



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*

Room 1001

June 15, 2009

11:00 AM

REVISED AGENDA - Extra Items - Items 36-37

1. **Call to Order**

The meeting was called to order at 11:07 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 June 8, 2009**

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Mr. Ferguson moved to approve the minutes of the June 8, 2009 meeting as presented. Seeing no objection, the Chair so ordered.

5. **Additions to the Council Agenda**

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Items 36 and 37 were added to the council agenda.

6. **Special Item**

Presentation of a Proclamation declaring June 15, 2009, as Elder Abuse Awareness Day in King County

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Mr. Phillips was joined at the podium by Councilmembers Patterson and Lambert. Mr. Phillips spoke about Elder Abuse Awareness Day and specifically of two recent cases in the State of Washington. He introduced Claudia Donnelly, citizen advocate, and Lee Drechsel, Executive Director, Domestic Abuse Womens Network. Before reading the proclamation, Ms. Patterson and Ms. Lambert made remarks. Ms. Drechsel thanked the Council and introduced a new

advocate. Claudia Donnelly also made remarks.

7. Reports on Special and Outside Committees

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Ms. Patterson reported on the Puget Sound Regional Council Transportation Policy Board. The Board discussed the alternatives for Transportation 2040, this region's long range transportation plan. Ms. Patterson indicated that six plan alternatives are being considered, as well as the impacts on the environment. The Board is also considering how these investments can be sustained financially. Ms. Patterson will be reporting on the progress of Transportation 2040 throughout the remainder of PSRC Board meetings. PSRC's final vote on the plan will be in March, 2010.

Ms. Hague briefed the Council on the Eastside Transportation Partnership. The members discussed Metro service and budget. The members invited Metro staff to report back next month. ETP will plan to submit some written documentation to help guide them through budget and policy issues surrounding Metro.

Mr. Constantine reported on Sound Transit. The members approved land acquisitions in Tacoma. CEO, Joni Earl, reported on a new Sounder train that was added between Seattle and Tacoma beginning on June 1. Sound Transit has been working on new routings for buses in the Eastgate area. In anticipation of light rail's opening in July, the downtown Seattle transit tunnel is now open for extended hours.

Mr. Constantine reported on Sound Transit's Operations Task Force which includes regional leaders, focusing on operating the system. The Task Force plans to present to the Executive Director, a list of cost containment measures to operate more efficiently. This presentation will take place at the next Sound Transit meeting.

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

Consent Item 8

8. [Proposed Motion No. 2009-0365](#)

Ms. Hague and Mr. Phillips

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A MOTION confirming the appointment of Kurt Triplett, King County executive, to the Sound Transit board of directors.

The enacted number is 13007.

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

Budget and Fiscal Management

9.

[Proposed Substitute Motion No.
2009-0240.2](#)

Mr. Gossett

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A MOTION regarding an interim loan program to be administered by the department of community and human services.

The enacted number is 13008.

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

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

10. [Proposed Substitute Motion No. 2009-0328.2](#) Mr. Gossett

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A MOTION concerning untimely filed petitions for tax refunds in the amount of \$1,258.01 plus interest; authorizing treasury operations to make the refunds.

The enacted number is 13009.

A motion was made by Mr. Gossett 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 11 and 12

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11. [Proposed Motion No. 2009-0363](#) Ms. Hague and Mr. Phillips

A MOTION confirming the executive's reappointment of Scott Wallace, who resides in council district six, to the Harborview Medical Center board of trustees, as the King County council at-large representative.

The enacted number is 13010.

This Matter was Passed on the Consent Agenda.

12. [Proposed Motion No. 2009-0364](#) Ms. Patterson

A MOTION confirming the executive's reappointment of Dr. William Fallon, who resides in council district five, to the Harborview Medical Center board of trustees, as the King County council at-large representative.

The enacted number is 13011.

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 13-15

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13. [Proposed Substitute Ordinance No. 2009-0139.2](#) Mr. Constantine

AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed

valuation for open space submitted by Ray and Judith Willman for property located at 12323 - 209th Place NE, Redmond, WA 98052, designated department of natural resources and parks, water and land resources division file no. E08CT067.

The enacted number is 16548.

This Matter was Passed on the Consent Agenda.

14. [Proposed Substitute Ordinance No. 2009-0164.2](#) **Mr. Constantine**
 AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Argus Ranch, LLC for property located at 35612 - 212th Way SE, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT120.
The enacted number is 16549.
This Matter was Passed on the Consent Agenda.
15. [Proposed Substitute Ordinance No. 2009-0206.2](#) **Mr. Constantine**
 AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Richard and Candance Peacock for property located at 26602 SE 208th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT070.
The enacted number is 16550.
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

16. [Proposed Ordinance No. 2009-0327](#) **Mr. Phillips and Mr. Constantine**
 AN ORDINANCE related to employee retirement; providing for a voluntary employee beneficiary association for medical expense reimbursement for eligible employees; and amending Ordinance 12014, Section 19, as amended, and K.C.C. 3.12.190 and Ordinance 12014, Section 21, as amended, and K.C.C. 3.12.220.
Introduced and Referred to Government Accountability and Oversight Committee
17. [Proposed Ordinance No. 2009-0354](#) **Mr. Ferguson, Mr. Phillips and Mr. Constantine**
 AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement negotiated by and between King County and International Federation of Professional and Technical Engineers, Local 17 representing employees in the departments of public health, and community and human services; and establishing the effective date of said agreements.
Introduced and Referred to Committee of the Whole

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18. [Proposed Ordinance No. 2009-0361](#) **Ms. Lambert and Mr. Gossett**
AN ORDINANCE reflecting revised due dates for submission to council of the implementation plan of the revised human services policy framework recommendations outlined in the 2007 Human Services Recommendations Report and the veterans and human services levy quarterly progress report; and amending the 2009 Budget Ordinance, Ordinance 16312, Sections 69, 70 and 87, as amended.
Introduced and Referred to Committee of the Whole
19. [Proposed Ordinance No. 2009-0367](#) **Mr. Phillips and Mr. Dunn**
AN ORDINANCE requiring the adoption of rules addressing procedures for establishing large wood emplacements in rivers or streams.
Introduced and Referred to Physical Environment Committee
20. [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.
Introduced and Referred to Government Accountability and Oversight Committee
21. [Proposed Ordinance No. 2009-0369](#) **Mr. Gossett, Mr. Dunn, Ms. Patterson and Mr. Phillips**
AN ORDINANCE making supplemental appropriations of \$723,000 to the surface water management capital improvement program non-bond capital fund; and amending the 2009 Budget Ordinance, Ordinance 16312, Section 128, as amended, and Attachment E, as amended.
Introduced and Referred to Budget and Fiscal Management Committee
22. [Proposed Ordinance No. 2009-0371](#) **Ms. Hague**
AN ORDINANCE approving a franchise for the city of Redmond to construct, operate and maintain a water system in council district 3, and authorizing the King County executive to execute the franchise agreement.
Introduced and Referred to Physical Environment Committee
23. [Proposed Ordinance No. 2009-0372](#) **Mr. von Reichbauer**
AN ORDINANCE declaring as surplus King County's interest in King County assessor's tax parcel numbers 192105-9008-02, 192105-9082-01 and 192105-9010-08, located on the east side of M Street SE Near 12th Street SE, in Auburn, Washington; and authorizing the county executive to execute a quit claim deed for such interest.
Introduced and Referred to Budget and Fiscal Management Committee

24. [Proposed Ordinance No. 2009-0373](#) **Mr. Gossett**
- AN ORDINANCE amending the 2008/2009 Biennium Budget Ordinance for the fiscal period of January 1, 2008, through December 31, 2009, by making a disappropriation of \$250,000 and eliminating a proviso, Section 110, Proviso P2, for the department of transportation; and amending the 2008/2009 Biennium Budget Ordinance, Ordinance 15975, Section 110, as amended.
- Introduced and Referred to Budget and Fiscal Management Committee**

First Reading and Referral of Motions

25. [Proposed Motion No. 2009-0370](#) **Mr. Constantine and Mr. Phillips**
- A MOTION approving a report by the wastewater treatment division in the department of natural resources and parks on the status of the work program related to reclaimed water, the division's efforts to market and establish contracts for the sale of reclaimed water, and to develop preliminary rate structures and policies for the sale of reclaimed water from King County facilities, as required in the 2009 Budget Ordinance 16312, Section 105, Proviso P1.
- This is a dual referral first to the Regional Water Quality Committee and then to the Government Accountability and Oversight Committee.*
- This is a nonmandatory referral to the Regional Water Quality Committee under King County Charter 270.30 and KCC 1.24.0651 as an issue that is not a countywide policy or plan but would benefit from interjurisdictional discussion.*
- Introduced and Referred to Regional Water Quality Committee**
26. [Proposed Motion No. 2009-0374](#) **Mr. Phillips and Mr. Constantine**
- A MOTION requesting the transit division to develop and report on additional productivity and cost-effectiveness performance measures and a ten-year strategy to align operating costs with peer agency averages.
- Introduced and Referred to Physical Environment Committee**
27. [Proposed Motion No. 2009-0375](#) **Ms. Hague and Mr. Phillips**
- A MOTION in support of the conservation efforts for the Lake Sammamish Kokanee.
- Introduced and Referred to Physical Environment Committee**

28. Recess

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The meeting was recessed at 11:39 a.m.
The meeting was reconvened at 1:49 p.m.

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

Consent Items 29 and 30

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Item 29 was removed from the consent agenda.

29.

[Proposed Ordinance No. 2009-0173](#)

Ms. Hague

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AN ORDINANCE relating to providing notice of applications; and amending Ordinance 13147, Section 21, as amended, and K.C.C. 20.18.050, Ordinance 12196, Section 10, as amended, and K.C.C. 20.20.030, Ordinance 12196, Section 13, as amended, and K.C.C. 20.20.060, Ordinance 12196, Section 16, as amended, and K.C.C. 20.20.090 and Ordinance 1076, Section 7, as amended, and K.C.C. 20.36.060.

On 6/15/2009, a public hearing was held and closed.

The enacted number is 16552.

Item 29 was removed from the consent agenda for the purpose of amendment.

Mr. Ferguson moved Amendment 1. The motion carried by the following vote:

Votes: Yes: 5 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Mr. Ferguson and Mr. Phillips

No: 0

Excused: 4 - Mr. Dunn, Ms. Hague, Ms. Lambert and Mr. von Reichbauer

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

Votes: Yes: 5 - Mr. Constantine, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Patterson

No: 0

Excused: 4 - Ms. Hague, Ms. Lambert, Mr. von Reichbauer and Mr. Dunn

30.

[Proposed Ordinance No. 2009-0222](#)

Mr. Dunn

AN ORDINANCE establishing budget reporting requirements for technology capital projects; and amending Ordinance 14005, Section 4, as amended, and K.C.C. 2.16.0757.

On 6/15/2009 a public hearing was held and closed.

The enacted number is 16551.

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: 5 - Mr. Constantine, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Patterson

No: 0

Excused: 4 - Ms. Hague, Ms. Lambert, Mr. von Reichbauer and Mr. Dunn

Budget and Fiscal Management

31. [Proposed Substitute Ordinance No. 2009-0262.2](#) Mr. Gossett

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AN ORDINANCE relating to fees and charges at King County parks; amending existing code and ordinance provisions regarding parking fees at King County parks to reduce administrative expenses and promote compliance with parking fees, and authorizing the director of the department of natural resources and parks to issue parking citations, impose civil fines and pursue other remedies; amending Ordinance 14509, Section 7, and K.C.C. 7.08.060 and adding a new chapter to K.C.C. Title 7 and prescribing penalties.

On 6/15/2009, a public hearing was held and closed.

The enacted number is 16553.

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

Votes: Yes: 6 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Mr. Gossett, Mr. Phillips and Ms. Patterson
No: 0
Excused: 3 - Ms. Lambert, Mr. von Reichbauer and Mr. Dunn

32. [Proposed Substitute Ordinance No. 2009-0309.2](#) Mr. Gossett

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AN ORDINANCE determining the monetary requirements for the disposal of sewage for the fiscal year beginning January 1, 2010, and ending December 31, 2010, setting the sewer rate for the fiscal year beginning January 1, 2010, and ending December 31, 2010, and approving the amount of the sewage treatment capacity charge for 2010, in accordance with RCW 35.58.570; and amending Ordinance 12353, Section 2, as amended, and K.C.C. 4.90.010, and Ordinance 11398, Section 1, as amended, and K.C.C. 28.84.055.

On 6/15/2009, a public hearing was held and closed.

The enacted number 16554.

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

Votes: Yes: 6 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Mr. Gossett, Mr. Phillips and Ms. Patterson
No: 0
Excused: 3 - Ms. Lambert, Mr. von Reichbauer and Mr. Dunn

33. [Proposed Substitute Ordinance No. 2009-0323.2](#) Mr. Gossett

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AN ORDINANCE authorizing the King County executive to execute an amendment to the purchase and sale agreement dated June 21, 2007, in order to complete the sale of the county-owned property known as the North Half of the Former Kingdome Parking Lot parcel, located in Council District 8, to North Lot Development, L.L.C.

On 6/15/2009, a public hearing was held and closed.

The enacted number is 16555.

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

Votes: Yes: 6 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Mr. Gossett, Mr. Phillips and Ms. Patterson

No: 0

Excused: 3 - Ms. Lambert, Mr. von Reichbauer and Mr. Dunn

Government Accountability and Oversight

34. [Proposed Substitute Ordinance No. 2009-0310.2](#) Ms. Hague and Mr. Gossett

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AN ORDINANCE relating to voter education; directing the director of elections to collaborate in the production of video voters' guide.

On 6/15/2009, a public hearing was held and closed.

The enacted number is 16556.

Ms. Hague moved Striking Amendment S1. The motion carried by the following vote:

Votes: Yes: 7 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Ms. Lambert,

Mr. Ferguson, Mr. Phillips and Ms. Hague

No: 0

Excused: 2 - Mr. Dunn and Mr. von Reichbauer

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

Votes: Yes: 7 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. Gossett, Mr. Phillips and Ms. Patterson

No: 0

Excused: 2 - Mr. von Reichbauer and Mr. Dunn

35. [Proposed Substitute Ordinance No. 2009-0347.2](#) Ms. Patterson, Mr. Phillips and Mr. Constantine

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AN ORDINANCE related to conducting elections entirely by mail; amending Ordinance 15523, Section 2, adding a new chapter to K.C.C. Title 1 and repealing Ordinance 9391, Section 1, as amended, and K.C.C. 1.08.020 and Ordinance 918, Section 3, as amended, and K.C.C. 1.08.030.

On 6/15/2009, a public hearing was held and closed.

The enacted number is 16557.

Sherril Huff, Director of Elections, answered questions of the Council.

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

Votes: Yes: 5 - Mr. Constantine, Ms. Lambert, Mr. Gossett, Mr. Phillips and Ms. Patterson

No: 2 - Mr. Ferguson and Ms. Hague

Excused: 2 - Mr. von Reichbauer and Mr. Dunn

Other Business

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There was no further business to come before the Council.

Extra Items

Employment Committee Consent Agenda - Item 36

- 36. Convert the Term Limited Network Analyst to a regular Network Analyst Position

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

Votes: Yes: 7 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Ferguson, Mr. Phillips and Ms. Hague

No: 0

Excused: 2 - Mr. Dunn and Mr. von Reichbauer

First Reading and Referral of Motion

- 37. [Proposed Motion No. 2009-0376](#)

Ms. Lambert

A MOTION relating to the appointment of Robert Abbott to fill a vacancy on the Sammamish Plateau water and sewer district's board of commissioners.

Introduced and Referred to Physical Environment Committee

Adjournment

The meeting was adjourned at 2:22 p.m.

Approved this _____ day of _____.

Clerk's Signature