



King County
Meeting Agenda

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Metropolitan King County Council

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

Room 1001

March 23, 2009

11:00 AM

1. **Call to Order**

2. **Roll Call**

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

Councilmember Hague will lead the flag salute and Pledge of Allegiance.

4. **Approval of Minutes of March 16, 2009**

Councilmember Ferguson

5. **Additions to the Council Agenda**

6. **Special Items**

A. Presentation of County Service Awards

Executive Sims

Presentations B and C will take place at 1:30 pm

B. Presentation of a Recognition to the boys and girls state championship basketball teams from King County

Councilmember Constantine

C. Presentation of a Recognition of the "The Week of the Uninsured"

Councilmember Phillips

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

Board of Health - Councilmember Lambert



Sign language and communication material in alternate formats can be arranged given sufficient notice (296-1000).

TDD Number 296-1024.

ASSISTIVE LISTENING DEVICES AVAILABLE IN THE COUNCIL CHAMBERS.



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

Consent Items 8-10

Councilmember Ferguson

8. [Proposed Motion No. 2008-0176](#) **Mr. Ferguson and Mr. Phillips**

A MOTION confirming the executive's appointment of Andrew Schmid, who resides in council district one, to the King County conservation futures citizen oversight committee, serving in a "council at-large" position.

On 3/31/2008, the Metropolitan King County Council Introduced and Referred to Growth Management and Natural Resources Committee.

On 2/2/2009, the Metropolitan King County Council Reintroduced and Referred to Physical Environment Committee.

On 3/10/2009, the Physical Environment Committee Recommended Do Pass Consent.

9. [Proposed Motion No. 2009-0016](#) **Mr. Constantine**

A MOTION confirming the executive's appointment of Michael Brown, who resides in council district eight, to the King County housing authority board of commissioners.

On 3/2/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 3/10/2009, the Physical Environment Committee Recommended Do Pass Consent.

10. [Proposed Motion No. 2009-0102](#) **Ms. Patterson**

A MOTION confirming the executive's appointment of Sylvia Bushnell, who resides in council district five, to the Washington state Boundary Review Board for King County.

On 2/23/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 3/10/2009, the Physical Environment Committee Recommended Do Pass Consent.

Government Accountability and Oversight

Councilmember Dunn

11. Proposed Motion No. 2009-0203 **Mr. Dunn and Mr. Phillips**

A MOTION authorizing the chair of the council to amend a contract for an independent consultant to provide key technical analysis expanding the scope of the King County auditor's office performance audit of King County Metro Transit.

On 3/16/2009, the Metropolitan King County Council Introduced and Referred to Government Accountability and Oversight Committee.

On 3/17/2009, the Government Accountability and Oversight Committee Recommended Do Pass.

Hearing Examiner Consent Agenda Items 12-22

Councilmember Hague

12. Proposed Substitute Ordinance No. 2008-0530.2 **Ms. Patterson and Mr. Constantine**

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 Thomas and Catherine Shrives for property located at 18327 and 18425 - 310th Avenue NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E08CT026.

On 10/6/2008, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.

On 1/26/2009, the Metropolitan King County Council Reintroduced and Referred to Hearing Examiner.

13. Proposed Substitute Ordinance No. 2008-0653.2 **Ms. Patterson and Mr. Constantine**

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 Donald W. Smith for property located at 20523 - 190th Avenue SE, Renton, WA 98058, designated department of natural resources and parks, water and land resources division file no. E08CT039.

On 12/15/2008, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.

On 1/26/2009, the Metropolitan King County Council Reintroduced and Referred to Hearing Examiner.

14. [Proposed Substitute Ordinance No. 2008-0655.2](#) **Ms. Patterson and Mr. Constantine**
- 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 Jacque L. and Lorie J. Duvall for property located at 40316 - 278th Way SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E08CT041.
- On 12/15/2008, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.*
- On 1/26/2009, the Metropolitan King County Council Reintroduced and Referred to Hearing Examiner.*
15. [Proposed Substitute Ordinance No. 2008-0657.2](#) **Ms. Patterson and Mr. Constantine**
- 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 David Barash and Judith Lipton for property located at 20006 NE 116th Street, Redmond, WA 98053, designated department of natural resources and parks, water and land resources division file no. E08CT044.
- On 12/15/2008, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.*
- On 1/26/2009, the Metropolitan King County Council Reintroduced and Referred to Hearing Examiner.*
16. [Proposed Substitute Ordinance No. 2009-0002.2](#) **Ms. Patterson**
- 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 Catherine L. Fallen for property located at 27603 SE 416th Street, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E08CT046.
- On 1/12/2009, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.*
17. [Proposed Substitute Ordinance No. 2009-0003.2](#) **Ms. Patterson**
- 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 Lucille R. Fallen for property located at 27609 SE 416 Street, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E08CT046a.
- On 1/12/2009, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.*

18. [Proposed Substitute Ordinance No. 2009-0004.2](#) **Ms. Patterson**
- 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 Steven K. Body for property located at 27009 SE 424 Street, Enumclaw, WA, 98022 designated department of natural resources and parks, water and land resources division file no. E08CT047.
- On 1/12/2009, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.*
19. [Proposed Substitute Ordinance No. 2009-0006.2](#) **Ms. Patterson**
- 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 Wilma Wood for property located at 43001 SE 92nd Street, North Bend, WA 98045, designated department of natural resources and parks, water and land resources division file no. E08CT049.
- On 1/12/2009, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.*
20. [Proposed Substitute Ordinance No. 2009-0007.2](#) **Ms. Patterson**
- 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 Samuel Colacurcio, Jr. for property located at 20210 - 320th Avenue NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E08CT050.
- On 1/12/2009, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.*
21. [Proposed Substitute Ordinance No. 2009-0011.2](#) **Ms. Patterson**
- AN ORDINANCE concurring with the recommendation of the hearing examiner to deny the application for public benefit rating system assessed valuation for open space submitted by Investco Properties LLC for property located at 24606 NE 4th Street, Sammamish, WA 98074, designated department of natural resources and parks, water and land resources division file No. E08CT054.
- On 1/12/2009, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.*

22. [Proposed Substitute Ordinance No. 2009-0021.2](#) **Ms. Patterson**

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 Monica South for property located at 13514 Carnation-Duvall Road NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E08CT056.

On 1/26/2009, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.

First Reading and Referral of Ordinances

23. [Proposed Ordinance No. 2009-0104](#) **Mr. Ferguson**

AN ORDINANCE approving and adopting the memorandum of agreement regarding interpretation of article 22 (civilian review) of the 2008-2012 collective bargaining agreement negotiated by and between King County and the King County Police Officers Guild representing employees in the King County sheriff's office; and establishing the effective date of said agreement.

Refer to Committee of the Whole

24. [Proposed Ordinance No. 2009-0183](#) **Mr. Dunn**

AN ORDINANCE adopting the revision of voting precincts of King County for the year 2009.

Refer to Government Accountability and Oversight Committee

25. [Proposed Ordinance No. 2009-0206](#) **Mr. Constantine**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Richard and Candance Peacock for property located at 26602 SE 208th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT070.

Refer to Hearing Examiner

26. [Proposed Ordinance No. 2009-0207](#) **Mr. Constantine**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Robert and Janet Moore for property located north of and adjacent to 28608 202nd Avenue SE, Kent, WA 98031, designated department of natural resources and parks, water and land resources division file no. E08CT088.

Refer to Hearing Examiner

27. [Proposed Ordinance No. 2009-0208](#) **Mr. Constantine**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Rodney and Michele Wheeler for property located at 28016 SE 208th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT107.

Refer to Hearing Examiner

28. [Proposed Ordinance No. 2009-0209](#) **Mr. Constantine**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Michael Shaw and Linda Dymond-Shaw for property located at 20620 SE 322nd Street, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT115.

Refer to Hearing Examiner

29. [Proposed Ordinance No. 2009-0210](#) **Mr. Constantine**

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Julia Green for property located at 30330 SE 208th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT124.

Refer to Hearing Examiner

30. [Proposed Ordinance No. 2009-0217](#) **Mr. Gossett, Mr. Phillips and Mr. Constantine**

AN ORDINANCE relating to the public health and safety of the residents of King County.

Refer to Law, Justice, Health and Human Services Committee

First Reading and Referral of Motions

31. [Proposed Motion No. 2009-0196](#) **Ms. Lambert**

A MOTION confirming the executive's appointment of Philipp Schmidt-Pathmann, who resides in council district three, to the King County solid waste advisory committee, representing the waste management industry.

Refer to Physical Environment Committee

32. [Proposed Motion No. 2009-0218](#)

Ms. Hague

A MOTION calling on the executive to join the council in establishing an interbranch working group on the transit division's options for addressing the challenges posed by the steep decline in the region's economy.

Refer to Physical Environment Committee

33. **Recess**

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

Consent Items 34-43

Councilmember Ferguson

34. **Proposed Ordinance No. 2009-0060**

Mr. Constantine

AN ORDINANCE authorizing and approving the 2008 office of the public defender contracts for legal services.

On 1/26/2009, the Metropolitan King County Council Introduced and Referred to Law, Justice, Health and Human Services Committee.

On 3/10/2009, the Law, Justice, Health and Human Services Committee Recommended Do Pass Consent.

35. **Proposed Ordinance No. 2009-0131**

Ms. Hague and Mr. Ferguson

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

On 2/23/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 2/24/2009, the Physical Environment Committee Recommended Do Pass Consent.

36. **Proposed Ordinance No. 2009-0135**

Ms. Lambert

AN ORDINANCE authorizing the county executive to execute interlocal agreements between King County and the cities of Black Diamond, Carnation, Des Moines, Issaquah, Lake Forest Park and Snoqualmie for fire investigations services.

On 2/23/2009, the Metropolitan King County Council Introduced and Referred to Law, Justice, Health and Human Services Committee.

On 3/10/2009, the Law, Justice, Health and Human Services Committee Recommended Do Pass Consent.

37. **Proposed Ordinance No. 2009-0136**

Ms. Lambert

AN ORDINANCE authorizing the county executive to execute an amendment to the 2000 interlocal agreement relating to fire investigation services between King County and the cities of Beaux Arts, Burien, Covington, Kenmore, Maple Valley, Newcastle, North Bend, Sammamish, SeaTac, Shoreline, Skykomish and Woodinville, to account for the move of the fire investigations unit from the King County department of development and environmental services to the King County sheriff's office.

On 2/23/2009, the Metropolitan King County Council Introduced and Referred to Law, Justice, Health and Human Services Committee.

On 3/10/2009, the Law, Justice, Health and Human Services Committee Recommended Do Pass Consent.

38. [Proposed Ordinance No. 2009-0138](#) **Ms. Lambert, Mr. Phillips and Mr. Constantine**

AN ORDINANCE authorizing the county executive to execute an interlocal agreement between King County and the Central Puget Sound Regional Transit Authority for full-time transit police services.

On 3/2/2009, the Metropolitan King County Council Introduced and Referred to Law, Justice, Health and Human Services Committee.

On 3/10/2009, the Law, Justice, Health and Human Services Committee Recommended Do Pass Consent.

39. [Proposed Ordinance No. 2009-0187](#) **Mr. Ferguson, Mr. Phillips, Ms. Patterson and Mr. Constantine**

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 21DC (District Court - Wages) representing employees in the King County district court; and establishing the effective date of said agreement.

On 3/9/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 3/18/2009, the Committee of the Whole Recommended Do Pass Consent.

40. [Proposed Ordinance No. 2009-0189](#) **Mr. Ferguson, Mr. Phillips, Ms. Patterson and Mr. Constantine**

AN ORDINANCE approving and adopting the collective bargaining agreement, two memoranda of agreement and one memorandum of understanding negotiated by and between King County and Joint Crafts Council (Construction Crafts) representing employees in the departments of adult and juvenile detention, natural resources and parks, executive services, public health, community and human services, and transportation; and establishing the effective date of said agreements.

On 3/9/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 3/18/2009, the Committee of the Whole Recommended Do Pass Consent.

41. [Proposed Ordinance No. 2009-0190](#) **Mr. Ferguson, Mr. Phillips, Ms. Patterson and Mr. Constantine**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Brotherhood of Teamsters Local 117 (Wastewater Treatment Division, Professional & Technical and Administrative Support) representing employees in the department of natural resources and parks; and establishing the effective date of said agreement.

On 3/9/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 3/18/2009, the Committee of the Whole Recommended Do Pass Consent.

42. [Proposed Ordinance No. 2009-0191](#)**Mr. Ferguson, Mr. Phillips, Ms.
Patterson and Mr. Constantine**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Brotherhood of Teamsters Local 117 (Wastewater Treatment Division, Supervisors) representing employees in the department of natural resources and parks; and establishing the effective date of said agreement.

On 3/9/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 3/18/2009, the Committee of the Whole Recommended Do Pass Consent.

43. [Proposed Ordinance No. 2009-0192](#)**Mr. Ferguson, Mr. Phillips, Ms.
Patterson and Mr. Constantine**

AN ORDINANCE approving and adopting the memorandum of agreement negotiated by and between King County and Amalgamated Transit Union, Local 587 (Transit - Rail (Portions of Exhibit D to the collective bargaining agreement)) representing employees in the department of transportation; and establishing the effective date of said agreement.

On 3/9/2009, the Metropolitan King County Council Introduced and Referred to Committee of the Whole.

On 3/18/2009, the Committee of the Whole Recommended Do Pass Consent.

Public Hearing Required on Consent Items 34-43

Budget and Fiscal Management

Councilmember Gossett

44. [Proposed Substitute Ordinance No. 2009-0130.2](#)**Mr. Ferguson, Mr. Dunn and Ms.
Lambert**

AN ORDINANCE increasing transparency and oversight in public policy making as it relates to budget appropriation ordinances and the annual budget; making technical corrections; and amending Ordinance 12076, Section 3, as amended, and K.C.C. 4.04.030 and Ordinance 12045, Section 23, as amended, and K.C.C. 4.04.040 and adding a new section to K.C.C. chapter 4.04.

On 2/23/2009, the Metropolitan King County Council Introduced and Referred to Budget and Fiscal Management.

On 3/3/2009, the Budget and Fiscal Management Committee Recommended Do Pass Substitute.

On 3/16/2009, the Metropolitan King County Council Deferred.

Public Hearing Required

Government Accountability and Oversight

Councilmember Dunn

45. **[Proposed Substitute Ordinance No. 2009-0061.2](#)** **Mr. Constantine**

AN ORDINANCE revising administrative provisions of the wastewater capacity charge in accordance with RCW 35.58.580; and amending Ordinance 11034, Section 5, as amended, and K.C.C. 28.84.050.

On 1/26/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 2/23/2009, the Metropolitan King County Council Re-referred to Government Accountability and Oversight Committee.

On 2/25/2009, the Government Accountability and Oversight Committee Amended.

On 2/25/2009, the Government Accountability and Oversight Committee Recommended Do Pass Substitute.

Public Hearing Required

Physical Environment

Councilmember Hague

46. **[Proposed Ordinance No. 2009-0132](#)** **Ms. Hague**

AN ORDINANCE authorizing the executive to execute an amended and restated interlocal cooperation agreement for design, implementation, operation and maintenance of the regional fare coordination system.

On 2/23/2009, the Metropolitan King County Council Introduced and Referred to Physical Environment Committee.

On 3/10/2009, the Physical Environment Committee Recommended Do Pass.

Public Hearing Required

Other Business

Land Use Appeal

Item 47 will be considered at 1:30 pm

47. **Proposed Substitute Ordinance No.
2008-0390.2**

Ms. Patterson and Mr. Constantine

AN ORDINANCE concurring with the recommendation of the hearing examiner to deny reclassification of certain property located at 23612 Military Road South, Postal City Kent, as described in department of development and environmental services file no. L08TY401, from I, Industrial (with P-suffix condition limiting use of the property) to I, Industrial, at the request of Kent West LLC (Kirk Hiller).

On 7/21/2008, the Metropolitan King County Council Introduced and Referred to Hearing Examiner.

On 1/26/2009, the Metropolitan King County Council Reintroduced and Referred to Hearing Examiner.

On 3/16/2009, the Metropolitan King County Council Deferred.

Adjournment