



King County
Meeting Proceedings
Metropolitan King County Council

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

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

Room 1001

November 13, 2006

1:30 PM

Call to Order

*The meeting was called to order at 1:55 p.m.
The Chair recessed the meeting at 2:48 p.m.
The Chair reconvened the meeting at 3:18 p.m.*

Roll Call

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

Flag Salute and Pledge of Allegiance

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

1. Approval of Minutes of November 6, 2006

Mr. Gossett moved to approve the minutes of the November 6, 2006 meeting as presented. Seeing no objection, the Chair so ordered.

2. Reports on Special and Outside Committees

Ms. Patterson reported on the Puget Sound Regional Council Transportation Policy Board. The Board received an update on the "traffic choices" study, which is a look at how we might implement a more efficient way of tolling our roadways in order to pay for maintenance and improvements. Ms. Patterson indicated a summary was given regarding a visit to San Francisco where local and state officials met with key leaders from the Bay area to learn more about their passenger ferry system.

Hearing and Second Reading of Ordinances

Annual Budget Reconciliation and Adoption Committee

There was one public hearing on Items 3-9.

3. **Proposed Ordinance No. 2006-0444**

Mr. Constantine

AN ORDINANCE relating to school impact fees; adopting the Capital Facilities Plans of the Federal Way, Riverview, Issaquah, Snoqualmie Valley, Lake Washington, Kent, Northshore, Fife and Auburn school districts as subelements of the capital facilities element of the King County Comprehensive Plan for purposes of implementing the school impact fee program; establishing school impact fees to be collected by King County on behalf of the districts; and amending Ordinance 10470, Section 2, as amended, and K.C.C.

20.12.461, Ordinance 10472, Section 2, as amended, and K.C.C. 20.12.462, Ordinance 10633, Section 2, as amended, and K.C.C. 20.12.463, Ordinance 10722, Section 2, as amended, and K.C.C. 20.12.464, Ordinance 10790, Section 2, as amended, and K.C.C. 20.12.466, Ordinance 10982, Section 2, as amended, and K.C.C. 20.12.467, Ordinance 11148, Section 2, as amended, and K.C.C. 20.12.468, Ordinance 12532, Section 12, as amended, and K.C.C. 20.12.470, Ordinance 13338, Section 13, as amended and K.C.C. 20.12.471 and Ordinance 10122, Section 2, as amended, and K.C.C. 27.44.010.

On 11/6/2006, a public hearing was held and remained open.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15636.

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

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

4. **Proposed Ordinance No. 2006-0474**

Mr. Constantine

AN ORDINANCE relating to county automotive parking facilities; amending Ordinance 12077, Section 16, as amended, and K.C.C. 3.32.010, Ordinance 12077, Section 17, as amended, and K.C.C. 3.32.020, Ordinance 3511, Section 4, as amended, and K.C.C. 3.32.030, Ordinance 3511, Section 5, as amended, and K.C.C. 3.32.040, Ordinance 8753, Section 6, as amended, and K.C.C. 3.32.045, Ordinance 3511, Section 6, and K.C.C. 3.32.050, Ordinance 12077, Section 18, as amended, and K.C.C. 3.32.055 and Ordinance 8753, Section 7, as amended, and K.C.C. 3.32.090, adding a new section to K.C.C. chapter 3.32 and repealing Ordinance 8753, Section 4, as amended, and K.C.C. 3.32.005.

On 11/6/2006, a public hearing was held and remained open.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15648.

The Chair deferred Item 4 until later on the agenda.

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

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

5. **Proposed Ordinance No. 2006-0475** **Mr. Constantine**

AN ORDINANCE relating to plumbing permits, setting fees: amending Ordinance 14522, Section 2 as amended, and K.C.C. 16.32.080 and K.C.C. 16.32.085.

On 11/6/2006, a public hearing was held and remained open.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15637.

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

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

6. **Proposed Ordinance No. 2006-0476** **Mr. Constantine**

AN ORDINANCE regarding surface water management; revising surface water management service charges; and amending Ordinance 14261, Section 4, as amended, and K.C.C. 9.08.070, Ordinance 14261, Section 5, as amended, and K.C.C. 9.08.080.

On 11/6/2006, a public hearing was held and remained open.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15638.

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

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

7. **Proposed Ordinance No. 2006-0477** **Mr. Constantine**

AN ORDINANCE regarding the King County noxious weed control program; revising King County noxious weed control program assessments; confirming the exception for Federally and tribally owned lands and amending Ordinance 14263, Section 2, and K.C.C. 4.94.010.

On 11/6/2006, a public hearing was held and remained open.

On 11/13/2006, a public hearing was held and closed.

Deferred

The Chair indicated that Proposed Ordinance 2006-0477 remains in the Annual Budget Reconciliation and Adoption Committee.

8. Proposed Ordinance No. 2006-0478 Mr. Constantine

AN ORDINANCE increasing the aircraft tie-downs monthly rental rate at the King County International Airport, which is also known as B.F.I., increasing the fuel field use fee collected from oil companies or fuel distributor companies or both selling and delivering fuel to B.F.I., and increasing the landing fee paid by aircraft operators of revenue generating flights and non-revenue generating flights not based at B.F.I.; amending Ordinance 1159, Article XIV, Section 1, as amended, and K.C.C. 15.56.010, and Ordinance 1159, Article XVI, Section 1, as amended, and K.C.C. 15.64.020 and amending Ordinance 10500, Section 1, as amended, and K.C.C. 15.52.060.

On 11/6/2006, a public hearing was held and remained open.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15639.

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

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

No: 0

Excused: 0

9. Proposed Ordinance No. 2006-0484 Mr. Constantine

AN ORDINANCE relating to the county property tax levies for collection in 2007, and implementing RCW 84.55.120.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15640.

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

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Mr. Dunn, Mr. Gossett, Ms. Hague and Ms. Patterson

No: 0

Excused: 0

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

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

No: 0

Excused: 0

Committee of the Whole**10. Proposed Ordinance No. 2006-0552 Mr. Gossett and Mr. Phillips**

AN ORDINANCE approving and adopting the collective bargaining agreement and one memorandum of agreement negotiated by and between King County and International Brotherhood of Teamsters Local 117 (Wastewater Treatment Division, Supervisors) representing employees in the department of natural resources and parks, wastewater treatment division; and establishing the effective date of said agreement.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15641.

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

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

11. Proposed Ordinance No. 2006-0553 Mr. Gossett and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement and one memorandum of agreement negotiated by and between King County and International Brotherhood of Teamsters Local 117 (Wastewater Treatment Division, Professional & Technical and Administrative Support) representing employees in the department of natural resources and parks; and establishing the effective date of said agreement.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15642.

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

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

12. Proposed Ordinance No. 2006-0554 Ms. Hague

AN ORDINANCE approving the Cascade Water Alliance Transmission and Supply Plan as a comprehensive water plan, subject to specified conditions.

On 11/13/2006, a public hearing was held and closed.

The enacted number is 15643.

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

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

Growth Management and Natural Resources

13. Proposed Ordinance No. 2006-0293 **Mr. Constantine and Ms. Hague**

AN ORDINANCE relating to river and floodplain management, adopting the 2006 King County Flood Hazard Management Plan as a functional plan of the King County Comprehensive Plan; and amending Ordinance 11112, Section 1, and K.C.C. 20.12.480.

The following people appeared to speak on 11/13/2006 :

Bob Seana
Jeff Randall

On 11/13/06, a public hearing was held and remained open.

Mr. Dunn moved to relieve the Growth Management and Natural Resources Committee of Proposed Ordinance 2006-0293 in order to take action. There was one objection.

The Chair held Item 13 until later on the agenda.

Mr. Dunn moved to re-refer Proposed Ordinance 2006-0293 to the Growth Management and Natural Resources Committee. Seeing no objection, the Chair so ordered.

Re-referred to Growth Management and Natural Resources Committee

Motions for Council Action

Committee of the Whole

14. Proposed Motion No. 2006-0522 **Mr. Phillips**

A MOTION authorizing the metropolitan King County council to accept a donation by the Seattle Center Fund of reception space for an event honoring King County board and commission members at Marion Oliver McCaw Hall.

The enacted number is 12391.

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

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

15. Proposed Motion No. 2006-0548 **Mr. Dunn, Mr. Constantine, Mr. Phillips, Mr. von Reichbauer, Ms. Patterson, Mr. Gossett, Ms. Hague and Ms. Lambert**

A MOTION authorizing the chair of the council to extend the contract for services with the Ferguson Group to represent the county during 2007.

The enacted number is 12392.

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

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

First Reading of and Action on Motions Without Referral to Committee

16. Proposed Motion No. 2006-0561

Mr. Gossett and Mr. Phillips

A MOTION waiving the requirements for competitive bidding or formal solicitation and minority and women's business enterprises requirements, for repairs to protect life and property threatened by the emergency conditions cited in the Local Proclamation of Emergency issued by the King County executive.

The enacted number is 12393.

Mr. Gossett moved to suspend the rules in order to take action on Proposed Motion 2006-0561 without referral to committee. Seeing no objection, the Chair so ordered.

Mike Alvine, Council staff, answered questions of the Council.

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

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Mr. Dunn, Mr. Gossett, Ms. Hague and Ms. Patterson

No: 0

Excused: 0

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

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

No: 0

Excused: 0

17. Proposed Motion No. 2006-0562

Mr. Phillips and Ms. Lambert

A MOTION authorizing temporary free disposal of storm-related debris resulting from the November 2006 storm event.

The enacted number is 12390.

Mr. Gossett moved to suspend the rules in order to take action on Proposed Motion 2006-0562 without referral to committee. Seeing no objection, the Chair so ordered.

Mike Reed, Council staff, answered questions of the Council.

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

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Mr. Dunn, Mr. Gossett, Ms. Hague and Ms. Patterson

No: 0

Excused: 0

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

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

No: 0

Excused: 0

Hearing Examiner Consent Agenda - Items 18-21

18. [Proposed Substitute Ordinance No. 2006-0369.2](#) Mr. Phillips
 AN ORDINANCE authorizing the vacation of a portion of NE 165th Street, File V-2519,
 Petitioner: Lysanne Cape.
The enacted number is 15644.
This Matter was Passed on the Consent Agenda.
19. [Proposed Substitute Ordinance No. 2006-0372.2](#) Mr. Phillips
 AN ORDINANCE authorizing the vacation of a portion of South 108th Street, File V-2506,
 Petitioner: Daisy Cancio.
The enacted number is 15645.
This Matter was Passed on the Consent Agenda.
20. [Proposed Substitute Ordinance No. 2006-0401.2](#) Mr. Phillips
 AN ORDINANCE authorizing the vacation of a portion of 44th Avenue South, File
 V-2532, Petitioners: James and Tammy Walz.
The enacted number is 15646.
This Matter was Passed on the Consent Agenda.
21. [Proposed Substitute Ordinance No. 2006-0402.2](#) Mr. Phillips
 AN ORDINANCE authorizing the vacation of a portion of NE 160th Street, File V-2531,
 Petitioners: John and Elizabeth Bell.
The enacted number is 15647.
This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

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

First Reading and Referral of Ordinances

22. [Proposed Ordinance No. 2006-0472](#) Ms. Hague
 AN ORDINANCE relating to the annexation of approximately eighteen acres of land into the Southwest Suburban Sewer District, known as the Cedarhurst Division No. 3 (2006) Island Annexation, for the purpose of providing sewer service.
Introduced and Referred to Growth Management and Natural Resources Committee
23. [Proposed Ordinance No. 2006-0550](#) Ms. Lambert

agreement with the Eastside Football Club for the use, construction, development, programming and supplemental maintenance of synthetic and grass soccer fields and related infrastructure at Preston fields and community park.

Introduced and Referred to Growth Management and Natural Resources Committee

24. [Proposed Ordinance No. 2006-0555](#) **Ms. Patterson and Ms. Hague**

AN ORDINANCE approving the city of Tukwila 2005 Water System Plan Update as a comprehensive water system plan, subject to specified conditions.

Introduced and Referred to Growth Management and Natural Resources Committee

25. [Proposed Ordinance No. 2006-0563](#) **Mr. Constantine**

AN ORDINANCE authorizing the executive to enter into an interlocal agreement with the City of Seattle relating to the South Park Bridge and conditions necessary for the city to designate the Unincorporated North Highline Area as a potential annexation area.

Introduced and Referred to Committee of the Whole

First Reading and Referral of Motions

26. [Proposed Motion No. 2006-0528](#) **Mr. Phillips**

A MOTION confirming the executive's appointment of Francisco Ivarra, who resides in council district four, to the King County veterans citizen oversight board, effective January 1, 2007.

Introduced and Referred to Committee of the Whole

27. [Proposed Motion No. 2006-0534](#) **Mr. Phillips**

A MOTION confirming the executive's appointment of William Wood, who resides in council district four, to the King County veterans citizen oversight board, serving in an "at-large" position, effective January 1, 2007.

Introduced and Referred to Committee of the Whole

28. [Proposed Motion No. 2006-0537](#) **Mr. Phillips**

A MOTION confirming the executive's appointment of Heather Villanueva, who resides in council district four, to the King County civil rights commission.

Introduced and Referred to Law, Justice and Human Services Committee

29. [Proposed Motion No. 2006-0556](#) **Ms. Lambert and Ms. Patterson**

A MOTION authorizing the executive to accept a donation of emergency preparedness kits designed for first responders from American Preparedness/Success Marketing Inc. to the King County sheriff's office; the value of this gift is forty thousand dollars.

Introduced and Referred to Law, Justice and Human Services Committee

30. Proposed Motion No. 2006-0564

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

A MOTION creating the King County financial policies advisory task force.

The enacted number is 12394.

Mr. Constantine moved to suspend the rules in order to take action on Proposed Motion 2006-0564 without referral to committee. Seeing no objection, the Chair so ordered.

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

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

Other Business

A video on the recent flooding in King County and western Washington, provided by Tim O'Leary from the Department of Natural Resources and Parks, and Mike Reichman, Department of Transportation, was shown. Ms. Lambert added comments.

Adjournment

The meeting was adjourned at 3:30 p.m.

Approved this _____ day of _____.

Clerk's Signature