

King County

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Meeting Minutes Metropolitan King County Council

Councilmembers: Bob Ferguson, Chair; Jane Hague, Vice Chair

Reagan Dunn, Larry Gossett, Kathy Lambert, Joe McDermott, Julia Patterson, Larry Phillips, Pete von Reichbauer

11:30 AM

Monday, December 13, 2010

Room 1001

1. Call to Order

The meeting was called to order at 11:49 a.m. The meeting was recessed at 12:11 p.m. The meeting was reconvened at 1:56 p.m. The meeting was recessed at 2:19 p.m. The meeting was reconvened at 2:51 p.m.

2. Roll Call

play video

Present: 9 - Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. McDermott, Mr. Ferguson and Ms. Hague

3. Flag Salute and Pledge of Allegiance

play video

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

4. Approval of Minutes of December 6, 2010

play video

Ms. Hague moved to approve the minutes of the December 6, 2010 meeting as presented. Seeing no objection, the Chair so ordered.

5. Additions to the Council Agenda

There were no additions to the Agenda.

6. Plat Tracing

Trillium Nine - Council District 1

play video

Mr. Phillips moved to adopt the DDES finding of fact that the final plat of Trillium Nine 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 7-15

play video

7. Proposed Motion No. 2010-0444

A MOTION confirming the executive's appointment of Louise Miller, who resides in council district three, to the King County board of ethics.

Sponsors: Ms. Lambert and Mr. Phillips

The enacted number is 13386.

This matter pased on the Consent Agenda.

8. Proposed Motion No. 2010-0496

A MOTION confirming the executive's appointment of Tim Kerr, who resides in council district four, to the King County investment pool advisory committee.

Sponsors: Mr. Phillips

The enacted number is 13387.

This matter pased on the Consent Agenda.

9. Proposed Motion No. 2010-0505

A MOTION confirming the executive's appointment of Dr. Daniel Church, who resides in council district one, to the Harborview Medical Center board of trustees, as the council district one representative.

Sponsors: Mr. Ferguson

The enacted number is 13388.

This matter pased on the Consent Agenda.

10. Proposed Motion No. 2010-0506

A MOTION confirming the executive's appointment of Doug Armintrout, who resides in council district two, to the Harborview Medical Center board of trustees, as a council at-large representative.

Sponsors: Mr. von Reichbauer and Mr. Gossett

The enacted number is 13389.

This matter pased on the Consent Agenda.

11. Proposed Motion No. 2010-0553

A MOTION confirming the executive's appointment of Catherine Cornwall, who resides in council district four, to the King County mental illness and drug dependency oversight committee representing the city of Seattle.

Sponsors: Mr. Phillips

The enacted number is 13390.

This matter pased on the Consent Agenda.

12. Proposed Substitute Motion No. 2010-0597.2

A MOTION accepting the facility management division's Capital Project Third Quarter 2010 Report required by a proviso included in the capital program section of the 2010 Budget Ordinance, Ordinance 16717, Section 112, Proviso P2, as it pertains to all capital projects managed by the facility management division.

Sponsors: Ms. Patterson

The enacted number is 13391.

This matter pased on the Consent Agenda.

13. Proposed Motion No. 2010-0620

A MOTION requesting the executive to identify and develop a plan for implementing the five most important services King County could offer the public through electronic means.

Sponsors: Ms. Lambert

The enacted number is 13392.

This matter pased on the Consent Agenda.

14. <u>Proposed Motion No. 2010-0621</u>

A MOTION directing the road services division to establish an implementation plan in 2011 to carry out the findings and recommendations contained in the Strategic Plan for Road Services.

Sponsors: Ms. Patterson

The enacted number is 13393.

This matter pased on the Consent Agenda.

15. Proposed Motion No. 2010-0625

A MOTION authorizing the chair of the council to enter into a contract for services to represent the county with the Washington state legislature.

Sponsors: Ms. Hague

The enacted number is 13394.

This matter pased on the Consent Agenda.

Passed On The Consent Agenda

A motion was made by Vice Chair Hague that the Consent Agenda be passed. The motion carried by the following vote:

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

Budget and Fiscal Management

16. <u>Proposed Motion No. 2010-0567</u>

A MOTION approving the Strategic Plan for Road Services.

play video

Sponsors: Ms. Patterson

The enacted number is 13395.

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

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

17. **Proposed Motion No. 2010-0581**

A MOTION approving the funding plan for the South Park bridge replacement project as required in the 2010/2011 Biennium Budget Ordinance, Ordinance 16717, Section 137, Proviso P2.

play video

Sponsors: Ms. Drago, Mr. Phillips, Mr. McDermott, Mr. Dunn, Mr. Gossett, Ms.

Hague, Mr. Ferguson, Ms. Lambert and Mr. von Reichbauer

The enacted number is 13396.

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

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

Government Accountability and Oversight

18. Proposed Substitute Motion No. 2010-0575.2

A MOTION approving written identity theft prevention programs for the department of natural resources and parks and the Seattle-King County department of public health in compliance with sections 114 and 315 of the Fair and Accurate Credit Transactions Act of 2003, an amendment to the Fair Credit Reporting Act, and the Red Flags Rule adopted by the Federal Trade Commission; and the enterprise, employee and third party information security, and information privacy policies promulgated by the office of information resource management.

play video

Sponsors: Ms. Lambert

The enacted number is 13397.

A motion was made by Councilmember Lambert that this Motion be Passed. The motion carried by the following vote:

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

Employment and Administration Committee Consent Agenda Items 19-21

play video

Extend a part time temporary Accountable Business Transformation (ABT) Oversight Analyst

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

Votes: Yes: 9 - Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Ms. Patterson, Mr. Phillips and Mr. von Reichbauer No: 0

Excused: 0

20. Decrease in work hours of Councilor Network Program Manager in the Auditor's Office

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

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

No: 0 Excused: 0

21. Extend a part-time temporary Principal Management Auditor assignment

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

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

No: 0 Excused: 0

First Reading and Referral of Ordinances

play video

22. Proposed Ordinance No. 2010-0619

AN ORDINANCE authorizing the King County executive to enter into an agreement with the Washington state Department of Ecology for loan financing for construction costs of the Ballard Siphon project.

Sponsors: Mr. Phillips and Ms. Lambert

This matter had its first reading and was referred to the Budget and Fiscal Management Committee.

23. Proposed Ordinance No. 2010-0627

AN ORDINANCE relating to the sale of emissions credits held by the county; authorizing the county executive to enter into an agreement for the sale of emissions credits associated with purified landfill gas produced from the Cedar Hills regional landfill to Puget Sound Energy, Inc.; and adding a new section to K.C.C. chapter 4.56.

Sponsors: Mr. Phillips

This matter had its first reading and was referred to the Environment and Transportation Committee.

24. Proposed Ordinance No. 2010-0629

AN ORDINANCE approving and adopting the collective bargaining agreement and two memoranda of agreement negotiated by and between King County and Amalgamated Transit Union, Local 587 (Transit - Departments: Transportation, Executive Services (Finance and Business Operations Division)) representing employees in the departments of transportation and executive services; and establishing the effective date of said agreements.

Sponsors: Ms. Hague and Mr. Phillips

This matter had its first reading and was referred to the Committee of the Whole.

First Reading and Referral of Motions

25. Proposed Motion No. 2010-0564

A MOTION confirming the executive's appointment of Claudia Balducci as director of the King County department of adult and juvenile detention.

Sponsors: Ms. Hague and Mr. Phillips

This matter had its first reading and was referred to the Committee of the Whole.

26. **Proposed Motion No. 2010-0628**

A MOTION establishing the King County 2011 (FY 2012) Federal Agenda.

Sponsors: Ms. Hague, Mr. Phillips and Mr. Ferguson

This matter had its first reading and was referred to the Committee of the Whole.

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

Consent Items 27-32

play video

Item 39 was added to the consent agenda.

27. Proposed Ordinance No. 2010-0500

AN ORDINANCE approving three leases for the juvenile court services division of superior court.

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 16992.

This matter passed on the Consent Agenda.

28. Proposed Substitute Ordinance No. 2010-0508.2

AN ORDINANCE approving one public health clinic lease in order to provide continuing public health services in Auburn, Washington.

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 16993.

This matter passed on the Consent Agenda.

29. Proposed Ordinance No. 2010-0525

AN ORDINANCE relating to contracting indebtedness; providing for the issuance and sale of one or more series of limited tax general obligation bonds and bond anticipation notes of the county in the aggregate principal amount of not to exceed \$150,000,000 outstanding at any time, for the purpose of financing the Capital Improvement Program for Solid Waste Facilities and the Solid Waste Transfer and Waste Management Plan; providing for the form, terms, covenants and other provisions of the bonds and notes; providing for sale of the bonds and notes and the disposition of the proceeds of sale; establishing funds for the receipt and expenditure of bond and note proceeds and for the payment of the bonds and notes; providing for the annual budgeting and levy of taxes to pay the principal thereof and interest thereon.

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 16994.

This matter passed on the Consent Agenda.

30. Proposed Ordinance No. 2010-0603

AN ORDINANCE making an appropriation of an additional \$18,585,050 to the office of information resource management capital project fund for the Internet Protocol Telephony (IPT) telephone system replacement projects; and amending the 2010 Budget Ordinance, Ordinance 16717, Section 120, as amended, and Attachment A, as amended.

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 16995.

This matter passed on the Consent Agenda.

31. Proposed Substitute Ordinance No. 2010-0604.2

AN ORDINANCE making a general fund supplemental appropriation of \$3,000,000 and a major maintenance reserve fund supplemental appropriation of \$150,300 to provide the 2010 share of the revenue backing for the \$3,564,709 capital project supplemental appropriation to remove hazardous materials in the Alder Tower and implement security improvements at the King County youth service center; and amending the 2010 Budget Ordinance, Ordinance 16717, Sections 120 and 123, as amended, and Attachments B and E, as amended.

Sponsors: Ms. Patterson, Mr. Ferguson and Mr. Phillips

On 12/13/2010, a public hearing was held and closed.

The enacted number is 16996.

This matter passed on the Consent Agenda.

32. Proposed Substitute Ordinance No. 2010-0612.2

AN ORDINANCE relating to public records; specifying procedures for ensuring compliance by members of county boards, commissions and committees with state public records laws including chapters 40.14 and 42.56 RCW; and adding a new section to K.C.C. chapter 2.28.

Sponsors: Ms. Lambert and Mr. Ferguson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 16997.

This matter passed on the Consent Agenda.

Passed On The Consent Agenda

A motion was made by Vice Chair Hague that the Consent Agenda be passed. The motion carried by the following vote:

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

Budget and Fiscal Management

play video

33. Proposed Ordinance No. 2010-0547

AN ORDINANCE relating to the 2010 levy of property taxes in King County for collection in the year 2011.

play video

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 16999.

Ms. Patterson moved Striking Amendment S1. The motion carried by the following vote:

Votes: Yes: 7 - Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. McDermott, Ms.

Patterson, Mr. Phillips and Mr. von Reichbauer

No: 0

Excused: 2 - Mr. Dunn and Mr. Gossett

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

Yes: 7 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr.

McDermott, Mr. Ferguson, and Ms. Hague

Excused: 2 - Mr. Gossett, and Mr. Dunn

34. Proposed Substitute Ordinance No. 2010-0565.2

AN ORDINANCE making a net supplemental appropriation of \$48,263,749 for the operation of department of transportation appropriation units including roads, roads construction transfer, marine division, transit, department of transportation director's office, roads capital improvement program, public transportation capital improvement program and public transportation transfer to operating, for the fiscal biennium beginning January 1, 2010, and ending December 31, 2011; and amending the 2010/2011 Biennium Budget Ordinance, Ordinance 16717, Sections 126, 127, 128, 131, 132, 134, 137, 138 and 139, as amended, and Attachments G, H and K, as amended.

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

play video

The enacted number is 17000.

Ms. Patterson moved Amendment 1. The motion carried by the following vote: Votes: Yes: 9 - Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Ms. Patterson, Mr. Phillips and Mr. von Reichbauer No: 0

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

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

35. Proposed Substitute Ordinance No. 2010-0582.2

Excused: 0

AN ORDINANCE making a net supplemental appropriation of \$3,089,204 to various general fund agencies and \$60,736,381 to various non-general fund agencies; and amending the 2010/2011 Budget Ordinance, Ordinance 16717, Sections 9, 12, 22, 40, 41, 44, 50, 51, 73, 76, 77, 83, 89, 96, 100, 103, 105, 120, 122, 124, 135 and 142, as amended, and Attachments B, D and K, as amended.

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 17001.

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

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

36. Proposed Ordinance No. 2010-0598

AN ORDINANCE relating to the 2011 King County 10 Step Hourly Squared Schedule, 2011 King County 10 Step Annual/FLSA Exempt Squared Schedule, 2011 King County Standardized Hourly Salary Schedule, and the 2011 King County Standardized Annual/FLSA Exempt Salary Schedule, and the annual cost-of-living increase for nonrepresented King County employees as stipulated in K.C.C. 3.12.130 and 3.12.140.

play video

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 17002.

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

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

Committee of the Whole

37. Proposed Ordinance No. 2010-0608

AN ORDINANCE relating to jail services; authorizing the execution of an amended interlocal agreement between King County and Washington state Department of Corrections.

play video

Sponsors: Mr. Ferguson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 17003.

Ms. Hague moved to relieve the Committee of the Whole of further consideration of Proposed Ordinance 2010-0608 in order to take action. The motion carried.

A motion was made by Vice Chair Hague that this Ordinance be Passed. The motion carried by the following vote:

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

38. Proposed Ordinance No. 2010-0622

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Puget Sound Police Managers Association (Captains and Lieutenants) representing employees in the King County sheriff's office; and establishing the effective date of said agreement.

play video

Sponsors: Ms. Hague and Mr. Phillips

On 12/13/2010, a public hearing was held and closed.

The enacted number is 17004.

A motion was made by Vice Chair Hague that this Ordinance be Passed. The motion carried by the following vote:

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

39. Proposed Ordinance No. 2010-0599

AN ORDINANCE approving and adopting the memoranda of agreement negotiated by and between King County and certain unions representing King County employees addressing the 2011 budget crisis and detailing cost of living increases for the years 2011 through 2014 and establishing the effective date of said agreements.

Sponsors: Ms. Hague

On 12/13/2010, a public hearing was held and closed.

The enacted number is 16998.

This matter passed on the Consent Agenda.

Proposed Ordinance 2010-0599 was added to the Consent Agenda (Items 27-32).

A motion was made by Councilmember Hague that this Ordinance be passed on the Consent Agenda. The motion carried by the following vote:

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

Environment and Transportation

40. Proposed Ordinance No. 2010-0607

AN ORDINANCE authorizing the King County executive to execute an amendment to the interlocal agreement with the King County flood control zone district extending the deadline for notice of renewal of the interlocal agreement; and declaring an emergency.

play video

Sponsors: Ms. Patterson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 17005.

Mr. Phillips moved to relieve the Environment and Transportation Committee of further consideration of Proposed Ordinance 2010-0607 in order to take action. The motion carried.

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

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

Government Accountability and Oversight

play video

41. Proposed Substitute Ordinance No. 2010-0507.2

AN ORDINANCE related to public access to electronic records and information; amending Ordinance 12550, Section 1, as amended, and K.C.C. 2.14.010, Ordinance 12550, Section 2, as amended, and K.C.C. 2.14.020, Ordinance 12550, Section 3, and K.C.C. 2.14.030 and Ordinance 12550, Section 4, and K.C.C. 2.14.040 and adding a new section to K.C.C. chapter 2.14.

play video

Sponsors: Mr. Ferguson

On 12/13/2010, a public hearing was held and closed.

The enacted number is 17008.

Jenny Giambattista, council staff, answered questions of the Council.

Ms. Lambert moved Amendment 1A. The motion failed by the following vote:

Votes: No: 7 - Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Ms. Patterson,

Mr. Phillips and Mr. von Reichbauer

Yes: 2 - Mr. Ferguson and Mr. Gossett

Excused: 0

Mr. McDermott offered a friendly amendment, on page 7, line 136, after 'profit', to insert "organizations such as".

Mr. Ferguson accepted as friendly.

Ms. Lambert offered an additional amendment to Mr. McDermott's amendment, on page 7, line 136, after 'office', delete 'the' and insert "and", and after 'profit' to insert "organizations such as".

Mr. McDermott withdrew his amendment in favor of Ms. Lambert's amendment. Ms. Lambert's motion carried.

A motion was made by Councilmember Lambert that this Ordinance be Passed as Amended. The motion carried by the following vote:

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

Law, Justice, Health and Human Services

42. Proposed Substitute Ordinance No. 2010-0589.2

AN ORDINANCE relating to extending the expiration date for the ordinance designating antiprostitution emphasis areas; and amending Ordinance 15056, Section 2, and K.C.C. 12.63A.010 and Ordinance 15056, Section 4, as amended.

play video

Sponsors: Ms. Lambert, Mr. Ferguson, Mr. Dunn and Mr. McDermott

On 12/13/2010, a public hearing was held and closed.

The enacted number is 17006.

Item 42 was considered with Item 43 as a Consent Agenda.

This matter passed on the Consent Agenda.

43. Proposed Substitute Ordinance No. 2010-0590.2

AN ORDINANCE relating to extending the expiration date for the ordinance designating stay-out-of-drug-area emphasis areas; and amending Ordinance 15057, Section 2, and K.C.C. 12.61.010 and Ordinance 15057, Section 4, as amended.

Sponsors: Ms. Lambert, Mr. Ferguson, Mr. Dunn and Mr. McDermott

On 12/13/2010, a public hearing was held and closed.

The enacted number is 17007.

Item 43 was considered with Item 42 as Consent Agenda.

This matter passed on the Consent Agenda.

Passed On The Consent Agenda

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

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

Clerk's Signature

Other Business

play video

Mr. Phillips spoke about his experience riding a modern trolley bus visiting from Vancouver, BC, which has offwire capacity. The bus was loaned from Coast Mountain Bus Company in Vancouver and was here as part of the trolley bus system evaluation.

Adjournment

play video

The meeting was adjourned at 3:21 p.m.		
	Approved this	_ day of