



King County

1200 King County
Courthouse
516 Third Avenue
Seattle, WA 98104

Meeting Minutes

Metropolitan King County Council

*Councilmembers: Larry Gossett, Chair; Jane Hague, Vice Chair
Reagan Dunn, Bob Ferguson, Kathy Lambert, Joe McDermott,
Julia Patterson, Larry Phillips,
Pete von Reichbauer*

11:00 AM

Monday, January 31, 2011

Room 1001

1. **Call to Order**

*The meeting was called to order at 11:13 a.m.
The meeting was recessed at 11:47 a.m.
The meeting was reconvened at 2:53 p.m.*

2. **Roll Call**

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

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

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Councilmember Lambert led the flag salute and Pledge of Allegiance.

4. **Approval of Minutes of January 24, 2011**

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Ms. Hague moved to approve the minutes of the January 24, 2011 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. **Special Item**

Presentation of Council Service Awards

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Councilmember Gossett and Councilmember Hague presented Council service awards:

OMBUDSMAN'S OFFICE

Elise Daniels, 5 years

POLICY STAFF,

Pat Hamacher, 5 years

KING COUNTY TELEVISION

Kimberly Hill, 5 years

POLICY STAFF

Wendy Soo Hoo, 5 years

COUNCILMEMBER KATHY LAMBERT'S OFFICE

Grace Reamer, 10 years

COUNCIL ADMINISTRATION

Linda Davis, 20 years

POLICY STAFF,

Mike Alvine, 25 years

LEGAL COUNSEL

Jim Brewer, 30 years

Action on a Motion Without Referral to Committee

7. [Proposed Substitute Motion No. 2011-0044.2](#)

A MOTION relating to the organization of the council; and amending Motion 11122, Section B, as amended, and OR 2-010, Motion 11122, Section D, as amended, and OR 2-020, Motion 11122, Section G, as amended, and OR 2-040, Motion 11122, Section H, as amended, and OR 2-050.

Sponsors: Mr. Gossett

The enacted number is 13411.

Ms. Hague moved to suspend the rules to take action without referral to committee pursuant to K.C.C. 1.24.085. The motion carried.

Ms. Hague moved Striking amendment S1. Anne Noris, Clerk of the Council, clarified Striking Amendment S1. Voting on Ms. Hague's motion, the motion carried by the following vote:

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

No: 0

Excused: 1 - Mr. Dunn

A motion was made by Vice Chair Hague that this Motion be Passed as Amended. The motion carried by the following vote:

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

Excused: 1 - Mr. Dunn

Reappointment Consent Agenda Item 8

8. [Proposed Motion No. 2010-0007](#)

A MOTION confirming the executive's reappointment of Lisa Parsons, who resides in Council district nine, to the King County conservation futures citizen oversight committee.

[play video](#)

Sponsors: Mr. Dunn

The enacted number is 13410.

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

Yes: 7 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. McDermott, Ms. Hague, and Mr. Gossett

Excused: 2 - Mr. Dunn, and Mr. Ferguson

First Reading and Referral of Ordinances

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9. [Proposed Ordinance No. 2011-0033](#)

AN ORDINANCE approving the Vashon Sewer District Comprehensive Sewer Plan Amendment, August 18, 2010.

Sponsors: Mr. Phillips and Mr. McDermott

This matter was Introduced and Referred to the Environment and Transportation Committee

10. [Proposed Ordinance No. 2011-0034](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Douglas Travis for property located at 13002 244th Avenue SE, Issaquah, WA 98027, designated department of natural resources and parks, water and land resources division file no. E10CT022.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Hearing Examiner

11. [Proposed Ordinance No. 2011-0035](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Don Felgar for property located at 28415 SE Issaquah - Fall City Road, Fall City, WA 98024, designated department of natural resources and parks, water and land resources division file no. E10CT023.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Hearing Examiner

12. [Proposed Ordinance No. 2011-0036](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by John Chaney and Bruce Bigley for property located at 31425 SE Issaquah - Fall City Road, Fall City, WA 98024, designated department of natural resources and parks, water and land resources division file no. E10CT024.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Hearing Examiner

13. [Proposed Ordinance No. 2011-0037](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Nile and Marilee Clarke for property at 32011 SE 46th Street, Fall City, WA 98024, designated department of natural resources and parks, water and land resources division file no. E10CT030.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Hearing Examiner

14. [Proposed Ordinance No. 2011-0038](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Alan Macks for property located south and east of and adjacent to 32511 SE 111th Place, Issaquah, WA 98027, designated department of natural resources and parks, water and land resources division file no. E10CT042.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Hearing Examiner

15. [Proposed Ordinance No. 2011-0039](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Michael and Roberta Hollinshead for property located at 29615 SE 51st Street, Preston, WA 98050, designated department of natural resources and parks, water and land resources division file no. E10CT049.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Hearing Examiner

16. [Proposed Ordinance No. 2011-0040](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Matthew Sanborn for property located south and west of and adjacent to 11327 Upper Preston Road SE, Issaquah, WA 98027, designated department of natural resources and parks, water and land resources division file no. E10CT052.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Hearing Examiner

17. [Proposed Ordinance No. 2011-0041](#)

AN ORDINANCE relating to the public benefit rating system for open space land; amending Ordinance 15137, Section 1, as amended, and K.C.C. 20.36.015, Ordinance 1076, Section 2, as amended, and K.C.C. 20.36.020, Ordinance 1076, Section 4, as amended, and K.C.C. 20.36.040, Ordinance 1076, Section 7, as amended, and K.C.C. 20.36.060, Ordinance 4462, Section 7, and K.C.C. 20.36.070, Ordinance 4462, Section 8, as amended, and K.C.C. 20.36.080, Ordinance 1886, Section 10, as amended, and K.C.C. 20.36.090, Ordinance 10511, Section 7, as amended, and K.C.C. 20.36.100, Ordinance 2537, Section 2, as amended, and K.C.C. 20.36.110 and Ordinance 15137, Section 10, and K.C.C. 20.36.190 and repealing Ordinance 13332, Section 38, as amended, and K.C.C. 27.10.230.

Sponsors: Mr. Phillips

This matter was Introduced and Referred to the Environment and Transportation Committee

18. [Proposed Ordinance No. 2011-0042](#)

AN ORDINANCE authorizing the King County executive to enter into an amendment to the project agreement and the deed of right granted to the state of Washington and recorded as No. 20000614001958 to remove certain use restrictions from limited areas of Soaring Eagle regional park and to permanently protect an additional two hundred forty-eight acres of the property for conservation purposes.

Sponsors: Mr. Phillips

This matter was Introduced and Referred to the Environment and Transportation Committee

19. [Proposed Ordinance No. 2011-0043](#)

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Technical Employees Association (Wastewater Treatment Division, Staff) representing employees in the department of natural resources and parks; and establishing the effective date of said agreement.

Sponsors: Mr. Phillips

This matter was Introduced and Referred to the Environment and Transportation Committee

First Reading and Referral of Motions

20. [Proposed Motion No. 2010-0232](#)

A MOTION confirming the executive's appointment of the Honorable Bill Allison, councilmember, city of Maple Valley, who works in council district nine, to the King County flood control district advisory committee, to serve as the Suburban Cities Association-nominated east jurisdiction representative.

Sponsors: Mr. Dunn

This matter was Introduced and Referred to the Environment and Transportation Committee

21. [Proposed Motion No. 2010-0235](#)

A MOTION confirming the executive's appointment of the Honorable Wayne Snoey, councilmember, city of Covington, who works in council district nine, to the King County flood control district advisory committee, serving as an alternate for the Suburban Cities Association-nominated east jurisdiction representative.

Sponsors: Mr. Dunn

This matter was Introduced and Referred to the Environment and Transportation Committee

22. [Proposed Motion No. 2011-0003](#)

A MOTION confirming the executive's appointment of Moz Benado, who resides in council district two, to the King County mental health advisory board.

Sponsors: Mr. Gossett

This matter was Introduced and Referred to the Law, Justice, Health and Human Services Committee

23. [Proposed Motion No. 2011-0004](#)

A MOTION confirming the executive's appointment of Mary Ann LaFazia, who resides in council district eight, to the King County alcoholism and substance abuse administrative board.

Sponsors: Mr. McDermott

This matter was Introduced and Referred to the Law, Justice, Health and Human Services Committee

24. [Proposed Motion No. 2011-0008](#)

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

Sponsors: Mr. Dunn

This matter was Introduced and Referred to the Law, Justice, Health and Human Services Committee

25. [Proposed Motion No. 2011-0056](#)

A MOTION adopting the 2011 work program for the budget and fiscal management committee.

Sponsors: Ms. Patterson

This matter was Introduced and Referred to the Budget and Fiscal Management Committee

26. [Proposed Motion No. 2011-0057](#)

A MOTION urging the Washington state Legislature and requesting the state Supreme Court to take actions to reduce the risk of trauma to victim-witnesses in court proceedings involving sex offenses.

Sponsors: Mr. Dunn

This matter was Introduced and Referred to the Law, Justice, Health and Human Services Committee

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

Environment and Transportation

27. [Proposed Substitute Ordinance No. 2010-0557.2](#)

AN ORDINANCE replacing the transit advisory and accessible services advisory committee with the transit advisory commission; and amending Ordinance 11431, Section 7, as amended, and K.C.C. 28.94.140, recodifying K.C.C. 28.94.140 and adding a new chapter to K.C.C. Title 2.

[play video](#)

Sponsors: Mr. Phillips

On 01/31/2011, a public hearing was held and closed.

The enacted number is 17025.

A motion was made by Councilmember Phillips that this Ordinance be Passed.

The motion carried by the following vote:

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

Excused: 1 - Mr. Dunn

28. [Proposed Substitute Ordinance No. 2010-0627.2](#)

AN ORDINANCE relating to the sale of emissions credits held by the county; authorizing the county executive to enter into an agreement for the sale of emissions credits associated with purified landfill gas produced from the Cedar Hills regional landfill to Puget Sound Energy, Inc.; and adding a new section to K.C.C. chapter 4.56.

[play video](#)

Sponsors: Mr. Phillips and Ms. Hague

On 01/31/2011, a public hearing was held and closed.

The enacted number is 17022.

Kendall Moore, Council staff, answered questions of the Council.

Kevin Kiernan, Division Director, King County Solid Waste, answered questions of the Council.

A motion was made by Councilmember Phillips that this Ordinance be Passed.

The motion carried by the following vote:

Yes: 7 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. McDermott, Ms. Hague, and Mr. Gossett

Excused: 2 - Mr. Dunn, and Mr. Ferguson

Action on Emergency Ordinances Without Referral to Committee

29. [Proposed Substitute Ordinance No. 2011-0045.2](#)

AN ORDINANCE relating to council rules and order of business; and amending Ordinance 11683, Section 4, as amended, and K.C.C. 1.24.035, Ordinance 11683, Section 5, as amended, and K.C.C. 1.24.045, Ordinance 11683, Section 6, as amended, and K.C.C. 1.24.065 and Ordinance 11683, Section 9, as amended, and K.C.C. 1.24.085; and declaring an emergency.

Sponsors: Mr. Gossett

On 01/31/2011, a public hearing was held and closed.

The enacted number is 17023.

Ms. Hague moved to suspend the rules in order to take action without referral to committee, pursuant to K.C.C. 1.24.085. The motion carried.

Ms. Hague moved Striking Amendment S1.

Anne Noris, Clerk of the Council, clarified Striking Amendment S1.

Ms. Hague moved Amendment 1 to the Striking Amendment. Mr. Phillips moved to amend Amendment 1, on line 4, after '4' and before 'and' to insert "A.1.a and F." Ms. Lambert accepted his motion as friendly.

Jim Brewer, Legal Counsel, answered questions of the Council. Voting on the motion as amended, the motion carried by the following vote:

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

No: 0

Excused: 1 - Mr. Dunn

Ms. Hague moved Amendment 2 to the Striking Amendment. The motion carried by the following vote:

Votes: Yes: 7 - Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Ms. Patterson, Mr. von Reichbauer

No: 1 - Mr. Phillips

Excused: 1 - Mr. Dunn

Ms. Hague's motion to adopt Striking Amendment S1, as amended, carried by the following vote:

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

No: 0

Excused: 1 - Mr. Dunn

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

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

No: 0

Excused: 1 - Mr. Dunn

A motion was made by Vice Chair Hague that this Ordinance be Passed as Amended. The motion carried by the following vote:

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

Excused: 1 - Mr. Dunn

30. [Proposed Substitute Ordinance No. 2011-0046.2](#)

AN ORDINANCE relating to labor relations, defining the labor policy committee and labor implementation committee; amending Ordinance 10631, Section 2, as amended, and K.C.C. 3.16.015; and declaring an emergency.

Sponsors: Mr. Gossett

On 01/31/2011, a public hearing was held and closed.

The enacted number is 17024.

Ms. Hague moved to suspend the rules to take action without referral to committee pursuant to K.C.C. 1.24.085. The motion carried.

Ms. Hague moved Striking Amendment S1. Anne Noris, Clerk of the Council, clarified Striking Amendment S1. The motion carried by the following vote:

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

No: 0

Excused: 1 - Mr. Dunn

A motion was made by Vice Chair Hague that this Ordinance be Passed as Amended. The motion carried by the following vote:

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

Excused: 1 - Mr. Dunn

Reintroductions of Ordinances

31. [Proposed Ordinance No. 2010-0580](#)

AN ORDINANCE relating to the office of the public defender; changing direct reporting of the office of public defense from the director of the department of community and human services to the executive; and amending Ordinance 12075, Section 3, as amended, and K.C.C. 2.16.025, Ordinance 11955, Section 6, as amended, and K.C.C. 2.16.130 and Ordinance 383, Section 2, as amended, and K.C.C. 2.60.020 and repealing Ordinance 14412, Section 2, and K.C.C. 2.60.025.

Sponsors: Mr. Ferguson and Mr. Gossett

This matter was Reintroduced and referred to the Law, Justice, Health and Human Services Committee.

Reintroductions of Motions

32. [Proposed Motion No. 2010-0181](#)

A MOTION confirming the reappointment of Richard Bonewits as a representative of the unincorporated area on the King County Flood Control District advisory committee.

Sponsors: Mr. Dunn and Mr. Phillips

This matter was Reintroduced and referred to the Environment and Transportation Committee.

33. [Proposed Motion No. 2010-0234](#)

A MOTION confirming the executive's appointment of the Honorable Robert Lee, councilmember, city of Lake Forest Park, who works in council district one, to the King County flood control district advisory committee, serving as an alternate for the Suburban Cities Association-nominated north jurisdiction representative.

Sponsors: Mr. Ferguson

This matter was Reintroduced and referred to the Environment and Transportation Committee.

34. [Proposed Motion No. 2010-0237](#)

A MOTION confirming the executive's appointment of The Honorable Glenn Rogers, councilmember, city of Kenmore, who works in council district one, to the King County flood control district advisory committee, serving as the Suburban Cities Association-nominated north jurisdiction representative.

Sponsors: Mr. Ferguson

This matter was Reintroduced and referred to the Environment and Transportation Committee.

35. [Proposed Motion No. 2010-0364](#)

A MOTION accepting the children and family law justice center predesign report.

Sponsors: Mr. Ferguson and Mr. Phillips

This matter was Reintroduced and referred to the Budget and Fiscal Management Committee.

36. [Proposed Motion No. 2010-0550](#)

A MOTION accepting the mental illness and drug dependency progress report, in compliance with Ordinances 15949, 16261 and 16262.

Sponsors: Mr. Ferguson

This matter was Reintroduced and referred to the Law, Justice, Health and Human Services Committee.

37. [Proposed Motion No. 2010-0616](#)

A MOTION accepting a report on the pretrial defendants charged with violent or sex crimes who were participants in community corrections alternatives to detention programs in 2009 and the first half of 2010, as required in Ordinance 16953, Section 4.

Sponsors: Mr. Ferguson

This matter was Reintroduced and referred to the Law, Justice, Health and Human Services Committee.

Other Business

[play video](#)

Councilmember Gossett announced that he received the following nominations for the at-large vacancies on the Conservation Futures Oversight Committee: Catherine Kilbane Gockel and Faith Wimberley. These will be submitted to Executive Constantine by letter this week.

Adjournment

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The meeting was adjourned at 3:19 p.m.

Approved this _____ day of _____.

Clerk's Signature