



King County
Meeting Agenda

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

July 13, 2009

11:00 AM

1. **Call to Order**

2. **Roll Call**

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

Councilmember Dunn will lead the flag salute and Pledge of Allegiance.

4. **Approval of Minutes of June 29, 2009**

Councilmember Ferguson

5. **Additions to the Council Agenda**

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

Sound Transit - Councilmember Constantine

Puget Sound Regional Council Transportation Policy Board - Councilmember Patterson



Sign language and communication material in alternate formats can be arranged given sufficient notice (296-1000).

TDD Number 296-1024.

ASSISTIVE LISTENING DEVICES AVAILABLE IN THE COUNCIL CHAMBERS.



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

Consent Items 7-11

Councilmember Ferguson

7. [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.

On 5/26/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 6/23/2009, the Physical Environment Committee Recommended Do Pass Consent.

8. [Proposed Motion No. 2009-0304](#)

Mr. Dunn

A MOTION confirming the executive's appointment of Sandy Miller, who resides in Council district nine, to the King County rural forest commission, representing forest land owners with more than 40 acres.

On 5/11/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 6/23/2009, the Physical Environment Committee Recommended Do Pass Consent.

9. [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.

On 5/26/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 6/23/2009, the Physical Environment Committee Recommended Do Pass Consent.

10. [Proposed Motion No. 2009-0386](#)

Mr. Gossett and Mr. Constantine

A MOTION concerning untimely filed petitions for tax refunds in the amount of \$20,750.40; authorizing treasury operations to make the refunds.

On 6/22/2009, the Metropolitan King County Council Introduced and Referred to Budget and Fiscal Management Committee.

On 6/30/2009, the Budget and Fiscal Management Committee Recommended Do Pass Consent.

11. [Proposed Motion No. 2009-0400](#) Mr. Gossett

A MOTION concerning untimely filed petitions for tax refunds in the amount of \$160,169.67; authorizing treasury operations to make the refunds.

On 6/29/2009, the Metropolitan King County Council Introduced and Referred to Budget and Fiscal Management Committee .

On 6/30/2009, the Budget and Fiscal Management Committee Recommended Do Pass Consent.

Committee of the Whole

Councilmember Ferguson

12. [Proposed Motion No. 2009-0398](#) Mr. Ferguson

A MOTION appointing _____ as King County assessor, in accordance with Section 680.10 of the King County Charter and RCW 36.16.110.

On 6/29/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

SUBJECT TO A MOTION TO RELIEVE THE COMMITTEE OF FURTHER CONSIDERATION PURSUANT TO K.C.C. 1.24.125

Government Accountability and Oversight

Councilmember Dunn

13. [Proposed Motion No. 2009-0242](#) Mr. Constantine, Ms. Patterson, Mr.
Dunn and Mr. Phillips

A MOTION accepting the executive's plan for implementing best standards and practices for the handling, dispensing, security and record keeping of controlled substances at King County's animal care and control shelters.

On 4/13/2009, the Metropolitan King County Council Introduced and Referred to Government Accountability and Oversight Committee.

On 6/16/2009, the Government Accountability and Oversight Committee Recommended Do Pass Consent.

On 6/29/2009, the Metropolitan King County Council Deferred.

14. [Proposed Substitute Motion No. 2009-0390.2](#) Mr. Ferguson, Mr. Dunn, Mr.
Constantine and Mr. von Reichbauer

A MOTION ensuring accountability for public tax dollars and public resources and establishing a plan for greater oversight for capital projects.

On 6/22/2009, the Metropolitan King County Council Introduced and Referred to Government Accountability and Oversight Committee.

On 7/8/2009, the Government Accountability and Oversight Committee Amended.

On 7/8/2009, the Government Accountability and Oversight Committee Recommended Do Pass Substitute.

Hearing Examiner Consent Agenda Item 15

Councilmember Hague

15. [Proposed Substitute Ordinance No. 2009-0216.2](#) **Mr. Constantine**

AN ORDINANCE authorizing the vacation of a portion of the 16-foot alley, File V-2569;
Petitioner: Robert C. Cook.

On 3/30/2009, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.

First Reading and Referral of Ordinances

16. [Proposed Ordinance No. 2009-0402](#) **Mr. Constantine**

AN ORDINANCE authorizing the redevelopment of the existing Park Lake Homes Site II Community, originally constructed in the 1940s, which project proposes to subdivide approximately 31.56 acres, zoned R-18, for a total of 275-315 units, including a Senior Housing building, and tracts for parks/recreation and drainage facilities on certain property located at the southwest corner of the SW 108th Street and 4th Avenue SW intersection, Postal City Seattle, at the request of the King County Housing Authority c/o John Eliason, department of development and environmental services file nos. L09P0001 and L09VA001.

Refer to Hearing Examiner

17. [Proposed Ordinance No. 2009-0403](#) **Ms. Hague**

AN ORDINANCE relating to the annexation of approximately 20 acres of land into the Covington water district, known as the Kent School District No. 415 Property Annexation, for the purpose of extending water service.

Refer to Physical Environment Committee

18. [Proposed Ordinance No. 2009-0405](#) **Mr. Constantine**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and the Ferry Coalition (Passenger only Vessels, Marine Division) consisting of the International Organization of Masters, Mates and Pilots; Marine Engineers' Beneficial Association; and the Inlandboatmen's Union of the Pacific representing employees in the department of transportation; and establishing the effective date of said agreement.

Refer to Committee of the Whole

19. [Proposed Ordinance No. 2009-0416](#) **Mr. Dunn**

AN ORDINANCE establishing November 3, 2009, as the date for an election to determine whether an area known as Fairwood shall be incorporated as a non-charter code city; and appointing a committee to write a voters' pamphlet statement for the election.

Refer to Committee of the Whole

20. [Proposed Ordinance No. 2009-0417](#) **Ms. Hague**
- AN ORDINANCE establishing November 3, 2009, as the date of a special election on the question of annexation to the city of Kirkland of an unincorporated area known as the Finn Hill, Kingsgate and North Juanita annexation area; the proposition shall be placed on the November 3, 2009, ballot by the King County elections director only if there is no appeal filed from the July 9, 2009, decision of the boundary review board approving this annexation; and declaring an emergency.
- Refer to Committee of the Whole**
21. [Proposed Ordinance No. 2009-0419](#) **Mr. Ferguson**
- AN ORDINANCE amending Ordinance 16547, Section 1, to correct a typographical error.
- Refer to Committee of the Whole**
22. [Proposed Ordinance No. 2009-0424](#) **Mr. Dunn and Mr. Ferguson**
- AN ORDINANCE relating to public works bid requirements; and amending Ordinance 12138, Section 9, as amended, and K.C.C. 4.16.040.
- Refer to Budget and Fiscal Management Committee**
23. [Proposed Ordinance No. 2009-0425](#) **Mr. Gossett, Ms. Patterson, Mr. Constantine and Mr. Phillips**
- AN ORDINANCE relating to the adoption of an equity and social justice framework to direct policy development and decision making in King County.
- Refer to Law, Justice, Health and Human Services Committee**
24. [Proposed Ordinance No. 2009-0426](#) **Ms. Lambert**
- AN ORDINANCE authorizing the King County executive to execute a purchase and sale agreement to sell a portion of the van distribution center in the city of Redmond, located within council district three.
- Refer to Budget and Fiscal Management Committee**
25. [Proposed Ordinance No. 2009-0428](#) **Mr. Constantine**
- AN ORDINANCE, instituting a hiring freeze for all nonessential county personnel through the end of 2009.
- Refer to Budget and Fiscal Management**

26. [Proposed Ordinance No. 2009-0430](#) **Ms. Patterson**

AN ORDINANCE limiting King County's participation the Federal Way Village Community Revitalization Area; and declaring an emergency

Refer to Budget and Fiscal Management Committee

27. [Proposed Ordinance No. 2009-0431](#) **Ms. Patterson**

AN ORDINANCE limiting King County's participation in the Auburn Revitalization Area

Refer to Budget and Fiscal Management Committee

28. [Proposed Ordinance No. 2009-0432](#) **Ms. Patterson**

AN ORDINANCE limiting King County's participation in the Bellevue Revitalization Area Number One; and declaring an emergency

Refer to Budget and Fiscal Management Committee

First Reading and Referral of Motions

29. [Proposed Motion No. 2009-0404](#) **Mr. Gossett and Ms. Patterson**

A MOTION supporting Bank on Seattle - King County and naming King County government as a non-financial community sponsor.

Refer to Law, Justice, Health and Human Services Committee

30. [Proposed Motion No. 2009-0407](#) **Ms. Hague**

A MOTION identifying projects to be funded under the re-authorization of Public Law 106-393, Title III, the Secure Rural Schools and Self-Determination Act of 2000, and allocating to those projects the Title III funds received from the federal government for federal fiscal year 2008, and stating King County's election for the distribution of funds for federal fiscal year 2009.

Refer to Physical Environment Committee

31. [Proposed Motion No. 2009-0414](#) **Mr. Ferguson**

A MOTION supporting the proposal to designate Washington state's coastline and Puget Sound a Maritime National Heritage Area.

Refer to Committee of the Whole

32. [Proposed Motion No. 2009-0415](#) **Mr. Constantine, Mr. Dunn, Ms. Patterson, Mr. Gossett, Ms. Hague and Mr. Phillips**
- A MOTION authorizing the chair of the council to enter into a contract amendment extending the term of the contract for services to represent the county with the Washington state Legislature and specifying the compensation to be paid during the extended term of the contract.
- Refer to Committee of the Whole**
33. [Proposed Motion No. 2009-0418](#) **Ms. Lambert and Mr. Constantine**
- A MOTION establishing requirements for the animal care and control disaster and emergency response plan.
- Refer to Government Accountability and Oversight Committee**
34. [Proposed Motion No. 2009-0420](#) **Mr. Ferguson**
- A MOTION appointing committees to write the voters' pamphlet statements for and against the charter amendment placed on the ballot by Ordinance _____ for the November 3, 2009, election.
- Refer to Committee of the Whole**
35. [Proposed Motion No. 2009-0421](#) **Mr. Ferguson**
- A MOTION appointing committees to write the voters' pamphlet statements for and against the charter amendment placed on the ballot by Ordinance 16547 for the November 3, 2009, election.
- Refer to Committee of the Whole**
36. [Proposed Motion No. 2009-0422](#) **Mr. Ferguson**
- A MOTION appointing committees to write the voters' pamphlet statements for and against the charter amendment placed on the ballot by Ordinance 16484 for the November 3, 2009, election.
- Refer to Committee of the Whole**
37. [Proposed Motion No. 2009-0423](#) **Mr. Ferguson**
- A MOTION appointing committees to write the voters' pamphlet statements for and against the charter amendment placed on the ballot by Ordinance 16546 for the November 3, 2009, election.
- Refer to Committee of the Whole**

38. [Proposed Motion No. 2009-0427](#)**Mr. Phillips**

A MOTION requesting the executive to collect program, funding and revenue stream information for the purpose of identifying state unfunded mandates, and directing the auditor to conduct a financial review of the information.

Refer to Budget and Fiscal Management

39. [Proposed Motion No. 2009-0429](#)**Mr. Phillips**

A MOTION related to council adoption of the 2009 work program for the county auditor's office; and rescinding Motion 12952.

Refer to Budget and Fiscal Management

40. Recess

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

Consent Items 41-47

Councilmember Ferguson

41. **Proposed Ordinance No. 2009-0355**

Ms. Hague

AN ORDINANCE relating to the Eastside Transportation Partnership authorizing the county executive to enter into an agreement for its continuation and committing to King County staff support through 2012.

On 6/8/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 6/23/2009, the Physical Environment Committee Recommended Do Pass Consent.

42. **Proposed Ordinance No. 2009-0356**

Ms. Hague

AN ORDINANCE relating to the South County Area Transportation Board authorizing the county executive to enter into an agreement for its continuation and committing to King County staff support through 2012.

On 6/8/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 6/23/2009, the Physical Environment Committee Recommended Do Pass Consent.

43. **Proposed Ordinance No. 2009-0378**

Mr. Ferguson, Mr. Constantine and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Public Safety Employees Union (Non-Commissioned - King County Sheriff's Office) representing employees in the King County sheriff's office; and establishing the effective date of said agreement.

On 6/22/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 7/1/2009, the Committee of the Whole Recommended Do Pass Consent.

44. [Proposed Ordinance No. 2009-0379](#) **Mr. Ferguson, Mr. Constantine and Mr. Phillips**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Public Safety Employees Union (Non-Commissioned - Department of Adult and Juvenile Detention) representing employees in the department of adult and juvenile detention; and establishing the effective date of said agreement.

On 6/22/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 7/1/2009, the Committee of the Whole Recommended Do Pass Consent.

45. [Proposed Ordinance No. 2009-0381](#) **Mr. Ferguson, Mr. Constantine and Mr. Phillips**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Public Safety Employees Union (Non-Commissioned - Department of Community and Human Services) representing employees in the department of community and human services; and establishing the effective date of said agreement.

On 6/22/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 7/1/2009, the Committee of the Whole Recommended Do Pass Consent.

46. [Proposed Ordinance No. 2009-0388](#) **Mr. Ferguson, Mr. Constantine and Mr. Phillips**

AN ORDINANCE approving and adopting the collective bargaining agreement and two memoranda of agreement negotiated by and between King County and International Federation of Professional and Technical Engineers, Local 17 (Supervisors) representing employees in the department of executive services; department of natural resources and parks; and, the department of transportation and establishing the effective date of said agreements.

On 6/22/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 7/1/2009, the Committee of the Whole Recommended Do Pass Consent.

47. [Proposed Ordinance No. 2009-0389](#)Mr. Ferguson, Mr. Constantine and Mr.
Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement negotiated by and between King County and Public Safety Employees Union (Legal Administrative Specialists) representing employees in the department of judicial administration; and establishing the effective date of said agreements.

On 6/22/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 7/1/2009, the Committee of the Whole Recommended Do Pass Consent.

Public Hearing Required on Consent Items 41-47

Budget and Fiscal Management

Councilmember Gossett

48. [Proposed Ordinance No. 2009-0360](#)Mr. Gossett, Ms. Patterson, Mr.
Constantine and Mr. Phillips

AN ORDINANCE making a net supplemental disappropriation of \$487,237 to various general fund agencies and \$2,131,675 to various non-general fund agencies in 2009 and making a net supplemental disappropriation of \$1,940,310 to transit for the fiscal biennium beginning January 2, 2008 and ending December 31, 2009; and amending the 2009 Budget Ordinance, Ordinance 16312, Sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 30, 31, 32, 33, 35, 39, 41, 43, 44, 46, 47, 49, 53, 56, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 72, 73, 74, 75, 76, 77, 79, 80, 81, 85, 87, 88, 90, 91, 92, 93, 95, 97, 98, 99, 100, 101, 102, 104, 105, 106, 107, 109, 111, 112, 113, 114, 115, 116, 117, 118 and 119, as amended and the 2008/2009 Biennial Budget Ordinance, Ordinance 15975, Sections 109 and 110, as amended.

On 6/8/2009, the Metropolitan King County Council Introduced and Referred to Budget and Fiscal Management Committee .

On 6/16/2009, the Budget and Fiscal Management Committee Deferred.

On 6/30/2009, the Budget and Fiscal Management Committee Passed Out of Committee Without a Recommendation.

Public Hearing Required

Committee of the Whole

Councilmember Ferguson

49. **[Proposed Substitute Ordinance No. 2009-0245.2](#)** **Mr. Ferguson, Mr. Phillips, Ms. Hague, Ms. Patterson, Mr. Constantine, Mr. Dunn and Ms. Lambert**

AN ORDINANCE proposing an amendment to the King County Charter; providing enhanced protection for certain high conservation value properties that are designated by a supermajority vote of the council, by prohibiting the county from conveying or relinquishing its interest in those properties or authorizing their expanded use, except in specified circumstances; adding a new Section 897 to the King County Charter, and submitting the same to the voters of the county for their ratification or rejection at the November 2009 general election.

On 4/6/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 4/8/2009, the Committee of the Whole Deferred.

On 4/15/2009, the Committee of the Whole Deferred.

On 4/22/2009, the Committee of the Whole Deferred.

On 4/29/2009, the Committee of the Whole Deferred.

On 5/13/2009, the Committee of the Whole Deferred.

On 5/20/2009, the Committee of the Whole Deferred.

On 6/24/2009, the Committee of the Whole Recommended Do Pass Substitute.

Public Hearing Required

50. **[Proposed Substitute Ordinance No. 2009-0349.2](#)** **Mr. Ferguson, Mr. Dunn, Ms. Hague, Ms. Patterson, Mr. Constantine, Mr. Phillips and Ms. Lambert**

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 chapter to K.C.C. Title 26.

On 6/1/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 6/24/2009, the Committee of the Whole Recommended Do Pass.

Public Hearing Required

Government Accountability and Oversight

Councilmember Dunn

51. [Proposed Ordinance No. 2009-0327](#) **Mr. Phillips and Mr. Constantine**

AN ORDINANCE related to employee retirement; providing for a voluntary employee beneficiary association for medical expense reimbursement for eligible employees; and amending Ordinance 12014, Section 19, as amended, and K.C.C. 3.12.190 and Ordinance 12014, Section 21, as amended, and K.C.C. 3.12.220.

On 6/15/2009, the Metropolitan King County Council Introduced and Referred to Government Accountability and Oversight Committee.

On 7/8/2009, the Government Accountability and Oversight Committee Recommended Do Pass.

Public Hearing Required

Physical Environment

Councilmember Hague

52. [Proposed Substitute Ordinance No. 2009-0172.2](#) **Ms. Hague**

AN ORDINANCE relating to permit timelines; and amending Ordinance 13694, Section 56, as amended, and K.C.C. 19A.12.020 and Ordinance 13694, Section 58, as amended, and K.C.C. 19A.12.040.

On 3/9/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 5/26/2009, the Physical Environment Committee Amended.

On 5/26/2009, the Physical Environment Committee Recommended Do Pass Substitute.

Public Hearing Required

53. [Proposed Substitute Ordinance No. 2009-0174.2](#) **Mr. Dunn and Ms. Hague**

AN ORDINANCE relating to zoning; and amending 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 424, as amended, and K.C.C. 21A.20.060, Ordinance 10870, Section 427, as amended, and K.C.C. 21A.20.080 and Ordinance 13130, Section 3, and K.C.C. 21A.32.045.

On 3/9/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 5/26/2009, the Physical Environment Committee Amended.

On 5/26/2009, the Physical Environment Committee Recommended Do Pass Substitute.

Public Hearing Required

Other Business

Land Use Appeal

54. **Proposed Substitute Ordinance No.
2008-0518.2**

Mr. Constantine

AN ORDINANCE denying a petition to vacate a portion of 227th Place SE (Martin Avenue) and a portion of a 40-foot right-of-way, also known as 227th Place SE, File V-2618;
Petitioners: Kennan and Patti Southworth.

*On 9/29/2008, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.
On 1/26/2009, the Metropolitan King County Council Reintroduced and Referred to Hearing Examiner.*

Adjournment