



King County

1200 King County
Courthouse
516 Third Avenue
Seattle, WA 98104

Meeting Minutes

Metropolitan King County Council

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

1:30 PM

Monday, March 18, 2013

Room 1001

1. **Call to Order**

*The meeting was called to order at 1:50 p.m.
The meeting was recessed at 2:08 p.m.
The meeting was reconvened at 2:09 p.m.
The meeting was recessed at 2:11 p.m.
The meeting was reconvened at 2:11 p.m.
The meeting was recessed at 3:37 p.m.
The meeting was reconvened at 3:44 p..m.*

2. **Roll Call**

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Present: 9 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn,
Mr. McDermott, Ms. Hague, Mr. Gossett and Mr. Dembowski

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

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

4. **Approval of Minutes of March 11, 2013**

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Ms. Patterson moved to approve the minutes of the March 11, 2013 meeting as presented. Seeing no objection, the Chair so ordered.

5. **Additions to the Council Agenda**

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There were no additions to the agenda.

6. Plat Tracings

Jefferson Place - Council District 7

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Mr. Phillips moved to adopt the Department of Permitting and Environmental Review finding of fact that the final plat of Jefferson Place 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.

Redmond Ridge East Division 12 - Council District 3

Mr. Phillips moved to adopt the Department of Permitting and Environmental Review finding of fact that the final plat of Redmond Ridge East Division 12 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.

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

Budget and Fiscal Management

7. [Proposed Ordinance No. 2013-0025](#)

AN ORDINANCE relating to the class action settlement agreement negotiated by and between King County and plaintiffs in Dolan v. King County; approving and adopting the agreement and directing the executive to implement the terms of the agreement.

[play video](#)

Sponsors: Mr. Gossett

On 3/18/2013, a public hearing was held and closed.

The enacted number is 17537.

On 3/18/2013, there was one public hearing on Items 7-9 and the following people spoke:

- 1) Mia Jacobson
- 2) Sam Bellomio
- 3) Alex Zimerman
- 4) David Nelsen
- 5) Ramona Brandes
- 6) Ray Ward
- 7) Lynn Prunhuber
- 8) Ulysses Hillard

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

Yes: 9 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. McDermott, Ms. Hague, Mr. Gossett, and Mr. Dembowski

Law, Justice, Health and Human Services

8. [Proposed Ordinance No. 2013-0125](#)

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Public Safety Employees Union (Legal Administrative Specialists) representing employees in the department of judicial administration; and establishing the effective date of said agreement.

[play video](#)

Sponsors: Ms. Lambert and Mr. Phillips

On 3/18/2013, a public hearing was held and closed.

The enacted number is 17538.

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

Yes: 9 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. McDermott, Ms. Hague, Mr. Gossett, and Mr. Dembowski

Transportation, Economy and Environment

9. [Proposed Substitute Ordinance No. 2012-0441.2](#)

AN ORDINANCE relating to development regulations; amending Ordinance 9163, Section 2, as amended, and K.C.C. 9.04.020, Ordinance 2281, Section 5, as amended, and K.C.C. 9.04.050, Ordinance 7590, Section 7, as amended, and K.C.C. 9.08.060, Ordinance 12560, Section 10, as amended, and K.C.C. 16.02.240, Ordinance 1488, Section 5, as amended, and K.C.C. 16.82.020, Ordinance 15053, Section 3, as amended, and K.C.C. 16.82.051, Ordinance 3108, Section 10, and K.C.C. 16.82.120, Ordinance 9614, Section 102, as amended, and K.C.C. 16.82.140, Ordinance 13694, Section 39, and K.C.C. 19A.08.040, Ordinance 13694, Section 41, and K.C.C. 19A.08.060, Ordinance 13694, Section 42, as amended, and K.C.C. 19A.08.070, Ordinance 13694, Section 51, as amended, and K.C.C. 19A.08.160, Ordinance 16985, Section 4, as amended, and K.C.C. 20.12.205, Ordinance 12196, Section 10, as amended, and K.C.C. 20.20.030, Ordinance 12196, Section 11, as amended, and K.C.C. 20.20.040, Ordinance 12196, Section 13, as amended, and K.C.C. 20.20.060, Ordinance 15051, Section 3, and K.C.C. 21A.06.037, Ordinance 15032, Section 6, and K.C.C. 21A.06.742, Ordinance 12024, Section 14, as amended, and K.C.C. 21A.06.1432, Ordinance 10870, Section 330, as amended, and K.C.C. 21A.08.030, Ordinance 10870, Section 331, as amended, and K.C.C. 21A.08.040, Ordinance 10870, Section 332, as amended, and K.C.C. 21A.08.050, Ordinance 10870, Section 333, as amended, and K.C.C. 21A.08.060, Ordinance 10870, Section 334, as amended, and K.C.C. 21A.08.070, Ordinance 10870, Section 335, as amended, and K.C.C. 21A.08.080, Ordinance 10870, Section 336, as amended, and K.C.C. 21A.08.090, Ordinance 10870, Section 340, as amended, and K.C.C. 21A.12.030, Ordinance 10870, Section 341, as amended, and K.C.C. 21A.12.040, Ordinance 10870, Section 357, as amended, and K.C.C. 21A.12.200, Ordinance 10870, Section 364, as amended, and K.C.C. 21A.14.040, Ordinance 11621, Section 99, and K.C.C. 21A.14.280, Ordinance 10870, Section 386, as amended, and K.C.C. 21A.16.010, Ordinance 11210, Section 12, as amended, and K.C.C. 21A.16.115, Ordinance 10870, Section 415, as amended, and K.C.C. 21A.18.110, Ordinance 10870, Section 424, as amended, and K.C.C. 21A.20.060, Ordinance 10870, Section 433, and K.C.C. 21A.20.130, Ordinance 15051, Section 137, as amended, and K.C.C. 21A.24.045, Ordinance 15051, Section 138, and K.C.C. 21A.24.051, Ordinance 10870, Section 454, as amended, and K.C.C. 21A.24.070, Ordinance 10870, Section 458, as amended, and K.C.C. 21A.24.110, Ordinance 15051, Section 152, and K.C.C.

21A.24.137, Ordinance 10870, Section 465, as amended, and K.C.C. 21A.24.180, Ordinance 10870, Section 471, as amended, and K.C.C. 21A.24.240, Ordinance 10870, Section 473, as amended, and K.C.C. 21A.24.260, Ordinance 10870, Section 477, as amended, and K.C.C. 21A.24.300, Ordinance 15606, Section 20, as amended, and K.C.C. 21A.30.085, Ordinance 8867, Section 1, as amended, and K.C.C. 26.12.010, Ordinance 15051, Section 231, and K.C.C. 21A.24.520, Ordinance 3688, Section 801, as amended, and K.C.C. 21A.25.290, Ordinance 13129, Section 9, as amended, and K.C.C. 21A.27.090, Ordinance 10870, Section 530, as amended, and K.C.C. 21A.30.020, Ordinance 11168, Section 5, as amended, and K.C.C. 21A.30.062, Ordinance 10870, Section 557, as amended, and K.C.C. 21A.32.200, Ordinance 10870, Section 579, as amended, and K.C.C. 21A.38.060, adding new sections to K.C.C. chapter 21A.06, adding a new section to K.C.C. chapter 21A.12, adding new sections to K.C.C. chapter 21A.24 and repealing Ordinance 15051, Section 59, and K.C.C. 21A.06.522.

[play video](#)

Sponsors: Mr. Phillips

On 3/18/2013, a public hearing was held and closed.

The enacted number is 17539.

Harry Reinert, Department of Permitting and Environmental Review, answered questions of the Council.

Rick Bautista, Council staff, answered questions of the Council.

Mr. Phillips moved Amendment 1, with the technical change as revised by Rick Bautista, on line 14 change page 70 to page 76, The motion carried by the following vote:

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

No: 0

Excused: 0

Mr. Phillips moved Title Amendment T1, with the technical change as revised by Rick Bautista, on line 3, change page 1 to page 2. The motion carried by the following vote:

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

No: 0

Excused: 0

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

Yes: 9 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. McDermott, Ms. Hague, Mr. Gossett, and Mr. Dembowski

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

Committee of the Whole

10. [Proposed Motion No. 2013-0104](#)

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

[play video](#)

Sponsors: Ms. Patterson

The enacted number is 13868.

Candidate Richard Mitchell responded to various questions offered by Councilmembers Patterson, Hague, von Reichbauer, Lambert, McDermott, Phillips, Dunn, Dembowski, and the Chair.

Candidate Mitchell gave closing remarks.

Candidate Kara Murphy responded to various questions offered by Councilmembers Patterson, Hague, von Reichbauer, Lambert, McDermott, Mr. Phillips, Dunn, Dembowski, and the Chair.

Candidate Murphy gave closing remarks.

Candidate Ketu Shah responded to various questions offered by Councilmembers Patterson, Hague, von Reichbauer, Lambert, McDermott, Phillips, Dunn, Dembowski, and the Chair.

Candidate Shah gave closing remarks.

Ms. Patterson moved Amendment 1, on page two, line 18, insert "Ketu Shah". The motion carried by the following vote:

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

No: 0

Excused: 0

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

Yes: 9 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. McDermott, Ms. Hague, Mr. Gossett, and Mr. Dembowski

Law, Justice, Health and Human Services

11. [Proposed Motion No. 2013-0078](#)

A MOTION acknowledging receipt of a progress report on the development of a coordinated system to address youth and young adult homelessness, as required by Ordinance 17476, Section 107, Proviso P1.

[play video](#)

Sponsors: Ms. Lambert

The enacted number is 13858.

A motion was made by Councilmember Lambert that this Motion be Passed.

The motion carried by the following vote:

Yes: 9 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. McDermott, Ms. Hague, Mr. Gossett, and Mr. Dembowski

First Reading of and Action on Motions Without Referral to Committee

12. [Proposed Motion No. 2013-0135](#)

A MOTION of the county council approving a purchase contract for the county's Sewer Revenue Refunding Bonds, 2013 Series A, in the aggregate principal amount of \$122,895,000 and establishing certain terms of the bonds, and approving a plan of refunding from proceeds of the bonds, all in accordance with Ordinance 17111.

[play video](#)

Sponsors: Mr. McDermott

Mr. McDermott moved to suspend the rules in order to take action on Proposed Substitute Motion 2013-0135. The motion carried.

The enacted number is 13857.

A motion was made by Councilmember McDermott that this Motion be Passed.

The motion carried by the following vote:

Yes: 9 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. McDermott, Ms. Hague, Mr. Gossett, and Mr. Dembowski

Reappointment Consent Agenda Items 13-21

[play video](#)

13. [Proposed Motion No. 2013-0090](#)

A MOTION confirming the executive's reappointment of Patricia Cosgrove, who resides in council district nine, to the King County cultural development authority (4Culture).

Sponsors: Mr. Dunn

The enacted number is 13859.

This matter passed on the Consent Agenda.

14. [Proposed Motion No. 2013-0091](#)

A MOTION confirming the executive's reappointment of Alan Cornell, who resides in council district seven, to the King County cultural development authority (4Culture).

Sponsors: Mr. von Reichbauer

The enacted number is 13860.

This matter passed on the Consent Agenda.

15. [Proposed Motion No. 2013-0102](#)

A MOTION confirming the executive's reappointment of Doug Thatcher, who resides in council district five, to the King County cultural development authority (4Culture).

Sponsors: Ms. Patterson

The enacted number is 13861.

This matter passed on the Consent Agenda.

16. [Proposed Motion No. 2013-0129](#)

A MOTION confirming the executive's reappointment of Cindy Spiry, who resides in council district nine, to the King County rural forest commission.

Sponsors: Mr. Dunn

The enacted number is 13862.

This Matter passed on the Consent Agenda.

17. [Proposed Motion No. 2013-0131](#)

A MOTION confirming the executive's reappointment of Sandy Miller, who resides in council district nine, to the King County rural forest commission.

Sponsors: Mr. Dunn

The enacted number is 13863.

This matter passed on the Consent Agenda.

18. [Proposed Motion No. 2013-0137](#)

A MOTION confirming the executive's reappointment of Alicia Glenwell, who resides in council district nine, to the King County mental health advisory board.

Sponsors: Mr. Dunn

The enacted number is 13864.

This matter passed on the Consent Agenda.

19. [Proposed Motion No. 2013-0138](#)

A MOTION confirming the executive's reappointment of Nancy Dow, who resides in council district six, to

the King County mental health advisory board.

Sponsors: Ms. Hague

The enacted number is 13865.

This matter passed on the Consent Agenda.

20. **[Proposed Motion No. 2013-0139](#)**

A MOTION confirming the executive's reappointment of Toni Krupski, who resides in council district six, to the King County mental health advisory board.

Sponsors: Ms. Hague

The enacted number is 13866.

This matter passed on the Consent Agenda.

21. **[Proposed Motion No. 2013-0140](#)**

A MOTION confirming the executive's reappointment of David Ramsay, who resides in council district six, to the King County regional human services levy oversight board, as the council district six representative.

Sponsors: Ms. Hague

The enacted number is 13867.

This matter passed on the Consent Agenda.

Passed On The Consent Agenda

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

Yes: 9 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. McDermott, Ms. Hague, Mr. Gossett, and Mr. Dembowski

First Reading and Referral of Ordinances

[play video](#)

22. **[Proposed Ordinance No. 2013-0145](#)**

AN ORDINANCE making a supplemental appropriation of \$175,000 to assessments for 2012 retroactive wages to employees represented by the International Brotherhood of Teamsters Local 763 Union; and amending the 2013/2014 Budget Ordinance, Ordinance 17476, Section 41, as amended.

Sponsors: Mr. McDermott and Mr. Phillips

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

First Reading and Referral of Motions

23. [Proposed Motion No. 2013-0089](#)

A MOTION confirming the executive's appointment of Stephen Elliott, who resides in council district six, to the King County cultural development authority (4Culture).

Sponsors: Ms. Hague

This matter had its first reading and was referred to the Transportation, Economy and Environment Committee.

24. [Proposed Motion No. 2013-0146](#)

A MOTION related to council adoption of the 2013 work program for the county auditor's office.

Sponsors: Mr. von Reichbauer

This matter had its first reading and was referred to the Government Accountability and Oversight Committee.

25. [Reports on Special and Outside Committees](#)

No reports were given.

Other Business

The Chair asked for a moment of silence regarding the passing of Governor Booth Gardner.

Mr. von Reichbauer added remarks.

The chair also made remarks.

The Chair called the meeting into Executive Session at 5:10 p.m. to evaluate the qualifications of applicants for appointment to elective office, under RCW 42.30.110. The Chair resumed the meeting at 5:32 p.m.

Land Use Appeal**26. [Proposed Substitute Ordinance No. 2012-0071.3](#)**

AN ORDINANCE concurring with the decision of the hearing examiner to approve, subject to conditions, the preliminary plat of Nelsen Catterall, located east of Issaquah-Pine Lake Road, north of 238 th Way Southeast, Postal City Sammamish, department of development and environmental services file no. L08P0004.

[play video](#)

Sponsors: Mr. Gossett

The Clerk read Item 26 into the record, and the Chair summarized the action taken last fall.

David Spohr, Hearing Examiner, summarized the motion for reconsideration.

Mr. Dembowski made comments about his participation in the discussion of Proposed Substitute Ordinance 2012-0071 and recused himself from consideration of this item.

*Mr. Patrick Schneider, representing Toll WA, presented argument.
Richard Aramburu, representing Brookshire Estates Homeowners Association, presented argument.*

Mr. Phillips moved to reconsider Proposed Ordinance 2012-0071. The motion carried by the following vote:

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

No: 0

Excused: 1 - Mr. Dembowski

Ms. Lambert moved to remand Proposed Substitute Ordinance 2012-0071 to the Hearing Examiner and stated "I have concluded that the original hearing examiner process, and the resulting record, did not adequately examine and compare a roundabout and traffic signal in terms of cost, safety and traffic flow. As such, we are simply unable to make a determination about whether a mandatory roundabout provision is justified. It is clear that the applicant has additional information it would like to have considered, and Brookshire Estates (the neighbors) should be entitled to present evidence as well. Because this is a closed-record hearing, the council is not in a position to accept and evaluate new evidence. Accordingly, I move to remand this matter to the hearing examiner for further consideration of the relative cost of a roundabout vs. traffic signal, and the potential effect of a roundabout on safety and traffic flow".

The motion carried.

Adjournment

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The meeting was adjourned at 5:41 p.m.

Approved this _____ day of _____.

Clerk's Signature