

King County

Meeting Proceedings

Metropolitan King County Council

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

Room 1001	February 23, 2009	11:00 AM
	REVISED - Extra Item - Item 53	

1. Call to Order

<u>Play Video</u>

The meeting was called to order at 11:27 a.m.

2. <u>Roll Call</u>

Play Video

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

3. Flag Salute and Pledge of Allegiance

Play Video

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

4. Approval of Minutes of February 9, 2009

Play Video

Mr. Ferguson moved to approve the minutes of the February 9, 2009 meeting as presented. Seeing no objection, the Chair so ordered.

5. Additions to the Council Agenda

Play Video

Item 53 is an addition to the agenda.

6. Special Items

Presentation of a Recognition to King County Special Olympics athletes for their accomplishments in the 2009 Special Olympics World Winter Games

Play Video

Ms. Patterson made comments regarding the Special Olympics organization. She indicated that the Special Olympics held its 2009 world winter games in Idaho and that six athletes from the Ski Hawks

team represented King County.

The Chair and Councilmember Patterson read the recognition while a video was shown. The six athletes were introduced: Delight Andresen, Craig Daly, Ian Dews, Katie Myer, Stefanie Sarason and Tim Rainville, who was not present.

Ms. Patterson introduced coach and chaperone for the world games, Jenny Fry and Ski Hawks coach, Sandee Brock.

Family members of the athletes were in attendance, including Sharon Daly, Craig's mother, and Legislative Aide to Councilmember Patterson.

Presentation of a Recognition to Seattle Pacific University Lady Falcons Soccer Team for winning the NCAA Division II Championship

Play Video

Mr. von Reichbauer made remarks about Seattle Pacific University and its role. He read the recognition describing the Lady Falcons Soccer team's achievements. Coach Chuck Sekyra thanked the Council. Mr. von Reichbauer introduced team member Janae Godoy who also spoke.

7. <u>Reports on Special and Outside Committees</u>

Mr. Phillips reported on the Central Link Oversight Committee. At the February 9th committee meeting, the members focused on the expansion of the system, linking Bellevue, Overlake and Redmond. The committee had a report from Bellevue's Deputy Mayor Claudia Balducci regarding Bellevue's light rail best practices initiative. Mr. Phillips indicated the initial segment will open in July, 2009. Substantial progress has been made to the airport link; it is on schedule to open by the end of 2009.

Ms. Patterson reported on the February 19th Board of Health meeting. The Board selected officers. Ms. Patterson will remain as the Chair and Councilmembers Kathy Lambert, Nick Licata, Dr. George Counts and Mayor David Hutchinson will serve as Vice Chairs. The Board amended its operating rules to reduce the number of county councilmembers on the Board from six to three, and adopted its scope of work for 2009. Ms. Patterson also reported on the Board of Health's lobby day in Olympia.

8. Plat Tracing

Diamond Ridge Estates Division 2 (Alteration #2) - Council District 7

Play Video

Mr. Hague moved to adopt the DDES finding of fact that the final plat of Diamond Ridge Estates Division 2 (Alteration #2) 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 9 and 10

Play Video

Proposed Motion No. 2008-0177

A MOTION confirming the executive's appointment of Ray Heller, who resides in council district eight, to the King County conservation futures citizen oversight committee, serving in a "council at-large" position.

The enacted number is 12924.

This Matter was Passed on the Consent Agenda.

10. <u>Proposed Motion No. 2009-0064</u>

A MOTION adopting the 2009 work program for the law, justice, health and human services committee.

9.

Ms. Lambert and Ms. Patterson

Mr. Constantine and Mr. Phillips

The enacted number is 12925.

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. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Phillips, Ms. Patterson and Mr. Dunn No: 0 Excused: 1 - Mr. Gossett

Budget and Fiscal Management

Item 11 will be considered at 1:30 p.m.

Proposed Substitute Motion No. 2009-0057.2

Mr. Gossett

Play Video

A MOTION of the county council approving the sale of the county's Multi-Modal Limited Tax General Obligation Bonds, 2009, Series A, in the aggregate principal amount of \$50,000,000, and the terms and conditions thereof, as set forth in a bond purchase contract therefor, approving and authorizing the execution of such bond purchase contract, appointing a remarketing agent for such bonds and approving and authorizing the execution of a remarketing agreement therefor, confirming the selection of an initial liquidity provider for such bonds and approving and authorizing the execution of the initial liquidity facility therefor, approving and authorizing the execution of a variable rate bond agreement therefor, and determining the application of the sale proceeds of such bonds, all in accordance with Ordinance 14167, as amended by Ordinance 14463, Ordinance 14745, Ordinance 14992, Ordinance 15285, Ordinance 15604 and Ordinance 16361.

The enacted number is 12927.

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

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

Committee of the Whole

Item 12 will be considered at 1:30 p.m.

12. <u>Proposed Substitute Motion No.</u> 2009-0109.2 Mr. Ferguson

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A MOTION making an appointment to fill a vacant judicial position in the Seattle division of King County district court.

The enacted number is 12928.

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

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

Government Accountability and Oversight

13. <u>Proposed Motion No. 2009-0062</u>

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

<u>Play Video</u>

A MOTION supporting the creation of cultural access funds, which would increase access to scientific, cultural, artistic and heritage experiences throughout Washington state and the Puget Sound region.

The enacted number is 12929.

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

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

14. <u>Proposed Motion No. 2009-0106</u>

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A MOTION authorizing the chair of the council to enter into Amendment No. 7 of Contract No. P43024P, Agreement for Professional Services for Brightwater Project Oversight Services.

The enacted number is 12926.

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

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

Law, Justice, Health and Human Services

15. <u>Proposed Motion No. 2008-0659</u>

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A MOTION confirming the executive's appointment of Kathleen Van Olst as director of the King County department of adult and juvenile detention.

The enacted number is 12923.

Executive Ron Sims spoke. Kathleen Van Olst, appointee, spoke. She introduced her son, sister and parents.

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

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

Ms. Lambert

Mr. Dunn

17.

18.

Ferguson

Ms. Hague, Mr. Phillips and Mr.

First Reading and Referral of Ordinances

Play Video

16. <u>Proposed Ordinance No. 2009-0110</u>

AN ORDINANCE authorizing the King County executive to enter into amendments to interlocal cooperation agreements with the cities of Auburn, Bellevue, Federal Way, Issaquah, Kent, Lake Forest Park, Normandy Park, North Bend, Seattle and Shoreline for the disbursement of conservation futures tax levy funds appropriated under the 2009 Budget Ordinance, Ordinance 16312.

Introduced and Referred to Physical Environment Committee

- **Proposed Ordinance No. 2009-0111** Mr. Dunn, Ms. Lambert and Mr. Phillips An ORDINANCE directing the water and land resources division to identify locations for the stockpiling of materials and equipment for sandbags to be provided free of charge to the public and to increase public awareness of these locations in the event of flooding. **Introduced and Referred to Physical Environment Committee** Proposed Ordinance No. 2009-0117 Mr. Ferguson, Ms. Hague and Mr.

AN ORDINANCE relating to public transportation; extending the time limit for transfers during service disruption caused by adverse weather; and amending Ordinance 12643, Section 5, and K.C.C. 28.94.170.

Introduced and Referred to Physical Environment Committee

19. Proposed Ordinance No. 2009-0118

AN ORDINANCE establishing the King County historic preservation and heritage financial advisory task force.

Introduced and Referred to Physical Environment Committee

20. Proposed Ordinance No. 2009-0119

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Bill and Jami Wheeler for property located at 29312 SE 408th Street, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E08CT074. **Introduced and Referred to Hearing Examiner**

21. Proposed Ordinance No. 2009-0120

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Joann and Jeff Parish for property located at 14120 West Snoqualmie Valley Road NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E08CT076.

Introduced and Referred to Hearing Examiner

Mr. Constantine

Mr. Ferguson

Mr. Constantine

Phillips

February 23, 2009

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Joanne Robertson and Ray Gauthier, Tatsuki and Lenore Kobayashi and Erik and Austina Debonte for property located at 18422, 18528 and 18620 244th Avenue NE, Woodinville, WA 98077, designated department of natural resources and parks, water and land resources division file no. E08CT084.

Introduced and Referred to Hearing Examiner

23. Proposed Ordinance No. 2009-0122

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Jay J. Friedman for property located at 42217 276th Place SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E08CT090. Introduced and Referred to Hearing Examiner

24. <u>Proposed Ordinance No. 2009-0123</u>

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by William Carlson for property located at 10431 428th Avenue SE, North Bend, WA 98045, designated department of natural resources and parks, water and land resources division file no. E08CT108.

Introduced and Referred to Hearing Examiner

25. Proposed Ordinance No. 2009-0124

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Thomas and Lynda Jones for property located at 16700 Saybrook Drive NE, Woodinville, WA 98077, designated department of natural resources and parks, water and land resources division file no. E08CT110.

Introduced and Referred to Hearing Examiner

26. <u>Proposed Ordinance No. 2009-0125</u>

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Liz and Tom Sroufe for property located at 8306 428th Avenue SE, Snoqualmie, WA 98165, designated department of natural resources and parks, water and land resources division file no. E08CT111. Introduced and Referred to Hearing Examiner

27. Proposed Ordinance No. 2009-0126

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Sandra J. Butler for property located at 17817 SE 408th Street, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT129.

Introduced and Referred to Hearing Examiner

22.

Mr. Constantine

Mr. Constantine

Mr. Constantine

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Mr. Constantine

Mr. Constantine

29. Proposed Ordinance No. 2009-0128

Proposed Ordinance No. 2009-0127

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Troy and Katherine Riffle Roper for property located at 20022 NE 133rd Street, Woodinville, WA 98077, designated department of natural resources and parks, water and land resources division file no. E08CT141.

Introduced and Referred to Hearing Examiner

Introduced and Referred to Hearing Examiner

30. **Proposed Ordinance No. 2009-0129**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Josh Bailey for property located at 30529 290th Avenue SE, Black Diamond, WA 98010, designated department of natural resources and parks, water and land resources division file no. E08CT142. **Introduced and Referred to Hearing Examiner**

31. Proposed Ordinance No. 2009-0130

AN ORDINANCE increasing transparency and oversight in public policy making as it relates to budget appropriation ordinances and the annual budget; making technical corrections; and amending Ordinance 12076, Section 3, as amended, and K.C.C. 4.04.030 and Ordinance 12045, Section 23, as amended, and K.C.C. 4.04.040 and adding a new section to K.C.C. chapter 4.04.

Introduced and Referred to Budget and Fiscal Management

32. **Proposed Ordinance No. 2009-0131**

AN ORDINANCE authorizing the King County executive to enter into an interlocal agreement with the city of Shoreline for the transfer of drainage facilities and property interests and to execute a deed of conveyance in favor of the city of Shoreline for drainage-related property interests within city limits.

Introduced and Referred to Physical Environment Committee

33. Proposed Ordinance No. 2009-0132

AN ORDINANCE authorizing the executive to execute an amended and restated interlocal cooperation agreement for design, implementation, operation and maintenance of the regional fare coordination system.

Introduced and Referred to Physical Environment Committee

28.

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Jean-Paul Michel Bonhomme for property located at 20811 SE 384th Street, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT134.

Mr. Constantine

Mr. Constantine

Mr. Constantine

Mr. Ferguson and Mr. Dunn

Ms. Hague and Mr. Ferguson

Ms. Hague

34.Proposed Ordinance No. 2009-0133

Room 1001

AN ORDINANCE authorizing King County's sale of a small portion of the county-owned Sammamish River Trail Site parcel, located within council district one, to the city of Bothell for use in Stage 1 of its State Route 522 Corridor Improvement Project.

Introduced and Referred to Budget and Fiscal Management

35. <u>Proposed Ordinance No. 2009-0134</u>

AN ORDINANCE appropriating \$312,975 to the general fund transfers to capital funds appropriation unit for the purpose of reimbursing the parks, recreation and open space fund for the purchase of property intended to replace the property proposed for sale resulting in net revenue of \$312,975; and amending the 2009 Budget Ordinance, Ordinance 16312, Section 45 as amended.

Introduced and Referred to Budget and Fiscal Management

36. <u>Proposed Ordinance No. 2009-0135</u>

AN ORDINANCE authorizing the county executive to execute interlocal agreements between King County and the cities of Black Diamond, Carnation, Des Moines, Issaquah, Lake Forest Park and Snoqualmie for fire investigations services.

Introduced and Referred to Law, Justice, Health and Human Services Committee

37. <u>Proposed Ordinance No. 2009-0136</u>

AN ORDINANCE authorizing the county executive to execute an amendment to the 2000 interlocal agreement relating to fire investigation services between King County and the cities of Beaux Arts, Burien, Covington, Kenmore, Maple Valley, Newcastle, North Bend, Sammamish, SeaTac, Shoreline, Skykomish and Woodinville, to account for the move of the fire investigations unit from the King County department of development and environmental services to the King County sheriff's office.

Introduced and Referred to Law, Justice, Health and Human Services Committee

First Reading and Referral of Motions

38. <u>Proposed Motion No. 2009-0102</u>

A MOTION confirming the executive's appointment of Sylvia Bushnell, who resides in council district five, to the Washington state Boundary Review Board for King County. **Introduced and Referred to Physical Environment Committee**

39. Proposed Motion No. 2009-0112

A MOTION relating to the notification of residents in flood-prone areas about imminent flooding and directing the executive to provide a report outlining the current county notification process and requesting improvements.

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Introduced and Referred to Physical Environment Committee

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Ms. Patterson

Mr. Dunn and Mr. Phillips

Ms. Lambert

Ms. Lambert

Ms. Hague and Mr. Ferguson

Ms. Hague and Mr. Ferguson

Room 1001	February 23, 20	09 11:00 AM	
40.	Proposed Motion No. 2009-0113	Mr. Dunn and Mr. Phillips	
	-	TION directing the executive to review King County, state and federal regulations lay or discourage the removal of flood debris and to recommend steps to streamline cess of flood debris removal.	
	Introduced and Referred to Physical Environmen	t Committee	
41.	Proposed Motion No. 2009-0114	Mr. Dunn, Ms. Lambert and Mr. Phillips	
	A MOTION directing the executive to convene flood control agencies for the purpose of impro coordination of their respective actions that may Introduced and Referred to Physical Environmen	ving communications about and y affect the severity of flooding events.	
42.	Proposed Motion No. 2009-0115	Mr. Ferguson	
	A MOTION calling for approval of an updated security plan for King County elections dated January 21, 2009.		
	Introduced and Referred to Government Account	ability and Oversight Committee	
43.	Proposed Motion No. 2009-0137	Ms. Hague and Mr. Phillips	
	A MOTION adopting the 2009 work program for the physical environment committee.		
	Introduced and Referred to Physical Environmen	t Committee	

44. Recess

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The meeting was recessed at 12:00 p.m. The Chair reconvened the meeting at 1:34 p.m.

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

Consent Items 45-48

Play Video

45. Proposed Ordinance No. 2008-0638

Ms. Lambert

AN ORDINANCE relating to jail services; authorizing the execution of an amendment to the interlocal agreement between King County and the Washington state Department of Corrections allowing King County to make jail beds available for certain felony violators under state supervision.

The enacted number is 16363.

On 2/23/2009, a public hearing was held and closed. This Matter was Passed on the Consent Agenda.

Room 1001

46.

47.

Ms. Hague

Ms. Hague

AN ORDINANCE authorizing the King County executive to execute an interlocal agreement with the city of Renton for the King County road services division to provide road-related services on an "as requested" basis.

The enacted number is 16365.

The enacted number is 16364.

On 2/23/2009, a public hearing was held and closed.

This Matter was Passed on the Consent Agenda.

Section 2, as amended, and K.C.C. 10.24.020.

On 2/23/2009, a public hearing was held and closed. **This Matter was Passed on the Consent Agenda.**

Proposed Ordinance No. 2009-0079

48. Proposed Ordinance No. 2009-0081

AN ORDINANCE approving the Fall City Water District 2006 Water System Plan.

The enacted number is 16366.

On 2/23/2009, a public hearing was held and closed.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

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

Budget and Fiscal Management

49. <u>Proposed Substitute Ordinance No.</u> 2008-0644.2

<u>Play Video</u>

AN ORDINANCE relating to county automotive parking facilities; and amending Ordinance 8753, Section 6, as amended, and K.C.C. 3.32.045 and Ordinance 12077, Section 18, as amended, and K.C.C. 3.32.055.

On 2/9/2009, a public hearing was held and closed.

The enacted number is 16367.

Ms. Hague withdrew Amendment A1, previously moved at the February 9th council meeting.

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

Mr. Gossett

Ms. Hague

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

Committee of the Whole

50. <u>Proposed Ordinance No. 2009-0105</u>

Mr. Ferguson and Mr. Phillips

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AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Brotherhood of Teamsters Local 117 (Professional & Technical and Administrative Employees) representing employees in the departments of adult and juvenile detention, development and environmental services, executive services, natural resources and parks, public health, transportation, and the office of information resources management; and establishing the effective date of said agreement.

The enacted number is 16368.

On 2/23/2009, a public hearing was held and closed.

Mr. Dunn moved Amendment 1. The motion carried by the following vote: Votes: Yes: 8 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Dunn, Mr. Phillips, Ms. Hague and Mr. von Reichbauer No: 0 Excused: 1 - Mr. Ferguson

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

Government Accountability and Oversight

51. <u>Proposed Substitute Ordinance No.</u> 2009-0077.2

Mr. Dunn and Mr. Phillips

<u>Play Video</u>

AN ORDINANCE regarding the King County fair; authorizing the King County executive to execute an interlocal agreement with the city of Enumclaw regarding the King County fair; and amending Ordinance 11955, Section 9, as amended, and K.C.C. 2.16.045 and repealing Ordinance 12075, Section 5, as amended, and K.C.C. 2.32.040 and Ordinance 1128 (part), as amended, and K.C.C. 2.32.050.

The enacted number is 16369.

On 2/23/2009, a public hearing was held and closed.

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

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

Mr. Constantine

52. Other Business

Extra Item

Rereferral

53. <u>Proposed Ordinance No. 2009-0061</u>

AN ORDINANCE revising administrative provisions of the wastewater capacity charge in accordance with RCW 35.58.580; and amending Ordinance 11034, Section 5, as amended, and K.C.C. 28.84.050.

Seeing no objection, the Chair re-referred Proposed Ordinance 2009-0061 to the Government Accountability and Oversight Committee.

Re-referred to Government Accountability and Oversight Committee

54. Adjournment

<u>Play Video</u>

The meeting was adjourned at 2:18 p.m.

Approved this _____ day of _____.

Clerk's Signature