

# King County

# **Meeting Minutes**

# Metropolitan King County Council

Councilmembers: Larry Phillips, Chair; Joe McDermott, Vice Chair of Policy Development and Review; Jane Hague, Vice Chair of Regional Coordination; Rod Dembowski, Reagan Dunn, Larry Gossett, Kathy Lambert, Dave Upthegrove, Pete von Reichbauer

1:30 PM

Monday, December 15, 2014

Room 1001

## SPECIAL MEETING REVISED AGENDA - ADDING ITEM 36

## 1. Call to Order

<u>play video</u>

The meeting was called or order at 1:32 p.m. The meeting recessed at 1:33 p.m. The meeting reconvened at 1:41 p.m. The meeting recessed at 2:18 p.m. The meeting reconvened at 2:25 p.m.

## 2. Roll Call

## <u>play video</u>

Present: 8 - Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips and Mr. von Reichbauer
Excused: 1 - Mr. Upthegrove

## 3. Flag Salute and Pledge of Allegiance

#### <u>play video</u>

Councilmember Gossett led the flag salute and Pledge of Allegiance.

## 4. <u>Approval of Minutes of December 8, 2014 and special meeting of</u> <u>December 9, 2014</u>

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Councilmember McDermott moved to approve the minutes of the December 8, 2014 and special meeting of December 9, 2014 as presented. Seeing no objection, the Chair so ordered.

As a point of personal privilege, Councilmember McDermott and Councilmember Hague read a proclamation and presented it to Councilmember Phillips recognizing his 30 years of public service. Councilmember Phillips introduced his wife Gail and son Brett. He also thanked the Council and made remarks.

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

<u>play video</u>

## There will be one public hearing on Items 5-12

play video

## Consent Items 5-7

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The following people spoke: Mia Jacobson Don Huling

#### 5. Proposed Ordinance No. 2014-0463

AN ORDINANCE adopting and ratifying Growth Management Planning Council Motion 14-4.

Sponsors: Mr. Dembowski

On 12/15/2014, a public hearing was held and closed.

## <u>play video</u>

The enacted number is 17951.

This matter passed on the Consent Agenda.

### 6. Proposed Ordinance No. 2014-0464

AN ORDINANCE adopting and ratifying Growth Management Planning Council Motion 14-5.

Sponsors: Mr. Dembowski

On 12/15/2014, a public hearing was held and closed.

<u>play video</u>

The enacted number is 17952.

#### 7. Proposed Ordinance No. 2014-0481

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 duration of the interlocal agreement through March 31, 2015.

<u>Sponsors:</u> Mr. Dunn

On 12/15/2014, a public hearing was held and closed.

<u>play video</u>

The enacted number is 17953.

This matter passed on the Consent Agenda.

## Passed On The Consent Agenda

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

Yes: 8 - Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer

Excused: 1 - Mr. Upthegrove

#### **Budget and Fiscal Management**

<u>play video</u>

#### 8. Proposed Ordinance No. 2014-0405

AN ORDINANCE relating to the 2014 levy of property taxes in King County for collection in the year 2015.

Sponsors: Mr. McDermott

On 12/15/2014, a public hearing was held and closed.

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The enacted number is 17954.

Councilmember McDermott moved amendment S1. The motion passed by the following vote: Votes: Yes: 8- Mr. Dembowski, Mr. Dunn, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips and Mr. von Reichbauer No: 0 Excused: 1 - Mr. Upthegrove

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

Yes: 8 - Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer

#### 9. Proposed Ordinance No. 2014-0476

AN ORDINANCE authorizing the conveyance of the surplus property located at 19101 North East Union Hill Road, Redmond, Washington, in council district three.

Sponsors: Ms. Lambert

On 12/15/2014, a public hearing was held and closed.

<u>play video</u>

The enacted number is 17955.

Councilmember McDermott moved to relieve the Budget and Fiscal Managment Committee of further consideration and to take action on Proposed Ordinance 2014-0476. Seeing no objection, the Chair so ordered.

Councilmember McDermott moved amendment 1. The motion passed by the following vote: Votes: Yes: 8- Mr. Dembowski, Mr. Dunn, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips and Mr. von Reichbauer No: 0 Excused: 1 - Mr. Upthegrove

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

Yes: 8 - Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer

## Law, Justice, Health and Human Services

#### play video

#### 10. Proposed Ordinance No. 2014-0480

AN ORDINANCE related to noise provisions; amending Ordinance 1396, Article III Section 7, as amended, and K.C.C. 11.04.230, Ordinance 1239, Sections 2 through 9, as amended, and K.C.C. 12.44.260, Resolution 16588, as amended, and K.C.C. 12.44.270, Ordinance 3139, Section 101, and K.C.C. 12.86.010, Ordinance 3139, Section 102, and K.C.C. 12.86.020, Ordinance 3139, Section 2 (part), as amended, and K.C.C. 12.87.010, Ordinance 3139, Section 302, and K.C.C. 12.88.020, Ordinance 3139, Section 3030, as amended, and K.C.C. 12.88.030, Ordinance 3139, Section 401, and K.C.C. 12.90.010, Ordinance 3139, Section 403, and K.C.C. 12.90.030, Ordinance 3139, Section 404, and K.C.C. 12.90.040, Ordinance 3139, Section 405, and K.C.C. 12.90.050, Ordinance 3139, Section 406, and K.C.C. 12.90.060, Ordinance 5096, Section 5, and K.C.C. 12.91.010, Ordinance 5096, Section 6. and K.C.C. 12.91.020. Ordinance 3139. Section 501. as amended. and K.C.C. 12.92.010. Ordinance 3139, Section 502, as amended, and K.C.C. 12.92.020, Ordinance 3139, Section 601, as amended, and K.C.C. 12.94.010, Ordinance 3139, Section 602, as amended, and K.C.C. 12.94.020, Ordinance 4449, Section 2, and K.C.C. 12.94.040, Ordinance 3139, Section 701, as amended, and K.C.C. 12.96.010, Ordinance 3139, Section 702, as amended, and K.C.C. 12.96.020, Ordinance 3139, Section 801, as amended, and K.C.C. 12.98.010, Ordinance 3139, Section 804, and K.C.C. 12.98.040, Ordinance 14114, Section 18, and K.C.C. 12.99.015, Ordinance 13263, Section 37, as amended, and K.C.C. 23.32.010, Ordinance 3139, Section 902, as amended, and K.C.C. 12.99.020, Ordinance 3139, Section 1001, and K.C.C. 12.100.010, Ordinance 6254, Section 2, as amended, and K.C.C. 14.30.020, Ordinance 15053, Section 11, as amended, and K.C.C. 16.82.105 and Ordinance 10870, Section 445, as amended, and K.C.C. 21A.22.070, adding new sections to K.C.C. chapter 12.86, recodifying K.C.C. 12.87.010, K.C.C. 12.88.010, K.C.C. 12.88.020, K.C.C. 12.88.030, K.C.C. 12.90.010, K.C.C. 12.90.020, K.C.C. 12.90.030, K.C.C. 12.90.040, K.C.C. 12.90.050, K.C.C. 12.90.060, K.C.C. 12.91.010, K.C.C. 12.91.020, K.C.C. 12.92.010, K.C.C. 12.92.020, K.C.C. 12.94.010, K.C.C. 12.94.020, K.C.C. 12.94.040, K.C.C. 12.96.010, K.C.C. 12.96.020, K.C.C. 12.98.010, K.C.C. 12.98.040, K.C.C. 12.98.050, K.C.C. 12.99.015, K.C.C. 12.99.020 and K.C.C. 12.100.010, repealing Ordinance 3139, Section 201, and K.C.C. 12.87.020, Ordinance 3139, Section 202, and K.C.C. 12.87.030, Ordinance 3139, Section 203, and K.C.C. 12.87.040, Ordinance 3139, Section 204, and K.C.C. 12.87.050, Ordinance 3139, Section 205, and K.C.C. 12.87.060, Ordinance 3139, Section 206, as amended, and K.C.C. 12.87.070, Ordinance 3139, Section 207, and K.C.C. 12.897.080, Ordinance 3139, Section 208, and K.C.C. 12.87.090, Ordinance 3139, Section 209, and K.C.C. 12.87.100, Ordinance 3139, Section 210, and K.C.C. 12.87.110, Ordinance 3139, Section 211, and K.C.C. 12.87.120, Ordinance 3139, Section 212, and K.C.C. 12.87.130, Ordinance 14114, Section 2, and K.C.C. 12.87.133, Ordinance 14114, Section 3, and K.C.C. 12.87.137, Ordinance 3139, Section 213, and K.C.C. 12.87.140, Ordinance 3139, Section 214, and K.C.C. 12.87.150, Ordinance 3139, Section 215, and K.C.C. 12.87.160, Ordinance 3139, Section 216, as amended, and K.C.C. 12.87.170, Ordinance 3139, Section 217, an K.C.C. 12.87.180, Ordinance 3139, Section 218, and K.C.C. 12.87.190, Ordinance 3139, Section 219, and K.C.C. 12.87.200, Ordinance 3139, Section 220, and K.C.C. 12.87.210, Ordinance 3139, Section 221, and K.C.C. 12.87.220, Ordinance 3139, Section 222, and K.C.C. 12.87.230, Ordinance 3139, Section 223, and K.C.C. 12.87.240, Ordinance 3139, Section 224, and K.C.C. 12.87.250, Ordinance 3139, Section 225, and K.C.C. 12.87.260, Ordinance 3139, Section 226, and K.C.C. 12.87.270, Ordinance 3139, Section 227, and K.C.C. 12.87.280, Ordinance 14114, Section 4, and K.C.C. 12.87.285, Ordinance 5096, Section 3, and K.C.C. 12.87.290, Ordinance 3139, Section 228, as amended, and K.C.C. 12.897.300, Ordinance 3139, Section 229, as amended, and K.C.C. 12.87.310, Ordinance 3139, Section 230, and K.C.C. 12.87.320, Ordinance 3139, Section 231, and K.C.C. 12.87.330, Ordinance 3139, Section 2322, and K.C.C. 12.87.340, Ordinance 3139, Section 233, as amended, and K.C.C. 12.87.350, Ordinance 3139, Section 234, and K.C.C. 12.87.360, Ordinance 3139, Section 235, and K.C.C. 12.87.370, Ordinance 14114, Section 8, and K.C.C. 12.88.040, Ordinance 5096, Section 7, and K.C.C. 12.91.030, Ordinance 3139, Section 503, and K.C.C. 12.92.030, Ordinance 9224, Section 2, and K.C.C. 12.96.030, Ordinance 3139, Section 802,

and K.C.C. 12.98.020, Ordinance 3139, Section 803, and K.C.C. 12.98.030, Ordinance 3139, Section 901, as amended, and K.C.C. 12.99.010 and Ordinance 3139, Section 901, as amended, and K.C.C. 12.99.010 and prescribing penalties.

Sponsors: Ms. Lambert

On 12/15/2014, a public hearing was held and remains open.

#### <u>play video</u>

Councilmember Lambert moved to suspend the rules for the purpose of taking public testimony on Proposed Ordinance 2014-0480. Seeing no objection, the Chair so ordered.

This matter was Deferred.

## Transportation, Economy and Environment

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#### 11. Proposed Substitute Ordinance No. 2013-0408.2

AN ORDINANCE adopting an update to the Rural Economic Strategies Plan.

Sponsors: Mr. Phillips

#### On 12/15/2014, a public hearing was held and closed.

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The enacted number is 17956.

Erin Auzins, Council staff, answered questions of the Council.

Councilmember Dembowski moved amendment 1. The motion passed by the following vote: Votes: Yes: 8- Mr. Dembowski, Mr. Dunn, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips and Mr. von Reichbauer No: 0

Excused: 1 - Mr. Upthegrove

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

Yes: 8 - Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer

#### 12. Proposed Ordinance No. 2014-0462

AN ORDINANCE authorizing the King County executive to enter into amendments to interlocal cooperation agreements with the cities of Auburn and Bothell to disburse conservation futures tax levy funds appropriated under Ordinance 17855.

Sponsors: Mr. Dembowski

On 12/15/2014, a public hearing was held and closed.

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The enacted number is 17957.

Councilmember Dembowski moved amendment 1. The motion passed by the following vote: Votes: Yes: 8- Mr. Dembowski, Mr. Dunn, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips and Mr. von Reichbauer No: 0 Excused: 1 - Mr. Upthegrove

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

- Yes: 8 Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer
- Excused: 1 Mr. Upthegrove

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

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## Consent Items 13-29

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#### 13. Proposed Motion No. 2014-0311

A MOTION confirming the executive's appointment of Wendy Langen, who resides in council district eight, to the King County International Airport roundtable, as the corporate tenant representative.

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Sponsors: Mr. McDermott

The enacted number is 14258.

This matter passed on the Consent Agenda.

#### 14. Proposed Motion No. 2014-0313

A MOTION confirming the executive's appointment of Walter Peter Daniels, who resides in council district nine, to the King County emergency management advisory committee, representing the Puget

Sound Educational Service District.

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Sponsors: Mr. Dunn

The enacted number is 14259.

A MOTION confirming the executive's appointment of Neil Crosier, who works in council district eight, to the King County emergency management advisory committee, representing the King County department of transportation.

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Sponsors: Mr. McDermott

The enacted number is 14260.

#### This matter passed on the Consent Agenda.

#### 16. Proposed Motion No. 2014-0316

A MOTION confirming the executive's appointment of J Havner, who resides in council district four, to the King County emergency management advisory committee, representing, to serve as an alternate for the Local Emergency Planning Committee representative.

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<u>Sponsors:</u> Mr. Phillips

The enacted number is 14261.

This matter passed on the Consent Agenda.

#### 17. Proposed Motion No. 2014-0335

A MOTION confirming the executive's appointment of Mark Chubb, who resides in council district two, to the King County emergency management advisory committee, representing the King County fire chiefs association.

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Sponsors: Mr. Gossett

The enacted number is 14262.

#### This matter passed on the Consent Agenda.

#### 18. Proposed Motion No. 2014-0336

A MOTION confirming the executive's appointment of James Faccone, who works in council district eight, to the King County emergency management advisory committee, to serve as an alternate for the King County department of natural resources and parks representative.

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Sponsors: Mr. McDermott

The enacted number is 14263.

This matter passed on the Consent Agenda.

#### 19. Proposed Motion No. 2014-0342

A MOTION confirming the executive's appointment of Frank Finneran, who resides in council district four, to the Washington State Convention Center public facilities district board of directors.

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Sponsors: Mr. Phillips

The enacted number is 14264.

A MOTION confirming the executive's appointment of Ronald Bosi, who resides in council district eight, to the King County board of appeals and equalization.

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Sponsors: Mr. McDermott

The enacted number is 14265.

This matter passed on the Consent Agenda.

#### 21. Proposed Motion No. 2014-0371

A MOTION confirming the executive's appointment of Virginia Anderson, who resides in council district four, to the Washington State Major League Baseball Stadium public facilities district board of directors.

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Sponsors: Mr. Phillips

The enacted number is 14266.

This matter passed on the Consent Agenda.

#### 22. Proposed Motion No. 2014-0372

A MOTION confirming the executive's appointment of Deryl Brown-Archie, who resides in council district seven, to the Washington State Convention Center public facilities district board of directors.

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Sponsors: Mr. von Reichbauer

The enacted number is 14267.

This matter passed on the Consent Agenda.

#### 23. Proposed Motion No. 2014-0381

A MOTION relating to the appointment of a commissioner to the board of commissioners of King County drainage district No. 6.

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<u>Sponsors:</u> Mr. Dunn

The enacted number is 14268.

#### This matter passed on the Consent Agenda.

#### 24. Proposed Motion No. 2014-0387

A MOTION confirming the executive's appointment of Eldon Murray, who resides in council district seven, to the King County noxious weed control board.

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Sponsors: Mr. von Reichbauer

The enacted number is 14269.

A MOTION confirming the executive's appointment of Leah Grant, who resides in council district nine, to the King County conservation futures citizen oversight committee.

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Sponsors: Mr. Dunn

The enacted number is 14270.

#### This matter passed on the Consent Agenda.

#### 26. Proposed Motion No. 2014-0450

A MOTION confirming the executive's appointment of Rebecca Ossa, who resides in council district two, to the King County landmarks commission, filling the professional historic preservationist position.

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Sponsors: Mr. Gossett

The enacted number is 14271.

#### This matter passed on the Consent Agenda.

#### 27. Proposed Motion No. 2014-0454

A MOTION confirming the executive's appointment of Ella Moore, who resides in council district three, to the King County landmarks commission, representing local heritage organziations, postion 1.

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Sponsors: Ms. Lambert

The enacted number is 14272.

This matter passed on the Consent Agenda.

#### 28. Proposed Motion No. 2014-0472

A MOTION confirming the executive's appointment of Patricia Richards, who resides in council district three, to the King County office of law enforcement oversight citizens committee on independent oversight, representing unincorporated King County.

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<u>Sponsors:</u> Ms. Lambert

The enacted number is 14273.

A MOTION related to council adoption of the King County Auditor's Office 2015-16 Work Program.

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Sponsors: Mr. von Reichbauer

The enacted number is 14274.

This matter passed on the Consent Agenda.

#### Passed On The Consent Agenda

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

- Yes: 8 Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer
- Excused: 1 Mr. Upthegrove

#### Law, Justice, Health and Human Services

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#### 30. Proposed Motion No. 2014-0484

A MOTION acknowledging the receipt of a report from the safety of newborn children task force regarding improving awareness in King County of the Safety of Newborn Children law, in response to Motion 14104.

<u>play video</u>

<u>Sponsors:</u> Mr. Dunn

The enacted number is 14275.

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

Yes: 8 - Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer

## **Transportation, Economy and Environment**

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#### 31. Proposed Motion No. 2014-0477

A MOTION relating to comprehensive planning; requesting the King County executive to complete two area zoning studies for consideration as part of the next update of the King County Comprehensive Plan.

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Sponsors: Mr. von Reichbauer

The enacted number is 14276.

Councilmember Dunn moved amendment 1. The motion passed by the following vote: Votes: Yes: 8- Mr. Dembowski, Mr. Dunn, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips and Mr. von Reichbauer No: 0 Excused: 1 - Mr. Upthegrove

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

Yes: 8 - Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer

**Excused:** 1 - Mr. Upthegrove

# First Reading of and Action on Motions Without Referral to Committee

<u>play video</u>

#### 32. Proposed Motion No. 2014-0489

A MOTION authorizing the chair of the council to enter into a contract for facilitation services for the Eastside Rail Corridor regional planning process.

<u>play video</u>

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

The enacted number is 14277.

Councilmember Hague moved to suspend the rules in order to take action on Proposed Motion 2014-0489 without referral to committee pursuant to K.C.C. 1.24.085. The motion carried.

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

Yes: 8 - Mr. Dembowski, Mr. Gossett, Mr. Dunn, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips, and Mr. von Reichbauer

## Employment and Administration Committee Consent Agenda Item 33

<u>33</u>

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#### 33. Hire a Term Limited Temporary Eastside Rail Corridor Program Manager

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A motion was made by Councilmember Gossett that this matter be passed. The motion carried by the following vote: Votes: Yes: 8 - Mr. Dembowski, Mr. Dunn, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Mr. Phillips and Mr. von Reichbauer No: 0 Excused: 1 - Mr. Upthegrove

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

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#### 34. Proposed Ordinance No. 2014-0486

AN ORDINANCE approving the development contract for capital project 1117106, DES FMD Children and Family Justice Center, as required by the 2013 Annual Budget Ordinance, Ordinance 17476, Section 63, Expenditure Restriction ER 5, as amended.

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Sponsors: Mr. McDermott

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

## 35. <u>Reports on Special and Outside Committees</u>

#### <u>play video</u>

Councilmember Hague reported on the National Association of Counties (NACO). The meeting consisted of a symposium on transportation and infrastructure. NACO strategized on the Map 21 reauthorization of the Highway Trust Fund and discussed possible reauthorization of a gas tax. There was also a presentation on alternatives to the gas tax. NACO learned that Oregon is piloting a "miles traveled" project and heard a presentation on a process called dry onsite recycling as a good alternative for road resurfacing. Lastly, NACO heard a presentation on the international competition for ports.

Councilmember Phillips reported on the Zoo Board. The Board heard a presentation on the Zoo's conservation work related to the international preservation of the tree kangaroo and heard a report on the guest experience at the Woodland Park Zoo for 2014.

Councilmember Phillips reported on the record of decision from the Environmental Protection Agency regarding clean up of the lower Duwamish River. The decision is designed to complement the work of the Washington State, King County and city agencies to improve the health of the Green River and Duwamish River watershed by removing over 90% of the contamination in the waterway. This record of decision will substantially improve the watershed while preserving the maritime and manufacturing businesses that provide jobs for thousands in this region.

Councilmember Philips reported on the Mountains to Sound Greenway annual event. The event highlighted the numerous accomplishments of Mountain to Sound Greenway around the region this year.

## 36. <u>Executive Session</u>

The Chair recessed the meeting into Executive Session under RCW 42.30.110(1)(i) 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 3:05 p.m. The Chair reconvened the meeting at 3:50 p.m.

## Adjournment

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The meeting was adjourned at 3:50 p.m.

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

Clerk's Signature