



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

July 13, 2009

11:00 AM

REVISED Added Item 55

1. **Call to Order**

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The meeting was called to order at 11:09 a.m.

2. **Roll Call**

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

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

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

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

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Mr. Gossett moved to approve the minutes of the June 29, 2009 meeting as presented. Seeing no objection, the Chair so ordered.

5. **Additions to the Council Agenda**

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Item 55 was added to the Council agenda.

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

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Mr. Phillips reported on Sound Transit, indicating the recent meeting was the last one before the launch of light rail. The Board had an overview from staff, training exercises are completed and rules and procedures are in place. Sound Transit is making sure that the public is aware of being safe. On Saturday, July 18, the public will be able to ride free from 10am to 8pm and on Sunday,

July 19, from 10am to 6pm. Revenue service will begin on Monday, July 20. Mr. Phillips added that the stations will not have parking, so people will need to find a way to get to the stations.

Mr. Constantine added this is a beginning of a new era.

Ms. Patterson commented that light rail will be a fast alternative and provides a great opportunity for people living in suburbs, and it's great for people living in south King County.

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

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Consent Items 7-11

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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.
- The enacted number is 13020.*
- This Matter was Passed on the Consent Agenda.**
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.
- The enacted number is 13021.*
- This Matter was Passed on the Consent Agenda.**
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.
- The enacted number is 13022.*
- This Matter was Passed on the Consent Agenda.**
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.
- The enacted number is 13023.*
- This Matter was Passed on the Consent Agenda.**
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.
- The enacted number is 13024.*
- 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: 8 - Mr. Constantine, Mr. Ferguson, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips,
Ms. Patterson and Mr. Dunn
No: 0
Excused: 1 - Ms. Hague

Committee of the Whole

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

Mr. Ferguson

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

Mr. Ferguson moved to amend Proposed Motion 2009-0398, on lines 2 and 12, to insert the name Lynne Gering.

Mr. von Reichbauer requested a roll call vote.

Mr. Ferguson's motion failed by the following vote:

Votes: Yes: 4 - Mr. Ferguson, Ms. Patterson, Mr. Phillips and Mr. Constantine

No: 4 - Mr. Dunn, Mr. Gossett, Ms. Lambert and Mr. von Reichbauer

Excused: 1 - Ms. Hague

Ms. Lambert moved to amend Proposed Motion 2009-0398, on lines 2 and 12, to insert the name Rich Medved. The motion failed by the following vote:

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

No: 4 - Mr. Ferguson, Ms. Patterson, Mr. Phillips and Mr. Constantine

Excused: 1 - Ms. Hague

At the suggestion of Ms. Patterson, the Chair deferred Proposed Motion 2009-0398 until the July 20, 2009 Council meeting.

Deferred

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

Government Accountability and Oversight

13. [Proposed Motion No. 2009-0242](#)

Mr. Constantine, Ms. Patterson, Mr. Dunn and Mr. Phillips

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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.

The enacted number is 13025.

Marilyn Cope, Council staff, answered questions of the Council.

Dr. Sharon Hopkins, Public Health Veterinarian, answered questions of the Council.

Nancy McKenney, Interim Manager, Animal Care and Control, answered questions of the Council.

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

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

No: 0

Excused: 1 - Ms. Hague

14. [Proposed Substitute Motion No. 2009-0390.2](#)

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

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

The enacted number is 13026.

Mr. Gossett moved Amendment 1.

Mr. Gossett withdrew Amendment 1 in favor of a revised version.

Darren Carnell, Prosecuting Attorney, answered questions of the Council

Mr. Gossett's motion on amendment as revised, carried by the following vote:

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

No: 0

Excused: 1 - Ms. Hague

Mr. Gossett moved Title Amendment T1. The motion carried by the following vote:

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

No: 0

Excused: 1 - Ms. Hague

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

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

No: 0

Excused: 1 - Ms. Hague

Hearing Examiner Consent Agenda Item 15

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

Mr. Constantine

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

The enacted number is 16582.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

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

No: 0

Excused: 1 - Ms. Hague

First Reading and Referral of Ordinances

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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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred to Budget and Fiscal Management Committee
25. [Proposed Ordinance No. 2009-0428](#) **Mr. Constantine**
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 AN ORDINANCE, instituting a hiring freeze for all nonessential county personnel through the end of 2009.
On 7/13/2009, a public hearing was held and closed.
The enacted number is 16591.
Mr. Ferguson moved to suspend the rules in order to take action on Proposed Ordinance 2009-0428 without referral to committee.
Darren Carnell, Prosecuting Attorney, answered questions of the Council.
Mr. Ferguson moved to suspend the rules in order to take action on Proposed Ordinance 2009-0428 within seven days of its introduction. The motion carried.
Pat Hamacher, Council staff, answered questions of the Council.
Bob Zappone, Office of the Executive, answered questions of the Council.
Mr. Ferguson offered to amend Proposed Ordinance 2009-0428, on page 2, line 32, add 's' to Positions, and after 'attorney' insert "and the office of public defense". Mr. Gossett accepted as friendly.
A motion was made by Mr. Gossett that this matter be Passed as Amended. The motion carried by the following vote:
Votes: Yes: 8 - Mr. Constantine, Mr. Ferguson, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn
 No: 0
 Excused: 1 - Ms. Hague
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

Introduced and Referred 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;
and declaring an emergency
Introduced and Referred 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
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred to Physical Environment Committee

31. [Proposed Motion No. 2009-0414](#) **Mr. Ferguson and Mr. Phillips**
A MOTION supporting the proposal to designate Washington state's coastline and Puget
Sound a Maritime National Heritage Area.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred 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.
Introduced and Referred to Budget and Fiscal Management Committee
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.
Introduced and Referred to Budget and Fiscal Management Committee

40. Recess

The meeting was recessed at 12:36 p.m.
The meeting was reconvened at 2:22 p.m.
The meeting was recessed at 3:02 p.m.
The meeting was reconvened at 4:04 p.m.

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

Consent Items 41-47

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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 7/13/2009, a public hearing was held and closed.**
- The enacted number is 16583.*
- This Matter was Passed on the Consent Agenda.**
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 7/13/2009, a public hearing was held and closed.**
- The enacted number is 16584.*
- This Matter was Passed on the Consent Agenda.**
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 7/13/2009, a public hearing was held and closed.**
- The enacted number is 16585.*
- This Matter was Passed on the Consent Agenda.**
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 7/13/2009, a public hearing was held and closed.**
- The enacted number is 16586.*
- This Matter was Passed on the Consent Agenda.**

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 7/13/2009, a public hearing was held and closed.**
- The enacted number is 16587.*
- This Matter was Passed on the Consent Agenda.**
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 7/13/2009, a public hearing was held and closed.**
- The enacted number is 16588.*
- This Matter was Passed on the Consent Agenda.**
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 7/13/2009, a public hearing was held and closed.**
- The enacted number is 16589.*
- 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. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn
No: 0
Excused: 1 - Ms. Hague

Budget and Fiscal Management

48. **Proposed Ordinance No. 2009-0360**

Mr. Gossett, Ms. Patterson, Mr. Constantine and Mr. Phillips

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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 7/13/2009, a public hearing was held and closed.

The following people appeared to speak on 7/13/2009 :

Bob Mathews
Sue Lerner
Geoffrey Ethelston
Julia Bishop
Megan Boyd
Carmel Vieria
Marty Jacobs
Patricia Simpson
Josphine Tamayo-Murray
Barbara Langdon
Howard Barry
Bill Kirlin-Hackett
Burke Dykes
Donna Steensland

The enacted number is 16590.

Mark Melroy, Council staff, briefed the Council.

Mr. Gossett moved Striking Amendment S1. The motion carried by the following vote:

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

No: 0

Excused: 1 - Ms. Hague

Mr. Gossett moved Title Amendment T1. The motion carried by the following vote:

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

No: 0

Excused: 1 - Ms. Hague

Noel Treat, Chief of Staff, Executive Office, answered questions of the Council.

Beth Goldberg, Deputy Director, Office of Management and Budget, answered questions of the Council.

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

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

Committee of the Whole

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

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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 7/13/2009, a public hearing was held and remained open.

The Chair indicated that Proposed Substitute Ordinance 2009-0245 is deferred until the July 20, 2009 Council meeting.

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

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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 7/13/2009, a public hearing was held and remained open.

The Chair indicated that Proposed Substitute Ordinance 2009-0349 is deferred until the July 20, 2009 Council meeting.

Government Accountability and Oversight

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

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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 7/13/2009, a public hearing was held and closed.

The enacted number is 16592.

Wendy SooHoo, Council staff, answered questions of the Council.

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

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

Physical Environment

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

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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 7/13/2009, a public hearing was held and closed.

The enacted number is 16593.

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

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

No: 0

Excused: 1 - Ms. Hague

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

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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 7/13/2009, a public hearing was held and closed.

The enacted number is 16594.

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

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

No: 0

Excused: 1 - Ms. Hague

Other Business

Land Use Appeal

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

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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.

Mr. Dunn recused himself from consideration of Proposed Substitute Ordinance 2008-0518.

James O'Connor, Hearing Examiner, summarized his appeal arguments and recommendation.

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

Thomas Burke, representing Kennan and Patti Southworth, introduced Kennan Southworth, who spoke.

Jim Santucci, representing Beverly and Micheal Tonda, spoke.

John Briggs, Prosecuting Attorney, representing the Department of Transportation, Road Services Division, answered questions of the Council.

The Chair proposed a delay regarding the decision to allow members to fully understand the evidence that is being presented, and deferred Proposed Substitute Ordinance 2008-0518 until the July 20, 2009 Council meeting. There was no objection.

Deferred

Extra Item - Item 55

First Reading and Referral of Ordinances

55. Proposed Ordinance No. 2009-0434 **Ms. Patterson and Mr. Gossett**

AN ORDINANCE providing for the submission to the qualified electors of King County at a special election to be held in King County on November 3, 2009, of a proposition to provide health and human services to residents of King County by authorizing a property tax levy in excess of the levy limitation contained in chapter 84.55 RCW, for a consecutive six year period at a rate of not more than \$_____ per one thousand dollars of assessed valuation, for the purpose of providing funding to enable the provision of health and human services such as housing, mental health counseling, substance abuse prevention and treatment, employment assistance and other essential health and human services for residents of King County and contingent on voter approval of the ballot proposition revoking the additional regular property tax levy authorized in 2005 by County Proposition No. 1 and Ordinance 15279 for any levy after voter approval.

Introduced and Referred to Budget and Fiscal Management Committee

Adjournment

The meeting was adjourned at 5:38 p.m.

Approved this _____ day of _____.

Clerk's Signature