



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*

1:30 PM

Monday, January 30, 2012

Room 1001

REVISED - Added Items 37-38

1. **Call to Order**

*The meeting was called to order at 1:58 p.m.
The Chair recessed the meeting at 2:35 p.m.
The meeting was reconvened at 3:03 p.m.
The Chair recessed the meeting at 4:08 p.m.
The meeting was reconvened at 5:35 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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Ms. Lambert led the flag salute and Pledge of Allegiance.

4. **Approval of Minutes of January 23, 2012**

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Ms. Hague moved to approve the minutes of the January 23, 2012 meeting as presented. Seeing no objection, the Chair so ordered.

5. **Additions to the Council Agenda**

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Items 37-38 were added to the Agenda.

6. **Special Item**

Presentation of a Recognition to Valley Medical Center for its outstanding achievements

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Ms. Patterson made remarks about Valley Medical Center. She invited Rich Roodman, CEO, Valley Medical Center to the podium, while she, Mr. von Reichbauer and Mr. Dunn read the recognition. Mr. Roodman thanked the Council. Mr. von Reichbauer and Mr. Gossett also made comments. Barbara Mitchell, Senior VP of Marketing and Human Resources and Kim Blakeley, PR and Media Manager, Valley Medical Center, were also in attendance.

7. **Plat Tracing**

Woodin Creek Estates - Council District 3

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Mr. Phillips moved to adopt the DDES finding of fact that the final plat of Woodin Creek Estates 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

8. **Proposed Ordinance No. 2011-0406**

AN ORDINANCE relating to the 2011 levy of property taxes in King County for collection in the year 2012; and amending Ordinance 17244, Section 1, Ordinance 17244, Section 2, Ordinance 17244, Section 3, and Ordinance 17244, Section 4.

Sponsors: Ms. Patterson

On 1/30/2012, a public hearing was held and closed.

The enacted number is 17258.

Ms. Patterson moved to suspend the rules in order to relieve the Budget and Fiscal Management Committee of further consideration of Proposed Ordinance 2011-0406. The motion carried.

On 01/30/2012, the following people spoke:

*Sam Bellomio
Alex Zimmerman*

Ms. Patterson moved Striking Amendment S1. The motion carried by the following vote:

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

No: 0

Excused: 1 - Mr. McDermott

*Ms. Patterson moved Title Amendment T1. The motion carried by the following vote:
Votes: Yes: 8 - Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Lambert, Ms. Patterson, Mr. Phillips and Mr. von Reichbauer*

No: 0

Excused: 1 - Mr. McDermott

A motion was made by Councilmember Patterson 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. Dunn, Mr. Ferguson, Ms. Hague, and Mr. Gossett

Excused: 1 - Mr. McDermott

Transportation, Economy and Environment

9. [Proposed Substitute Ordinance No. 2011-0495.2](#)

AN ORDINANCE related to the public transportation and the June 2012 and Winter 2013 reduction or elimination of low performing fixed-route bus service and reinvestment of resources into priorities established within the King County Metro Transit Strategic Plan 2011-2021 and Service Guidelines as adopted by Ordinance 17143.

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Sponsors: Mr. Phillips

On 1/30/2012, a public hearing was held and closed.

The enacted number is 17259.

On 01/30/2012, the following people spoke:

Celso Tolman

Mar Murillo

Lynn Sereda

Judy Tobin

Khoe Vo (interpreter Hanh Lai)

Mr. Ferguson moved Amendment 1.

Ms. Lambert moved Amendment 1c, to Amendment 1.

Jim Brewer, legal counsel, answered questions of the Council.

John Resha, council staff, answered questions of the Council, clarifying Amendment 1.

Paul Carlson, council staff, answered questions of the Council.

John Resha answered questions of the Council, clarifying Amendment 1c, and noting a technical correction; above 'EFFECT', to insert "Delete lines 95 through 97".

Ms. Patterson requested a roll call vote on Amendment 1c.

Voting on Ms. Lambert's motion to adopt Amendment 1c, the motion was carried by the following vote:

Votes: Yes: 5 - Mr. Dunn, Ms. Hague, Ms. Lambert, Ms. Patterson and Mr. Phillips

No: 4 - Mr. Ferguson, Mr. McDermott, Mr. von Reichbauer and Mr. Gossett

Mr. McDermott offered an oral amendment to Amendment 1, as amended, changing text on Amendment 1c. On line 14, after 'to', and before 'collectively' to insert "receive

council approval on an outside contractor with professional public involvement experience to independently", and on line 16, after 'the', to insert "Executive".

Anne Noris, Clerk, made some clarification on Mr. McDermott's oral amendment to Amendment 1c.

Mr. Gossett accepted the oral amendment as friendly.

Ms. Patterson had a procedural question regarding the intent of the oral amendment to Amendment 1c.

Mr. McDermott withdrew his oral amendment to Amendment 1c. The Chair so ordered.

Kevin Desmond, General Manager, Transit Division, Department of Transportation, answered questions of the Council.

Joe Woods, Deputy Chief of Staff, Executive Office, answered questions of the Council.

Mr. Ferguson requested a roll call vote on Amendment 1, as amended. The motion to adopt Amendment 1, as amended, carried by the following vote:

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

No: 2 - Mr. Ferguson and Mr. McDermott

The Clerk clarified that Amendment 2 was withdrawn by Mr. Phillips and Amendment 3 was withdrawn by Ms. Patterson.

Ms. Hague moved Title Amendment T1. The motion carried.

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. Ferguson, Mr. McDermott, Ms. Hague, and Mr. Gossett

Hearing Examiner Consent Agenda Item 10

10. [Proposed Substitute Ordinance No. 2011-0464.2](#)

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 Jennett Morgan for property located at 78xx Tolt Highlands Road NE, WA, designated department of natural resources and parks, water and land resources division file no. E 11CT012.

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Sponsors: Mr. Gossett

The enacted number is 17260.

A motion was made by Councilmember Phillips that this Ordinance be Passed on the Consent Agenda. The motion carried by the following vote:

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

First Reading of and Action on Motions Without Referral to Committee

11. [Proposed Motion No. 2012-0050](#)

A MOTION relating to the organization of the council; and amending Motion 11105 (part), as amended, and OR 1-040.

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Sponsors: Mr. Gossett

The enacted number is 13636.

Item 11 was considered with Item 37 as one vote.

Ms. Hague moved to suspend the rules in order to take action on Proposed Motion 2012-0050 without referral to committee pursuant to K.C.C. 1.24.085. The motion carried.

A motion was made by Vice Chair Hague that this Motion 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

First Reading and Referral of Ordinances

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12. [Proposed Ordinance No. 2012-0005](#)

AN ORDINANCE approving and adopting a memorandum of agreement negotiated by and between King County and the Animal Control Officers Guild representing employees in the department of executive services; and establishing the effective date of said agreement.

Sponsors: Ms. Patterson

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

13. [Proposed Ordinance No. 2012-0042](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Steven D. Cline and Linda L. Weller for property located at 20506 Old Mill Road SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E11CT021.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

14. [Proposed Ordinance No. 2012-0043](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Phillip and Kathryn Johnson for property located at 22029

Wax Orchard Road SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E11CT047.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

15. **[Proposed Ordinance No. 2012-0044](#)**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Patricia A. MacLaren for property located at 25109 SE 416th Street, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E11CT050.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

16. [Proposed Ordinance No. 2012-0045](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Michael and Vicky Rasmussen for property located at 38322 - 247th Avenue SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E 11CT051.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Hearing Examiner.

17. [Proposed Ordinance No. 2012-0047](#)

AN ORDINANCE authorizing the King County executive to enter into an interlocal agreement with the Washington state Department of Transportation to provide transportation demand management services on an as-requested basis.

Sponsors: Mr. Phillips

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

18. [Proposed Ordinance No. 2012-0048](#)

AN ORDINANCE authorizing the King County executive to enter into amendments to interlocal cooperation agreements with the cities of Auburn, Bellevue, Des Moines, Federal Way, Issaquah, Kenmore, Kent, Normandy Park, Seattle, Snoqualmie and Tukwila for the disbursement of conservation futures tax levy funds appropriated under Ordinance 17232.

Sponsors: Mr. Phillips

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

19. [Proposed Ordinance No. 2012-0049](#)

AN ORDINANCE requiring the King County executive to develop a climate action plan by June 29, 2012; amending Ordinance 17166, Section 2, and K.C.C. 18.50.010 and adding a new chapter to K.C.C. Title 18.

Sponsors: Mr. Phillips and Mr. Ferguson

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

First Reading and Referral of Motions

20. [Proposed Motion No. 2012-0046](#)

A MOTION approving a report describing the organizational impacts of the Strategic Plan for Road Services required in the 2012 Budget Ordinance, Ordinance 17232, Section 121, Proviso P1.

Sponsors: Mr. Phillips

This matter had its first reading and was referred to the Transportation,

Economy and Environment Committee.

Reintroductions of Ordinances

21. [Proposed Ordinance No. 2010-0461](#)

AN ORDINANCE authorizing a zone reclassification on certain property located on two parcels totaling 129.5 acres about two miles south of the City of Black Diamond on the Enumclaw-Black Diamond Road, Postal City Enumclaw, at the request of Bill Selander for Interwest Development NW, Inc., department of development and environmental services file no. L07TY402.

Sponsors: Mr. Ferguson and Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

22. [Proposed Ordinance No. 2010-0513](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Sandra J. Sheriff for property located at 19435 244th Avenue SE, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E10CT008.

Sponsors: Mr. Ferguson and Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

23. [Proposed Ordinance No. 2011-0404](#)

AN ORDINANCE authorizing a subdivision on certain property located on the west side of West Snoqualmie River Road and the Snoqualmie River, north of 19th Way, Postal City Fall City, at the request of John Tomlinson department of development and environmental services file no.: L04P0032 with associated shoreline permit department of development and environmental services file no.: L07SH003.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

24. [Proposed Substitute Ordinance No. 2011-0464.2](#)

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 Jennett Morgan for property located at 78xx Tolt Highlands Road NE, WA, designated department of natural resources and parks, water and land resources division file no. E 11CT012.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Metropolitan King County Council.

25. [Proposed Ordinance No. 2011-0465](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Grand Ridge Country Estates LLC for property located at 24033 SW Issaquah-Fall City Road, Issaquah, WA 98029, designated department of natural resources and parks, water and land resources division file no. E 11CT013.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

26. [Proposed Ordinance No. 2011-0466](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Donald W. Rutledge for property located at 19777 SE 384th Street, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E 11CT014.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

27. [Proposed Ordinance No. 2011-0467](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Michael Bowe and Myrna Reyes for property located at 23726 Wax Orchard Road SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E 11CT015.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

28. [Proposed Ordinance No. 2011-0468](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Deena L. Fuller for property located at 46503 - 276th Avenue SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E 11CT016.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

29. [Proposed Ordinance No. 2011-0469](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Andrew and Jane Valencia for property located at 16909 Vashon Highway SW, Vashon, WA 98022, designated department of natural resources and parks, water and land resources division file no. E 11CT017.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

30. [Proposed Ordinance No. 2011-0470](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Beau W. Chambers for property located at 21402 Sweeney Road SE, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E11CT018.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

31. [Proposed Ordinance No. 2011-0471](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Earl and Ena Soushek for property located at 48041 - 284th Avenue SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E11CT019.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

32. [Proposed Ordinance No. 2011-0472](#)

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 Robert and Karen Spencer for property located at 21407 NE Union Hill Road, Redmond, WA 98053, designated department of natural resources and parks, water and land resources division file no. E11CT022.

Sponsors: Mr. Gossett

This matter was reintroduced and referred to the Hearing Examiner.

33. [Proposed Ordinance No. 2011-0485](#)

AN ORDINANCE relating to fees and other charges assessed by the real estate services section for processing applications and authorizing use of King County property through right-of-way construction permits; and amending Ordinance 1711, Section 4, as amended, and K.C.C. 14.44.040.

Sponsors: Ms. Patterson

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

34. [Proposed Ordinance No. 2011-0493](#)

AN ORDINANCE making willful violation of wage payment requirements a basis for debarment or suspension from consideration for the award of contracts with the county; and amending Ordinance 12138, Section 18, as amended, and K.C.C. 4.16.145.

Sponsors: Mr. Ferguson and Mr. Gossett

This matter was reintroduced and referred to the Government Accountability and Oversight Committee.

35. [Proposed Substitute Ordinance No. 2011-0495.2](#)

AN ORDINANCE related to the public transportation and the June 2012 and Winter 2013 reduction or elimination of low performing fixed-route bus service and reinvestment of resources into priorities established within the King County Metro Transit Strategic Plan 2011-2021 and Service Guidelines as adopted by Ordinance 17143.

Sponsors: Mr. Phillips

On 01/30/2012, a public hearing was held and closed.

This matter was reintroduced and referred to the Metropolitan King County Council.

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

[play video](#)

The Chair reported on the Congressional delegation trip to Washington, DC, indicating the members who participated had very productive discussions regarding issues, programs and funding resources of priority importance for King County with senators and members of Congress.

Mr. Phillips, Ms. Lambert and Ms. Patterson also made comments.

Extra Items**First Reading of and Action on Motions Without Referral to Committee****37. [Proposed Motion No. 2012-0062](#)**

A MOTION relating to the organization of the council; and amending Motion 10651, Section IV, as amended, and OR 1-030, Motion 11122, Section D, as amended, and OR 2-020, Motion 10651, Section V, as amended, and OR 2-030, Motion 11122, Section G, as amended, and OR 2-040, and Motion 11122, Section H, as amended, and OR 2-050.

Sponsors: Mr. Gossett

The enacted number is 13637.

Item 37 was considered with Item 11 as one vote.

Ms. Hague moved to suspend the rules in order to take action on Proposed Motion 2012-0062 without referral to committee pursuant to K.C.C. 1.24.085. The motion carried.

Anne Noris, Clerk, made some clarification regarding Proposed Motion 2012-0062, and confirmed what revisions needed to be made.

A motion was made by Vice Chair Hague that this Motion 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

Other Business

First Reading of and Action on Emergency Ordinances Without Referral to Committee

38. [Proposed Ordinance No. 2012-0063](#)

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; and declaring an emergency.

Sponsors: Mr. Gossett

On 01/30/2012, a public hearing was held and closed.

The enacted number is 17261.

Ms. Hague moved to suspend the rules to hold a public hearing on Proposed Ordinance 2012-0063 less than seven days after first reading pursuant to K.C.C. 1.24.095 and to take action without referral to committee pursuant to K.C.C. 1.24.085. The motion carried.

Jim Brewer, legal counsel, answered questions of the Council. Anne Noris, Clerk, made some clarification regarding Proposed Ordinance 2012-0063, and confirmed what revisions needed to be made.

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

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

Excused: 2 - Mr. von Reichbauer, and Mr. Dunn

Adjournment

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The meeting was adjourned at 6:03 p.m.

Approved this _____ day of _____.

Clerk's Signature