



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, October 8, 2012

Room 1001

REVISED - Added Item 39

1. **Call to Order**

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The meeting was called to order at 1:45 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. Hague led the flag salute and Pledge of Allegiance.

4. **Approval of Minutes of October 1, 2012**

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*Ms. Hague moved to approve the minutes of the October 1, 2012 meeting as
presented. Seeing no objection, the Chair so ordered.*

5. **Additions to the Council Agenda**

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Item 39 was added to the agenda.

6. **Special Item**

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Presentation of County Service Awards

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County Executive Dow Constantine presented service awards:

DEPARTMENT OF ASSESSMENTS
Rosemary Dotson, 25 years

DEPARTMENT OF EXECUTIVE SERVICES
Kenneth Ray Arnold, 20 years
Breen Lorenz, 20 years

DEPARTMENT OF PUBLIC HEALTH
Berhane Makonnen, 20 years
Eileen Salas, 20 years
Celia Thomas, 20 years

DEPARTMENT OF NATURAL RESOURCES AND PARKS
Sandra Kilroy 20 years
Jo Sullivan, 20 years

DEPARTMENT OF TRANSPORTATION
Cabrina D. Bell, 20 years
Fiona Frisch, 20 years
Charles Hopper, 20 years
Gary Lynn, 20 years
Jocelyn Reyes, 30 years
Baldev S. Sandhu, 25 years

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

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Budget and Fiscal Management

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7. **Proposed Substitute Ordinance No. 2012-0247.2**

AN ORDINANCE authorizing the solid waste division of the department of natural resources and parks, to use the competitive negotiation procedures set forth in RCW 36.58.090 to procure vendors for construction of the new Factoria recycling and transfer station.

[play video](#)

Sponsors: Ms. Hague

On request of Ms. Hague, the Chair deferred Item 7 to the October 15, 2012 Council meeting.

This matter was Deferred.

8. **Proposed Ordinance No. 2012-0345**

AN ORDINANCE authorizing the King County executive to execute a lease agreement with Backbone Community Solar, in order to construct and operate a community solar project on land at the Vashon transfer station pursuant to RCW 82.16.110 through 82.16.140.

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Sponsors: Mr. McDermott and Mr. Phillips

On request of Mr. McDermott, the Chair deferred Item 8 to the October 15, 2012 Council meeting.

This matter was Deferred.

Committee of the Whole

Ms. Hague moved to consider Items 9-11 as a consent agenda with one vote. The motion carried.

9. Proposed Ordinance No. 2012-0375

AN ORDINANCE approving the change of control of cable television Franchise 5602, contained in Ordinance 13637, and extending the franchise for five additional months.

Sponsors: Mr. Gossett and Ms. Lambert

On 10/8/2012, a public hearing was held and closed.

The enacted number is 17430.

Ms. Hague moved to relieve Committee of the Whole of Proposed Ordinance 2012-0375 in order to take action. The motion carried.

Item 9 was considered with Items 10-11 as one vote.

On 10/08, 2012, the following people appeared to speak:

*Sam Bellomio
Mia Jacobson
Alex Zimmerman*

This matter was passed on the Consent Agenda.

10. Proposed Ordinance No. 2012-0376

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Public Safety Employees Union (Communications Specialists Supervisors) representing employees in the King County sheriff's office; and establishing the effective date of said agreement.

[play video](#)

Sponsors: Mr. Phillips, Ms. Lambert, Ms. Patterson and Mr. von Reichbauer

On 10/8/2012, a public hearing was held and closed.

The enacted number is 17431.

Ms. Hague moved to relieve Committee of the Whole of Proposed Ordinance 2012-0376 in order to take action. The motion carried.

Item 10 was considered with Items 9 and 11, as one vote.

This matter was passed on the Consent Agenda.

11. [Proposed Ordinance No. 2012-0384](#)

AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement negotiated by and between King County and International Brotherhood of Teamsters Local 117 (Security Screeners) representing employees in the King County sheriff's office; and establishing the effective date of said agreements.

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Sponsors: Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. von Reichbauer

On 10/8/2012, a public hearing was held and closed.

The enacted number is 17432.

Ms. Hague moved to relieve Committee of the Whole of Proposed Ordinance 2012-0384 in order to take action. The motion carried.

Item 11 was considered with Items 9-10 as one vote.

On 10/08/2012, the following people appeared to speak:

*Sam Bellomio
Mia Jacobson
Alex Zimmerman*

Nick Wagner, council staff, answered questions of the Council.

This matter was passed on the Consent Agenda.

Passed On The Consent Agenda

**A motion was made by Vice Chair Hague that the Consent Agenda be passed.
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

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

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Committee of the Whole

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12. Proposed Motion No. 2012-0260

A MOTION confirming the executive's appointment of David K. Chapman as the director of the office of public defense.

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Sponsors: Ms. Lambert

The enacted number is 13745.

Ms. Hague moved to relieve Committee of the Whole of Proposed Motion 2012-0260 in order to take action. The motion carried.

Mr. David Chapman, Director of the Office of Public Defense, thanked the Council and made remarks.

A motion was made by Vice Chair Hague that this Motion be Passed. 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

13. Proposed Motion No. 2012-0381

A MOTION regarding access to public transportation mobility for low income populations ; and the establishment of an advisory committee for mobility as an element of the health and human services safety net to assist in the development of new regional public transportation fare programs.

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Sponsors: Mr. Gossett, Ms. Patterson, Mr. Phillips, Mr. McDermott and Mr. Ferguson

The enacted number is 13746.

Ms. Hague moved to relieve Committee of the Whole of Proposed Motion 2012-0381 in order to take action. The motion carried.

The following person appeared to speak:

Justina Guyoff

A motion was made by Vice Chair Hague that this Motion be Passed. 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

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14. [Proposed Motion No. 2012-0407](#)

A MOTION relating to the organization of the council; amending policy as it relates to confidential assignments; and amending Motion 10651, Section VIII, as amended, and OR 3-040.

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Sponsors: Ms. Patterson, Ms. Hague, Mr. Gossett and Ms. Lambert

The enacted number is 13747.

Mr. Phillips offered a friendly amendment; on page 5, line 95, after staff, delete 'shall' and insert "may". Ms. Patterson accepted as friendly.

Michael Woywod, Chief of Staff, Metropolitan King County Council, answered questions of the Council.

A motion was made by Councilmember Patterson that this Motion 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

Reappointment Consent Agenda Items 15-24

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15. [Proposed Motion No. 2012-0324](#)

A MOTION confirming the executive's reappointment of Maria Van Horn, King County department of transportation, roads division, to the King County employee giving program committee.

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Sponsors: Mr. Gossett

The enacted number is 13748.

This matter passed on the Consent Agenda.

16. [Proposed Motion No. 2012-0325](#)

A MOTION confirming the executive's reappointment of Roxi Smith, King County department of public health, prevention division, to the King County employee giving program committee.

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Sponsors: Mr. Gossett

The enacted number is 13749.

This matter passed on the Consent Agenda.

17. [Proposed Motion No. 2012-0326](#)

A MOTION confirming the executive's reappointment of Lynn Mazer, King County department of judicial administration, administration division, to the King County employee giving program committee.

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Sponsors: Mr. Gossett

.The enacted number is 13750.

This matter passed on the Consent Agenda.

18. [Proposed Motion No. 2012-0327](#)

A MOTION confirming the executive's reappointment of Joy Pakulak, King County department of transportation, transit division, to the King County employee giving program committee.

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Sponsors: Mr. Gossett

The enacted number is 13751.

This matter passed on the Consent Agenda.

19. [Proposed Motion No. 2012-0328](#)

A MOTION confirming the executive's reappointment of Judi Chapman, King County department of executive services, human resources division, to the King County employee giving program committee.

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Sponsors: Mr. Gossett

The enacted number is 13752.

This matter passed on the Consent Agenda.

20. [Proposed Motion No. 2012-0329](#)

A MOTION confirming the executive's reappointment of Katherine Festa, King County department of community and human services, developmental disabilities division, to the King County employee giving program committee.

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Sponsors: Mr. Gossett

The enacted number is 13753.

This matter passed on the Consent Agenda.

21. [Proposed Motion No. 2012-0330](#)

A MOTION confirming the executive's reappointment of Alyce Green, King County department of adult and juvenile detention, community corrections division, to the King County employee giving program

committee.

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Sponsors: Mr. Gossett

The enacted number is 13754.

This matter passed on the Consent Agenda.

22. [Proposed Motion No. 2012-0331](#)

A MOTION confirming the executive's reappointment of Betsy Hubbard, King County department of public health, prevention division, to the King County employee giving program committee.

Sponsors: Mr. Gossett

The enacted number is 13755.

This matter passed on the Consent Agenda.

23. [Proposed Motion No. 2012-0332](#)

A MOTION confirming the executive's reappointment of Bill Lukov, King County department of natural resources and parks, solid waste division, to the King County employee giving program committee.

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Sponsors: Mr. Gossett

The enacted number is 13756.

This matter passed on the Consent Agenda.

24. [Proposed Motion No. 2012-0333](#)

A MOTION confirming the executive's reappointment of Sylvia Young, King County department of community and human services, mental health, chemical abuse and dependency services division, to the King County employee giving program committee.

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Sponsors: Mr. Gossett

The enacted number is 13757.

This matter passed on the Consent Agenda.

Passed On The Consent Agenda

A motion was made by Vice Chair Hague that the Consent Agenda be passed.

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 and Referral of Ordinances

[play video](#)

25. [Proposed Ordinance No. 2012-0385](#)

AN ORDINANCE authorizing the issuance and public sale of one or more series of limited tax general obligation bonds of the county in an outstanding aggregate principal amount not to exceed \$37,200,000 to provide long-term financing for all or part of the capital costs of the Southeast Electoral District Court

Relocation Project, the South Plant Raw Sewage Pump Replacement Project, the KCCF HVAC Project, the IT Business Empowerment Project, the Mainframe Replacement Project and the Telephony System Project; providing for the disposition of the proceeds of sale of the bonds; establishing funds for the receipt and expenditure of bond proceeds and for the payment of the bonds; and providing for the annual levy of taxes to pay the principal thereof and interest thereon.

Sponsors: Mr. McDermott and Mr. Phillips

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

26. **Proposed Ordinance No. 2012-0408**

AN ORDINANCE authorizing the King County executive to execute a ten-year concession agreement with Wash Spot LLC, doing business as Wash Spot Express, for a dog wash and grooming concession at Marymoor park.

Sponsors: Mr. Phillips

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

27. **Proposed Ordinance No. 2012-0409**

AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement negotiated by and between King County and Technical Employees' Association (Staff, Interest Arbitration) representing employees in the department of transportation; and establishing the effective date of said agreements.

Sponsors: Ms. Hague

This matter had its first reading and was referred to the Committee of the Whole.

28. **Proposed Ordinance No. 2012-0411**

AN ORDINANCE authorizing the King County executive to enter into an amendment to and extension of King County's agreement for sewage disposal with Alderwood water and wastewater district.

Sponsors: Mr. Phillips

This matter had its first reading and was referred to the Committee of the Whole.

29. **Proposed Ordinance No. 2012-0412**

AN ORDINANCE relating to the council rules; and amending Ordinance 11683, Section 2, as amended, and K.C.C. 1.24.015.

Sponsors: Mr. Gossett and Mr. Phillips

This matter had its first reading and was referred to the Committee of the Whole.

30. **Proposed Ordinance No. 2012-0416**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between

King County and Office & Professional Employees International Union, Local 8 representing employees in the department of assessments; and establishing the effective date of said agreement.

Sponsors: Mr. Phillips

This matter had its first reading and was referred to the Committee of the Whole.

First Reading and Referral of Motions

31. [Proposed Motion No. 2012-0334](#)

A MOTION confirming the executive's appointment of Lynn Sellick-Lane, King County prosecutor's office, to the King County employee giving program committee.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Government Accountability, Oversight and Financial Performance Committee.

32. [Proposed Motion No. 2012-0335](#)

A MOTION confirming the executive's appointment of Cynthia Hernandez, King County department of natural resources and parks, director's office, to the King County employee giving program committee.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Government Accountability, Oversight and Financial Performance Committee.

33. [Proposed Motion No. 2012-0336](#)

A MOTION confirming the executive's appointment of Karen Wolf, King County executive office, office of performance, strategy and budget, to the King County employee giving program committee.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Government Accountability, Oversight and Financial Performance Committee.

34. [Proposed Motion No. 2012-0337](#)

A MOTION confirming the executive's appointment of Robin Blake, King County department of elections, voter services, to the King County employee giving program committee.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Government Accountability, Oversight and Financial Performance Committee.

35. [Proposed Motion No. 2012-0338](#)

A MOTION confirming the executive's appointment of Matthew David, King County superior court, at-risk youth programs, to the King County employee giving program committee.

Sponsors: Mr. Gossett

This matter had its first reading and was referred to the Government Accountability, Oversight and Financial Performance Committee.

36. [Proposed Motion No. 2012-0413](#)

A MOTION confirming the executive's appointment of Miguel Beltran, who resides in council district four, to the Washington state boundary review board for King County.

Sponsors: Mr. Phillips

This matter had its first reading and was referred to the Committee of the Whole.

37. Reports on Special and Outside Committees

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There were no reports.

Other Business

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Labor Policy Committee

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Labor Policy No. LP2012-035

Labor Policy related to implementation of the recommendations of the King County Auditor's 24 July 2012 report and the Office of Law Enforcement Oversight's 17 August 2012 report on the King County Sheriff's Office

Nick Wagner, council staff, summarized his staff report.

The Council went into Executive Session at 4:37 p.m. to discuss collective bargaining negotiations or to plan or adopt the strategy or position to be taken in collective bargaining, and to discuss with legal counsel potential litigation and legal risks when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency.

The Chair resumed the meeting at 5:00 p.m.

*Mr. Phillips moved Labor Policy 2012-035. The motion carried by the following vote:
Votes: Yes: 7 - Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Lambert, Mr. McDermott, Ms. Patterson and Mr. Phillips*

Excused: 2 - Ms. Hague and Mr. von Reichbauer

Land Use Appeal

[play video](#)

38. Proposed Substitute Ordinance No. 2011-0404.2

AN ORDINANCE concurring with the decision of the hearing examiner to approve, subject to conditions, the preliminary plat of Tall Chief Country Club, located West side of West Snoqualmie River Road SE and the Snoqualmie River, north of 19th Way SE, between Redmond and Fall City, department of development and environmental services file no. L04P0032.

[play video](#)

Sponsors: Mr. Gossett

Stafford Smith, Hearing Examiner, Pro Tem, summarized the appeal and his recommendations, and commented on his overhead presentation. He indicated that the argument time was expanded from five minutes to fifteen minutes per side and that Mr. Klinge, representing the appellant, had revised his presentation which would include 14 slides.

Mr. Smith also noted a correction to the packet; on page 9, third paragraph, after application.", delete 'Mobile' and insert "Noble".

Mr. Klinge gave his presentation and submitted for the record and for distribution documents 52A, 52B, 52C and 74.

Mr. Thomas Pors, representing the applicant, submitted for the record and for distribution Exhibits 66, 71, 73 and 74 and made remarks. He also acknowledged applicant John Tomlinson, Mr. Grant Deggingerr, Lane Powell; and Mr. De-EnLang, Project Manager, who were present.

Mr. Ferguson questioned the timeliness of Proposed Substitute Ordinance 2011-0404.

Mr. Pors and Mr. Klinge responded.

The Chair deferred Proposed Substitute Ordinance 2011-0404 for continuation on the October 22, 2012 council agenda.

This matter was Deferred.

Extra Item

First Reading and Referral of Ordinances

39. [Proposed Ordinance No. 2012-0419](#)

AN ORDINANCE relating to solid waste recycling and transfer station projects; requiring the analysis of alternative procurement methods for the design and construction of new projects.

Sponsors: Ms. Hague

This matter had its first reading and was referred to the Committee of the Whole.

Adjournment

The meeting was adjourned at 5:13 p.m.

Approved this _____ day of _____.

Clerk's Signature