



# King County

1200 King County  
Courthouse  
516 Third Avenue  
Seattle, WA 98104

## Meeting Minutes

### Metropolitan King County Council

*Councilmembers: Bob Ferguson, Chair; Jane Hague, Vice  
Chair*

*Jan Drago, Reagan Dunn, Larry Gossett, Kathy Lambert, Julia  
Patterson, Larry Phillips, Pete von Reichbauer*

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11:00 AM

Monday, May 24, 2010

Room 1001

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#### Revised Agenda Added Items - 24-25

1. **Call to Order**

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*The meeting was called to order at 11:05 a.m.*

2. **Roll Call**

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**Present:** 9 - Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Ms. Patterson, Mr. Phillips,  
Mr. Dunn, Ms. Drago, Mr. Ferguson and Ms. Hague

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

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*Mr. Phillips led the flag salute and Pledge of Allegiance.*

4. **Approval of Minutes of May 17, 2010**

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*Mr. Phillips moved to approve the minutes of the May 17, 2010 meeting as  
presented. Seeing no objection, the Chair so ordered.*

5. **Additions to the Council Agenda**

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*Items 24-25 were added to the agenda.*

6. **Special Items**

**Presentation of a Proclamation declaring May 23, 2010, as Municipal  
League of King County Day in honor of the Municipal League's centennial**

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*Mr. Ferguson made comments about the Municipal League and introduced the co-chairs of the Board, Kathy Elias and Gabe Meyer. Mr. Dunn made remarks. Mr. Ferguson and Mr. Dunn read the proclamation. Mr. Meyer made remarks. Ms. Elias introduced members: Bob Kline, Chair of the Foundation Board, Ryan Harkins, Joel Emans, Rodney Wendt, Laraine Volkman, Judy Jenkins and Brit Sojka.*

## Presentation of a Proclamation of Memorial Day in King County and Statement of Support for the National Guard and Reserve

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*Mr. Ferguson made comments about the meaning of Memorial Day and those serving in the armed forces. He introduced Phil Sanders, Employer Support of the Guard and Reserve's Employer Outreach Representative for King County, Robert DeWald, ESGR's Washington State Employer Outreach Director. Mr. von Reichbauer also made remarks. Councilmembers Ferguson and von Reichbauer read the proclamation. Mr. DeWald thanked the Council. Mr. Ferguson also thanked Doug Hoople, King County Veterans Citizen Levy Oversight boardmember, for being in attendance.*

### 7. **Plat Tracing**

#### **Redmond Ridge East Division 6 - Council District 3**

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*Mr. Phillips moved to adopt the DDES finding of fact that the final plat of Redmond Ridge East Division 6 complies with the conditions of preliminary plat approval and other applicable laws, and that the Chair is authorized to signify Council approval by signing the final plat at the end of the meeting. Seeing no objection, the Chair so ordered.*

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

### **Consent Items 8 and 9**

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8. [2010-0011](#) A MOTION confirming the executive's appointment of Hilary King, who resides in council district seven, to the King County solid waste advisory committee, serving as "interested citizen, position 2."
- Sponsors:** Mr. von Reichbauer
- The enacted number is 13241.*
- This matter passed on the consent agenda.**
9. [2010-0249](#) A MOTION confirming the executive's appointment of Matthew Storey, who resides in council district four, to the King County board for developmental disabilities.
- Sponsors:** Mr. Phillips
- The enacted number is 13242.*
- This matter passed on the consent agenda.**

### **Passed On The Consent Agenda**

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

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

### **Reappointment Consent Agenda Items 10 and 11**

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10. [2010-0305](#) A MOTION confirming the executive's reappointment of Edith Nelson, who resides in council district one, to the King County regional human services levy oversight board.
- Sponsors:** Mr. Ferguson
- The enacted number is 13243.*
- This matter passed on the consent agenda.**
11. [2010-0306](#) A MOTION confirming the executive's reappointment of Mary Robinson, who works in council district six, to the King County emergency management advisory committee, representing electric/gas utilities.
- Sponsors:** Ms. Hague
- The enacted number is 13244.*
- This matter passed on the consent agenda.**

### **Passed On The Consent Agenda**

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

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

### **Hearing Examiner Consent Agenda Item 12**

12. [2010-0112](#) 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 Jill Jolk for property located at 19933 - 236th Avenue SE, Maple Valley, WA, designated department of natural resources and parks, water and land resources division file no. E09CT035.

[play video](#)

**Sponsors:** Mr. Ferguson

*The enacted number is 16839.*

**A motion was made by Councilmember Phillips that the consent agenda be passed. The motion carried by the following vote:**

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

## First Reading and Referral of Ordinances

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13. [2010-0279](#) AN ORDINANCE making a disappropriation and a reappropriation of \$27,225,374 to the building repair and replacement fund and the Green River flood mitigation subfund capital funds, to provide appropriation authority in the recently created Green River flood mitigation subfund that will be used to centrally reimburse agencies for their costs related to the comprehensive Green River flood mitigation project; and amending the 2009 Budget Ordinance, Ordinance 16312, Section 125, as amended, and Attachment B, as amended.

**Sponsors:** Ms. Patterson

*This matter had its first reading and was referred to the Budget and Fiscal Management Committee.*

14. [2010-0304](#) AN ORDINANCE relating to the annexation of approximately 79 acres of land into the Ronald wastewater district, known as the Holyrood Cemetery Area Annexation, for the purpose of providing sewer service.

**Sponsors:** Mr. Ferguson

*This matter had its first reading and was referred to the Environment and Transportation Committee.*

15. [2010-0319](#) AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Service Employees International Union, Local 925 (Wastewater Treatment Division) representing employees in the department of natural resources and parks; and establishing the effective date of said agreement.

**Sponsors:** Ms. Hague and Mr. Phillips

*This matter had its first reading and was referred to Committee of the Whole.*

## First Reading and Referral of Motions

16. [2010-0307](#) A MOTION confirming the executive's appointment of Paul Tanaka, who resides in council district one, to the King County personnel board.

**Sponsors:** Mr. Ferguson

*This matter had its first reading and was referred to the Government Accountability and Oversight Committee.*

## 17. Reports on Special and Outside Committees

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*Ms. Patterson reported on the General Assembly meeting of the Puget Sound Regional Council. The membership is composed of all elected officials, representing the PSRC service area: King, Kitsap, Snohomish and Pierce counties. The assembly takes place once a year to approve major regional decisions, approve the budget and elect new officers. At the meeting, the members adopted the 2040 transportation plan. The plan includes transit, pedestrian, bike and roadway improvements that are needed with the expectation of 1.5 million more people coming into the region.*

*Ms. Drago thanked Ms. Patterson for her leadership on the PSRC as well as the Transportation Policy Board.*

*Ms. Patterson briefed the Council on the Board of Health. At the meeting, the members voted on a regulation that would bring our local menu labeling law into compliance with the federal code. The federal law expands menu labeling to grocery stores, delis, convenience stores, vending machines and buffets.*

## Recess

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*The meeting was recessed at 11:36 a.m.  
The meeting was reconvened at 1:33 p.m.  
The meeting was recessed at 3:42 p.m.  
The meeting was reconvened at 4:05 p.m.*

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

### Consent Items 18-20

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18. [2009-0401](#) AN ORDINANCE authorizing the county executive to enter into an interlocal agreement with the city of Maple Valley for the adoption of the joint plan for Summit Place.
- Sponsors:** Mr. Dunn and Mr. Phillips
- The enacted number is 16840.*
- On 5/24/2010, a public hearing was held and closed.*
- This matter passed on the consent agenda.**
19. [2010-0219](#) AN ORDINANCE approving the Lakehaven Utility District Comprehensive Wastewater System Plan, 2009.
- Sponsors:** Mr. Phillips
- The enacted number is 16841.*
- On 5/24/2010, a public hearing was held and closed.*
- This matter passed on the consent agenda.**

20. [2010-0265](#) AN ORDINANCE authorizing the King County executive to enter into amendments to interlocal cooperation agreements with the cities of Bellevue, Black Diamond, Bothell, Federal Way, Kent, Kirkland, Lake Forest Park, Normandy Park, Renton, Snoqualmie and Seattle for the disbursement of conservation futures tax levy funds appropriated under Ordinances 16248, Section 4 and 16661, Section 19, and the 2010 Budget Ordinance, Ordinance 16717, Section 120.

**Sponsors:** Mr. Phillips

*The enacted number is 16842.*

*On 5/24/2010, a public hearing was held and closed.*

**This matter passed on the consent agenda.**

### **Passed On The Consent Agenda**

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

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

### **Budget and Fiscal Management**

21. [2010-0273](#) AN ORDINANCE directing the submission to the qualified voters of King County at the August 17, 2010, special election, a proposition authorizing an additional sales and use tax of two-tenths of one percent pursuant to RCW 82.14.450 for criminal justice, fire protection and other general governmental purposes; and appointing committees to write the voters' pamphlet statements for the August 17, 2010, special election.

[play video](#)

**Sponsors:** Ms. Patterson and Mr. Gossett

*Ms. Patterson moved to relieve the Budget and Fiscal Management Committee of further consideration of Proposed Ordinance 2010-0273. The motion carried.*

*On 5/24/2010, the following people appeared to speak:*

*Judy Garcia  
District Court Director-Probation  
Barbara Linde  
District Court Chief Presiding Judge  
Keith Ljunghammar  
Albert Pong  
Paul W. Locke  
Tom and Florence Pruitt  
Alex Zimmerman  
Bruce Hand  
Tara Jo Heinecke  
Lee Soptich  
Dave Crossen  
Sheriff Sue Rahr  
Brian Barnes  
Jerrell Wills  
Scott Kimerer*



*Benjamin Callahan  
Jessie Babauta  
Scott Click  
Harley Hoppe  
Maryellen Stone  
Merril Cousin  
Charles W. Dermody  
Floris Mikkelsen  
Presiding Judge Bruce Hilyer  
Jillian A. England  
Victor H. Bishop  
James Anders  
David Downing*

*On 5/24/2010 a public hearing was held and closed.*

*Ms. Patterson moved Proposed Ordinance 2010-0273.*

*Mr. Phillips moved Amendment 1.*

*Jim Brewer, legal counsel, answered questions of the Council.*

*Pat Hamacher, council staff, answered questions of the Council.*

*Mr. Phillips' motion to adopt Amendment 1 carried by the following vote:*

*Votes: Yes: 5 - Ms. Drago, Mr. Ferguson, Mr. Gossett, Ms. Patterson and Mr.*

*Phillips*

*No: Mr. Dunn, Ms. Hague, Ms. Lambert and Mr. von Reichbauer*

*Excused: 0*

*Mr. Phillips moved Amendment 2.*

*Mr. Gossett offered a friendly amendment. On line 7 and 11, change January 1, 2013 to 'January 1, 2014'.*

*Mr. Phillips accepted the amendment as friendly.*

*Pat Hamacher, council staff, clarified that on line 3, after 'of', delete 'two' and insert "three".*

*Mr. Phillips' motion to adopt Amendment 2, as amended, carried by the following vote:*

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

*No: 0*

*Excused: 0*

*Mr. Phillips moved Amendment 3. The motion carried by the following vote:*

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

*No: 0*

*Excused: 0*

*Mr. Phillips moved Title Amendment T1.*

*Pat Hamacher, council staff, clarified that on line 9 the date should read 'January 1, 2014'.*

*Mr. Phillips' motion to adopt Title Amendment T1, as amended, carried by the following vote:*

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

*No: 0*

*Excused: 0*

*Dwight Dively, Director, Office of Management and Budget, answered questions of the Council.*

*Ms. Patterson's motion to adopt Proposed Ordinance 2010-0273, as amended, failed by the following vote:*

*Votes: Yes: 5 - Ms. Drago, Mr. Ferguson, Mr. Gossett and Ms. Patterson, Mr.*

*Phillips No: 4 - Mr. Dunn, Ms. Hague, Ms. Lambert and Mr. von Reichbauer*

*Excused: 0*

## **Environment and Transportation**

22. [2010-0276](#) AN ORDINANCE relating to a corridor-implementation plan for State Route 520 and State Route 522 in accordance with Ordinance 16717, Section 131, Proviso P5, as amended, and implementing the October 2010 and February 2011 public transportation service improvements according to the plan.

[play video](#)

**Sponsors:** Mr. Phillips

*The enacted number is 16843.*

*On 5/24/2010, a public hearing was held and closed.*

**A motion was made by Councilmember Phillips that this Ordinance be Passed.**

**The motion carried by the following vote:**

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

23. [2010-0277](#) AN ORDINANCE for the October 2010 and February 2011 public transportation service improvements for King County.

[play video](#)

**Sponsors:** Mr. Phillips

*The enacted number is 16844.*

*On 5/24/2010, a public hearing was held and closed.*

**A motion was made by Councilmember Phillips that this Ordinance be Passed.**

**The motion carried by the following vote:**

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

## **Other Business**

### **Extra Items - Items 24-25**

### **First Reading and Referral of Ordinances**

24. [2010-0321](#) AN ORDINANCE providing for the submission to the qualified electors of King County

at a special election to be held in King County on August 17, 2010, of a proposition authorizing a property tax levy in excess of the levy limitation contained in chapter 84.55 RCW for a consecutive nine year period at a rate in the first year of not more than \$0.16 per \$1,000.00 of assessed valuation for criminal justice purposes, including up to \$15 million dollars annually for capital and financing costs for a facility to replace the Youth Services Center, which additional property tax levy shall be conditioned upon: A. annual reductions in the amount of property taxes that could otherwise be levied for flood control, conservation futures, automated fingerprint identification system, and the 2007 parks expansion levy purposes; B. repeal of the 2011 and 2012 King Conservation District Special Assessment; C. funding of Water Resource Inventory Area programs from flood control zone district funds; and D. diversion of road fund revenues for police protection purposes in unincorporated King County, and declaring an emergency.

**Sponsors:** Mr. Ferguson, Ms. Patterson, Mr. Gossett, Mr. Phillips and Ms. Drago

*This matter had its first reading and was referred to the Budget and Fiscal Management Committee.*

25. [2010-0322](#)

AN ORDINANCE providing for the submission to the qualified electors of King County at a special election to be held in King County on November 2, 2010, of a proposition authorizing a property tax levy in excess of the levy limitation contained in chapter 84.55 RCW for a consecutive nine year period at a rate in the first year of not more than \$0.16 per \$1,000.00 of assessed valuation for criminal justice purposes, including up to \$15 million dollars annually for capital and financing costs for a facility to replace the Youth Services Center, which additional property tax levy shall be conditioned upon: A. annual reductions in the amount of property taxes that could otherwise be levied for flood control, conservation futures, automated fingerprint identification system, and the 2007 parks expansion levy purposes; B. repeal of the 2011 and 2012 King Conservation District Special Assessment; C. funding of Water Resource Inventory Area programs from flood control zone district funds; and D. diversion of road fund revenues for police protection purposes in unincorporated King County.

**Sponsors:** Mr. Ferguson, Ms. Patterson, Mr. Gossett, Ms. Drago and Mr. Phillips

*This matter had its first reading and was referred to the Budget and Fiscal Committee.*

**Adjournment**

*The meeting was adjourned at 4:32 p.m.*

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

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