



King County  
Meeting Proceedings

Metropolitan King County Council

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

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Room 1001

May 12, 2008

1:30 PM

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1. **Call to Order**

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*The meeting was called to order at 1:38 p.m.*

2. **Roll Call**

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

Excused: Mr. Phillips and Mr. Gossett

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

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

4. **Approval of Minutes of May 5, 2008**

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*Mr. Constantine moved to approve the minutes of the May 5, 2008 meeting as presented. Seeing no objection, the Chair so ordered.*

5. **Special Item**

Presentation of a Recognition to Daniel Kranzler and Raj Manhas, Organizers of Seeds of Compassion

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*Mr. Constantine read and presented the recognition to Daniel Kranzler and Raj Manhas, Organizers of Seeds of Compassion. Mr. Kranzler and Mr. Manhas spoke and thanked the Council.*

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

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*Mr. Constantine briefed the Council on Sound Transit. The Board plans a robust outreach schedule*

*of public meetings to get comments on the three potential packages that would be put before the voters for consideration. Sound Transit also plans to give presentations on the package to as many government bodies as possible. Board staff have been directed to develop better accountability options to give voters more clarity on when taxes will end for projects. Finally, the Board received an update on the status of construction for Central Link. The system is expected to be completed in time for the planned opening next year.*

*Ms. Hague reported on the Eastside Transportation Partnership. Members received a presentation from the Port and King County on the historic signing of the Burlington Northern Santa Fe Snohomish-to-Renton rail line. The Board's Leadership Team directed their Technical Advisory Group to work on a proposal outlining the scope of work, timeline and resources that could be allocated to Phase II of the project.*

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## Hearing and Second Reading of Ordinances

### Consent Item 7

7. [Proposed Ordinance No. 2008-0201](#)

Mr. Phillips

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AN ORDINANCE authorizing the King County executive to enter into an agreement with the Washington state Public Works Board for loan financing for construction costs of the Brightwater Reclaimed Water Pipeline project.

*The enacted number is 16086.*

*On May 12, 2008, a public hearing was held and closed.*

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

### Passed The Consent Agenda

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

**Votes:** Yes: 7 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson and Ms. Hague

No: 0

Excused: 2 - Mr. Gossett and Mr. Phillips

### Committee of the Whole

8. [Proposed Substitute Ordinance No. 2008-0225.2](#)

Ms. Lambert

AN ORDINANCE establishing August 19, 2008, as the date of a special election on the question of annexation to fire district 50 of the town of Skykomish; and declaring an emergency.

**On 5/12/2008, a public hearing was held and closed.**

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*The enacted number is 16087.*

*Mr. Constantine moved to relieve the Committee of the Whole and to take action on Proposed Substitute Ordinance 2008-0225. Seeing no objection, the Chair so ordered.*

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

*Votes: Yes: 7 - Ms. Patterson, Mr. Constantine, Ms. Lambert, Mr. Dunn, Mr. Ferguson, Ms. Hague and Mr. von Reichbauer*

*No: 0*

*Excused: 2 - Mr. Gossett and Mr. Phillips*

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

**Votes:** Yes: 7 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson and Ms. Hague

No: 0

Excused: 2 - Mr. Gossett and Mr. Phillips

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**Utilities and Parks**

9. [Proposed Ordinance No. 2008-0236](#) **Ms. Hague**

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AN ORDINANCE relating to the annexation of approximately 103.02 acres of land into the King County Water District No. 90, known as the Serenity Estates Annexation, for the purpose of providing water service.

**On 5/12/2008, a public hearing was held and remained open.**

*Ms. Hague moved to suspend the rules for the purpose of taking public testimony on Proposed Ordinance 2008-0236. Seeing no objection, the Chair so ordered.*

**Deferred**

**Motions for Council Action**

10. **Consent Items 11-16**

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11. [Proposed Motion No. 2007-0003](#) **Mr. Phillips, Ms. Lambert, Ms. Hague  
and Mr. Ferguson**

A MOTION confirming the executive's appointment of Skip Rowley, who resides in council district three, to the King County cultural development authority (4Culture).

*The enacted number is 12746.*

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

12. [Proposed Motion No. 2007-0296](#) **Ms. Hague**

A MOTION confirming the executive's appointment of Bill Finkbeiner, who resides in council district six, to the King County cultural development authority (4Culture).

*The enacted number is 12747.*

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

13. [Proposed Motion No. 2007-0575](#) **Mr. Phillips**

A MOTION confirming the executive's appointment of Dan McGrady, who resides in council district four, to the King County conservation futures citizen oversight committee, serving in a "council at-large" position.

*The enacted number is 12748.*

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

14. [Proposed Motion No. 2008-0013](#) **Ms. Hague**

A MOTION confirming the executive's appointment of Richard Gelowicz, who resides in council district nine, to the King County solid waste advisory committee, representing the recycling industry.

*The enacted number is 12749.*

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

15. [Proposed Motion No. 2008-0211](#) **Mr. Phillips and Mr. Gossett**

A MOTION confirming the executive's appointment of Leonard Garfield, who resides in Council district two, to the Cultural Development Authority (4 Culture) board of directors.

*The enacted number is 12750.*

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

16. [Proposed Motion No. 2008-0215](#) **Mr. Ferguson**

A MOTION confirming the executive's appointment of Gary Kingsbury, who resides in council district one, to the King County veterans citizen levy oversight board.

*The enacted number is 12751.*

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

**Passed The Consent Agenda**

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

**Votes:** Yes: 7 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson and Ms. Hague

No: 0

Excused: 2 - Mr. Gossett and Mr. Phillips

**Regional Water Quality**

17. [Proposed Substitute Motion No. 2008-0240.2](#) **Mr. Phillips**

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A MOTION establishing the 2008 work plan for the regional water quality committee of the King County council.

*The enacted number is 12752.*

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

**Votes:** Yes: 7 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson and Ms. Hague

No: 0

Excused: 2 - Mr. Gossett and Mr. Phillips

**18. Reappointment Consent Agenda Items 19-25**

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19. [Proposed Motion No. 2008-0253](#) **Ms. Patterson**

A MOTION confirming the executive's reappointment of Oren Hadaller, who resides in council district five, to the King County veterans citizen levy oversight board.

*The Chair announced that Item 19, Proposed Motion 2008-0253 was being removed from the reappointment consent agenda. Proposed Motion 2008-0253 is referred to the Law, Justice and Human Services Committee.*

**Introduced and Referred to Law, Justice and Human Services Committee**

20. **Proposed Motion No. 2008-0254** **Mr. Ferguson**  
 A MOTION confirming the executive's reappointment of Stanley Gunno, who resides in council district eight, to the King County veterans citizen levy oversight board.  
*The enacted number is 12753.*  
**This Matter was Passed on the Consent Agenda.**
21. **Proposed Motion No. 2008-0256** **Ms. Patterson**  
 A MOTION confirming the executive's reappointment of Brian Boye, who resides in council district five, to the King County board of water review.  
*The enacted number is 12754.*  
**This Matter was Passed on the Consent Agenda.**
22. **Proposed Motion No. 2008-0258** **Mr. Ferguson**  
 A MOTION confirming the executive's reappointment of Ronald Forest, who resides in council district eight, to the King County veterans citizen levy oversight board.  
*The enacted number is 12755.*  
**This Matter was Passed on the Consent Agenda.**
23. **Proposed Motion No. 2008-0259** **Ms. Patterson**  
 A MOTION confirming the executive's reappointment of Kathleen Hadaller, who resides in council district five, to the King County regional human services levy oversight board.  
*The enacted number is 12756.*  
**This Matter was Passed on the Consent Agenda.**
24. **Proposed Motion No. 2008-0260** **Mr. Ferguson**  
 A MOTION confirming the executive's reappointment of Robert Howell, who resides in council district one, to the King County board of water review.  
*The enacted number is 12757.*  
**This Matter was Passed on the Consent Agenda.**
25. **Proposed Motion No. 2008-0262** **Mr. Constantine**  
 A MOTION confirming the executive's reappointment of Doris Tevaseu, who resides in council district eight, to the King County regional human services levy oversight board.  
*The enacted number is 12758.*  
**This Matter was Passed on the Consent Agenda.**

### **Passed The Consent Agenda**

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

**Votes:** Yes: 7 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson and Ms. Hague

No: 0

Excused: 2 - Mr. Gossett and Mr. Phillips

## **26. Hearing Examiner Consent Agenda Items 27-35**

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27. [Proposed Substitute Ordinance No. 2008-0047.2](#) **Ms. Patterson**
- 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 Alun Vick and Judy Wright for property located at 8108 SW 222nd Place, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E07CT035.
- The enacted number is 16088.*
- This Matter was Passed on the Consent Agenda.**
28. [Proposed Substitute Ordinance No. 2008-0048.2](#) **Ms. Patterson**
- 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 Jim and Karie Sherman for property located at 8736 Southwest Quartermaster Drive, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E07CT036.
- The enacted number is 16089.*
- This Matter was Passed on the Consent Agenda.**
29. [Proposed Substitute Ordinance No. 2008-0049.2](#) **Ms. Patterson**
- 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 Mary Rothermel and Thomas Northington for property located at 6702 Southwest 240th Street, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E07CT038.
- The enacted number is 16090.*
- This Matter was Passed on the Consent Agenda.**
30. [Proposed Substitute Ordinance No. 2008-0050.2](#) **Ms. Patterson**
- 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 Kimberly Baker and Suzanne Maxon for property located at 36309 Northeast 91st Way, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E07CT039.
- The enacted number 16091.*
- This Matter was Passed on the Consent Agenda.**

31. [Proposed Substitute Ordinance No. 2008-0051.2](#) **Ms. Patterson**
- 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 Randolph Carter for property located at adjacent to and north of property located at 14541 Southwest Pohl Road, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E07CT071.
- The enacted number is 16092.*
- This Matter was Passed on the Consent Agenda.**
32. [Proposed Substitute Ordinance No. 2008-0052.2](#) **Ms. Patterson**
- 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 Gordon and Alana Chinn for property located at 25962 Gold Beach Drive Southwest, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E07CT075.
- The Chair announced that Item 32, Proposed Substitute Ordinance 2008-0052 is removed from the Hearing Examiner Consent Agenda and rereferred to the Hearing Examiner for additional review.*
- Re-referred to Hearing Examiner**
33. [Proposed Substitute Ordinance No. 2008-0053.2](#) **Ms. Patterson**
- 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 Kristina and Michael Ainsworth for property located at 36607 Northeast 91st Way, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E07CT089.
- The enacted number is 16093.*
- This Matter was Passed on the Consent Agenda.**
34. [Proposed Substitute Ordinance No. 2008-0054.2](#) **Ms. Patterson**
- 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 Michael and Collienne Becker for property located at 36517 Northeast 91st Way, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E07CT090.
- The enacted number is 16094.*
- This Matter was Passed on the Consent Agenda.**



35. [Proposed Substitute Ordinance No. 2008-0055.2](#) Ms. Patterson

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 Joseph and Christine Muller for property located at 17909 - 121st Avenue Southwest, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E07CT091.

*The enacted number is 16095.*

**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: 7 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson and Ms. Hague

No: 0

Excused: 2 - Mr. Gossett and Mr. Phillips

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

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36. [Proposed Ordinance No. 2008-0231](#) Mr. Gossett

AN ORDINANCE determining the monetary requirements for the disposal of sewage for the fiscal year beginning January 1, 2009, and ending December 31, 2009, setting the sewer rate for the fiscal year beginning January 1, 2009, and ending December 31, 2009, and approving the amount of the sewage treatment capacity charge for 2009, 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.

**Introduced and Referred to Operating Budget, Fiscal Management and Select Issues Committee**

37. [Proposed Ordinance No. 2008-0242](#) Ms. Lambert and Mr. Constantine

AN ORDINANCE dissolving King County road improvement district no. 133 for the improvement of NE 52nd Street.

**Introduced and Referred to Transportation Committee**

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38. **Proposed Ordinance No. 2008-0263** **Ms. Patterson**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Brad Landis for property located at 26500 NE 70th Street, Redmond, WA 98053, designated department of natural resources and parks, water and land resources division file no. E07CT007a.  
**Introduced and Referred to Hearing Examiner**
39. **Proposed Ordinance No. 2008-0264** **Ms. Patterson**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Helen Eaton for property located at 42718 284th Avenue SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E07CT040a.  
**Introduced and Referred to Hearing Examiner**
40. **Proposed Ordinance No. 2008-0269** **Ms. Lambert**  
AN ORDINANCE authorizing the completion of ten farm pad alterations approved for the demonstration project established in Ordinance 15883.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
41. **Proposed Ordinance No. 2008-0270** **Ms. Lambert**  
AN ORDINANCE relating to agriculture, adding a definition for "farm pad," amending the definition of compensatory storage, allowing greater range of flexibility in providing compensatory storage, allowing farm pads and nonresidential agricultural accessory buildings in the Federal Emergency Management Agency floodway, providing the option for wet flood-proofing of some agricultural buildings, providing limited agricultural exceptions to the depth and velocity standards, establishing a compensatory storage bank; amending Ordinance 10870, Section 85, and K.C.C. 21A.06.225, Ordinance 10870, Section 454, as amended, and K.C.C. 21A.24.070, Ordinance 10870, Section 471, as amended, and K.C.C. 21A.24.240, Ordinance 10870, Section 473, as amended, and K.C.C. 21A.24.260, Ordinance 3688, Section 404 and K.C.C. 25.16.040 and Ordinance 3688, Section 414, as amended and K.C.C. 25.16.190 and adding a new section to K.C.C. chapter 21A.06.  
**Introduced and Referred to Growth Management and Natural Resources Committee**

**First Reading and Referral of Motions**

42. [\*\*Proposed Motion No. 2008-0192\*\*](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Roni Strupat to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
43. [\*\*Proposed Motion No. 2008-0193\*\*](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Tim Trohimovich to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
44. [\*\*Proposed Motion No. 2008-0194\*\*](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Bob Johns to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
45. [\*\*Proposed Motion No. 2008-0195\*\*](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Stephanie Warden to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
46. [\*\*Proposed Motion No. 2008-0196\*\*](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Larry Rude to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
47. [\*\*Proposed Motion No. 2008-0197\*\*](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Dan Bruner to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**

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48. [Proposed Motion No. 2008-0198](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Gwendolyn High to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
49. [Proposed Motion No. 2008-0199](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Gordon Moorman to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
50. [Proposed Motion No. 2008-0200](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of David Spohr to the King County permit technical advisory committee created by Ordinance 15946.  
**Introduced and Referred to Growth Management and Natural Resources Committee**
51. [Proposed Motion No. 2008-0209](#) **Ms. Hague**  
A MOTION confirming the executive's appointment of Brian Flaherty, who resides in Council district six, to the Cultural Development Authority (4 Culture) board of directors.  
**Introduced and Referred to Utilities and Parks Committee**
52. [Proposed Motion No. 2008-0212](#) **Mr. Constantine**  
A MOTION confirming the executive's appointment of Hubert Sims, Jr., who resides in Council district eight, to the King County civil rights commission.  
**Introduced and Referred to General Government and Labor Relations Committee**
53. [Proposed Motion No. 2008-0227](#) **Mr. Constantine**  
A MOTION confirming the executive's appointment of Natasha Burrowes, who resides in council district eight, to the King County civil rights commission, serving in an "at-large" position.  
**Introduced and Referred to General Government and Labor Relations Committee**
54. [Proposed Motion No. 2008-0250](#) **Mr. Ferguson**  
A MOTION confirming the executive's appointment of Laila Barr, who resides in council district one, to the King County transit advisory committee.  
**Introduced and Referred to Transportation Committee**

55. [Proposed Motion No. 2008-0252](#) **Mr. von Reichbauer**

A MOTION confirming the executive's appointment of Roger Thordarson, who resides in council district seven, to the King County transit advisory committee.

**Introduced and Referred to Transportation Committee**

56. [Proposed Motion No. 2008-0267](#) **Mr. Dunn**

A MOTION relating to King County's use of canola-based biodiesel fuel blends in transit and fleet vehicles; establishing a study to determine life-cycle impacts of biofuel production and research into alternative climate change mitigation strategies.

**Introduced and Referred to Transportation Committee**

## 57. Other Business

*As a point of personal privilege, Mr. von Reichbauer announced that Cory and Naomi Ertel welcomed the birth of their daughter Natalie on May 9, 2008.*

*Mr. von Reichbauer also announced that Joe Fain received notification of his bar passage.*

## 58. Extra Item

### First Reading and Referral of Ordinances

59. [Proposed Ordinance No. 2008-0274](#) **Mr. Ferguson**

AN ORDINANCE establishing August 19, 2008, as the date of a special election on the question of annexation of the "Ronald Annexation Area" into the Ronald wastewater district; and declaring an emergency.

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

## 60. Adjournment

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*The meeting was adjourned at 2:10 p.m.*

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

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Clerk's Signature