



King County

1200 King County
Courthouse
516 Third Avenue
Seattle, WA 98104

Meeting Minutes

Metropolitan King County Council

*Councilmembers: Bob Ferguson, Chair; Jane Hague, Vice
Chair*

*Jan Drago, Reagan Dunn, Larry Gossett, Kathy Lambert, Julia
Patterson, Larry Phillips, Pete von Reichbauer*

11:00 AM

Monday, June 14, 2010

Room 1001

REVISED - Added Item 29

1. **Call to Order**

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The meeting was called to order at 11:07 a.m.

2. **Roll Call**

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

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

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

4. **Approval of Minutes of June 7, 2010**

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*Ms. Hague moved to approve the minutes of the June 7, 2010 meeting as presented.
Seeing no objection, the Chair so ordered.*

5. **Additions to the Council Agenda**

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Item 29 was added to the agenda.

6. **Special Items**

**Presentation of a Proclamation declaring June 15th, 2010, as Elder Abuse
Awareness Day in King County**

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Councilmembers Patterson and Lambert made remarks. They read the proclamation.

Claudia Donnelly, a citizen advocate, thanked the Council and read a proclamation from Governor Christine Gregoire. Nikki, a DAWN (Domestic Abuse Women's Network) volunteer, also made remarks. Kathy van Olst, Senior Deputy Prosecuting Attorney, made remarks and thanked the Council.

Presentation of a Recognition of five King County employees who performed CPR and saved the life of an individual who had collapsed outside the County Courthouse

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Ms. Lambert made remarks, speaking about the incident outside the Courthouse and the employees involved in saving a life. She introduced Captain Cameron Webster, Captain Shawn Ledford and Sergeant Mark Rorvik. Sergeant Rorvik described the incident on May 6. Those in attendance who were recognized: Marshals Andre Tuttle, David Scontrino, Richard Wentz and Mark Hawley and Security Officers Lonnie Hampton and Skip Fuller. The victim returned to the Courthouse on May 11 to thank those involved in saving his life.

Captain Shawn Ledford, Sheriff's Office, made remarks, complimenting the good work of the Marshals.

Kathy Brown, Director, Facilities Management Division, thanked the Council for giving this recognition.

Barbara Wells, Board of Health, made remarks and thanked the Council.

First Reading and Referral of Ordinances

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7. [2010-0335](#) AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Patricia Cosgrove for property located at 43017 234th Place SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E10CT001.

Sponsors: Mr. Ferguson

This matter had its first reading and was referred to the Hearing Examiner.
8. [2010-0336](#) AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Roger C. Douglas and Robert J. Douglas for property located at 21831 107th Avenue SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E10CT002.

Sponsors: Mr. Ferguson

This matter had its first reading and was referred to the Hearing Examiner.
9. [2010-0337](#) AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Weyerhaeuser Company for property located west and adjacent to 40014 SE 60th Street, Snoqualmie, WA 98065, designated department of natural resources and parks, water and land resources division file no. E10CT003.

Sponsors: Mr. Ferguson

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

10. [2010-0338](#) AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Jose J. De Dios-Santana and Mariceia C. De Dios for property located at 18400 SE 400th Street, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E10CT004.

Sponsors: Mr. Ferguson

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

11. [2010-0339](#) AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Todd Vogel and Karen Hust for property located at 25520 86th Place SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E10CT005.
- Sponsors:** Mr. Ferguson
- This matter had its first reading and was referred to the Hearing Examiner.*
12. [2010-0340](#) AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Mike Akers and Jason Weatherholtz for property located at 7418 408th Avenue SE, Snoqualmie, WA 98065, designated department of natural resources and parks, water and land resources division file no. E10CT006.
- Sponsors:** Mr. Ferguson
- This matter had its first reading and was referred to the Hearing Examiner.*
13. [2010-0341](#) AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Arthur and Judith Campbell for property located at 33300 Stossel Creek Way NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E10CT007.
- Sponsors:** Mr. Ferguson
- This matter had its first reading and was referred to the Hearing Examiner.*
14. [2010-0343](#) AN ORDINANCE relating to the SeaShore Transportation Forum authorizing the executive to enter into an agreement for its continuation and committing to King County staff support through 2012.
- Sponsors:** Mr. Ferguson and Mr. Phillips
- This matter had its first reading and was referred to the Environment and Transportation Committee.*
15. [2010-0346](#) AN ORDINANCE authorizing the King County executive to execute a thirty-year use agreement with the Sammamish Rowing Association for the use, construction, development, programming and maintenance of a new boathouse at Marymoor park.
- Sponsors:** Ms. Lambert
- This matter had its first reading and was referred to the Environment and Transportation Committee.*
16. [2010-0348](#) AN ORDINANCE authorizing the executive to enter into interlocal agreement with the city of Kent relating to the annexation of the Panther Lake Potential Annexation Area and transferring local government services delivery to the city.
- Sponsors:** Ms. Patterson
- This matter had its first reading and was referred to the Environment and Transportation Committee.*

17. [2010-0349](#) AN ORDINANCE authorizing the executive to enter into interlocal agreement with the city of Kent relating to the annexation of the Panther Lake Potential Annexation Area and transferring certain roads-related properties, greenbelt-related properties and parks facilities and properties to the city.

Sponsors: Ms. Patterson

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

18. [2010-0350](#) AN ORDINANCE relating to banning the sale and discharge of fireworks in the city of Kirkland's Finn Hill/Juanita/Kingsgate Potential Annexation Area; amending Ordinance 6836, Section 9, and K.C.C. 6.26.090; and declaring an emergency.

Sponsors: Ms. Hague

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

First Reading and Referral of Motions

19. [2010-0275](#) A MOTION accepting a report by the wastewater treatment division in the department of natural resources and parks regarding an analysis and verification of projected operating costs for the Brightwater Treatment System, as required in the 2010 Budget Ordinance, Ordinance 16717, Section 105, Proviso P2.

Sponsors: Ms. Lambert

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

20. Reports on Special and Outside Committees

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Ms. Patterson reported on the Puget Sound Regional Council Transportation Policy Board. The Board discussed the criteria on how to prioritize projects for federal funding. Over the course of the next few months, the staff will present a work plan to the Board. Ms. Patterson announced she is stepping down as Chair of the Transportation Policy Board, and indicated that Councilmember Claudia Balducci, city of Bellevue, is expected to be elected as Chair.

Ms. Patterson briefed the Council on the Sound Transit Capital Committee at which building another station in south King County, south of the airport was discussed. The committee had a briefing on the University link and the Tacoma link extension.

Ms. Patterson reported on her attendance at the National Association of Counties Western Interstate Region Conference in Billings, Montana. After having been appointed to the NACO Public Lands Steering Committee, she indicated her role on this committee is to be a voice for King County on national policy issues where public lands are concerned. She would appreciate any feedback.

Mr. von Reichbauer reported on his attendance at a dedication of the Korean Women's Association senior housing, the largest transit oriented development in the history of Sound Transit.

Mr. von Reichbauer, along with Mr. Phillips, attended the flag day ceremony for South King County. He commented on the opportunity to recognize seniors in the community. Executive Constantine was also in attendance.

Recess

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*The meeting was recessed at 12:32 p.m.
The meeting was reconvened at 1:42 p.m.*

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

Consent Items 21-24

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21. [2010-0186](#) AN ORDINANCE relating to procurement procedures for public contracts; amending Ordinance 12138, Section 7, as amended, and K.C.C. 4.16.010, adding new sections to K.C.C. chapter 4.16, adding a new section to K.C.C. chapter 4.08, recodifying K.C.C. 4.16.130 and K.C.C. 4.16.140 and repealing Ordinance 10581, Section 7, and K.C.C. 4.16.083, Ordinance 10581, Section 8, as amended, and K.C.C. 4.16.085, and K.C.C. 4.16.130, Ordinance 12138, Section 20, as amended, and K.C.C. 4.16.165 and Ordinance 12138, Section 21, and K.C.C. 4.16.168.

Sponsors: Ms. Lambert and Mr. Ferguson

The enacted number is 16854.

On 6/14/2010, a public hearing was held and closed.

This matter passed on the Consent Agenda.

22. [2010-0187](#) AN ORDINANCE prohibiting discrimination in employment by contractors, subcontractors or vendors; amending Ordinance 11992, Section 3, and K.C.C. 12.16.010, Ordinance 11992, Section 3, and K.C.C. 12.16.020, Ordinance 11992, Section 4, and K.C.C. 12.16.025, Ordinance 11992, Section 6, and K.C.C. 12.16.040, Ordinance 11992, Section 7, and K.C.C. 12.16.050, Ordinance 11992, Section 8, and K.C.C. 12.16.060, Ordinance 11992, Section 9, and K.C.C. 12.16.070, Ordinance 11992, Section 10, and K.C.C. 12.16.080, Ordinance 11992, Section 11, and K.C.C. 12.16.090, Ordinance 11992, Section 12, and K.C.C. 12.16.100, Ordinance 11992, Section 13, as amended, and K.C.C. 12.16.115, Ordinance 10849, Section 19, and K.C.C. 12.16.125, Ordinance 12787, Section 1, and K.C.C. 12.16.150, Ordinance 12787, Section 2, and K.C.C. 12.16.155, Ordinance 13313, Section 2, and K.C.C. 12.16.156, Ordinance 13313, Section 4, and K.C.C. 12.16.157, Ordinance 13313, Section 5, and K.C.C. 12.16.160, Ordinance 12787, Section 3, and K.C.C. 12.16.165 and Ordinance 12787, Section 5, and K.C.C. 12.16.170 and repealing Ordinance 11992, Section 5, and K.C.C. 12.16.030.

Sponsors: Ms. Lambert and Mr. Ferguson

The enacted number is 16855.

On 6/14/2010, a public hearing was held and closed.

This matter passed on the Consent Agenda.

23. [2010-0188](#) AN ORDINANCE relating to public contracts; and amending Ordinance 14823, Section 3, as amended, and K.C.C. 12.19.020.

Sponsors: Ms. Lambert and Mr. Ferguson

The enacted number is 16856.

On 6/14/2010, a public hearing was held and closed.

This matter passed on the Consent Agenda.

24. [2010-0270](#) AN ORDINANCE relating to King County's open space system; adopting the 2010 King County Open Space Plan: Parks, Trails, and Natural Areas as functional plan to implement the policies of the King County Comprehensive Plan in accordance with the Washington State Growth Management Act; and repealing Ordinance 14966, Section 1.

Sponsors: Mr. Phillips

The enacted number is 16857.

On 6/14/2010, a public hearing was held and closed.

This matter passed on the Consent Agenda

Passed On The Consent Agenda

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

Yes: 6 - Ms. Lambert, Mr. Gossett, Ms. Patterson, Mr. Phillips, Ms. Drago, and Mr. Ferguson

Excused: 3 - Mr. von Reichbauer, Mr. Dunn, and Ms. Hague

Budget and Fiscal Management

25. [2010-0262](#) AN ORDINANCE determining the monetary requirements for the disposal of sewage for the fiscal year beginning January 1, 2011, and ending December 31, 2011, setting the sewer rate for the fiscal year beginning January 1, 2011, and ending December 31, 2011, and approving the amount of the sewage treatment capacity charge for 2011, in accordance with RCW 35.58.570; and amending Ordinance 12353, Section 2, as amended, and K.C.C. 4.90.010, and Ordinance 11398, Section 1, as amended, and K.C.C. 28.84.055.

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Sponsors: Ms. Patterson

The enacted number is 16858.

On 6/14/2010, a public hearing was held and closed.

Ms. Patterson moved Amendment 1.

Amy Tsai, Council staff, answered questions of the Council.

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

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

No: 0

Excused: 0

A motion was made by Councilmember Patterson that this Ordinance be Passed as Amended. The motion carried by the following vote:

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

26. [2010-0325](#)

AN ORDINANCE relating to the provision of regional animal care and control services; amending Ordinance 12076, Section 9, as amended, and K.C.C. 4.08.015, Ordinance 1269, Section 1, as amended, and K.C.C. 11.02.010, Ordinance 1269, Section 3, as amended, and K.C.C. 11.02.020, Ordinance 1396 Article I, Section 2, as amended, and K.C.C. 11.04.010, Ordinance 1396, Article I, Section 3, as amended, and K.C.C. 11.04.020, Ordinance 1396, Article II, Section 1, as amended, and K.C.C. 11.04.030, Ordinance 10423, Section 3, as amended, and K.C.C. 11.04.033, Ordinance 7416, Section 2, as amended, and K.C.C. 11.04.035, Ordinance 1396, Article II, Section 3, as amended, and K.C.C. 11.04.050, Ordinance 1396, Article II, Section 4, as amended, and K.C.C. 11.04.060, Ordinance 1396, Article II, Section 5, as amended, and K.C.C. 11.04.070, Ordinance 1396, Article II, Section 6, as amended, and K.C.C. 11.04.080, Ordinance 1396, Article II, Section 12, as amended, and K.C.C. 11.04.140, Ordinance 1396, Article II, Section 13, as amended, and K.C.C. 11.04.150, Ordinance 1396, Article II, Section 14, as amended, and K.C.C. 11.04.160, Ordinance 10809, Section 3, as amended, and K.C.C. 11.04.165, Ordinance 10809, Section 4, as amended, and K.C.C. 11.04.167, Ordinance 1396, Article III, Section 1, as amended, and K.C.C. 11.04.170, Ordinance 1396, Article III, Section 2, as amended, and K.C.C. 11.04.180, Ordinance 1396, Article III, Section 5, as amended, and K.C.C. 11.04.210, Ordinance 1396, Article III, Section 6, as amended, and K.C.C. 11.04.220, Ordinance 1396, Article III, Section 8, as amended, and K.C.C. 11.04.250, Ordinance 1396, Article III, Section 9, as amended, and K.C.C. 11.04.260, Ordinance 1396, Article III, Section 10, as amended, and K.C.C. 11.04.270, Ordinance 1396, Article III, Section 12, as amended, and K.C.C. 11.04.290, Ordinance 6370, Section 12, and K.C.C. 11.04.330, Ordinance 7986, Section 3, as amended, and K.C.C. 11.04.335, Ordinance 10423, Section 24, as amended, and K.C.C. 11.04.410, Ordinance 10423, Section 6, as amended, and K.C.C. 11.04.500, Ordinance 10423, Section 26, as amended, and K.C.C. 11.04.570, Ordinance 3732, Section 1, as amended, and K.C.C. 11.08.040, Ordinance 3548, Section 5, as amended, and K.C.C. 11.08.060, Ordinance 11150, Section 1-2, and K.C.C. 11.08.075, Resolution 27312, Section 1, as amended, and K.C.C. 11.12.010, Ordinance 2473, Section 2, as amended, and K.C.C. 11.28.020, Ordinance 2473, Section 6, as amended, and K.C.C. 11.28.060, Ordinance 2473, Section 7, as amended, and K.C.C. 11.28.070, Ordinance 3232, Section 2, as amended, and K.C.C. 11.32.020, Ordinance 3232, Section 9, as amended, and K.C.C. 11.32.090 and Ordinance 3232 Section 13, as amended, and K.C.C. 11.32.100, adding a new section to K.C.C. chapter 2.80, adding a new section to K.C.C. chapter 4.08, adding a new section to K.C.C. chapter 4.100, adding new sections to K.C.C. chapter 11.02, repealing Ordinance 1396, Article II, Section 2, as amended, and K.C.C. 11.04.040, Ordinance 6370, Section 11, as amended, and K.C.C. 11.04.320, Ordinance 10423, Section 10, as amended, and K.C.C. 11.04.590, Ordinance 9464, Section 1, as amended, and K.C.C. 11.06.010, Ordinance 9464, Section 2, as amended, and K.C.C. 11.06.020, Ordinance 9464, Section 3, as amended, and K.C.C. 11.06.030, Ordinance 9464, Section 4, and K.C.C. 11.06.040, Ordinance 9464, Section 5, and K.C.C. 11.06.050, Ordinance 9464, Section 6, as amended, and K.C.C. 11.06.060 and Ordinance 9464, Section 7, and K.C.C. 11.06.070 and prescribing penalties.

Sponsors: Ms. Patterson

Ms. Patterson moved to suspend the rules in order to take public testimony on

Proposed Ordinance 2010-0325. The motion carried.

On 6/14/2010, a public hearing was held and remained open.

On 6/14/2010, the following people appeared to speak:

Mayor Suzette Cooke

Rita Morgan

Kim Sgro

Teri Ensley

Bernice Bellamy

Tom Tilson

Diane Carlson

Mike Sauerwein

Jim Graddon

David Cline

John Norris

Diana Toledo

Barbara Saunders

Arie ven der Hoeven

Dalyn Kosbab

Claire Davis

27. [2010-0326](#) AN ORDINANCE relating to the provision of regional animal services, authorizing the executive to enter into an interlocal agreement and Enhanced Control Services Contract with cities and towns in King County for the provision of regional animal services.

Sponsors: Ms. Patterson

Ms. Patterson moved to suspend the rules in order to take public testimony on Proposed Ordinance 2010-0326. The motion carried.

On 6/14/2010, a public hearing was held and remained open.

The speaker list for Proposed Ordinance 2010-0325 included Item 27.

28. [2010-0327](#) AN ORDINANCE making a supplemental appropriation of \$3,150,000 to records and licensing services, \$91,700 to public health and emergency medical services general fund transfers, and \$91,700 to public health for regional animal services; and amending the 2010 Budget Ordinance, Ordinance 16717, Sections 30, 46 and 93, as amended, and Attachment K, as amended and adding a new section to Ordinance 16717.

Sponsors: Ms. Patterson

Ms. Patterson moved to suspend the rules in order to take public testimony on Proposed Ordinance 2010-0327. The motion carried.

On 6/14/2010, a public hearing was held and remained open.

The speaker list for Proposed Ordinance 2010-0325 included Item 28.

Other Business

Extra Item - Item 29

First Reading and Referral of Ordinance

29. [2010-0352](#) AN ORDINANCE directing the submission to the qualified voters of King County at a special election on November 2, 2010, a proposition authorizing an additional sales and use tax of two-tenths of one percent pursuant to RCW 82.14.450 for criminal justice, fire protection and other general governmental purposes subject to certain property tax levy limitations with proceeds split sixty percent county and forty percent for cities; limiting the use of county tax proceeds to criminal justice purposes; limiting collection to a maximum of three years; and appointing committees to write the voters' pamphlet statements for the special election on November 2, 2010.

Sponsors: Mr. Dunn and Ms. Lambert

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

Adjournment

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The meeting was adjourned at 2:05 p.m.

Approved this _____ day of _____.

Clerk's Signature