



King County
Meeting Proceedings
Metropolitan King County Council

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

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

Room 1001

October 9, 2006

1:30 PM

Call to Order

The meeting was called to order at 1:50 p.m.

Roll Call

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

Flag Salute and Pledge of Allegiance

Ms. Lambert led the flag salute and Pledge of Allegiance.

1. Approval of Minutes of October 2, 2006

Mr. Gossett moved to approve the minutes of the October 2, 2006 meeting as presented. Seeing no objection, the Chair so ordered.

2. Special Item

Presentation of a Proclamation Declaring October 2006 as Domestic Violence Awareness Month in King County

Ms. Patterson and Ms. Lambert made comments and shared some statistics on domestic violence. Ms. Lambert introduced members of the King County Domestic Violence Council and other representatives to the podium while she and Ms. Patterson read the Proclamation. Chief Richard Krogh, King County Sheriff's Office, and Merrill Cousin, King County Coalition Against Domestic Violence, thanked the Council.

3. Reports on Special and Outside Committees

Mr. Phillips reported on the September 26, 2006 Cedar River Council meeting. The Council discussed municipal water law and had a discussion regarding Initiative 933 and property rights which is on the ballot this fall. The Council heard reports on the Chinook count.

Mr. Phillips reported on the 4Culture Board meeting. A number of issues were covered and most important, the legislative strategy relative to back filling the hotel/motel tax.

Mr. Phillips briefed the Council on the Executive Board meetings of Sound Transit and the Regional Transportation Investment District. The Board reviewed the status of the joint effort to move forward with the 2007 ballot proposal. The Committees heard an update on the progress of the two committees since their last meeting in June. Mr. Phillips indicated that the Washington State

Department of Transportation research poll and survey indicated that people throughout the region consider transportation a top concern. The next meeting of the joint executive committees will be December 7.

Mr. Constantine added that the meeting was very productive.

Ms. Patterson reported on the Burlington Northern Santa Fe Corridor Advisory Committee, a committee of business, city and environmental interests located along the eastside Burlington Northern Corridor. The corridor covers from Renton to Snohomish County. Burlington Northern is seeking to sell the line as it is no longer profitable. The Advisory Committee will be making a recommendation as to how the Corridor should be used in the future. The committee will meet again in October and will issue a final recommendation.

Ms. Patterson reported on the Green River Flood Control Zone Executive Committee meeting in Kent. The committee is comprised of mayors from Kent, Auburn, Renton and Tukwila and also has King County representatives. The Board reviewed the annual budget and discussed the proposed flood control district.

Hearing and Second Reading of Ordinances

Growth Management and Natural Resources

4. [Proposed Substitute Ordinance No. 2006-0114.2](#) Mr. Constantine

AN ORDINANCE relating to the King County Comprehensive Plan; and amending Ordinance 263, Article 2, Section 1, as amended, and K.C.C. 20.12.010 and Ordinance 13147, Section 30, as amended, and K.C.C. 20.18.140.

On 9/18/2006, a public hearing was held and closed.

The enacted number is 15607.

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

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

No: 0

Excused: 0

Mr. Constantine moved Amendment 2. The motion carried by the following vote:

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

No: 0

Excused: 0

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

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

No: 0

Excused: 0

Rick Bautista, Council staff, answered questions of the Council.

Ms. Lambert moved Amendment 4.

Darren Carnell, Prosecuting Attorney, Office of the Prosecuting Attorney, answered questions of the Council.

Rick Bautista, Council staff, answered further questions of the Council.

The Chair asked for a voice vote on Ms. Lambert's motion. The Chair announced the amendment failed.

A request for a show of hands was made on Ms. Lambert's motion. The motion failed by the following vote:

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

No: 5 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Mr. Gossett and Ms. Paterson

Excused: 0

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

Votes: Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Mr. Constantine and Ms. Patterson

No: 1 - Ms. Lambert

Excused: 0

Labor, Operations and Technology

5. **Proposed Ordinance No. 2006-0389** **Ms. Hague, Mr. Gossett and Mr. Phillips**

AN ORDINANCE transferring duties and responsibilities for processing and investigating lobbyist disclosure complaints from the county auditor to the county ombudsman, and amending Ordinance 13320, Section 5, and K.C.C. 1.07.050, Ordinance 13320, Section 14, as amended, and K.C.C. 1.07.140 and Ordinance 13320, Section 15, and K.C.C. 1.07.150.

On 10/9/2006, a public hearing was held and closed.

The enacted number is 15610.

Ron Perry, Auditor's Office, answered questions of the Council.

Jennifer Giambattista, Council staff, answered questions of the Council.

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

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

No: 0

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

6. Proposed Ordinance No. 2006-0441**Mr. Dunn, Mr. Gossett, Mr. Ferguson,
Ms. Patterson, Mr. Phillips and Mr. von
Reichbauer**

AN ORDINANCE relating to the management of public records; amending Ordinance 12550, Section 1, and K.C.C. 2.14.010 and Ordinance 12550, Section 2, and K.C.C. 2.14.020 and adding a new section to K.C.C chapter 2.14.

On 10/9/2006, a public hearing was held and closed.

The following people appeared to speak on 10/9/2006 :

Phil Miller

The enacted number is 15608.

Jennifer Giambattista, Council staff, answered questions of the Council.

Mr. Ferguson, Ms. Patterson, Mr. Phillips and Mr. von Reichbauer were added as sponsors.

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

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

No: 0

Excused: 0

Law, Justice and Human Services**7. Proposed Substitute Ordinance No.
2006-0037.2****Mr. Ferguson, Ms. Patterson, Ms.
Lambert, Mr. Dunn and Mr. Phillips**

AN ORDINANCE relating to oversight of the sheriff's office; adding a new chapter to K.C.C. Title 2, adding a new section to K.C.C. chapter 2.36 and adding a new section to K.C.C. chapter 2.20.

On 10/9/2006, a public hearing was held and closed.

The enacted number is 15611.

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

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

No: 0

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

Transportation

8. **Proposed Ordinance No. 2006-0392** **Mr. Dunn**

AN ORDINANCE authorizing the King County executive to execute an interlocal agreement with the city of Newcastle for the transfer of properties and easements in connection with the city's Coal Creek Parkway project.

On 10/9/2006, a public hearing was held and closed.

The enacted number is 15612.

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

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

9. **Proposed Substitute Ordinance No. 2006-0414.2** **Mr. von Reichbauer**

AN ORDINANCE authorizing the county executive to execute an interlocal agreement with the city of Auburn to select a developer for a transit oriented development in the downtown area of Auburn.

On 10/9/2006, a public hearing was held and closed.

The enacted number is 15609.

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

Votes: Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Ferguson, Mr. Gossett, Ms. Hague, Mr. Constantine and Ms. Patterson
No: 0
Excused: 1 - Mr. Dunn

Motions for Council Action

Consent Items 10-17

Item 12 was removed from the consent calendar. It will hold its place on the calendar until the October 16, 2006 Council meeting.

10. **Proposed Motion No. 2006-0256** **Ms. Patterson**

A MOTION confirming the executive's appointment of Dale Smith, who resides in council district five, to the King County cultural development authority, 4Culture.

The enacted number is 12355.

This Matter was Passed on the Consent Agenda.

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11. **Proposed Substitute Motion No. 2006-0268.2** **Mr. Gossett and Mr. Phillips**
A MOTION approving the countywide methodology for identifying, validating, capturing and reporting on cost savings opportunities from information technology efficiency projects.
The enacted number is 12356.
This Matter was Passed on the Consent Agenda.
12. **Proposed Substitute Motion No. 2006-0331.2** **Mr. Phillips and Mr. Ferguson**
A MOTION supporting an increase in the permanent endowment supporting the youth sports facilities grant program.
The Chair deferred Proposed Substitute Motion 2006-0331 for one week, until the October 16, 2006 Council meeting.
Deferred
13. **Proposed Motion No. 2006-0341** **Ms. Hague**
A MOTION confirming the executive's appointment of Roberta Lewandowski, who resides in council district six, to the Washington state boundary review board for King County.
The enacted number is 12357.
This Matter was Passed on the Consent Agenda.
14. **Proposed Motion No. 2006-0349** **Ms. Patterson**
A MOTION confirming the executive's appointment of Matt Everett, who resides in council district five, to the King County emergency management advisory committee, as the water/sewer representative.
The enacted number is 12358.
This Matter was Passed on the Consent Agenda.
15. **Proposed Motion No. 2006-0350** **Ms. Lambert**
A MOTION confirming the executive's appointment of R. "Fuzzy" Fletcher, who resides in council district three, to the King County emergency management advisory committee, representing the Snoqualmie Tribal Nation.
The enacted number is 12359.
This Matter was Passed on the Consent Agenda.
16. **Proposed Motion No. 2006-0351** **Mr. Ferguson**
A MOTION confirming the executive's appointment of Gail Marsh, who works in council district one, to the King County emergency management advisory committee, representing the Suburban Cities Association, position 2.
The enacted number is 12360.
This Matter was Passed on the Consent Agenda.

17. **Proposed Motion No. 2006-0353** **Mr. Ferguson**

A MOTION confirming the executive's appointment of Kay Burrows, who resides in council district one, to the King County accessible services advisory committee.

The enacted number is 12361.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

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

No: 0

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

Growth Management and Natural Resources

18. **Proposed Substitute Motion No. 2006-0328.2** **Mr. Constantine, Mr. Ferguson, Mr. Phillips and Ms. Patterson**

A MOTION relating to county efforts to reduce greenhouse gas emissions, mitigate their impacts and prepare for climate change.

The enacted number is 12362.

Megan Smith, Council staff, answered questions of the Council

Ms. Patterson was added as a sponsor.

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

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

No: 0

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

Labor, Operations and Technology

19. **Proposed Substitute Motion No. 2006-0443.2** **Mr. Gossett**

A MOTION relating to developing a countywide strategic planning, performance measurement and management system.

The enacted number is 12363.

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

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

No: 0

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

Operating Budget

20. Proposed Substitute Motion No. **Mr. Constantine**

2006-0439.2

A MOTION approving the program charter for the accountable business transformation project.

The enacted number is 12364.

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

Votes: Yes: 6 - Mr. Phillips, Mr. Ferguson, Ms. Lambert, Mr. Constantine,

Mr. Gossett and Ms. Patterson

No: 0

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

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

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

No: 0

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

Transportation

21. Proposed Substitute Motion No. **Ms. Patterson, Mr. Phillips and Mr.**

2006-0412.2

Ferguson

A MOTION related to the transfer of retired vanpool vans to nonprofit organizations and local governments to meet the needs of low-income, elderly, disabled and young county citizens.

The enacted number is 12365.

Ms. Patterson moved Amendment 1. The motion carried by the following vote:

Votes: Yes: 6 - Mr. Phillips, Mr. Ferguson, Ms. Lambert, Mr. Constantine,

Mr. Gossett and Ms. Patterson

No: 0

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

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

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

No: 0

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

First Reading of and Action on Motions Without Referral to Committee

22. [Proposed Motion No. 2006-0457](#) **Mr. Constantine, Ms. Hague and Mr. Phillips**

A MOTION designating the vice-chair of the capital and operating budget panels of the annual budget reconciliation and adoption committee for the 2007 budget.

The enacted number is 12366.

Mr. Gossett moved to suspend the rules in order to take action on Proposed Motion 2006-0457 without referral to committee. Seeing no objection, the Chair so ordered.

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

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

23. [Proposed Motion No. 2006-0460](#) **Mr. Constantine, Mr. Phillips, Mr. Ferguson, Ms. Hague, Mr. von Reichbauer, Ms. Patterson, Ms. Lambert, Mr. Dunn and Mr. Gossett**

A MOTION adopting the priorities of King County for the 2007 King County budget.

The enacted number is 12367.

Mr. Gossett moved to suspend the rules in order take action on Proposed Motion 2006-0460 without referral to committee. Seeing no objection, the Chair so ordered.

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

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

No: 0

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

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

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

First Reading and Referral of Ordinances

24. [Proposed Ordinance No. 2006-0451](#) **Ms. Hague and Mr. Constantine**

AN ORDINANCE relating to solid waste facilities disposal fees; and amending Ordinance 12564, Section 2, as amended, and K.C.C. 10.12.021.

Introduced and Referred to Operating Budget Committee

25. [Proposed Ordinance No. 2006-0455](#) **Mr. Phillips**

AN ORDINANCE authorizing a subdivision on certain property located at 6621 South 128th Street, at the southeast corner of the South 128th Street and 66th Avenue South intersection, Seattle, at the request of William Ruth, department of development and environmental services file no. L04P0028.

Introduced and Referred to Hearing Examiner

26. [Proposed Ordinance No. 2006-0456](#) **Mr. Phillips**

AN ORDINANCE authorizing a subdivision on certain property located at 11735 82nd Avenue NE, Kirkland, at the request of Burnstead Construction Co., department of development and environmental services file no. L05P0016

Introduced and Referred to Hearing Examiner

First Reading and Referral of Motions

27. [Proposed Motion No. 2006-0461](#) **Mr. Constantine and Mr. Phillips**

A MOTION directing the King County executive to analyze the budget impacts of the potential passage of Initiative 933 and to determine what county and state and legislative actions may be necessary to authorize the waiver of land use regulations in order to implement Initiative 933.

Introduced and Referred to Committee of the Whole

Other Business

Extra Item

First Reading and Referral of Ordinances

28. [Proposed Ordinance No. 2006-0462](#) **Mr. Constantine**

AN ORDINANCE making a net appropriation of \$3,903,376 to various current expense fund agencies and \$2,197,437 to various non-current expense fund agencies; and amending the 2006 Budget Ordinance, Ordinance 15333, Sections 16, 35, 39, 44, 45, 46, 48, 98, 108, 109 and 110, as amended.

Introduced and Referred to Operating Budget Committee

Adjournment

The meeting was adjourned at 3:50 p.m.

Approved this _____ day of _____.

Clerk's Signature