



King County  
Meeting Proceedings

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 of Administration and Finance;  
Reagan Dunn, Larry Gossett, Kathy Lambert, Julia Patterson, Larry Phillips,  
Pete von Reichbauer*

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Room 1001

June 22, 2009

11:00 AM

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REVISED AGENDA - Added Items 33-34

1. **Call to Order**

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

2. **Roll Call**

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

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

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*Mr. von Reichbauer led the flag salute and Pledge of Allegiance.*

4. **Approval of Minutes of June 15, 2009**

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*Mr. Ferguson moved to approve the minutes of the June 15, 2009 meeting as presented. Seeing no objection, the Chair so ordered.*

5. **Additions to the Council Agenda**

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*Items 33 and 34 were added to the council agenda.*

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

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*Mr. Phillips reported on the Central Link Oversight Committee meeting. This meeting was the last meeting before the actual opening of light rail. The committee heard reports from the Executive Director and the Initial Segment Project Director regarding wrap up of construction activities. The initial segment continues to remain on schedule and within budget.*

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

### Consent Items 7 and 8

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7. [Proposed Motion No. 2009-0241](#) **Ms. Hague**

A MOTION to approving the King County department of transportation director's office report on transportation grant priorities.

*The enacted number is 13012.*

**This Matter was Passed on the Consent Agenda.**

8. [Proposed Motion No. 2009-0292](#) **Ms. Hague**

A MOTION approving the King County department of transportation director's office business case.

*The enacted number is 13013.*

**This Matter was Passed on the Consent Agenda.**

### Passed The Consent Agenda

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

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

### Physical Environment

9. [Proposed Substitute Motion No. 2009-0345.2](#) **Mr. Phillips and Mr. Constantine**

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A MOTION requesting the transit division to report on cost-saving and revenue-generating entrepreneurial activities.

*The enacted number is 13014.*

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

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
No: 0  
Excused: 0

10. [Proposed Motion No. 2009-0376](#) Ms. Lambert

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A MOTION relating to the appointment of Robert Abbott to fill a vacancy on the Sammamish Plateau water and sewer district's board of commissioners.

*The enacted number is 13015.*

*Ms. Lambert moved to relieve the Physical Environment Committee of further consideration in order to take action. The motion carried.*

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

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
 No: 0  
 Excused: 0

### First Reading of and Action on Motions Without Referral to Committee

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11. [Proposed Motion No. 2009-0382](#) Mr. Ferguson and Ms. Hague

[Play Video](#)

A MOTION establishing the process for appointing a county assessor.

*The enacted number is 13017.*

*Mr. Ferguson moved to suspend the rules in order to take action on Proposed Motion 2009-0382 without referral to committee. The motion carried.*

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

*Jim Brewer, Legal Counsel, answered questions of the Council.*

*Mr. Ferguson moved Amendment 1, indicating that two of the positions will be filled by Council Chief of Staff and the Chief of Staff for Executive Triplett.*

*Ms. Patterson asked if Mr. Ferguson would yield to a question, asking if the suburban cities appointee was selected by the Suburban Cities Association.*

*Mr. Ferguson confirmed that the names of the appointed members of the committee came from the Suburban Cities Association and the Seattle King County Association of Realtors.*

*Mr. Ferguson's motion to adopt Amendment 1 carried.*

*Mr. Gossett moved to offer an oral amendment to Amendment 1, delete lines 66-68. The motion failed by the following vote:*

*Votes: Yes: 2 - Mr. Gossett and Mr. Dunn*

*No: 7 - Mr. Constantine, Ms. Patterson, Ms. Lambert, Mr. Ferguson, Mr. Phillips, Ms. Hague and Mr. von Reichbauer*

*Excused: 0*

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

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

12. [Proposed Motion No. 2009-0383](#)

**Mr. Constantine, Ms. Lambert, Ms. Hague, Mr. Gossett, Ms. Patterson, Mr. Dunn, Mr. Ferguson and Mr. von Reichbauer**

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A MOTION relating to the executive audit committee and directing the King County executive to reactivate or reconstitute the committee.

*The enacted number is 13016.*

*Mr. Ferguson moved to suspend the rules in order to take action on Proposed Motion 2009-0383 without referral to committee. The motion carried.*

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

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
 No: 0  
 Excused: 0

## First Reading and Referral of Ordinances

13. [Proposed Ordinance No. 2009-0377](#)

**Mr. Constantine**

AN ORDINANCE authorizing a zone reclassification on certain property located at 11060 16th Avenue SW Postal City Seattle, at the request of Mark Nickels, department of development and environmental services file no. L09TY401.

**Introduced and Referred to Hearing Examiner**

14. [Proposed Ordinance No. 2009-0378](#)

**Mr. Ferguson, Mr. Constantine and Mr. Phillips**

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

**Introduced and Referred to Committee of the Whole**

15. [Proposed Ordinance No. 2009-0379](#)

**Mr. Ferguson, Mr. Constantine and Mr. Phillips**

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Public Safety Employees Union (Non-Commissioned - Department of Adult and Juvenile Detention) representing employees in the department of adult and juvenile detention; and establishing the effective date of said agreement.

**Introduced and Referred to Committee of the Whole**

16. [Proposed Ordinance No. 2009-0380](#)

**Mr. Ferguson**

AN ORDINANCE authorizing the King County executive to enter into a temporary, nonexclusive, surface use easement with the city of Shoreline to use land adjacent to the Shoreline district court facility as a park.

**Introduced and Referred to Budget and Fiscal Management Committee**

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17. [Proposed Ordinance No. 2009-0381](#) **Mr. Ferguson, Mr. Constantine and Mr. Phillips**
- AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Public Safety Employees Union (Non-Commissioned - Department of Community and Human Services) representing employees in the department of community and human services; and establishing the effective date of said agreement.
- Introduced and Referred to Committee of the Whole**
18. [Proposed Ordinance No. 2009-0384](#) **Mr. Gossett, Mr. Constantine and Ms. Patterson**
- AN ORDINANCE making a supplemental appropriation of \$1,186,710 to the public health fund; and amending the 2009 Budget Ordinance, Ordinance 16312, Section 92, as amended.
- Introduced and Referred to Budget and Fiscal Management Committee**
19. [Proposed Ordinance No. 2009-0385](#) **Mr. Gossett, Mr. Constantine and Ms. Patterson**
- AN ORDINANCE relating to three development projects; adopting provisions for approval of three sustainable communities and housing demonstration projects, in accordance with K.C.C. 21A.55.010; and adding a new section to K.C.C. chapter 21A.55.
- Introduced and Referred to Physical Environment Committee**
20. [Proposed Ordinance No. 2009-0387](#) **Ms. Hague**
- AN ORDINANCE approving the city of Redmond Amendment to the General Sewer Plan, March 2009.
- Introduced and Referred to Physical Environment Committee**
21. [Proposed Ordinance No. 2009-0388](#) **Mr. Ferguson, Mr. Constantine and Mr. Phillips**
- AN ORDINANCE approving and adopting the collective bargaining agreement and two memoranda of agreement negotiated by and between King County and International Federation of Professional and Technical Engineers, Local 17 (Supervisors) representing employees in the department of executive services; department of natural resources and parks; and, the department of transportation and establishing the effective date of said agreements.
- Introduced and Referred to Committee of the Whole**
22. [Proposed Ordinance No. 2009-0389](#) **Mr. Ferguson, Mr. Constantine and Mr. Phillips**
- AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement negotiated by and between King County and Public Safety Employees Union (Legal Administrative Specialists) representing employees in the department of judicial administration; and establishing the effective date of said agreements.
- Introduced and Referred to Committee of the Whole**

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## First Reading and Referral of Motions

23. [Proposed Motion No. 2009-0366](#) **Mr. Dunn**

A MOTION confirming the executive's appointment of Sherre Pantanida, who resides in council district nine, to the King County alcoholism and substance abuse administrative board.

**Introduced and Referred to Law, Justice, Health and Human Services Committee**

24. [Proposed Motion No. 2009-0386](#) **Mr. Gossett and Mr. Constantine**

A MOTION concerning untimely filed petitions for tax refunds in the amount of \$20,750.40; authorizing treasury operations to make the refunds.

**Introduced and Referred to Budget and Fiscal Management Committee**

## 25. Recess

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*The meeting was recessed at 11:27 a.m.*

*The meeting was reconvened at 1:47 p.m.*

*The meeting was recessed at 1:54 p.m.*

*The meeting was reconvened at 2:00 p.m.*

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

### Consent Items 26-30

### [Play Video](#)

26. [Proposed Ordinance No. 2009-0285](#) **Ms. Hague**

AN ORDINANCE approving the Shoreline Water District 2007 Water System Plan.

**On 6/22/2009, a public hearing was held and closed.**

*The enacted number is 16558.*

**This Matter was Passed on the Consent Agenda.**

27. [Proposed Ordinance No. 2009-0286](#) **Ms. Hague and Mr. von Reichbauer**

AN ORDINANCE approving the Highline Water District 2008 Comprehensive Water System Plan.

**On 6/22/2009, a public hearing was held and closed.**

*The enacted number is 16559.*

**This Matter was Passed on the Consent Agenda.**

28. [Proposed Ordinance No. 2009-0287](#) **Ms. Hague and Mr. von Reichbauer**

AN ORDINANCE approving the Lakehaven Utility District 2006 Water System Plan.

**On 6/22/2009, a public hearing was held and closed.**

*The enacted number is 16560.*

**This Matter was Passed on the Consent Agenda.**

29. [Proposed Ordinance No. 2009-0288](#) **Ms. Hague and Mr. von Reichbauer**  
 AN ORDINANCE approving the City of Pacific 2008 Water System Plan.  
**On 6/22/2009, a public hearing was held and closed.**  
*The enacted number is 16561.*  
**This Matter was Passed on the Consent Agenda.**
30. [Proposed Ordinance No. 2009-0289](#) **Ms. Hague**  
 AN ORDINANCE approving the City of Carnation 2008 Comprehensive Water System Plan.  
**On 6/22/2009, a public hearing was held and closed.**  
*The enacted number is 16562.*  
**This Matter was Passed on the Consent Agenda.**

### **Passed The Consent Agenda**

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

**Votes:** Yes: 9 - Mr. Constantine, Mr. Ferguson, Ms. Hague, Ms. Lambert, Mr. von Reichbauer, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
 No: 0  
 Excused: 0

### **Budget and Fiscal Management**

31. [Proposed Substitute Ordinance No. 2009-0324.2](#) **Mr. Gossett**  
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 AN ORDINANCE making a net supplemental appropriation of \$454,130 to various general fund agencies and \$25,703,816 to various non-general fund agencies and \$7,623,874 to capital improvement projects for the fiscal year beginning January 1, 2009, and ending December 31, 2009, and making a net supplemental disappropriation of \$619,286 from transit and appropriations of \$36,917 to capital improvement projects for the fiscal biennium beginning January 1, 2008 and ending December 31, 2009; and amending the 2009 Budget Ordinance, Ordinance 16312, Sections 6, 7, 8, 9, 11, 14, 16, 18, 19, 21, 22, 23, 24, 26, 27, 28, 30, 31, 32, 33, 35, 38, 39, 41, 42, 43, 46, 47, 49, 53, 55, 60, 61, 62, 72, 73, 74, 75, 76, 81, 85, 87, 88, 89, 90, 91, 92, 95, 100, 101, 105, 106, 109, 111, 113, 114, 115, 118, 119, 125, 126, 127, 128, 129 and 130 and Attachments B, C, D, E, F and G, as amended, and the 2008/2009 Biennial Budget Ordinance, Ordinance 15975, Sections 109, 110 and 136 and Attachment H, as amended.  
**On 6/22/2009, a public hearing was held and closed.**  
*The enacted number is 16564.*  
*Mr. Gossett moved Amendment 1.*  
*Polly St. John, Council staff, answered questions of the Council.*  
*Mr. Gossett's motion carried.*



*Ms. Lambert moved Amendment 2. The motion carried.*

*Ms. Patterson moved Amendment 3.*

*Sherril Huff, Director of Elections, answered questions of the Council.*

*Ms. Hague offered a friendly amendment to Amendment 3 regarding the September 30, 2009 deadline. Ms. Patterson accepted adding "or the date is extended by motion of the Council".*

*Ms. Patterson's motion to adopt Amendment 3, as amended, carried by the following vote:*

*Votes: Yes: 6 - Mr. Constantine, Ms. Patterson, Mr. Gossett, Ms. Lambert, Mr. Dunn and Ms. Hague*

*No: 2 - Mr. Ferguson and Mr. Phillips*

*Excused: 1 - Mr. von Reichbauer*

*Mr. Ferguson moved Amendment 4. The motion carried by the following vote:*

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

*No: 0*

*Excused: 1 - Mr. von Reichbauer*

*Polly St. John, Council staff, further summarized the amended ordinance after consulting legal staff.*

*Ms. Patterson moved to reconsider Amendment 3 as adopted. The motion carried.*

*Ms. Patterson moved to amend Amendment 3, as adopted, on line 6, delete \$111,67 and insert \$52,306.*

*Ms. Hague inquired if the previous amendment concerning the date was included in this verbal amendment.*

*The vote on Amendment 3, as amended, carried.*

*Polly St. John, Council staff, clarified changes that were required to Amendment T3 and changes to Proposed Ordinance 2009-0324, Section 1.*

*On page two, line 22, delete \$454,130 and insert \$506,436, and on line 24, delete \$25,703,816 and insert \$25,686,223.*

*Mr. Ferguson moved to amend Proposed Ordinance 2009-0324, per calculations of Budget staff.*

*The motion carried.*

*Mr. Ferguson moved Amendment T3. Mr. Ferguson moved to amend Amendment T3 per calculations of Budget staff. The motion carried. The vote on Amendment T3, as amended, carried.*

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

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

No: 0

Excused: 0

## Physical Environment

32. [Proposed Ordinance No. 2009-0344](#) **Mr. Constantine and Mr. Phillips**

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AN ORDINANCE authorizing the county executive to enter into a Project Partnership Agreement with the United States Army Corps of Engineers and the Washington state Department of Natural Resources for the construction of the North Wind's Weir Intertidal Restoration Project.

**On 6/22/2009, a public hearing was held and closed.**

*The enacted number is 16563.*

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

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

No: 0

Excused: 0

## Other Business

*The Chair announced to the Council that Phil Noble, Bellevue City Councilmember passed away, and asked for a moment of silence.*

## Extra Items

## First Reading and Referral of Motions

33. [Proposed Motion No. 2009-0390](#) **Mr. Ferguson and Mr. Dunn**

A MOTION ensuring accountability for public tax dollars and public resources and establishing a plan for greater oversight for capital projects.

**Introduced and Referred to Government Accountability and Oversight Committee**

34. [Proposed Motion No. 2009-0392](#) **Mr. Phillips**

A MOTION requesting the executive to act upon the Washington State Auditor's Office Accountability Audit Report by developing a comprehensive plan for improved business practices and internal controls in King County, and report the plan to the council by August 28, 2009.

**Introduced and Referred to Government Accountability and Oversight Committee**

## Adjournment

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*The meeting was adjourned at 3:06 p.m.*

Approved this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Clerk's Signature