



King County
Meeting Proceedings

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Metropolitan King County Council

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

Room 1001

April 28, 2008

1:30 PM

1. **Call to Order**

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The meeting was called to order at 1:42 p.m.

2. **Roll Call**

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

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 April 21, 2008**

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Mr. Constantine moved to approve the minutes of the April 21, 2008 meeting as presented. Seeing no objection, the Chair so ordered.

5. **Reports on Special and Outside Committees**

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Ms. Patterson reported on Sound Transit. The Board asked the public for comment on three potential packages that would be put before the voters for consideration: four tenths of one percent sales tax increase over a twelve year period, five tenths of one percent sales tax increase over a twelve year period, and a five tenths of one percent sales tax increase over a twenty year period. These increases are associated with a list of projects which will be before the voters for approval. There will be meetings in each of the Sound Transit subareas. Mr. Phillips also made comments, indicating this was a wonderful opportunity to engage the public on our transit future.

Ms. Patterson briefed the Council on the April 24 Puget Sound Regional Council's General Assembly. The Council adopted Vision 2040, this region's long range growth management economic and transportation strategy. The Council also amended Destination 2030, the region's long range

transportation plan, and adopted the PSRC's supplemental fiscal years 2008-2009 budget and work program. The Council also re-elected Auburn Mayor Pro Tem Sue Singer as President and Everett Mayor Ray Stephanson as Vice President. The Council also presented five Vision 2020 awards at a dinner.

Hearing and Second Reading of Ordinances

6. Consent Items 7-13

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Item 13 was removed from the consent agenda.

7. [Proposed Ordinance No. 2008-0174](#) **Mr. Gossett and Mr. Phillips**

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

On 4/28/2008, a public hearing was held and closed.

The enacted number is 16069.

This Matter was Passed on the Consent Agenda.

8. [Proposed Ordinance No. 2008-0188](#) **Mr. Gossett**

AN ORDINANCE adopting the revision of voting precincts of King County for the year 2008.

On 4/28/2008, a public hearing was held and closed.

The enacted number is 16070.

This Matter was Passed on the Consent Agenda.

9. [Proposed Ordinance No. 2008-0202](#) **Mr. Gossett and Mr. Phillips**

AN ORDINANCE approving and adopting a memorandum of agreement negotiated by and between King County and the International Brotherhood of Teamsters Local 117 (Administrative Support Employees and Professional and Technical Employees) representing employees in the departments of adult and juvenile detention, executive services, development and environmental services, public health, natural resources and parks, and transportation; and establishing the effective date of said agreement.

On 4/28/2008, a public hearing was held and remained open.

The enacted number is 16071.

This Matter was Passed on the Consent Agenda.

10. [Proposed Ordinance No. 2008-0203](#) **Mr. Gossett and Mr. Phillips**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Washington State Council of County and City Employees, Council 2, Local 2084SC-S (Superior Court - Supervisors (Wages Only)) representing employees in the superior court; and establishing the effective date of said agreement.

On 4/28/2008, a public hearing was held and closed.

The enacted number is 16072.

This Matter was Passed on the Consent Agenda.

11. [Proposed Ordinance No. 2008-0205](#) **Mr. Gossett and Mr. Phillips**
AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Association of Fire Fighters, Local 2595 (Paramedics) representing employees in the department of public health; and establishing the effective date of said agreement.
On 4/28/2008, a public hearing was held and closed.
The enacted number is 16073.
This Matter was Passed on the Consent Agenda.
12. [Proposed Ordinance No. 2008-0206](#) **Mr. Gossett and Mr. Phillips**
AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Brotherhood of Electrical Workers, Local 77 (Power) representing employees in the department of transportation; and establishing the effective date of said agreement.
On 4/28/2008, a public hearing was held and closed.
The enacted number is 16074.
This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 7 - Ms. Patterson, Mr. Dunn, Ms. Lambert, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague
No: 0
Excused: 2 - Mr. Constantine and Mr. von Reichbauer

13. [Proposed Ordinance No. 2008-0230](#) **Mr. Gossett and Mr. Phillips**
AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement negotiated by and between King County and International Federation of Professional and Technical Engineers, Local 17 (Court Reporters - Superior Court) representing employees in the superior court; and establishing the effective date of said agreement.
Mr. Gossett moved to defer Proposed Ordinance 2008-0230 until the May 5, 2008 Council meeting. Seeing no objection, the Chair so ordered.
Deferred

Growth Management and Natural Resources**14. [Proposed Ordinance No. 2008-0183](#)****Mr. Gossett, Ms. Patterson and Mr. Phillips****[Play Video](#)**

AN ORDINANCE relating to the credit enhancement program for affordable workforce housing; and amending Ordinance 12808, Section 2; as amended, and K.C.C. 24.28.010, Ordinance 14269, Section 4, and K.C.C. 24.28.030 and Ordinance 14269, Section 5, and K.C.C. 24.28.040.

On 4/28/2008, a public hearing was held and closed.

The following people appeared to speak on 4/28/2008 :

Jerome Burns
Don Charnley
Dan Watson, KCHA

The enacted number is 16075.

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

Votes: Yes: 8 - Ms. Patterson, Mr. Dunn, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague
No: 0
Excused: 1 - Mr. Constantine

15. [Proposed Ordinance No. 2008-0186](#)**Mr. Constantine****[Play Video](#)**

AN ORDINANCE authorizing the King County executive to enter into an interlocal agreement with the city of Burien for the transfer of drainage facilities and property interests and to execute a deed of conveyance in favor of the city of Burien for drainage-related property interests within city limits.

On 4/28/2008, a public hearing was held and closed.

The enacted number is 16076.

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

Votes: Yes: 8 - Ms. Patterson, Mr. Dunn, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague
No: 0
Excused: 1 - Mr. Constantine

Operating Budget, Fiscal Management and Select Issues**16. [Proposed Substitute Ordinance No. 2008-0185.2](#)****Mr. Ferguson****[Play Video](#)**

AN ORDINANCE establishing a new King County mental illness and drug dependency oversight committee; amending the King County Code to be consistent with Chapter 157, Laws of Washington 2008; amending Ordinance 15949, Section 4, and K.C.C. 4.33.020 and Ordinance 15949, Section 5, and 4.33.030 and adding a new chapter to K.C.C. Title 2.

On 4/28/2008, a public hearing was held and closed.

The following people appeared to speak on 4/28/2008 :

Don Moreland
Alan Stratton
Mike Heinisch

The enacted number is 16077.

Mr. Gossett moved Amendment S1, and asked Kelli Carroll, Council staff, to assist to perfect the amendment, to include the office of public defense as a representative.

Ms. Carroll responded that a verbal amendment would add a defender representative from one of the contracted defender agencies rather than a deletion of the office of the public defender.

Elissa Benson, Office of Management and Budget, answered questions of the Council.

The Chair asked Ms. Carroll to confirm the addition to Amendment S1. On page 8, line 157, after 'illness', to insert "30. A representative from a public defender agency that the county contracts with to provide services".

Mr. Gossett's motion to adopt S1, as perfected, carried by the following vote:

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

No: 0

Excused: 2 - Mr. Constantine 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 - Ms. Patterson, Mr. Dunn, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague

No: 0

Excused: 1 - Mr. Constantine

17.

[Proposed Substitute Ordinance No. 2008-0224.2](#)

Ms. Patterson and Mr. Constantine

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AN ORDINANCE making a supplemental appropriation of \$490,000 to records and licensing and \$80,000 to public health that is revenue backed from the animal benefit bequests/donations account and an \$80,000 current expense fund transfer to public health and a \$130,000 appropriation to the building repair and replacement fund and a \$130,000 disappropriation in the major maintenance fund in support of the immediate operational and capital improvements to King County animal care and control; and amending the 2008 Budget Ordinance, Ordinance 15975, Sections 30, 47, 93, 130 and 134, as amended, and Attachments B and F, as amended; and declaring an emergency.

On 4/28/2008, a public hearing was held and closed.

The enacted number is 16078.

Marilyn Cope, Council staff, summarized Amendment 1.

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

Votes: Yes: 8 - Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Dunn, Mr. Ferguson,

Mr. Phillips, Ms. Hague and Mr. von Reichbauer

No: 0

Excused: 1 - Mr. Constantine

Marilyn Cope, Council staff, summarized Amendment 2.

Mr. Ferguson moved Amendment 2.

Mr. Dunn moved to amend Amendment 2. On page 2, line 24, after 'services' delete 'only if' and to insert "with the goal that". Mr. Ferguson accepted as friendly.

Carolyn Abelman, Interim Deputy Director, Records and Licensing Services, answered questions of the Council.

Mr. Ferguson's motion to adopt Amendment 2, as amended, carried by the following vote:

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

No: 0

Excused: 2 - Mr. Constantine and Mr. von Reichbauer

Mr. Ferguson moved Title Amendment T1. The motion carried by the following vote:

Votes: Yes: 7 - Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Dunn, Mr. Ferguson,

Mr. Phillips and Ms. Hague

No: 0

Excused: 2 - Mr. Constantine 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 - Ms. Patterson, Mr. Dunn, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague

No: 0

Excused: 1 - Mr. Constantine

Regional Policy**18. [Proposed Substitute Ordinance No. 2008-0204.2](#)****Mr. von Reichbauer****[Play Video](#)**

AN ORDINANCE relating to the regional policy committee; establishing the subject matters for the 2008 work program for the regional policy committee.

On 4/28/2008, a public hearing was held and closed.

The enacted number is 16079.

Mr. Gossett moved Amendment 1.

Beth Mountsier, Council staff, answered questions of the Council.

Mr. von Reichbauer noted a Suburban Cities Association representative was not present and read and requested the following email from Auburn Mayor Pete Lewis be noted in the record: "There are very specific statements and language that have defined our roles. We do understand that there are timing issues and I believe our organization has always worked well and hard to make schedules work. However, timing problems do not dictate changes in these same roles and specifically the role of the RPC. As an organization and as individual cities we have taken the time to testify before the King County Charter Review. In fact a member of SCA noted that at the meeting, they asked two Commissioners if they thought that the CRC recommendations constituted countywide plans or policies. Both thought that they were. As suburban cities and from the SCA Caucus in our opinion, they are the ultimate regional plans or policies for King County. We believe strongly that our adopted work plan should stand".

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

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

No: 1 - Mr. von Reichbauer

Excused: 1 - Mr. Constantine

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

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

No: 0

Excused: 1 - Mr. Constantine

Utilities and Parks

19. [Proposed Substitute Ordinance No. 2007-0317.2](#) Mr. Phillips

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AN ORDINANCE approving the Seattle Public Utilities 2007 Water System Plan Update as a comprehensive water system plan, with findings.

On 4/28/2008, a public hearing was held and closed.

The enacted number is 16080.

Ms. Hague moved to relieve the Utilities and Parks Committee of further consideration of Proposed Substitute Ordinance 2007-0317 in order to take action. Seeing no objection, the Chair so ordered.

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

Votes: Yes: 8 - Ms. Patterson, Mr. Dunn, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague
No: 0
Excused: 1 - Mr. Constantine

Motions for Council Action

20. [Consent Items 21-23](#)

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21. [Proposed Substitute Motion No. 2007-0385.2](#) Mr. Ferguson

A MOTION confirming the executive's appointment of Tanya Karwaki, who resides in council district one, to the King County women's advisory board, to fill a "council at-large" position.

The enacted number is 12738.

This Matter was Passed on the Consent Agenda.

22. [Proposed Substitute Motion No. 2007-0425.2](#) Mr. Gossett

A MOTION confirming the executive's appointment of Candice Styer, who resides in council district two, to the King County board for developmental disabilities.

The enacted number is 12739.

This Matter was Passed on the Consent Agenda.

23. [Proposed Substitute Motion No. 2007-0426.2](#) Mr. Dunn

A MOTION confirming the executive's appointment of Kathy Jean Trimbach, who resides in council district nine, to the King County board for developmental disabilities.

The enacted number is 12740.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 8 - Ms. Patterson, Mr. Dunn, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague
 No: 0
 Excused: 1 - Mr. Constantine

Hearing Examiner Consent Agenda Item 24

24. [Proposed Substitute Ordinance No. 2007-0371.2](#) **Mr. Gossett and Ms. Patterson**

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AN ORDINANCE authorizing the vacation of a portion of 56th Avenue South, File V-2584; Petitioner: Peter J. Christensen.

The enacted number is 16081.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 8 - Ms. Patterson, Mr. Dunn, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague
 No: 0
 Excused: 1 - Mr. Constantine

First Reading and Referral of Ordinances

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25. [Proposed Ordinance No. 2008-0219](#) **Mr. Phillips**

AN ORDINANCE authorizing the issuance of sewer revenue bonds of the county in the aggregate principal amount of not to exceed \$900,000,000 to provide funds for acquiring and constructing improvements to the sewer system of the county and not to exceed \$200,000,000 for refunding certain outstanding sewer revenue bonds of the county; providing for the form, terms and covenants of such bonds; providing for the sale of the bonds and for a plan of refunding; establishing funds for the receipt and expenditure of bond proceeds and for the payment of the bonds; and pledging sewer revenues to pay the principal of and interest on the bonds.

Introduced and Referred to Capital Budget Committee

26. [Proposed Ordinance No. 2008-0236](#) **Ms. Hague**

AN ORDINANCE relating to the annexation of approximately 103.02 acres of land into the King County Water District No. 90, known as the Serenity Estates Annexation, for the purpose of providing water service.

Introduced and Referred to Utilities Committee

27. **Proposed Ordinance No. 2008-0237** **Ms. Patterson and Mr. Constantine**
AN ORDINANCE waiving certain statutory and code requirements relating to the immediate operational and facility improvements to King County animal shelters; and declaring an emergency.
Introduced and Referred to Committee of the Whole
28. **Proposed Ordinance No. 2008-0239** **Mr. Ferguson**
AN ORDINANCE establishing the King County historic preservation and heritage financial advisory task force.
Introduced and Referred to Utilities and Parks Committee

First Reading and Referral of Motions

29. **Proposed Motion No. 2008-0220** **Mr. Phillips**
A MOTION of the county council approving a [bid/bond purchase agreement] for the county's Sewer Revenue Bonds, Series 20___, in the aggregate principal amount of \$_____ and establishing certain terms of such bonds [and a plan of refunding], all in accordance with Ordinance _____.
Introduced and Referred to Capital Budget Committee
30. **Proposed Motion No. 2008-0232** **Mr. Phillips**
AMOTION of the county council approving a [bid/bond purchase agreement] for the county's Sewer Revenue Bonds, Series 20___, in the aggregate principal amount of \$_____ and establishing certain terms of such bonds [and a plan of refunding], all in accordance with Ordinance _____.
Introduced and Referred to Capital Budget Committee
31. **Proposed Motion No. 2008-0233** **Mr. Phillips**
AMOTION of the county council approving a [bid/bond purchase agreement] for the county's Sewer Revenue Bonds, Series 20___, in the aggregate principal amount of \$_____ and establishing certain terms of such bonds [and a plan of refunding], all in accordance with Ordinance _____.
Introduced and Referred to Capital Budget Committee
32. **Proposed Motion No. 2008-0235** **Ms. Hague, Ms. Patterson and Mr. Phillips**
A MOTION requesting the executive to research and report to the council on the environmental, health and economic benefits of expanding the county's environmentally preferable purchasing program to include cleaning products and cleaning methods.
Introduced and Referred to General Government and Labor Relations Committee
33. **Proposed Motion No. 2008-0238** **Ms. Lambert and Ms. Hague**
A MOTION to support the recommendation to the Washington state Board on Geographic Names for the naming of a creek in the city of Issaquah after Harvey Hope.
Introduced and Referred to Utilities and Parks Committee

34. [Proposed Motion No. 2008-0240](#)

Mr. Phillips

A MOTION establishing the 2008 work plan for the regional water quality committee of the King County council.

Introduced and Referred to Regional Water Quality Committee

35. Other Business

Appeal from Denial of Road Vacation

36. [Proposed Substitute Ordinance No. 2007-0524.2](#)

Mr. Gossett and Ms. Patterson

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AN ORDINANCE denying the petition for the vacation of a portion of 164th Avenue SE, File V-2578; Petitioner: David M. Petrie.

On 4/28/2008, a public hearing was held and closed.

The following people appeared to speak on 4/28/2008 :

David Petrie

The enacted number is 16082.

Darren Carnell, Senior Deputy Prosecuting Attorney, Office of the Prosecuting Attorney, gave an overview.

Peter Donahue, Hearing Examiner, spoke. Mr. Donahue provided additional material for the record.

David Petrie, Appellant, spoke.

Kelly Whiting, Engineer, Road Services, Transportation Department, answered questions of the Council.

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

Votes: Yes: 8 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague

No: 0

Excused: 1 - Mr. von Reichbauer

37. Adjournment

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Approved this _____ day of _____.

Clerk's Signature