



King County

1200 King County
Courthouse
516 Third Avenue
Seattle, WA 98104

Meeting Minutes

Metropolitan King County Council

*Councilmembers: Larry Gossett, Chair; Jane Hague, Vice Chair
Reagan Dunn, Bob Ferguson, Kathy Lambert, Joe McDermott,
Julia Patterson, Larry Phillips,
Pete von Reichbauer*

1:30 PM

Tuesday, February 21, 2012

Room 1001

1. **Call to Order**

The meeting was called to order at 1:52 p.m.

2. **Roll Call**

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

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 February 13, 2012**

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Mr. Phillips moved to approve the minutes of the February 13, 2012 meeting as presented. Seeing no objection, the Chair so ordered.

5. **Additions to the Council Agenda**

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There were no additions to the agenda.

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

Budget and Fiscal Management

6. [Proposed Substitute Ordinance No. 2011-0475.2](#)

AN ORDINANCE authorizing the King County executive to enter into a long-term lease agreement with Gateway USA, LLC dba Clay Lacy Aviation, for a portion of the King County international airport located in council district 8.

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Sponsors: Ms. Lambert and Mr. McDermott

On 2/21/2012, a public hearing was held and closed.

The enacted number is 17264.

On 02/21/2012, the following people spoke:

*Sam Bellomio
Alex Zimmerman*

A motion was made by Councilmember McDermott that this Ordinance be Passed. The motion carried by the following vote:

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

7. [Proposed Ordinance No. 2012-0005](#)

AN ORDINANCE approving and adopting a memorandum of agreement negotiated by and between King County and the Animal Control Officers Guild representing employees in the department of executive services; and establishing the effective date of said agreement.

[play video](#)

Sponsors: Ms. Patterson

On 2/21/2012, a public hearing was held and closed.

The enacted number is 17265.

A motion was made by Councilmember McDermott that this Ordinance be Passed. The motion carried by the following vote:

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

Transportation, Economy and Environment

8. [Proposed Substitute Ordinance No. 2011-0227.2](#)

AN ORDINANCE relating to the development of a regional motor sports facility; adopting provisions for approval of such a facility through a master planning demonstration project, as authorized under K.C.C. chapter 21A.55 amending Ordinance 10870, Section 331, as amended, and K.C.C. 21A.08.040, ;Ordinance 10870, Section 332, as amended, and K.C.C. 21A.08.050, Ordinance 10870, Section 333, as amended, and K.C.C. 21A.08.060, Ordinance 10870, Section 334, as amended, and K.C.C. 21A.08.070, Ordinance 10870, Section 335, as amended, and K.C.C. 21A.08.080, Ordinance 10870, Section 336, as amended, and K.C.C. 21A.08.090, Ordinance 10870, Section 337, as amended, and K.C.C. 21A.08.100 and Ordinance 10870, Section 341, as amended, and K.C.C. 21A.12.040, adding a new section to K.C.C. chapter 21A.55, adding a new section to K.C.C. chapter 20.24, adding new sections to K.C.C. chapter 21A.06 and adding a new section to K.C.C. chapter 27.04.

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Sponsors: Mr. von Reichbauer

On 02/21/2012, a public hearing was held and remained open.

The Chair summarized background information on Proposed Substitute Ordinance 2011-0227.

On 02/21/2012, the following people spoke:

1. Leah Boehm
2. Sam Ball
3. Greg Wingard
4. Jennifer Nowland
5. Ronald Highfill
6. Larry Worden
7. Sandra Gaither
8. Jason Fiorito
9. Linda Worden
10. Councilmember John Holman, City of Auburn
11. Karen Meador
12. Pete Tetlow
13. Carolyn Roberts
14. Ahmed Saiyed
15. Jeff Guddat
16. Don Huling

Ms. Patterson raised a Point of Order regarding allowing a speaker more than the allotted time.

The Chair indicated that Item 8 would be held until the March 5th Council meeting, and that the public hearing remains open until that time.

This matter was Deferred

Hearing Examiner Consent Agenda Item 9

9. [Proposed Substitute Ordinance No. 2011-0472.2](#)

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 Robert and Karen Spencer for property located at 21407 NE Union Hill Road, Redmond, WA 98053, designated department of natural resources and parks, water and land resources division file no. E11CT022.

[play video](#)

Sponsors: Mr. Gossett

The enacted number is 17266.

A motion was made by Councilmember Phillips that this Ordinance be Passed on the Consent Agenda. The motion carried by the following vote:

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

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

Government Accountability, Oversight and Financial Performance

10. [Proposed Motion No. 2012-0069](#)

A MOTION urging the Washington state Legislature to enact the Washington Voting Rights Act of 2012.

[play video](#)

Sponsors: Mr. Ferguson and Mr. Gossett

Ms. Hague requested a two week courtesy delay on Proposed Motion 2012-0069 for further research.

As sponsor, Mr. Ferguson agreed to a one week courtesy delay.

Mr. Phillips asked for a brief explanation on two amendments and title amendment. Mr. Ferguson and Mr. Dunn commented.

The Chair indicated that Proposed Motion 2012-0069 is held until the February 27, 2012 Council meeting.

This matter was Deferred

First Reading and Referral of Ordinances

[play video](#)

11. [Proposed Ordinance No. 2012-0071](#)

AN ORDINANCE authorizing a subdivision on certain property located east of Issaquah-Pine Lake Road, north of 238th Way Southeast, Postal City Sammamish, at the request of Issaquah Pine Lake Investors, LLC Attn: Aaron Hollingberry department of development and environmental services file no.: L08P0004.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

12. **[Proposed Ordinance No. 2012-0073](#)**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Janet Heubach for property located at 7515 West Snoqualmie Valley Road NE, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E11CT029.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

13. **[Proposed Ordinance No. 2012-0074](#)**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Don Olson for property located at 30683 Kanasket-Kangley Road SE, Ravensdale, WA 98051, designated department of natural resources and parks, water and land resources division file no. E11CT037.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

14. **[Proposed Ordinance No. 2012-0075](#)**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Robert and Deborah Mohorovich for property located at 35175 NE Moss Creek Way, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E11CT038.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

15. **[Proposed Ordinance No. 2012-0076](#)**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Rodger and Mary Dane for property located at 7327 West Snoqualmie Valley Road NE, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E11CT039.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

16. **[Proposed Ordinance No. 2012-0077](#)**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Dan and Nancy Jordan for property located at 10005 Fay

Road, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E11CT040.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

17. [Proposed Ordinance No. 2012-0078](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Gary and Cheryl Armstrong for property located at 5739 Tolt Highlands Road NE, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E 11CT048.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

18. [Proposed Ordinance No. 2012-0079](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Humphrey Hills, LLC for property located south of and adjacent to 5510 Ames Lake - Carnation Road NE, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E 11CT049.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Hearing Examiner

19. [Proposed Ordinance No. 2012-0080](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Noah Atkins and Diane G. Robinson for property located at 42308 284th Avenue SE, Enumclaw, WA 98020, designated department of natural resources and parks, water and land resources division file no. E 11CT060.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

20. [Proposed Ordinance No. 2012-0081](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Roberta L. and Michael R. Schuette for property located at 37807 278th Avenue SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E 11CT061.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

21. [Proposed Ordinance No. 2012-0082](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Dennis Bryant and Mary O'Leary-Bryant for property located at 22005 103rd Avenue SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E 11CT063.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

22. [Proposed Ordinance No. 2012-0083](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Robin Appleford for property located at 13231 SW 196th Street, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E12CT001.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

23. [Proposed Ordinance No. 2012-0085](#)

AN ORDINANCE establishing April 17, 2012, as the date of a special election on the question of annexation of the city of Enumclaw to the King County rural library district; and declaring an emergency.

Sponsors: Mr. Dunn

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

24. [Proposed Ordinance No. 2012-0086](#)

AN ORDINANCE relating to excise taxes; amending Ordinance 384, Sections 1, 2 and 7, and K.C.C. 4.28.010, Ordinance 6596, Sections 1, 2 and 10, as amended, and K.C.C. 4.28.015, Ordinance 8325, Section 1, as amended, and K.C.C. 4.28.016, Ordinance 10454, Sections 1 and 2, and K.C.C. 4.28.017, Ordinance 12000, Section 3, and K.C.C. 4.28.018, Ordinance 12000, Section 4, and K.C.C. 4.28.019, Ordinance 12000, Section 5, and K.C.C. 4.28.020, Ordinance 12807, Section 2, and K.C.C. 4.28.022, Ordinance 14003, Section 2, and K.C.C. 4.28.025, Ordinance 384, Section 3, as amended, and K.C.C. 4.28.030, Ordinance 384, Section 4, as amended, and K.C.C. 4.28.040, Ordinance 12274, Section 2, and K.C.C. 4.28.050, Ordinance 6596, Section 7, and K.C.C. 4.28.055, Ordinance 15582, Section 4, and K.C.C. 4.29.020, Ordinance 15756, Section 4, and K.C.C. 4.29.040, Metro Resolution 3776, Section 4, as amended, and K.C.C. 4.30.010, Ordinance 15949, Section 3, as amended, and K.C.C. 4.33.010, Ordinance 15949, Section 5, as amended, and K.C.C. 4.33.030, Ordinance 15949, Section 6, and K.C.C. 4.33.040, Ordinance 15949, Section 7, and K.C.C. 4.33.050, Ordinance 12615, Section 2, and K.C.C. 4.31.010, Ordinance 12807, Section 4, as amended, and K.C.C. 4.31.020, Ordinance 12807, Section 5, as amended, and K.C.C. 4.31.030, Ordinance 6110, Section 4, as amended, and K.C.C. 4.32.020, Ordinance 6110, Section 5, as amended, and K.C.C. 4.32.030, Ordinance 6110, Section 7, and K.C.C. 4.32.050, Ordinance 6875, Section 2, as amended, and K.C.C. 4.34.020, Ordinance 11589, Section 4, as amended, and K.C.C. 4.34.045, Ordinance 12076, Section 48, and K.C.C. 4.42.090, Ordinance 9279, Section 11, and K.C.C. 4.42.110, Ordinance 12807, Sections 6 and 7, and K.C.C. 4.42.122, Ordinance 12076, Section 53, and K.C.C. 4.64.010, Ordinance 12076, Section 54, and K.C.C. 4.64.020, Ordinance 12076, Section 56, and K.C.C. 4.68.010 and Ordinance 5284, Section 2, as amended, and K.C.C. 4.68.020, adding new chapters to K.C.C. Title 4A and recodifying K.C.C. 4.28.010, K.C.C. 4.28.015, K.C.C. 4.28.016, K.C.C. 4.28.017, K.C.C. 4.28.018, K.C.C. 4.28.019, K.C.C. 4.28.020, K.C.C. 4.28.022, K.C.C. 4.28.025, K.C.C. 4.28.030, K.C.C. 4.28.040, K.C.C. 4.28.045, K.C.C. 4.28.050, K.C.C. 4.28.055, K.C.C. 4.28.060, K.C.C. 4.29.010, K.C.C. 4.29.011, K.C.C. 4.29.020, K.C.C. 4.29.030, K.C.C. 4.29.040, K.C.C. 4.30.010, K.C.C. 4.33.010, K.C.C. 4.33.020, K.C.C. 4.33.030, K.C.C. 4.33.040, K.C.C. 4.33.050, K.C.C. 4.33.060, K.C.C. 4.31.010, K.C.C. 4.31.020, K.C.C. 4.31.030, K.C.C. 4.32.010, K.C.C. 4.32.012, K.C.C. 4.32.020, K.C.C. 4.32.030, K.C.C. 4.32.040, K.C.C. 4.32.050, K.C.C. 4.34.010, K.C.C. 4.34.020, K.C.C. 4.34.030, K.C.C. 4.34.040, K.C.C. 4.34.045, K.C.C. 4.34.050, K.C.C. 4.42.020, K.C.C. 4.42.025, K.C.C. 4.42.090, K.C.C. 4.42.110, K.C.C. 4.42.122, K.C.C. 4.64.010, K.C.C. 4.64.020, K.C.C. 4.68.010 and K.C.C. 4.68.020.

Sponsors: Mr. McDermott

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

25. Proposed Ordinance No. 2012-0087

AN ORDINANCE relating to fees; amending Ordinance 11123, Section 1, and K.C.C. 4.26.005, Ordinance 9735, Section 1, as amended, and K.C.C. 4.26.010, Ordinance 11123, Section 2, and K.C.C. 4.26.015, Ordinance 9735, Section 2, as amended, and K.C.C. 4.26.020, Ordinance 14518, Section 3, and K.C.C. 4.69.010, Ordinance 14518, Section 4, and K.C.C. 4.69.020, Ordinance 14518, Section 5, and K.C.C. 4.69.030, Ordinance 6666, Section 1, and K.C.C. 4.80.010, Ordinance 6666, Section 2, as amended, and K.C.C. 4.80.020, Ordinance 12383, Section 2, as amended, and K.C.C. 4.81.010, Ordinance 12383, Section 3, as amended, and K.C.C. 4.81.020, Ordinance 15317, Section 2, and K.C.C. 4.81.030, Ordinance 15317, Section 6, and K.C.C. 4.81.020, Ordinance 11137, Section 1 (part), as amended, and K.C.C. 4.88.010, Ordinance 11137, Section 1 (part), as amended, and K.C.C. 4.88.020, Ordinance 12353, Section 2, as amended, and K.C.C. 4.90.010, Ordinance 11377, Section 2, and K.C.C. 4.90.020, Ordinance 11377, Section 3, and K.C.C. 4.90.030, Ordinance 8328, Section 1, as amended, and K.C.C. 4.90.010, Ordinance 13325, Sections 1 and 2, as amended, and K.C.C. 4.94.010, Ordinance 13663, Section 2, and K.C.C. 4.96.010, Ordinance 14006, Section 2, as amended, and K.C.C. 4.98.010, Ordinance 13923, Section 3, as amended, and K.C.C. 4.100.010, Ordinance 13923, Section 4, as amended, and K.C.C. 4.100.020, Ordinance 14545, Section 3, and K.C.C. 4.100.025, Ordinance 13923, Section 5, as amended, and K.C.C. 4.100.030, Ordinance 13923, Section 6, and K.C.C. 4.100.040, Ordinance 13923, Section 7, and K.C.C. 4.100.050, Ordinance 16861, Section 6, and K.C.C. 4.100.100, Ordinance 14792, Section 2, as amended, and K.C.C. 4.104.010, Ordinance 16943, Section 4, and K.C.C. 4.110.010, Ordinance 16971, Section 3, and K.C.C. 4.120.010, Ordinance 17096, Section 3, and K.C.C. 4.140.010, Ordinance 13480, Section 2, as amended, and K.C.C. 4.150.010, Ordinance 12643, Section 11, and K.C.C. 4.150.050, Ordinance 12643, Section 10, and K.C.C. 4.150.070, Ordinance 12643, Section 9, and K.C.C. 4.150.090, Ordinance 12643, Section 14, and K.C.C. 4.150.110, Ordinance 12643, Section 8, and K.C.C. 4.150.130, Ordinance 12643, Section 19, as amended, and K.C.C. 4.150.210, Ordinance 12643, Section 7, and K.C.C. 4.150.230, Ordinance 12643, Section 4, as amended, and K.C.C. 4.150.310, Ordinance 12643, Section 5, as amended, and K.C.C. 4.150.110, Ordinance 12643, Section 17, as amended, and K.C.C. 4.150.350, Ordinance 12643, Section 13, and K.C.C. 4.150.410, Ordinance 11962, Section 15, and K.C.C. 4.150.430, Ordinance 12643, Section 12, as amended, and K.C.C. 4.150.450, Ordinance 12643, Section 12, as amended, and K.C.C. 4.150.450, Ordinance 11962, Section 16, and K.C.C. 4.150.470, Ordinance 12643, Section 22, and K.C.C. 4.150.510, Ordinance 12643, Section 16, and K.C.C. 4.150.530, Ordinance 12643, Section 18, and K.C.C. 4.150.610, Ordinance 17130, Section 14, and K.C.C. 4.150.630 and Ordinance 17130, Section 13, and K.C.C. 4.150.910, adding new chapters to K.C.C. Title 4A and recodifying K.C.C. 4.26.005, K.C.C. 4.26.010, K.C.C. 4.26.015, K.C.C. 4.26.020, K.C.C. 4.69.010, K.C.C. 4.69.020, K.C.C. 4.69.030, K.C.C. 4.80.010, K.C.C. 4.80.020, K.C.C. 4.81.010, K.C.C. 4.81.020, K.C.C. 4.81.030, K.C.C. 4.81.020, K.C.C. 4.88.010, K.C.C. 4.88.020, K.C.C. 4.90.010, K.C.C. 4.90.020, K.C.C. 4.90.030, K.C.C. 4.90.010, K.C.C. 4.94.010, K.C.C. 4.96.010, K.C.C. 4.98.010, K.C.C. 4.100.010, K.C.C. 4.100.020, Ordinance 14545, Section 3, and K.C.C. 4.100.025, Ordinance 13923, Section 5, as amended, and K.C.C. 4.100.030, Ordinance 13923, Section 6, and K.C.C. 4.100.040, Ordinance 13923, Section 7, and K.C.C. 4.100.050, Ordinance 16861, Section 6, and K.C.C. 4.100.100, Ordinance 14792, Section 2, as amended, and K.C.C. 4.104.010, Ordinance 16943, Section 4, and K.C.C. 4.110.010, Ordinance 16971, Section 3, and K.C.C. 4.120.010, Ordinance 17096, Section 3, and K.C.C. 4.140.010, K.C.C. 4.150.010, K.C.C. 4.150.050, K.C.C. 4.150.070, K.C.C. 4.150.090, K.C.C. 4.150.110, K.C.C. 4.150.130, and K.C.C. 4.150.210, K.C.C. 4.150.230, K.C.C. 4.150.310, K.C.C. 4.150.110, K.C.C. 4.150.350, K.C.C. 4.150.410, K.C.C. 4.150.430, K.C.C. 4.150.450, K.C.C. 4.150.450, K.C.C. 4.150.470, K.C.C. 4.150.510, K.C.C. 4.150.530, K.C.C. 4.150.610, K.C.C. 4.150.630 and K.C.C. 4.150.910.

Sponsors: Mr. McDermott

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

26. [Proposed Ordinance No. 2012-0088](#)

AN ORDINANCE relating to defining terms for Title 4A, revenue and financial regulation; and adding a new chapter to K.C.C. Title 4A.

Sponsors: Mr. McDermott

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

27. Reports on Special and Outside Committees

Ms. Lambert briefed the members on the recent meeting of the Legislative Steering Committee, and the concern regarding local government. She also commented on the state budget.

Ms. Lambert informed the members that several rivers are at phase 2 alert. She commented on the various flood levels.

Other Business

Adjournment

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The meeting was adjourned at 3:13 p.m.

Approved this _____ day of _____.

Clerk's Signature