



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

August 17, 2009

1:30 PM

SPECIAL MEETING

1. **Call to Order**

The meeting was called to order at 1:37 p.m.

2. **Roll Call**

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

Excused: Mr. Phillips

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

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

4. **Approval of Minutes of July 27, 2009**

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Mr. Ferguson moved to approve the minutes of the July 27, 2009 meeting as presented. Seeing no objection, the Chair so ordered.

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

Consent Items 5 and 6

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5. **[Proposed Motion No. 2009-0333](#)**

Mr. Dunn and Mr. Phillips

A MOTION confirming the executive's appointment of Joel Funfar, who resides in council district nine, to the King County international airport roundtable, as the SPEEA Labor representative.

The enacted number is 13041.

This Matter was Passed on the Consent Agenda.

6. [Proposed Substitute Motion No. 2009-0335.2](#) **Ms. Patterson**

A MOTION confirming the executive's appointment of Kathleen Crabtree, who resides in council district five, to the King County international airport roundtable, as the Tukwila representative.

The enacted number is 13042.

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. Gossett, Ms. Patterson and Mr. Dunn
No: 0
Excused: 1 - Mr. Phillips

Government Accountability and Oversight

7. [Proposed Substitute Motion No. 2009-0279.2](#) **Mr. Dunn and Ms. Lambert**

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A MOTION accepting a report on the efforts of the wastewater treatment division in the department of natural resources to analyze available alternative uses of biosolids, and approving the work program and schedule for implementation of any alternatives for managing and marketing King County's biosolids as required in the 2009 Budget Ordinance, Ordinance 16312, Proviso P2, and directing the wastewater treatment division to prepare a strategic plan for biosolids management.

The enacted number is 13043.

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

8. [Proposed Motion No. 2009-0439](#) **Ms. Lambert and Mr. Phillips**

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A MOTION requesting the executive to develop a plan to increase the county's level of information technology infrastructure maturity and capability.

The enacted number is 13044.

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

Hearing Examiner Consent Agenda Items 9 - 18

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9. [Proposed Substitute Ordinance No. 2009-0227.2](#) **Mr. Constantine**
AN ORDINANCE authorizing the vacation of a portion of 51st Avenue South, File V-2608; Petitioners: Dale Fite and Lonnie Scott.
The enacted number is 16619.
This Matter was Passed on the Consent Agenda.
10. [Proposed Substitute Ordinance No. 2009-0312.2](#) **Mr. Constantine**
AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Joseph Barber-Siskar for property located at 30603 SE 384th Street, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E09CT006.
The enacted number is 16620.
This Matter was Passed on the Consent Agenda.
11. [Proposed Substitute Ordinance No. 2009-0313.2](#) **Mr. Constantine**
AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Steven G. Wheeler for property located at 37537 - 188th Avenue SE, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E09CT007.
The enacted number is 16621.
This Matter was Passed on the Consent Agenda.
12. [Proposed Substitute Ordinance No. 2009-0314.2](#) **Mr. Constantine**
AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Charles B. Sweigard for S.A.F.E. Church for property located at 38910 - 224th Avenue SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E09CT011.
The enacted number is 16622.
This Matter was Passed on the Consent Agenda.

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13. **Proposed Substitute Ordinance No. 2009-0315.2** **Mr. Constantine**
AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Ramona Bessler for the E.J. Bessler Estate for property located at 36508 - 312th Avenue SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E09CT014.
The enacted number is 16623.
This Matter was Passed on the Consent Agenda.
14. **Proposed Substitute Ordinance No. 2009-0316.2** **Mr. Constantine**
AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Chris and Danielle McCain for property located at 17615 SE 240th Street, Kent, WA 98042 designated department of natural resources and parks, water and land resources division file no. E09CT015.
The enacted number is 16624.
This Matter was Passed on the Consent Agenda.
15. **Proposed Substitute Ordinance No. 2009-0317.2** **Mr. Constantine**
AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Marl and Deborah Kane for property located at 21930 SE 358th Street, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E09CT016.
The enacted number is 16625.
This Matter was Passed on the Consent Agenda.
16. **Proposed Substitute Ordinance No. 2009-0318.2** **Mr. Constantine**
AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by Helen Sherry for property located at 21226 - 221st Avenue SE, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E09CT017.
The enacted number is 16626.
This Matter was Passed on the Consent Agenda.

17. [Proposed Substitute Ordinance No. 2009-0319.2](#) Mr. Constantine
 AN ORDINANCE concurring with the recommendation of the hearing examiner to approve, subject to conditions, the application for public benefit rating system assessed valuation for open space submitted by John McKenna Jr. for property located at 18525 SE Green Valley Road, Auburn, WA 98001, designated department of natural resources and parks, water and land resources division file no. E09CT018.
The enacted number is 16627.
This Matter was Passed on the Consent Agenda.
18. [Proposed Substitute Ordinance No. 2009-0353.2](#) Mr. Constantine
 AN ORDINANCE authorizing vacation of a portion of 220th Avenue SE, File V-2554; Petitioner: Tahoma School District.
The enacted number is 16628.
This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 7 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett and Ms. Patterson
 No: 0
 Excused: 2 - Mr. Phillips and Mr. Dunn

First Reading and Referral of Ordinances

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19. [Proposed Ordinance No. 2009-0406](#) Mr. Gossett
 AN ORDINANCE relating to the use of credit cards for procurement of goods and services for King County purposes; and adding a new section to K.C.C. chapter 4.16.
Introduced and Referred to Government Accountability and Oversight Committee
20. [Proposed Ordinance No. 2009-0458](#) Mr. Constantine
 AN ORDINANCE authorizing a zone reclassification on certain property located at 12811 164th Avenue SE, Postal City Renton, at the request of Gabran Melki, department of development and environmental services file no. L08TY403.
Introduced and Referred to Hearing Examiner
21. [Proposed Ordinance No. 2009-0463](#) Ms. Lambert
 AN ORDINANCE authorizing the condemnation of certain property for road improvements for N.E. Novelty Hill Road, Phase 1 Improvements, Right-of-Way Number 9-2005-007, Capital Improvement Project Number 100992, within council district 3.
Introduced and Referred to Physical Environment Committee

22. [Proposed Ordinance No. 2009-0466](#) **Ms. Patterson and Ms. Hague**
AN ORDINANCE authorizing the King County executive to execute an interlocal agreement with the city of Renton relating to permit processing for grading and associated building permits associated with the Soos Creek trail.
Introduced and Referred to Physical Environment Committee
23. [Proposed Ordinance No. 2009-0467](#) **Ms. Patterson and Ms. Hague**
AN ORDINANCE authorizing the King County executive to enter into an interlocal agreement with the city of Kent for the transfer of drainage facilities and property interests and to execute a deed of conveyance in favor of the city of Kent for drainage-related property interests within city limits.
Introduced and Referred to Budget and Fiscal Management Committee
24. [Proposed Ordinance No. 2009-0468](#) **Ms. Hague**
AN ORDINANCE approving the Southwest Suburban Sewer District 2006 Comprehensive Sewer Plan Update.
Introduced and Referred to Physical Environment Committee
25. [Proposed Ordinance No. 2009-0473](#) **Ms. Hague**
AN ORDINANCE relating to compliance with the National Flood Insurance Program; and amending Ordinance 10870, Section 138, as amended, and K.C.C. 21A.06.490, Ordinance 10870, Section 470, as amended, and K.C.C. 21A.24.230, Ordinance 10870, Section 471, as amended, and K.C.C. 21A.24.240, Ordinance 10870, Section 472, as amended, and K.C.C. 21A.24.250 and Ordinance 10870, Section 474, as amended, and K.C.C. 21A.24.270.
Introduced and Referred to Physical Environment Committee
26. [Proposed Ordinance No. 2009-0474](#) **Ms. Hague**
AN ORDINANCE authorizing the vacation of a portion of 51st Avenue South in the Plat of Jovita Heights, File V-2612; Petitioner: Mark Prince.
Introduced and Referred to Hearing Examiner
27. [Proposed Ordinance No. 2009-0475](#) **Ms. Hague**
AN ORDINANCE authorizing the vacation of a portion of 78th Avenue Northeast, File V-2625; Petitioner: Mary Lou Baxter.
Introduced and Referred to Hearing Examiner
28. [Proposed Ordinance No. 2009-0477](#) **Ms. Hague**
AN ORDINANCE approving the King County Water District No. 49 2008 Water System Plan.
Introduced and Referred to Physical Environment Committee
29. [Proposed Ordinance No. 2009-0492](#) **Mr. Gossett**
AN ORDINANCE authorizing the King County executive to execute a sale to the Port of Seattle of one unimproved parcel of county-owned real property in council district 9.
Introduced and Referred to Budget and Fiscal Management Committee

30. [Proposed Ordinance No. 2009-0495](#) **Mr. Gossett**
AN ORDINANCE making a net supplemental disappropriation of \$5,141,272 from various general fund agencies and \$104,312,312 to various non-general fund agencies; amending the 2009 Budget Ordinance, Ordinance 16312, Sections 14, 15, 19, 22, 41, 45, 46, 47, 63, 73, 87, 88, 95, 97, 99, 118, 125, 128 and 129, and Attachments B, E and F, as amended, and adding a new section to Ordinance 16312.
Introduced and Referred to Budget and Fiscal Management Committee
31. [Proposed Ordinance No. 2009-0496](#) **Ms. Lambert**
AN ORDINANCE proposing an amendment to Section 690 of the King County Charter, to specify that timely filing of a statement of campaign receipts and expenditures with the Washington state Public Disclosure Commission in accordance with chapter 42.17 RCW satisfies the filing obligations of Section 690 of the King County Charter; making technical corrections; and submitting the same to the voters of the county for their ratification or rejection at the November 2009 general election.
Introduced and Referred to Committee of the Whole
32. [Proposed Ordinance No. 2009-0497](#) **Ms. Lambert**
AN ORDINANCE authorizing the King County executive to execute an interlocal agreement with the city of North Bend relating to the processing of building and land use permits within the Tanner Annexation Area.
Introduced and Referred to Physical Environment Committee
33. [Proposed Ordinance No. 2009-0498](#) **Ms. Hague**
AN ORDINANCE authorizing the King County executive to enter into an interlocal agreement with the city of Bellevue to implement a regional program to transfer development rights from lands in priority King County rural and resource areas into the city of Bellevue's Bel-Red Subarea.
Introduced and Referred to Physical Environment Committee
34. [Proposed Ordinance No. 2009-0500](#) **Mr. Ferguson and Mr. Phillips**
AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Public Safety Employees Union (Communications Specialists Supervisors) representing employees in the king county sheriff's office; and establishing the effective date of said agreement.
Introduced and Referred to Committee of the Whole
35. [Proposed Ordinance No. 2009-0501](#) **Mr. Ferguson**
AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and King County Court Protection Guild (Court Protection - County Marshals) representing employees in the King County sheriff's office; and establishing the effective date of said agreement.
Introduced and Referred to Committee of the Whole

36. [Proposed Ordinance No. 2009-0502](#) **Mr. Gossett**

AN ORDINANCE making technical amendments concerning the use of the additional sales and use tax of one tenth of one percent for the delivery of mental health and chemical dependency services and therapeutic courts to be consistent with Chapter 551, Laws of Washington 2009, Section 2; making technical corrections; and amending Ordinance 15955, Section 2, as amended, and K.C.C. 4.08.318, Ordinance 15949, Section 4, as amended, and K.C.C. 4.33.020 and Ordinance 15949, Section 5, as amended, and K.C.C. 4.33.030.

This is a dual referral first to the Regional Policy Committee and then to the Budget and Fiscal Management Committee.

This is a nonmandatory referral to the Regional Policy Committee under King County Charter 270.30 and KCC 1.24.0651 as an issue that is not a countywide policy or plan but would benefit from interjurisdictional discussion.

Introduced and Referred to Regional Policy Committee

First Reading and Referral of Motions

37. [Proposed Motion No. 2009-0459](#) **Mr. Dunn**

A MOTION stating King County's support for the people of Iran, for human rights and for fair elections.

Introduced and Referred to Government Accountability and Oversight Committee

38. [Proposed Motion No. 2009-0465](#) **Mr. Phillips**

A MOTION approving a report by the parks and recreation division in the department of natural resources and parks on the feasibility of implementing recycling and solar powered trash compaction in the King County parks system, as required in the 2009 Budget Ordinance, Ordinance 16312, Section 88, Proviso P4.

Introduced and Referred to Physical Environment Committee

39. [Proposed Motion No. 2009-0471](#) **Mr. von Reichbauer and Mr. Phillips**

A MOTION confirming the executive's appointment of Robert Roegner, who resides in council district seven, to the King County personnel board.

Introduced and Referred to Government Accountability and Oversight Committee

40. [Proposed Motion No. 2009-0476](#) **Mr. Gossett**

A MOTION authorizing the manager of treasury operations of King County to cancel the attached list of uncollectible personal property taxes in the amount of \$455,838.75 for the years 2001 through 2008.

Introduced and Referred to Budget and Fiscal Management Committee

41. [Proposed Motion No. 2009-0487](#) **Mr. Ferguson**

A MOTION confirming the executive's appointment of the Honorable Dwight Thompson, Mayor Pro-Tem, City of Lake Forest Park, who resides in council district one, to the King County mental illness and drug dependency oversight committee, as the Suburban Cities Association representative.

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

42. [Proposed Motion No. 2009-0493](#) **Ms. Patterson, Mr. Gossett and Ms. Lambert**

A MOTION establishing policy guidance for the funding of human services in the King County 2010 Budget Ordinance.

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

43. [Proposed Motion No. 2009-0494](#)

Mr. Dunn and Mr. Phillips

A MOTION requesting the executive to propose policies to guide the development and use of electric vehicle charging stations at county facilities.

Introduced and Referred to Physical Environment Committee

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

Consent Items 44-46

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44. [Proposed Ordinance No. 2009-0435](#)

Mr. Ferguson and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement and two memoranda of agreement negotiated by and between King County and Public Safety Employees Union (King County Civic Television (CTV)) representing employees in the legislative branch of King County; and establishing the effective date of said agreements.

On 8/17/2009, a public hearing was held and closed.

The enacted number is 16629.

This Matter was Passed on the Consent Agenda.

45. [Proposed Ordinance No. 2009-0443](#)

Mr. Ferguson and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement and memoranda of agreement negotiated by and between King County and International Brotherhood of Electrical Workers, Local 77 (Department of Transportation (Road Services), Office of Information Resource Management) representing employees in the departments of natural resources and parks, public health, transportation and the office of information resource management; and establishing the effective date of said agreements.

On 8/17/2009, a public hearing was held and closed.

The enacted number is 16630.

This Matter was Passed on the Consent Agenda.

46. [Proposed Substitute Ordinance No. 2009-0444.2](#)

Mr. Ferguson and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Union of Operating Engineers, Local 302 representing employees in the departments of transportation and natural resources and parks; and establishing the effective date of said agreement.

On 8/17/2009, a public hearing was held and closed.

The enacted number is 16631.

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: 6 - Mr. Constantine, Mr. Ferguson, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett and Ms. Patterson
No: 0
Excused: 3 - Ms. Hague, Mr. Phillips and Mr. Dunn

Physical Environment

47. [Proposed Ordinance No. 2009-0200](#) **Ms. Hague, Mr. Phillips and Ms. Lambert**

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AN ORDINANCE relating to the management of solid waste, and implementing an emergency storm debris voucher program; and amending Ordinance 800, Section 5, as amended, and K.C.C. 10.12.050.

The Chair indicated that Proposed Ordinance 2009-0200 remains in the Physical Environment Committee and will be taken up at a Council meeting after the committee has acted.

Deferred

Other Business

Mr. Ferguson acknowledged and congratulated Mr. Dunn on the birth of his son, Hayden Joshua Green Dunn.

Adjournment

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The meeting was adjourned at 1:49 p.m.

Approved this _____ day of _____.

Clerk's Signature