



King County

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

May 26, 2009

11:00 AM

1. **Call to Order**

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The meeting was called to order at 11:00 a.m.

The meeting was recessed at 11:00 a.m.

The meeting was reconvened at 1:42 p.m.

2. **Roll Call**

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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**

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Mr. Ferguson led the flag salute and Pledge of Allegiance.

4. **Approval of Minutes of May 18, 2009**

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Mr. Ferguson moved to approve the minutes of the May 18, 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. **Reports on Special and Outside Committees**

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Ms. Patterson reported on the recent joint meeting of the Board of Health and Harborview's Board of Directors held at Harborview Medical Center. The theme of the meeting was communicable disease, and the first topic was an update on the swine flu. Ms. Patterson indicated that Eileen Whalen, Executive Director of Harborview provided information about Harborview's vision and future. The Board of Health presented a recognition for the extraordinary work that Harborview does in this region, such as charity care and primary and specialty care for millions of residents in

the Pacific Northwest. The members also had a tour of the Harborview building on Ninth and Jefferson.

Mr. Phillips briefed the Council on Sound Transit's Central Link Oversight Committee. He indicated the project is less than sixty days from operating, and the project is on time and on budget. Much of the activity now for central link is in testing, and it is going very well.

7. Plat Tracing**[Play Video](#)**

Redmond Ridge East Division 3 - Council District 3

Mr. Hague moved to adopt the DDES finding of fact that the final plat of Redmond Ridge East Division 3 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 8-15****[Play Video](#)**

8. **[Proposed Motion No. 2008-0559](#)** **Mr. Dunn**
A MOTION confirming the executive's appointment of Sandra Haydock, who resides in council district nine, to the King County fire code advisory and appeals board.
The enacted number is 12989.
This Matter was Passed on the Consent Agenda.
9. **[Proposed Motion No. 2009-0179](#)** **Mr. Dunn and Mr. Phillips**
A MOTION confirming the executive's appointment of Carol Cummings, who works in council district four, to the King County emergency management advisory committee, representing the King County sheriff's office.
The enacted number is 12990.
This Matter was Passed on the Consent Agenda.
10. **[Proposed Motion No. 2009-0230](#)** **Mr. Constantine**
A MOTION confirming the executive's appointment of Kathleen Dunn, who resides in council district eight, to the King County transit advisory committee.
The enacted number is 12991.
This Matter was Passed on the Consent Agenda.
11. **[Proposed Motion No. 2009-0231](#)** **Mr. Ferguson**
A MOTION confirming the executive's appointment of Kumiko Huff, who resides in council district one, to the King County transit advisory committee.
The enacted number is 12992.
This Matter was Passed on the Consent Agenda.
12. **[Proposed Motion No. 2009-0232](#)** **Mr. von Reichbauer**
A MOTION confirming the executive's appointment of Anne Baunach, who resides in council district seven, to the King County cultural development authority (4Culture).
The enacted number is 12993.

This Matter was Passed on the Consent Agenda.

13. **Proposed Motion No. 2009-0233** **Mr. Dunn**
 A MOTION confirming the executive's appointment of Patricia Cosgrove, who resides in council district nine, to the King County cultural development authority (4Culture).
The enacted number is 12994.
This Matter was Passed on the Consent Agenda.
14. **Proposed Motion No. 2009-0234** **Mr. Phillips**
 A MOTION confirming the executive's appointment of Jennifer Meisner, who resides in council district four, to the King County cultural development authority (4Culture).
The enacted number is 12995.
This Matter was Passed on the Consent Agenda.
15. **Proposed Motion No. 2009-0263** **Mr. Constantine**
 A MOTION confirming the executive's appointment of Ted Kutscher, who resides in council district eight, to the King County cultural development authority (4Culture).
The enacted number is 12996.
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: 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

Law, Justice, Health and Human Services

16. **Proposed Motion No. 2009-0261** **Ms. Lambert and Ms. Patterson**
 A MOTION approving the business case for the department of public health's communicable disease database project.
The enacted number is 12997.

Ms. Lambert moved to relieve the Law, Justice, Health and Human Services Committee of further consideration of Proposed Motion 2009-0261 in order to take action. The motion carried.
A motion was made by Ms. Lambert 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

Physical Environment

17. [Proposed Motion No. 2009-0275](#) Mr. Constantine and Mr. Phillips

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A MOTION directing the executive to work in collaboration with the council to seek funding options for the development of a web site that would inform and encourage sustainable practices and promote local businesses.

The enacted number is 12998.

A motion was made by Ms. Hague 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

18. [Proposed Substitute Motion No. 2009-0320.2](#) Ms. Hague

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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 12999.

A motion was made by Ms. Hague 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 19

19. [Proposed Motion No. 2009-0311](#) Mr. Phillips

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A MOTION confirming the executive's reappointment of Doug Schindler, who resides in Council district two, to the King County rural forest commission, as an open space advocate.

The enacted number is 13000.

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: 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

Hearing Examiner Consent Agenda Items 20-27

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20. [Proposed Substitute Ordinance No. 2009-0050.2](#) **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 James and Elizabeth Doran for property located at 28510 NE Cherry Valley Road, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E08CT103.
- The enacted number is 16522.*
- This Matter was Passed on the Consent Agenda.**
21. [Proposed Substitute Ordinance No. 2009-0160.2](#) **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 Jeffrey and Wendy Wright for property located at 18737 SE 144th Street, Renton, WA 98059, designated department of natural resources and parks, water and land resources division file no. E08CT081.
- The enacted number is 16523.*
- This Matter was Passed on the Consent Agenda.**
22. [Proposed Substitute Ordinance No. 2009-0162.2](#) **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 Theodore Blattenbauer for property located at 14433 SE 208th Street, Kent, WA 98042, designated department of natural resources and parks, water and land resources division file no. E08CT098.
- The enacted number is 16524.*
- This Matter was Passed on the Consent Agenda.**
23. [Proposed Substitute Ordinance No. 2009-0163.2](#) **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 Douglas Scott for property located at 34924 - 216th Avenue SE, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT106.
- The enacted number is 16525.*
- This Matter was Passed on the Consent Agenda.**

24. [Proposed Substitute Ordinance No. 2009-0165.2](#) 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 Kathleen Lapham for property located at 23808 SE 192nd Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT130.
The enacted number is 16526.
This Matter was Passed on the Consent Agenda.
25. [Proposed Substitute Ordinance No. 2009-0166.2](#) 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 Lois M. Bull for the Harold A. Bull Family Trust for property located at 12831 SE Green Valley Road, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT131.
The enacted number is 16527.
This Matter was Passed on the Consent Agenda.
26. [Proposed Substitute Ordinance No. 2009-0168.2](#) 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 Joseph Siglin for property located at 24360 SE 208th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT133.
The enacted number is 16528.
This Matter was Passed on the Consent Agenda.
27. [Proposed Substitute Ordinance No. 2009-0170.2](#) 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 Frances King for property located at 33220 - 129th Way SE, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT138.
The enacted number is 16529.
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: 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

First Reading and Referral of Ordinances

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28. [Proposed Ordinance No. 2009-0342](#) **Mr. Ferguson**
 AN ORDINANCE relating to the mental illness and drug dependency implementation plan; and amending Ordinance 16261, Section 2.
This is a dual referral first to the Regional Policy Committee and then to the Committee of the Whole.
This is a nonmandatory referral to the Regional Policy Committee as set forth in King County Charter Section 270.30 and KCC 1.24.065.
Introduced and Referred to Regional Policy Committee
29. [Proposed Ordinance No. 2009-0343](#) **Ms. Patterson, Mr. Constantine and Mr. Phillips**
 AN ORDINANCE adopting provisions for dangerous and potentially dangerous dogs; amending Ordinance 6444, Section 3, as amended, and K.C.C. 2.34.030, Ordinance 1396, Article 1 Section 3, as amended, and K.C.C. 11.04.020, Ordinance 1396, Article 2 Section 1, as amended and K.C.C. 11.04.030, Ordinance 7416, Section 2, as amended, and K.C.C. 11.04.035, Ordinance 1396, Article 3 Section 7, as amended, and K.C.C. 11.04.230, Ordinance 1396, Article 3 Section 12, as amended, and K.C.C. 11.04.290 and Ordinance 10423, Section 22, as amended, and K.C.C. 11.04.550 adding a new section to K.C.C. 11.02 and adding a new chapter to K.C.C. Title 11; and prescribing penalties.
Introduced and Referred to Government Accountability and Oversight Committee
30. [Proposed Ordinance No. 2009-0344](#) **Mr. Constantine and Mr. Phillips**
 AN ORDINANCE authorizing the county executive to enter into a Project Partnership Agreement with the United States Army Corps of Engineers and the Washington state Department of Natural Resources for the construction of the North Wind's Weir Intertidal Restoration Project.
Introduced and Referred to Physical Environment Committee
31. [Proposed Ordinance No. 2009-0346](#) **Mr. Constantine and Mr. Phillips**
 AN ORDINANCE relating to whistleblower protection; amending Ordinance 11687, Section 3, and K.C.C. 3.42.010, Ordinance 11687, Section 2, and K.C.C. 3.42.020, Ordinance 11687, Section 4, as amended, and K.C.C. 3.42.030, Ordinance 111687, Section 5, and K.C.C. 3.42.040, Ordinance 11687, Section 6, and K.C.C. 3.42.050, Ordinance 11687, Section 7, and K.C.C. 3.42.060 and adding new sections to K.C.C. chapter 3.42.
Introduced and Referred to Government Accountability and Oversight Committee

First Reading and Referral of Motions

32. [Proposed Motion No. 2009-0301](#) **Mr. Phillips**
 A MOTION confirming the executive's appointment of Cindy Spiry, who resides in Council district three, to the King County rural forest commission, as the affected Indian Tribe representative.

Introduced and Referred to Physical Environment Committee

33. [Proposed Motion No. 2009-0326](#) **Ms. Lambert and Mr. Phillips**

A MOTION confirming the executive's appointment of John Chaney, who resides in Council district three, to the King County rural forest commission, as an advocate of non-timber values of forest land.

Introduced and Referred to Physical Environment Committee

34. [Proposed Motion No. 2009-0329](#) **Mr. Phillips and Mr. Ferguson**

A MOTION accepting the superior court targeted facility master plan.

Introduced and Referred to Committee of the Whole

35. [Proposed Motion No. 2009-0345](#) **Mr. Phillips and Mr. Constantine**

A MOTION requesting the transit division to report on cost-saving and revenue-generating entrepreneurial activities.

Introduced and Referred to Physical Environment Committee**36. Recess**

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

Consent Item 37

37. [Proposed Ordinance No. 2009-0325](#) **Mr. Ferguson and Mr. Phillips**

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AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Federation of Professional & Technical Engineers, Local 17 (Office of Emergency Management, Project/Program Manager III) representing employees in the department of executive services; and establishing the effective date of said agreement.

On 5/26/2009, a public hearing was held and closed.

The enacted number is 16530.

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: 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

Budget and Fiscal Management

38. Proposed Ordinance No. 2009-0281

Mr. Gossett

AN ORDINANCE making a supplemental appropriation of \$660,000 to assessments; and amending the 2009 Budget Ordinance, Ordinance 16312, Section 39, as amended.

On 5/26/2009, a public hearing was held and closed.

Item 38 was considered with Item 39 as a consent agenda with one vote.

This Matter was Passed on the Consent Agenda.

Committee of the Whole

39. Proposed Ordinance No. 2009-0280

Mr. Ferguson and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement negotiated by and between King County and Public, Professional & Office-Clerical Employees and Drivers, Teamsters Local 763 representing employees in the department of assessments; and establishing the effective date of said agreements.

On 5/26/2009, a public hearing was held and closed.

Item 39 was considered with Item 38 as a consent agenda with one vote.

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: 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

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The meeting was adjourned at 2:03 p.m.

Approved this _____ day of _____.

Clerk's Signature