 2009-0398 is deferred until the July 27, 2009 Council meeting.*

**Deferred**

**10. [Proposed Motion No. 2009-0414](#)****Mr. Ferguson, Mr. Phillips, Mr.  
Constantine, Ms. Hague and Ms.  
Lambert****[Play Video](#)**

A MOTION supporting the proposal to designate Washington state's coastline and Puget Sound a Maritime National Heritage Area.

*The enacted number is 13029.*

**A motion was made by Mr. Ferguson that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
No: 0  
Excused: 0

**11. [Proposed Motion No. 2009-0420](#)****Mr. Ferguson****[Play Video](#)**

A MOTION appointing committees to write the voters' pamphlet statements for and against the charter amendment placed on the ballot by Ordinance \_\_\_\_\_ for the November 3, 2009, election.

*The Chair indicated that Proposed Motion 2009-0420 is deferred until the July 27, 2009 Council meeting.*

**Deferred**

**12. [Proposed Motion No. 2009-0421](#)****Mr. Ferguson**

A MOTION appointing committees to write the voters' pamphlet statements for and against the charter amendment placed on the ballot by Ordinance 16547 for the November 3, 2009, election.

*The Chair indicated that Proposed Motion 2009-0421 is deferred until the July 27, 2009 Council meeting.*

**Deferred**

**13. [Proposed Motion No. 2009-0422](#)****Mr. Ferguson**

A MOTION appointing committees to write the voters' pamphlet statements for and against the charter amendment placed on the ballot by Ordinance 16484 for the November 3, 2009, election.

*The Chair indicated that Proposed Motion 2009-0422 is deferred until the July 27, 2009 Council meeting.*

**Deferred**

**14. [Proposed Motion No. 2009-0423](#)****Mr. Ferguson**

A MOTION appointing committees to write the voters' pamphlet statements for and against the charter amendment placed on the ballot by Ordinance 16546 for the November 3, 2009, election.

*The Chair indicated that Proposed Motion 2009-0423 is deferred until the July 27, 2009 Council meeting.*

**Deferred**

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**Government Accountability and Oversight**

15. [Proposed Substitute Motion No. 2009-0392.2](#) **Mr. Phillips and Ms. Lambert**

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A MOTION requesting the executive to act upon the Washington State Auditor's Office Accountability Audit Report by developing a comprehensive plan for improved business practices and internal controls in King County, and report the plan to the council by August 28, 2009.

*The enacted number is 13030.*

**A motion was made by Mr. Dunn that this matter be Passed. The motion carried by the following vote:**

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

**Reappointment Consent Agenda Items 16 and 17**

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16. [Proposed Motion No. 2009-0409](#) **Ms. Lambert**

A MOTION confirming the executive's reappointment of Bret Stewart, who resides in council district three, to the King County board for developmental disabilities.

*The enacted number is 13031.*

**This Matter was Passed on the Consent Agenda.**

17. [Proposed Motion No. 2009-0413](#) **Ms. Lambert**

A MOTION confirming the executive's reappointment of Margaret Birdsey, who resides in council district three, to the King County board for developmental disabilities.

*The enacted number is 13032.*

**This Matter was Passed on the Consent Agenda.**

**Passed The Consent Agenda**

**A motion was made by Mr. Ferguson that the Consent Agenda be passed. The motion carried by the following vote:**

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

## Hearing Examiner Consent Agenda Items 18 and 19

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18. [Proposed Substitute Ordinance No. 2008-0390.3](#) **Ms. Patterson and Mr. Constantine**

AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, reclassification of certain property located at 23612 Military Road South as described in department of development and environmental services file no. L08TY401, from I-P, Industrial (with P-suffix condition limiting use of the property) to I-P, Industrial (with changed P-suffix conditions), at the request of Kirk Hiller, and amending K.C.C. Title 21A, as amended, by modifying the zoning map to reflect this reclassification. *The enacted number is 16595.*

**This Matter was Passed on the Consent Agenda.**

19. [Proposed Substitute Ordinance No. 2009-0214.2](#) **Mr. Constantine**

AN ORDINANCE authorizing the vacation of a portion of SE 400th Street, File V-2620; Petitioners: Muckleshoot Indian Tribe. *The enacted number is 16596.*

**This Matter was Passed on the Consent Agenda.**

### Passed The Consent Agenda

**A motion was made by Ms. Hague that the Consent Agenda be passed. The motion carried by the following vote:**

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

## First Reading and Referral of Ordinances

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20. [Proposed Ordinance No. 2009-0435](#) **Mr. Ferguson and Mr. Phillips**

AN ORDINANCE approving and adopting the collective bargaining agreement and two memoranda of agreement negotiated by and between King County and Public Safety Employees Union (King County Civic Television (CTV)) representing employees in the legislative branch of King County; and establishing the effective date of said agreements.

**Introduced and Referred to Committee of the Whole**

21. [Proposed Ordinance No. 2009-0437](#) **Mr. Dunn**

AN ORDINANCE relating to appointment and membership terms on the King County International Airport roundtable; and amending Ordinance 12785, Section 3, and K.C.C. 15.94.030.

**Introduced and Referred to Government Accountability and Oversight Committee**

22. **Proposed Ordinance No. 2009-0442** **Mr. Gossett**  
AN ORDINANCE making an appropriation of an additional \$1,387,011 to the office of information resource management capital project fund for the data center relocation projects; and amending the 2009 Budget Ordinance, Ordinance 16312, Section 125, as amended, and Attachment B, as amended.  
**Introduced and Referred to Budget and Fiscal Management Committee**
23. **Proposed Ordinance No. 2009-0443** **Mr. Ferguson and Mr. Phillips**  
AN ORDINANCE approving and adopting the collective bargaining agreement and memoranda of agreement negotiated by and between King County and International Brotherhood of Electrical Workers, Local 77 (Department of Transportation (Road Services), Office of Information Resource Management) representing employees in the departments of natural resources and parks, public health, transportation and the office of information resource management; and establishing the effective date of said agreements.  
**Introduced and Referred to Committee of the Whole**
24. **Proposed Ordinance No. 2009-0444** **Mr. Ferguson and Mr. Phillips**  
AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Union of Operating Engineers, Local 302 representing employees in the departments of transportation and natural resources and parks; and establishing the effective date of said agreement.  
**Introduced and Referred to Committee of the Whole**
25. **Proposed Ordinance No. 2009-0445** **Mr. Gossett**  
AN ORDINANCE directing the submission to the qualified voters of King County a Safe and Strong Communities proposition authorizing an additional sales and use tax of one-tenth of one percent pursuant to RCW 82.14.450 for criminal justice purposes including police protection, fire protection, public health such as pandemic flu preparation, human services and general city purposes and appointing committees to write the voters' pamphlet statements for the November 3, 2009, general election.  
**Introduced and Referred to Budget and Fiscal Management Committee**
26. **Proposed Ordinance No. 2009-0448** **Mr. Constantine**  
AN ORDINANCE limiting King County's participation in the South Lake Washington Revitalization Area; and declaring an emergency  
**Introduced and Referred to Budget and Fiscal Management Committee**
27. **Proposed Ordinance No. 2009-0449** **Mr. Constantine**  
AN ORDINANCE limiting King County's participation in the Port Quendall Revitalization Area; and declaring an emergency.  
**Introduced and Referred to Budget and Fiscal Management Committee**
28. **Proposed Ordinance No. 2009-0450** **Mr. Phillips, Mr. Constantine and Mr. Gossett**  
AN ORDINANCE requiring fair labor practices in development of affordable housing by developers purchasing real property from the county; and amending Ordinance 12045, Section 10, as amended, and K.C.C. 4.56.100.  
**Introduced and Referred to Budget and Fiscal Management Committee**

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**First Reading and Referral of Motions**

29. [Proposed Motion No. 2009-0408](#) **Ms. Lambert**  
A MOTION accepting the annual progress report on the implementation of the King County Veterans and Human Services Levy Service Improvement Plan, as required by Ordinance 15632.  
**Introduced and Referred to Law, Justice, Health and Human Services Committee**
30. [Proposed Motion No. 2009-0411](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Loran Lichty, who resides in council district nine, to the King County regional human services levy oversight board.  
**Introduced and Referred to Law, Justice, Health and Human Services Committee**
31. [Proposed Motion No. 2009-0412](#) **Mr. Phillips**  
A MOTION confirming the executive's appointment of Veronica Kavanagh, who resides in council district four, to the King County mental health advisory board.  
**Introduced and Referred to Law, Justice, Health and Human Services Committee**
32. [Proposed Motion No. 2009-0436](#) **Ms. Patterson**  
A MOTION supporting a multicounty work force housing down payment assistance initiative to assist in restoring the economic vitality of western Washington  
**Introduced and Referred to Law, Justice, Health and Human Services Committee**
33. [Proposed Motion No. 2009-0438](#) **Ms. Patterson and Mr. Phillips**  
A MOTION urging the 111th Congress of the United States to enact comprehensive health reform in 2009.  
**Introduced and Referred to Law, Justice, Health and Human Services Committee**
34. [Proposed Motion No. 2009-0439](#) **Ms. Lambert**  
A MOTION requesting the executive to develop a plan to increase the county's level of information technology infrastructure maturity and capability.  
**Introduced and Referred to Government Accountability and Oversight Committee**
35. [Proposed Motion No. 2009-0451](#) **Ms. Lambert**  
A MOTION requesting the executive to develop a plan to reduce the number of paper forms used in King County government and increase the number of electronic forms.  
**Introduced and Referred to Government Accountability and Oversight Committee**

**36. Recess**[Play Video](#)

*The meeting was recessed at 11:40 a.m.*

*The meeting was reconvened at 2:42 p.m.*

*The meeting went into Executive Session at 3:45 p.m.*



## Hearings and Second Reading of Ordinances from Standing Committees and Regional Committees

### Consent Items 37-39

#### [Play Video](#)

37. [Proposed Ordinance No. 2009-0368](#) **Mr. Constantine**

AN ORDINANCE relating to King County district court electoral district boundaries; and amending Ordinance 10476, Section 2, as amended, and K.C.C. 2.68.085.

**On 7/20/2009, a public hearing was held and closed.**

*The enacted number is 16597.*

**This Matter was Passed on the Consent Agenda.**

38. [Proposed Ordinance No. 2009-0391](#) **Mr. Dunn**

AN ORDINANCE authorizing the executive to enter into an interlocal agreement with the Valley Communications Center for the establishment of joint projects regarding the replacement, upgrade, maintenance, and repair of equipment in that portion of the Valley Communications Center that is part of the regional emergency communication system and is owned by both King County and Valley Communications Center, as well as Valley Communications Center separately owned and operated equipment not within the regional emergency communication system.

**On 7/20/2009, a public hearing was held and closed.**

*The enacted number is 16598.*

**This Matter was Passed on the Consent Agenda.**

39. [Proposed Ordinance No. 2009-0419](#) **Mr. Ferguson**

AN ORDINANCE amending Ordinance 16547, Section 1, to correct a typographical error.

**On 7/20/2009, a public hearing was held and closed.**

*The enacted number is 16599.*

**This Matter was Passed on the Consent Agenda.**

### Passed The Consent Agenda

**A motion was made by Mr. Ferguson that the Consent Agenda be passed. The motion carried by the following vote:**

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn

No: 0

Excused: 0

## Committee of the Whole

40. [Proposed Substitute Ordinance No. 2009-0245.2](#) **Mr. Ferguson, Mr. Phillips, Ms. Hague, Ms. Patterson, Mr. Constantine, Mr. Dunn and Ms. Lambert**

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AN ORDINANCE proposing an amendment to the King County Charter; providing enhanced protection for certain high conservation value properties that are designated by a supermajority vote of the council, by prohibiting the county from conveying or relinquishing its interest in those properties or authorizing their expanded use, except in specified circumstances; adding a new Section 897 to the King County Charter, and submitting the same to the voters of the county for their ratification or rejection at the November 2009 general election.

**On 7/13/2009, a public hearing was held and remained open.**

**On 7/20/2009, a public hearing was held and closed.**

*The enacted number is 16600.*

**A motion was made by Mr. Ferguson that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
No: 0  
Excused: 0

41. [Proposed Ordinance No. 2009-0342](#) **Mr. Ferguson**

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AN ORDINANCE relating to the mental illness and drug dependency implementation plan; and amending Ordinance 16261, Section 2.

**On 7/20/2009, a public hearing was held and closed.**

*The enacted number is 16602.*

**A motion was made by Mr. Ferguson that this matter be Passed. The motion carried by the following vote:**

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

42. [Proposed Substitute Ordinance No. 2009-0349.2](#) **Mr. Ferguson, Mr. Dunn, Ms. Hague, Ms. Patterson, Mr. Constantine, Mr. Phillips and Ms. Lambert**

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AN ORDINANCE adopting an inventory of high conservation value properties and specifying the manner in which an inventory of high conservation value properties will be periodically updated; and adding a new chapter to K.C.C. Title 26.

**On 7/13/2009, a public hearing was held and remained open.**

**On 7/20/2009, a public hearing was held and closed.**

*The enacted number is 16601.*

**A motion was made by Mr. Ferguson that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
No: 0  
Excused: 0

43. **Proposed Ordinance No. 2009-0359**

**Ms. Lambert and Mr. Ferguson**

**Play Video**

AN ORDINANCE implementing Section 800 of the King County Charter requirements regarding council consideration of charter review commission-recommended amendments to the charter; and adding a new section to K.C.C. chapter 1.24.

**On 7/20/2009, a public hearing was held and closed.**

*The enacted number is 16603.*

**A motion was made by Mr. Ferguson that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
No: 0  
Excused: 0

**First Reading of and Action on Emergency Ordinances Without Referral to Committee**

44. **Proposed Ordinance No. 2009-0440**

**Mr. Constantine**

AN ORDINANCE instituting a hiring freeze for all nonessential county personnel through the end of 2009; and declaring an emergency.

**On 7/20/2009, a public hearing was held and closed.**

*The enacted number is 16604.*

*Mr. Ferguson moved to suspend the rules to hold a public hearing less than seven days after first reading pursuant to K.C.C. 1.24.095 and to take action on Proposed Ordinance 2009-0440 without referral to committee, pursuant to K.C.C. 1.24.085. The motion carried.*

*Ms. Hague moved Amendment 1. The motion carried by the following vote:*

*Votes: Yes: 9 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Dunn, Mr. Ferguson, Mr. Phillips, Ms. Hague and Mr. von Reichbauer  
No: 0  
Excused: 0*

**A motion was made by Ms. Hague that this matter be Passed as Amended. The motion carried by the following vote:**

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
No: 0  
Excused: 0

45. **Proposed Ordinance No. 2009-0447**

**Ms. Patterson**

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AN ORDINANCE relating to emergency declarations; amending Ordinance 3441, Section 5, as amended, and K.C.C. 4.16.050 and Ordinance 12163, Section 3, and K.C.C. 12.52.010; and declaring an emergency.

**Introduced and Referred to Government Accountability and Oversight Committee**

## Other Business

*There was no further business to come before the Council.*

## Land Use Appeal

46. [Proposed Substitute Ordinance No. 2008-0518.2](#) Mr. Constantine

[Play Video](#)

AN ORDINANCE denying a petition to vacate a portion of 227th Place SE (Martin Avenue) and a portion of a 40-foot right-of-way, also known as 227th Place SE, File V-2618; Petitioners: Kennan and Patti Southworth.

*The enacted number is 16605.*

*James O'Connor, Hearing Examiner, briefed the Council.*

*Kennan Southworth, Appellant, spoke.*

*Beverly Tonda, Respondent, spoke*

*Mike Tonda, Respondent, spoke*

*Mr. Constantine noted for the record that Councilmember Dunn was recused from consideration of Proposed Substitute Ordinance 2008-0518.*

**A motion was made by Ms. Hague that this matter be Passed. The motion carried by the following vote:**

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

## Employment Committee Consent Agenda - Item 47

47. Approval of the 2009 Supplemental Emergency Budget Furlough Policy

*A motion was made by Ms. Hague that this matter be passed. The motion carried by the following vote:*

*Votes: Yes: 9 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Dunn, Mr. Ferguson, Mr. Phillips, Ms. Hague and Mr. von Reichbauer*

*No: 0*

*Excused: 0*

## Adjournment

*The meeting was adjourned at 4:05 p.m.*

Approved this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
 Clerk's Signature