



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*

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Room 1001

August 31, 2009

11:00 AM

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REVISED  
Added Items 43-47

1. **Call to Order**

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*The meeting was called to order at 11:07 a.m.*

2. **Roll Call**

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

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

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*Ms. Lambert led the flag salute and Pledge of Allegiance.*

4. **Approval of Minutes of August 24, 2009**

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*Mr. Ferguson moved to approve the minutes of the August 24, 2009 meeting as presented. Seeing  
no objection, the Chair so ordered.*

5. **Additions to the Council Agenda**

*Items 43-47 were added to the Council agenda.*

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

**Consent Item 6**

*Item 6 was removed from the consent agenda.*

6. **Proposed Motion No. 2009-0494**

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

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

*The enacted number is 13061.*

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

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

*No: 0*

*Excused: 0*

**A motion was made by Mr. Ferguson that this matter be Passed as Amended. 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**

7. [Proposed Substitute Motion No. 2009-0418.2](#) **Ms. Lambert, Mr. Constantine, Mr. Phillips and Ms. Patterson**

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A MOTION establishing requirements for the animal care and control disaster and emergency response plan.

*The enacted number is 13050.*

**A motion was made by Mr. Ferguson 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, Mr. Phillips and Ms. Patterson

No: 0

Excused: 1 - Mr. Dunn

8. [Proposed Substitute Motion No. 2009-0451.2](#) **Ms. Lambert, Mr. Dunn and Mr. Phillips**

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A MOTION requesting the executive to develop a plan to reduce the number of paper forms used in King County government and increase the number of electronic forms.

*The enacted number is 13051.*

**A motion was made by Mr. Ferguson 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, Mr. Phillips and Ms. Patterson

No: 0

Excused: 1 - Mr. Dunn

**Law, Justice, Health and Human Services**

9.

**Proposed Motion No. 2009-0493****Ms. Patterson, Mr. Gossett, Ms. Lambert  
and Mr. Dunn****Play Video**

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

*Mr. Gossett moved to rerefer Proposed Motion 2009-0493 to the Budget and Fiscal Management Committee. Seeing no objection, the Chair so ordered.*

**Re-referred to Budget and Fiscal Management Committee**

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## Reappointment Consent Agenda Items 10-18

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10. [Proposed Motion No. 2009-0480](#) **Mr. Dunn and Mr. Phillips**  
A MOTION confirming the executive's reappointment of Thomas Carpenter, who resides in council district nine, to the King County transportation concurrency expert review panel.  
*The enacted number is 13052.*  
**This Matter was Passed on the Consent Agenda.**
11. [Proposed Motion No. 2009-0481](#) **Mr. Constantine**  
A MOTION confirming the executive's reappointment of Kathleen Dunn, who resides in council district eight, to the King County transit advisory committee.  
*The enacted number is 13053.*  
**This Matter was Passed on the Consent Agenda.**
12. [Proposed Motion No. 2009-0483](#) **Ms. Patterson**  
A MOTION confirming the executive's reappointment of Edward Miller, who resides in council district five, to the King County transit advisory committee.  
*The enacted number is 13054.*  
**This Matter was Passed on the Consent Agenda.**
13. [Proposed Motion No. 2009-0515](#) **Mr. Constantine**  
A MOTION confirming the executive's reappointment of Donna Klemka, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing residential well users.  
*The enacted number is 13055.*  
**This Matter was Passed on the Consent Agenda.**
14. [Proposed Motion No. 2009-0516](#) **Mr. Constantine**  
A MOTION confirming the executive's reappointment of James Dam, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing local environmental organizations.  
*The enacted number is 13056.*  
**This Matter was Passed on the Consent Agenda.**
15. [Proposed Motion No. 2009-0517](#) **Mr. Constantine**  
A MOTION confirming the executive's reappointment of Jay Becker, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing commercial business owners.  
*The enacted number is 13057.*  
**This Matter was Passed on the Consent Agenda.**

16. [Proposed Motion No. 2009-0519](#) **Mr. Constantine**  
A MOTION confirming the executive's reappointment of Phillip McCready, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing sewer and water utility and associations, position 2.  
*The enacted number is 13058.*  
**This Matter was Passed on the Consent Agenda.**
17. [Proposed Motion No. 2009-0520](#) **Mr. Constantine**  
A MOTION confirming the executive's reappointment of Michael Laurie, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing commercial agriculturists.  
*The enacted number is 13059.*  
**This Matter was Passed on the Consent Agenda.**
18. [Proposed Motion No. 2009-0521](#) **Mr. Constantine**  
A MOTION confirming the executive's reappointment of Frank Jackson, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing Vashon-Maury Island water purveyors.  
*The enacted number is 13060.*  
**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, Mr. Phillips and Ms. Patterson  
No: 0  
Excused: 1 - Mr. Dunn

### **Hearing Examiner Consent Agenda Items 19 and 20**

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19. [Proposed Substitute Ordinance No. 2009-0357.2](#) **Mr. Constantine**  
AN ORDINANCE authorizing the vacation of a portion of 274th Avenue NE, also known as J.D. Mercer Road - King County Road No. 892, File V-2596; Petitioner: Janis Hong.  
*The enacted number is 16635.*  
**This Matter was Passed on the Consent Agenda.**

20. [Proposed Substitute Ordinance No. 2009-0377.3](#) **Mr. Constantine**

AN ORDINANCE concurring with the recommendation of the hearing examiner to approve reclassification of certain property located at 11060 - 16th Avenue Southwest as described in department of development and environmental services file no. L09TY401, from CB (Community Business) to Urban Residential-48 (R-48; 48 units/acre), at the request of NB Partners, LLC, and amending King County Title 21A, as amended, by modifying the zoning map to reflect this reclassification.

*The enacted number is 16636.*

**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, Mr. Phillips and Ms. Patterson

No: 0

Excused: 1 - Mr. Dunn

### **First Reading and Referral of Ordinances**

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21. [Proposed Ordinance No. 2009-0523](#) **Mr. Ferguson and Mr. Dunn**

AN ORDINANCE to require appropriation by phases for high-risk capital projects and standardize requirements for capital project reporting and cost-estimating; and adding a new section to K.C.C. chapter 4.04.

**Introduced and Referred to Budget and Fiscal Management Committee**

22. [Proposed Ordinance No. 2009-0524](#) **Ms. Hague and Mr. Dunn**

AN ORDINANCE authorizing the King County executive to execute an interlocal agreement with the city of Maple Valley relating to the processing of building and land use permits within the North Ridge Highlands Annexation Area.

**Introduced and Referred to Physical Environment Committee**

23. [Proposed Ordinance No. 2009-0525](#) **Mr. Ferguson**

AN ORDINANCE determining that substitute property for 1.15 acres of property at the park at Bothell Landing acquired with 1989 open space bond funds is consistent with the purpose of Ordinance 9071.

**Introduced and Referred to Physical Environment Committee**

### **First Reading and Referral of Motions**

24. [Proposed Motion No. 2009-0340](#) **Mr. Constantine**

A MOTION confirming the executive's appointment of Nathan Korpela, who resides in council district eight, to the King County international airport roundtable, as the Georgetown representative.

**Introduced and Referred to Government Accountability and Oversight Committee**

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25. [Proposed Motion No. 2009-0470](#) **Mr. Constantine**  
A MOTION confirming the executive's appointment of Ann Martin, who resides in council district eight, to the King County transportation concurrency expert review panel.  
**Introduced and Referred to Physical Environment Committee**
26. [Proposed Motion No. 2009-0472](#) **Mr. Dunn and Mr. Phillips**  
A MOTION confirming the executive's appointment of Bruce Laing, who resides in council district nine, as chair to the King County board of ethics.  
**Introduced and Referred to Government Accountability and Oversight Committee**
27. [Proposed Motion No. 2009-0488](#) **Mr. Phillips**  
A MOTION confirming the executive's appointment of Zandrea Hardison, who resides in council district four, to the King County mental illness and drug dependency oversight committee, representing a bona fide labor organization.  
**Introduced and Referred to Law, Justice, Health and Human Services Committee**
28. [Proposed Motion No. 2009-0506](#) **Mr. Ferguson and Ms. Hague**  
A MOTION approving the Fourth Annual King County Health Reform Initiative Measurement & Evaluation Report.  
**Introduced and Referred to Committee of the Whole**
29. [Proposed Motion No. 2009-0512](#) **Ms. Patterson**  
A MOTION adopting findings and policies related to service delivery at King County's public health centers.  
**Introduced and Referred to Budget and Fiscal Management Committee**
30. [Proposed Motion No. 2009-0513](#) **Mr. Phillips**  
A MOTION approving the wastewater treatment division's planning process to determine if, how, when, where and by what funding mechanisms over the next thirty years King County's existing reclaimed water program should expand.  
*This is a mandatory referral to the Regional Water Quality Committee as set forth in King County Charter Section 270.30 and KCC 1.24.065.*  
**Introduced and Referred to Regional Water Quality Committee**
31. [Proposed Motion No. 2009-0514](#) **Ms. Hague**  
A MOTION approving the roads operational master plan Phase I report and work plan for phase II.  
**Introduced and Referred to Physical Environment Committee**
32. [Proposed Motion No. 2009-0518](#) **Mr. Constantine**  
A MOTION confirming the executive's appointment of James Warren, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing the Vashon Chamber of Commerce.  
**Introduced and Referred to Physical Environment Committee**

33. [Proposed Motion No. 2009-0522](#) Mr. Constantine

A MOTION confirming the executive's appointment of Laurie Geissinger, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing the Vashon-Maury Island groundwater advisory committee.

**Introduced and Referred to Physical Environment Committee**

## 34. Recess

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*The meeting was recessed at 11:25 a.m.*

*The meeting was reconvened at 2:03 p.m.*

*The meeting was adjourned at 2:58 p.m.*

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

### Consent Item 35

35. [Proposed Ordinance No. 2009-0371](#) Ms. Hague

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AN ORDINANCE approving a franchise for the city of Redmond to construct, operate and maintain a water system in council district 3, and authorizing the King County executive to execute the franchise agreement.

**On 8/31/2009, a public hearing was held and closed.**

*The enacted number is 16637.*

**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, Mr. Phillips and Ms. Patterson

No: 0

Excused: 1 - Mr. Dunn

### Budget and Fiscal Management

36. [Proposed Substitute Ordinance No. 2009-0442.2](#) Mr. Gossett

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AN ORDINANCE making an appropriation of an additional \$1,387,017 to the office of information resource management capital project fund for the data center relocation projects; and amending the 2009 Budget Ordinance, Ordinance 16312, Section 125, as amended, and Attachment B, as amended.

**On 8/31/2009, a public hearing was held and closed.**



*The enacted number is 16638.*

**A motion was made by Mr. Gossett 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, Mr. Phillips and Ms. Patterson  
 No: 0  
 Excused: 1 - Mr. Dunn

### **Committee of the Whole**

#### **37. Proposed Ordinance No. 2009-0447**

**Ms. Patterson**

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AN ORDINANCE relating to emergency declarations; amending Ordinance 3441, Section 5, as amended, and K.C.C. 4.16.050 and Ordinance 12163, Section 3, and K.C.C. 12.52.010; and declaring an emergency.

**On 8/31/2009, a public hearing was held and closed.**

*The enacted number is 16639.*

*Ms. Patterson moved Amendment 1. The motion carried by the following vote:*

*Votes: Yes: 7 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Ferguson, Mr. Phillips and Ms. Hague*

*No: 0*

*Excused: 2 - Mr. Dunn and Mr. von Reichbauer*

*Ms. Patterson moved Title Amendment T1. The motion carried by the following vote:*

*Votes: Yes: 7 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Ferguson, Mr. Phillips and Ms. Hague*

*No: 0*

*Excused: 2 - Mr. Dunn and Mr. von Reichbauer*

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

### **Government Accountability and Oversight**

#### **38. Proposed Substitute Ordinance No. 2009-0237.2**

**Mr. Dunn and Mr. Gossett**

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AN ORDINANCE relating to code revisions and additions necessary to provide for the administration of volunteers for the county; amending Ordinance 12014, Section 5, as amended, and K.C.C. 3.12.010 and adding a new section to K.C.C. chapter 3.12.

**On 8/31/2009, a public hearing was held and closed.**

*The enacted number is 16640.*

**A motion was made by Ms. Lambert 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,  
Mr. Phillips and Ms. Patterson  
No: 0  
Excused: 1 - Mr. Dunn

**39. [Proposed Ordinance No. 2009-0437](#)****Mr. Dunn****[Play Video](#)**

AN ORDINANCE relating to appointment and membership terms on the King County International Airport roundtable; and amending Ordinance 12785, Section 3, and K.C.C. 15.94.030.

**On 8/31/2009, a public hearing was held and closed.**

*The enacted number is 16641.*

**A motion was made by Ms. Patterson that this matter 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

**Law, Justice, Health and Human Services****40. [Proposed Ordinance No. 2009-0453](#)****Ms. Lambert****[Play Video](#)**

AN ORDINANCE implementing the district court redistricting committee's amendment to the districting plan implementing provisions of RCW 3.34.010 to increase the number of judges from twenty-one to twenty-three; and amending Ordinance 8935, Section 4, as amended, and K.C.C. 2.68.070 and Ordinance 9427, Section 7, as amended, and K.C.C. 2.68.078.

*The Chair indicated that Proposed Ordinance 2009-0453 is deferred until the September 8, 2009 Council meeting.*

**Deferred**

**Physical Environment****41. [Proposed Ordinance No. 2009-0497](#)****Ms. Lambert****[Play Video](#)**

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.

**On 8/31/2009, a public hearing was held and closed.**

*The enacted number is 16642.*

*Ms. Lambert moved to relieve the Physical Environment Committee of further consideration of Proposed Ordinance 2009-0497 in order to take action. Seeing no objection, the Chair so ordered.*

**A motion was made by Ms. Lambert 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, Mr. Phillips and Ms. Patterson

No: 0

Excused: 1 - Mr. Dunn

42. [Proposed Ordinance No. 2009-0498](#) **Ms. Hague, Mr. Constantine and Mr. Phillips**

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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.

**On 8/31/2009, a public hearing was held and closed.**

The following people appeared to speak on 8/31/2009 :

Paul Stroh

*The enacted number is 16643.*

**A motion was made by Ms. Hague 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, Mr. Phillips and Ms. Patterson  
No: 0  
Excused: 1 - Mr. Dunn

## Other Business

*The Chair commented on the recent typhoon in Taiwan and the casualties that affected King County's sister county Kaohsiung.*

*Mr. von Reichbauer introduced new staff member, Lauren Greer.*

## Extra Items - Items 43-47

### First Reading and Referral of Ordinances

43. [Proposed Ordinance No. 2009-0099](#) **Mr. Gossett**

AN ORDINANCE making a supplemental appropriation of \$345,451 to internal support; \$1,046,822 to OIRM- telecommunications to rebate equipment replacement charges collected primarily in 2007; disappropriating \$1,046,822 from the capital improvement project fund; and amending the 2009 Budget Ordinance, Ordinance 16312, Sections 38, 117 and 125, as amended.

**Introduced and Referred to Budget and Fiscal Management Committee**

44. [Proposed Ordinance No. 2009-0460](#) **Mr. Gossett**

AN ORDINANCE providing for the issuance of one or more series of unlimited tax general obligation bonds of the county in an outstanding aggregate principal amount not to exceed \$45,000,000 to refund all or a portion of the county's Unlimited Tax General Obligation Refunding Bonds, 2000 and Unlimited Tax General Obligation Bonds, 2001 (Harborview Medical Center); providing for the public sale of the bonds and the disposition of the proceeds of sale; establishing funds for the receipt and expenditure of bond proceeds and for the payment of the bonds; and providing for the annual levy of taxes to pay the principal thereof and interest thereon.

**Introduced and Referred to Budget and Fiscal Management Committee**

- 45. **Proposed Ordinance No. 2009-0531** **Mr. Constantine**

AN ORDINANCE changing the regular meeting times of the council's committee of the whole and employment and administration committee; and amending Ordinance 11683, Section 4, as amended, and K.C.C. 1.24.035.

**Introduced and Referred to Committee of the Whole**

**First Reading and Referral of Motions**

- 46. **Proposed Motion No. 2009-0461** **Mr. Gossett**

A MOTION of the county council accepting a bond purchase contract for the purchase of the county's Unlimited Tax General Obligation Refunding Bonds, 20\_\_, Series \_\_, in the aggregate principal amount of \$ \_\_\_\_\_, and establishing certain terms of such bonds and the plan of refunding, all in accordance with Ordinance \_\_\_\_\_.

**Introduced and Referred to Budget and Fiscal Management Committee**

- 47. **Proposed Motion No. 2009-0462** **Mr. Gossett**

A MOTION of the county council accepting a bid for the purchase of the county's Unlimited Tax General Obligation Refunding Bonds, 20\_\_, Series \_\_, in the aggregate principal amount of \$ \_\_\_\_\_, and establishing certain terms of such bonds and the plan of refunding, all in accordance with Ordinance \_\_\_\_\_.

**Introduced and Referred to Budget and Fiscal Management Committee**

**Executive Session**

*The Chair recessed the meeting into Executive Session to discuss with legal counsel litigation or potential litigation to which the County is or is likely to become a party when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the County at 2:35 p.m. The Chair reconvened the meeting at 2:58 p.m.*

**Adjournment**

*The meeting was adjourned at 2:58 p.m.*

Approved this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Clerk's Signature