



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 1, 2009

11:00 AM

---

1. **Call to Order**

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

2. **Roll Call**

[Play Video](#)

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**

[Play Video](#)

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

4. **Approval of Minutes of May 26, 2009**

[Play Video](#)

*Ms. Hague moved to approve the minutes of the May 26, 2009 meeting as presented. Seeing no  
objection, the Chair so ordered.*

5. **Additions to the Council Agenda**

*There were no additions to the Council agenda.*

**6. Special Item**

Presentation of a Proclamation declaring June 1, 2009 as Alaska-Yukon-Pacific Exposition Centennial Day in King County

**[Play Video](#)**

*Mr. Ferguson spoke about the history of the Alaska-Yukon-Pacific Exposition Centennial which opened in 1909. He read the proclamation, and invited Michael Herschensohn, Ph.D., Program Manager, Alaska Yukon Pacific Exposition (AYP) Centennial Celebration, to the podium. Mr. Herschensohn made remarks and introduced Leonard Garfield, Executive Director, Museum of History and Industry, and Jim Kelly, Executive Director, 4Culture.*

**7. Reports on Special and Outside Committees****[Play Video](#)**

*Ms. Patterson reported on Sound Transit. Light rail is coming to Tukwila during the month of July and then all the way to the airport during the month of December. The Board heard a report on Sound Transit's sustainability initiatives. Sound Transit is making great strides towards its sustainability goals and saving taxpayers a lot of money. The Board also heard a report from the Customer Service Director regarding the results from the customer service satisfaction survey. In all categories, except for one, customers are very happy with the service Sound Transit is providing. The one category indicated that customers want more service. The Board voted on a resolution to select a preferred implementation plan for Sound Transit's Phase Two funded bus service improvements. The plan is scheduled to be completed in February, 2011.*

**Motions, from Standing Committees and Regional Committees, for Council Action****Consent Items 8 and 9****[Play Video](#)****8. Proposed Motion No. 2009-0220****Mr. Phillips**

A MOTION confirming the executive's appointment of Sandra "Sam" Pailca, who resides in council district four, to the King County civil service commission.

*The enacted number is 13001.*

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

**9. Proposed Motion No. 2009-0300****Mr. Dunn**

A MOTION confirming the executive's appointment of James Wigfall, who resides in Council district nine, to the King County library system board of trustees.

*The enacted number is 13002.*

**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. von Reichbauer, Mr. Gossett,  
Mr. Phillips and Ms. Patterson  
No: 0  
Excused: 1 - Mr. Dunn

---

**Budget and Fiscal Management****10. [Proposed Motion No. 2009-0175](#) Mr. Gossett**

A MOTION approving the department of community and human services's, in conjunction with the office of management and budget, report and the proposed recommendations to the contract payment allocations for independent public defense contractors

*The enacted number is 13003.*

*Item 10 was considered with Items 11 and 33 with one vote.*

**A motion was made by Mr. Gossett 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 Substitute Motion No. 2009-0177.2](#) Mr. Gossett**

A MOTION amending the public defense payment model, which established a framework for budgeting indigent legal defense services in King County.

*The enacted number is 13004.*

*Item 11 was considered with Items 10 and 33 with one vote.*

**A motion was made by Mr. Gossett 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

**Reappointment Consent Agenda Item 12****12. [Proposed Motion No. 2009-0339](#) Ms. Patterson****[Play Video](#)**

A MOTION confirming the executive's reappointment of Larry Crim, who resides in council district five, to the King County international airport roundtable, as the Renton/Kent/South King County representative.

*The Chair indicated that Proposed Motion 2009-0339 was deferred until the June 8, 2009 Council meeting.*

**Deferred**

---

## Hearing Examiner Consent Agenda Items 13-20

### [Play Video](#)

13. [Proposed Substitute Ordinance No. 2009-0022.3](#) **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 Richard and Bonnie Landen for property located at 22612, 22618 and 22820 - 148th Avenue SE, Kent, WA 98042, designated department of natural resources and parks, water and land resources division file no. E08CT057.
- The enacted number is 16533.*
- This Matter was Passed on the Consent Agenda.**
14. [Proposed Substitute Ordinance No. 2009-0087.2](#) **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 Roy and Patricia Ballestrasse for property located at 34518 SE David Powell Road, Fall City, WA 98024, designated department of natural resources and parks, water and land resources division file no. E08CT072.
- The enacted number is 16534.*
- This Matter was Passed on the Consent Agenda.**
15. [Proposed Substitute Ordinance No. 2009-0128.2](#) **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 Troy Roper and Katherine Riffle Roper for property located at 20022 NE 133rd Street, Woodinville, WA 98077, designated department of natural resources and parks, water and land resources division file no. E08CT141.
- The enacted number is 16535.*
- This Matter was Passed on the Consent Agenda.**
16. [Proposed Substitute Ordinance No. 2009-0143.2](#) **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 Joyce Shaw for property located at 19707 - 288th Avenue SE, Hobart, WA 98025, designated department of natural resources and parks, water and land resources division file no. E08CT089.
- The enacted number is 16536.*
- This Matter was Passed on the Consent Agenda.**

- 
17. **Proposed Substitute Ordinance No. 2009-0161.2** **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 Russ and Danita Killingsworth for property located at 13803 SE 208th Street, Kent, WA 98042, designated department of natural resources and parks, water and land resources division file no. E08CT083.  
*The enacted number is 16537.*  
**This Matter was Passed on the Consent Agenda.**
18. **Proposed Substitute Ordinance No. 2009-0169.2** **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 John and Arlene Carpenter for property located at 15251 SE Green Valley Road, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT136.  
*The enacted number is 16538.*  
**This Matter was Passed on the Consent Agenda.**
19. **Proposed Substitute Ordinance No. 2009-0208.2** **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 Rodney and Michele Wheeler for property located at 28016 SE 208th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT107.  
*The enacted number is 16539.*  
**This Matter was Passed on the Consent Agenda.**
20. **Proposed Substitute Ordinance No. 2009-0210.2** **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 Julia and Corey Green for property located at 30330 SE 208th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT124.  
*The enacted number is 16540.*  
**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. von Reichbauer, Mr. Gossett, Mr. Phillips and Ms. Patterson  
No: 0  
Excused: 1 - Mr. Dunn

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

### **Play Video**

21. **Proposed Ordinance No. 2009-0347** **Ms. Patterson and Mr. Phillips**  
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 918, Section 3, as amended, and K.C.C. 1.08.030.  
**Introduced and Referred to Government Accountability and Oversight Committee**
22. **Proposed Ordinance No. 2009-0348** **Mr. Ferguson and Ms. Lambert**  
AN ORDINANCE proposing an amendment to Section 800 of the King County Charter, to provide for council confirmation of charter review commission members and to require council consideration of charter review commission recommended charter amendments; and submitting the same to the voters of the county for their ratification or rejection at the November 2009 general election.  
**Introduced and Referred to Committee of the Whole**
23. **Proposed Ordinance No. 2009-0349** **Mr. Ferguson and Mr. Dunn**  
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 section to the King County Code.  
**Introduced and Referred to Committee of the Whole**
24. **Proposed Ordinance No. 2009-0350** **Mr. Ferguson and Mr. Phillips**  
AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Federation of Professional and Technical Engineers, Local 17 representing employees in the departments of development and environmental services, natural resources and parks and transportation; and establishing the effective date of said agreement.  
**Introduced and Referred to Committee of the Whole**

25. [Proposed Ordinance No. 2009-0351](#) **Mr. Ferguson, Mr. Dunn and Mr. Phillips**  
AN ORDINANCE relating to public records and records retention; amending Ordinance 10698, Section 3, and K.C.C. 2.12.005, Ordinance 695, Section 1, and K.C.C. 2.12.010, Ordinance 695, Section 2, as amended, and K.C.C. 2.12.020, Ordinance 10698, Section 2, and K.C.C. 2.12.035, Ordinance 12485, Section 4, and K.C.C. 2.12.040, Ordinance 3606, Section 4, as amended, and K.C.C. 2.12.060, Ordinance 134 (part) and K.C.C. 2.12.070, Ordinance 5962, Section 2, as amended, and K.C.C. 2.12.080, Ordinance 1660, Sections 1-2, as amended, and K.C.C. 2.12.120 and Ordinance 9168, Section 2, as amended, and K.C.C. 2.12.170, adding new sections to K.C.C. chapter 2.12, recodifying K.C.C. 2.12.160 and repealing Ordinance 3606, Section 3, and K.C.C. 2.12.050, Ordinance 3606, Section 5, and K.C.C. 2.12.090, Ordinance 3606, Section 6, as amended, and K.C.C. 2.12.110, Ordinance 12485, Section 3, and K.C.C. 2.12.115, Ordinance 14266, Section 12, and K.C.C. 2.12.190 and Ordinance 2165, Section 5, as amended, and K.C.C. 2.12.200.  
**Introduced and Referred to Committee of the Whole**
26. [Proposed Ordinance No. 2009-0352](#) **Mr. Ferguson and Mr. Phillips**  
AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Washington State Council of County and City Employees, Council 2, Local 1652R (Industrial and Hazardous Waste) representing employees in the department of natural resources and parks; and establishing the effective date of said agreement.  
**Introduced and Referred to Committee of the Whole**
27. [Proposed Ordinance No. 2009-0353](#) **Mr. Constantine**  
AN ORDINANCE authorizing vacation of a portion of 220th Avenue SE, File V-2554; Petitioner: Tahoma School District.  
**Introduced and Referred to Hearing Examiner**

### First Reading and Referral of Motions

28. [Proposed Motion No. 2009-0293](#) **Mr. Dunn**  
A MOTION approving the business case for the law, safety and justice integration program, integrated document exchange project.  
**Introduced and Referred to Government Accountability and Oversight Committee**
29. [Proposed Motion No. 2009-0333](#) **Mr. Dunn**  
A MOTION confirming the executive's appointment of Joel Funfar, who resides in council district nine, to the King County international airport roundtable, as the SPEEA Labor representative.  
**Introduced and Referred to Government Accountability and Oversight Committee**
30. [Proposed Motion No. 2009-0335](#) **Ms. Patterson**  
A MOTION confirming the executive's appointment of Kathleen Crabtree, who resides in council district five, to the King County international airport roundtable, as the Tukwila representative.  
**Introduced and Referred to Government Accountability and Oversight Committee**



## 31. Recess

[Play Video](#)

*The meeting was recessed at 11:30 a.m.  
The meeting was reconvened at 1:41 p.m.*

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

### Consent Item 32

[Play Video](#)

32. [Proposed Ordinance No. 2009-0308](#)

Mr. Constantine

[Play Video](#)

AN ORDINANCE authorizing the King County executive to execute an amendment to the interlocal agreement with the King County Ferry District related to the county providing ferry planning and implementation services to the district and to allow advance payment for services.

**On 6/1/2009, a public hearing was held and closed.**

*The enacted number is 16541.*

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

### Budget and Fiscal Management

33. [Proposed Substitute Ordinance No. 2009-0176.2](#)

Mr. Gossett

[Play Video](#)

AN ORDINANCE making a supplemental appropriation of \$19,706,096 to the office of the public defender; to enter into contracts for indigent defense services with four defender agencies to begin July 1, 2009, implementing recommended changes to the public defense funding model; amending the 2009 Budget Ordinance, Ordinance 16312, Section 49, as amended.

**On 6/1/2009, a public hearing was held and closed.**

*The enacted number is 16542.*

*Item 33 was considered with Items 10 and 11 with one vote.*

**A motion was made by Mr. Gossett 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

**Other Business**

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

**Adjournment**

*The meeting was adjourned at 1:48 p.m.*

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

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