



King County
Meeting Proceedings
Metropolitan King County Council

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Councilmembers: Larry Phillips, Chair;
Larry Gossett, Vice Chair of Policy and Administration;
Jane Hague, Vice Chair of Council Affairs;
Pete von Reichbauer, Vice Chair of Regional Affairs
Dow Constantine, Reagan Dunn, Bob Ferguson, Kathy Lambert, Julia
Patterson

Room 1001

June 19, 2006

1:30 PM

Call to Order

The meeting was called to order at 1:45 p.m.
The Chair recessed the meeting at 5:18 p.m.
The Chair reconvened the meeting at 6:00 p.m.

Roll Call

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

Flag Salute and Pledge of Allegiance

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

1. Approval of Minutes of June 12, 2006

Mr. Gossett moved to approve the minutes of the June 12, 2006 meeting as presented. Seeing no objection, the Chair so ordered.

2. Reports on Special and Outside Committees

The reports were deferred until the June 26, 2006 Council meeting.

3. Plat Tracings

Andalusia - Council District 1

Mr. Constantine moved to adopt the DDES finding of fact that the final plat of Andalusia 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.

Kentlake Highlands Division 1B - Council District 7

Mr. Constantine moved to adopt the DDES finding of fact that the final plat of Kentlake Highlands Division 1B 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.

Kentlake Highlands Division 2 - Council District 7

Mr. Constantine moved to adopt the DDES finding of fact that the final plat of Kentlake Highlands

Division 2 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

Consent Item 4

4. **Proposed Substitute Ordinance No. 2005-0523.3** **Mr. Hammond, Ms. Hague and Mr. Constantine**

AN ORDINANCE relating to the Regional Wastewater Services Plan; and amending Ordinance 13680, Section 5, as amended, and K.C.C. 28.86.050, Ordinance 13680, Section 6, and K.C.C. 28.86.060, Ordinance 13680, Section 7, and K.C.C. 28.86.070, Ordinance 13680, Section 8, and K.C.C. 28.86.080, Ordinance 13680, Section 10, and K.C.C. 28.86.100, Ordinance 13680, Section 11, and K.C.C. 28.86.110, Ordinance 13680, Section 16, as amended, and K.C.C. 28.86.160 and Ordinance 13680, Section 18, as amended, and K.C.C. 28.86.180.

Ms. Hague moved to remove Proposed Substitute Ordinance 2005-0523 from the consent agenda for the purpose of interim action by the Council. Seeing no objection, the Chair so ordered.

Ms. Hague requested a voice vote to show Council approval of amendments recommended by the Growth Management and Natural Resources Committee to Proposed Substitute Ordinance 2005-0523. The motion carried by the following vote:

Votes: Yes: 6 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Mr. Dunn, Ms. Hague and Ms. Patterson

No: 0

Excused: 3 - Ms. Lambert, Mr. Gossett and Mr. von Reichbauer

Proposed Substitute Ordinance 2005-0523 was re-referred to the Regional Water Quality Committee, pursuant to King County Charter section 270.30.

Re-referred to Regional Water Quality Committee

Operating Budget

5. **Proposed Substitute Ordinance No. 2006-0182.2** **Mr. Constantine**

AN ORDINANCE determining the monetary requirements for the disposal of sewage for the fiscal year beginning January 1, 2007, and ending December 31, 2007, setting the sewer rate for the fiscal year beginning January 1, 2007, and ending December 31, 2007, and approving the amount of the sewage treatment capacity charge for 2007, in accordance with RCW 35.58.570; and amending Ordinance 12353, Section 2, as amended, and K.C.C. 4.90.010, Ordinance 15194, Section 2, and Ordinance 11398, Section 1, as amended, and K.C.C. 28.84.055.

On 6/19/2006, a public hearing was held and closed.

The enacted number is 15522.

Mr. Constantine moved Amendment S4.

Tom Lienesch, Natural Resources and Parks, Wastewater Treatment Division, answered questions of the Council.

Tim Aratani, Natural Resources and Parks, Wastewater Treatment Division, answered questions of the Council.

Peggy Sanders, council staff, answered questions of the Council.

Mr. Constantine's motion carried by the following vote:

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

No: 0

Excused: 0

A motion was made by Mr. Constantine that this matter be Passed as Amended. The motion carried by the following vote:

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

No: 0

Excused: 0

Capital Budget

6. Proposed Ordinance No. 2006-0051 Ms. Hague

AN ORDINANCE authorizing the executive to execute a purchase and sale agreement and all necessary conveyance documents to complete the sale of the county-owned property known as the North Lake Union Upper parcel to Touchstone Corporation, located in council district 2.

On 6/26/2006, a public hearing was held and closed.

The Chair indicated that Proposed Ordinance 2006-0051 is deferred until the June 26, 2006 Council meeting.

Deferred

7. Proposed Ordinance No. 2006-0243 Mr. Ferguson and Mr. Phillips

AN ORDINANCE making a disappropriation and reappropriation of \$104,000 to the Building Repair and Replacement fund to provide funding for the analysis of the redevelopment options for the historic King County Courthouse South Entry; amending the 2006 Adopted Budget Ordinance, Ordinance 15333, Section 114, as amended, and Attachment B as amended.

On 6/19/2006, a public hearing was held and closed.

The enacted number is 15525.

A motion was made by Mr. Ferguson that this matter be Passed. The motion carried by the following vote:

Votes: Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Mr. Dunn, Mr. Ferguson, Ms. Hague, Ms. Patterson and Mr. Constantine

No: 0

Excused: 2 - Ms. Lambert and Mr. Gossett

Committee of the Whole

8. Proposed Ordinance No. 2006-0191 Ms. Patterson, Mr. Ferguson and Mr. Phillips

AN ORDINANCE authorizing the conduct of vote-by-mail elections and directing the director of the records, elections and licensing services division to conduct all primary, special, and general elections in King County entirely by mail ballot beginning on a date in 2007 to be determined by the director.

On 5/30/2006, a public hearing was held and remained open.

On 6/5/2006, a public hearing was held and closed.

Ms. Lambert moved Amendment S2.

Dean Logan, Director, Records, Elections and Licensing Services, answered questions of the Council.

Ms. Lambert's motion failed by the following vote:

Votes: Yes: 4 - Mr. von Reichbauer, Ms. Lambert, Mr. Dunn and Ms. Hague

No: 5 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Mr. Gossett and Ms. Patterson

Excused: 0

Mr. Ferguson moved Amendment F1.

Ms. Lambert offered a friendly amendment to Amendment F1. On line 3, after 'date', and before 'determined', delete 'in 2007 or in 2008' and to insert, "to be". Mr. Ferguson did not accept as friendly.

Mr. Ferguson's motion carried by the following vote:

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Mr. Dunn, Mr. Gossett, Ms. Hague and Ms. Patterson

No: 0

Excused: 0

The Clerk clarified that Amendment 1A was not necessary if Amendment F1 was adopted, therefore it was withdrawn.

Mr. Dunn withdrew Amendment 2A.

Mr. Dunn moved Amendment D1.

Dean Logan, Director, Records, Elections and Licensing Services, answered questions of the Council.

Mr. Dunn's motion failed by the following vote:

Votes: Yes: 4 - Mr. von Reichbauer, Ms. Lambert, Mr. Dunn and Ms. Hague

No: 5 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Mr. Gossett and Ms. Patterson

Excused: 0

Ms. Lambert moved Amendment L1.

Dean Logan, Director, Records, Elections and Licensing Services, answered questions of the Council.

Ms. Lambert's motion failed by the following vote:

Votes: Yes: 4 - Mr. von Reichbauer, Ms. Lambert, Mr. Dunn and Ms. Hague

No: 5 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Mr. Gossett and Ms. Patterson

Excused: 0

Ms. Lambert moved Amendment L2.

Dean Logan, Director, Records, Elections and Licensing Services, answered questions of the Council.

Ms. Lambert's motion failed by the following vote:

Votes: Yes: 4 - Mr. von Reichbauer, Ms. Lambert, Mr. Dunn and Ms. Hague

No: 5 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Mr. Gossett and Ms. Patterson

Excused: 0

Ms. Lambert moved Amendment L3.

Dean Logan, Director, Records, Elections and Licensing Services, answered questions of the Council.

Ms. Lambert's motion carried by the following vote:

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Mr. Dunn, Mr. Gossett, Ms. Hague and Ms. Patterson

No: 0

Excused: 0

Ms. Lambert moved Amendment L4.

Dean Logan, Records, Elections and Licensing Services, answered questions of the Council.

Ms. Lambert withdrew Amendment L4.

Ms. Lambert moved Amendment H1.

Ms. Hague withdrew Amendment H1.

Ms. Hague moved Amendment H2.

Dean Logan, Records, Elections and Licensing Services, answered questions of the Council.

Ms. Hague's motion carried by the following vote:

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Mr. Dunn, Mr. Gossett, Ms. Hague and Ms. Patterson

No: 0

Excused: 0

The Clerk clarified that Amendments T1A and T1B were withdrawn with corresponding amendments.

Mr. Ferguson moved Amendment T1F. The motion carried by the following vote:

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Mr. Dunn, Mr. Gossett, Ms. Hague and Ms. Patterson

No: 0

Excused: 0

Kurt Triplett, Chief of Staff, Executive Office, answered questions of the Council.

A motion was made by Mr. Gossett that this matter be Passed as Amended. The motion carried by the following vote:

Votes: Yes: 5 - Mr. Phillips, Mr. Ferguson, Mr. Gossett, Ms. Patterson and Mr. Constantine

No: 4 - Mr. von Reichbauer, Ms. Lambert, Mr. Dunn and Ms. Hague

Excused: 0

9.

Proposed Substitute Ordinance No.
2006-0190.2

Ms. Patterson and Mr. Ferguson

AN ORDINANCE making a supplemental appropriation of \$1,635,446 to the records, elections and licensing services division to initiate a transition to an all mail ballot voting system; and amending the 2006 Budget Ordinance, Ordinance 15333, Section 25, as amended.

On 6/19/2006, a public hearing was held and closed.

The following people appeared to speak on 6/19/2006 :

Stefan Sharkansky, 5726 Keystone Pl North, Seattle, WA 98103

Joshua Smith, 315 I Street SE, Auburn, WA 98002

The enacted number is 15524.

Mr. Gossett moved Amendment A. The motion carried by the following vote:

Votes: Yes: 8 - Mr. Phillips, Mr. Ferguson, Ms. Lambert, Mr. Constantine,

Mr. Dunn, Mr. Gossett, Ms. Hague and Ms. Patterson

No: 1 - Mr. von Reichbauer

Excused: 0

A motion was made by Mr. Gossett that this matter be Passed as Amended. The motion carried by the following vote:

Votes: Yes: 5 - Mr. Phillips, Mr. Ferguson, Mr. Gossett, Ms. Patterson and Mr. Constantine
No: 4 - Mr. von Reichbauer, Ms. Lambert, Mr. Dunn and Ms. Hague
Excused: 0

Law, Justice and Human Services

10. Proposed Substitute Ordinance No. 2006-0252.2

Mr. Ferguson

AN ORDINANCE implementing the district court redistricting committee's amendment to the districting plan for the 2006 primary and general elections and amending the district court plan to increase the number of electoral divisions from three to five for those and subsequent elections; making technical corrections; and amending Ordinance 9282, Section 1, as amended, and K.C.C. 2.68.010, Ordinance 8935, Section 4, as amended, and K.C.C. 2.68.070, Ordinance 9427, Section 7, as amended, and K.C.C. 2.68.078 and Ordinance 10476, Section 2, as amended, and K.C.C. 2.68.085.

On 6/19/2006, a public hearing was held and closed.

The following people appeared to speak on 6/19/2006 :

Honorable Grant Degginger, 450 110th Ave NE, Bellevue, WA 98004
 Honorable Corinna Harn, 516 3rd Avenue Suite W1034, Seattle, WA 98104
 Joseph Bringman KCBA, 9203 15th Ave NE, Seattle, WA 98115
 Honorable Janet Garrow, 585 112th Ave SE, Bellevue, WA 98004
 Honorable David Steiner, 8601 160th Ave NE, Redmond, WA 98052
 Honorable Douglas Smith, 18050 Meridian Ave North, Shoreline, WA 98133
 Honorable Rick Bathum, P.O. Box 397, Enumclaw, WA 98022
 Honorable Darrell Phillips, 401 4th Ave North (Kent Regional Justice Center), Kent, WA 98032
 Haydee Vargas (Attorney), 420 West Harrison Suite 201, Kent, WA 98032
 Susana Saravia (Interpreter), 601 SW 149th, Burien, WA 98148
 Honorable David Christie, District Court SW Div 601 SW 149th St, Burien, WA 98166
 Amy Parker, 420 W. Harrison, Kent, WA 98032

The enacted number is 15529.

Ms. Lambert moved Amendment 1A. The motion failed by the following vote:

Votes: Yes: 3 - Ms. Lambert, Ms. Hague and Mr. Dunn

No: 6 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Mr. Gossett, Ms. Patterson and Mr. von Reichbauer

Excused: 0

A motion was made by Mr. Ferguson that this matter be Passed. The motion carried by the following vote:

Votes: Yes: 6 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Ms. Patterson and Mr. Constantine

No: 3 - Ms. Lambert, Mr. Dunn and Ms. Hague

Excused: 0

Motions for Council Action

Growth Management and Natural Resources

11. Proposed Motion No. 2006-0217

Ms. Patterson

A MOTION confirming the appointment of _____, who resides in council district five, to the King County parks citizen oversight board.

Ms. Hague moved to re-refer Proposed Motion 2006-0217 to the Growth Management and Natural Resources Committee. Seeing no objection, the Chair so ordered.

Re-referred to Growth Management and Natural Resources Committee

Reappointment Consent Agenda - Item 12

12. [Proposed Motion No. 2006-0271](#)

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 12309.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Mr. Dunn, Mr. Ferguson, Ms. Hague, Ms. Patterson and Mr. Constantine

No: 0

Excused: 2 - Ms. Lambert and Mr. Gossett

Hearing Examiner Consent Agenda Items 13-15

13. [Proposed Substitute Ordinance No. 2006-0123.2](#)

Mr. Phillips

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 Vince and Anne Carlson for property located at 15114 and 15132 - 148th Avenue Northeast, Woodinville, WA 98072, designated department of natural resources and parks, water and land resources division file no. E05CT078.

The enacted number is 15526.

This Matter was Passed on the Consent Agenda.

14. [Proposed Substitute Ordinance No. 2006-0164.2](#)

Mr. Phillips

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 Kyong Hwa Lee for Nirvana Buddhist Center for property located at 19903 - 244th Avenue Southeast, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E05CT031.

The enacted number is 15527.

This Matter was Passed on the Consent Agenda.

15. **Proposed Substitute Ordinance No. 2006-0165.2** **Mr. Phillips**
- 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 Phillip and Alyson Kropelnicki for property located at 27455 SE 247th Street, Rebecca Jo and Daniel Haverfield for property located at 274xx SE 247th Street, and Robert and Cindy Darcy for property located at 27441 SE 247th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E05CT052.

The enacted number is 15528.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Mr. Dunn, Mr. Ferguson, Ms. Hague, Ms. Patterson and Mr. Constantine

No: 0

Excused: 2 - Ms. Lambert and Mr. Gossett

First Reading and Referral of Ordinances

16. **Proposed Ordinance No. 2006-0276** **Mr. Ferguson**
- AN ORDINANCE making a supplemental appropriation of \$26,935,272 to various capital funds to provide the appropriate level of appropriation authority and provide for the correction of errors; and amending the 2006 Budget Ordinance, Ordinance 15333, Sections 114, 117 and 118 as amended, and Attachment B, E and F as amended.
- Introduced and Referred to Capital Budget Committee**
17. **Proposed Ordinance No. 2006-0282** **Mr. Phillips**
- AN ORDINANCE modifying the procedure for the sale of financial investment properties owned by King County; and amending Ordinance 12045, Section 6, as amended, and K.C.C. 4.56.075.
- Introduced and Referred to Committee of the Whole**
18. **Proposed Ordinance No. 2006-0283** **Mr. Phillips**
- AN ORDINANCE calling for a special election for the purpose of submitting to the voters of King County on November 8, 2006, a proposition authorizing the sale or exchange of certain real property owned by King County and purchased with the proceeds of the Harbor Bonds passed by the voters in 1910; appointing a committee to write the voters' pamphlet statement for the November 8, 2006, special election and declaring an emergency.
- Introduced and Referred to Committee of the Whole**
19. **Proposed Ordinance No. 2006-0284** **Ms. Hague and Ms. Patterson**
- AN ORDINANCE related to employee retirement; providing for a voluntary employee beneficiary association for medical expense reimbursement for eligible employees; and amending Ordinance 12014, Section 21, as amended, and K.C.C. 3.12.220.
- Introduced and Referred to Labor, Operations and Technology Committee**

20.

Proposed Ordinance No. 2006-0285

Ms. Patterson

AN ORDINANCE directing the submission to the qualified voters of King County of a proposition authorizing an additional sales and use tax of one-tenth of one percent for the operation, maintenance and capital needs of the King County Metro public transportation system; and adding a new chapter to K.C.C. Title 4.

This is a dual referral first to the Transportation Committee and then to the Operating Budget Committee.

Introduced and Referred to Transportation Committee

Other Business

Mr. von Reichbauer introduced special guest Mr. Tadasu Yano from the House of Counselors in Tokyo who is visiting various cities to learn more about local government. A representative from the Embassy was accompanying Mr. Yano. Mr. Yano thanked the Council for their hospitality.

Adjournment

The meeting was adjourned at 6:24 p.m.

Approved this _____ day of _____.

Clerk's Signature