



King County

1200 King County
Courthouse
516 Third Avenue
Seattle, WA 98104

Meeting Minutes

Metropolitan King County Council

*Councilmembers: Dave Upthegrove, Chair;
Jeanne Kohl-Welles, Vice Chair of Policy Development and
Review;
Reagan Dunn, Vice Chair of Regional Coordination;
Claudia Balducci, Rod Dembowski, Joe McDermott, Sarah
Perry, Pete von Reichbauer, Girmay Zahilay*

1:30 PM

Tuesday, May 2, 2023

Hybrid Meeting

REVISED AGENDA - ADDED ITEM 32 DRAFT MINUTES - VERSION 2

Hybrid Meetings: Attend King County Council meetings in person in Council Chambers (Room 1001), 516 3rd Avenue in Seattle, or through remote access. Details on how to attend and/or provide comment remotely are listed below.

HOW TO PROVIDE PUBLIC TESTIMONY: The Council values community input and looks forward to hearing from you.

There are three ways to provide public testimony:

1. **In person:** You may attend the meeting in person in Council Chambers.
2. **By email:** You may testify by submitting a COMMENT email. If your testimony is submitted before 10:00 a.m. on the day of the Council meeting, your email testimony will be distributed to the Councilmembers and appropriate staff prior to the meeting. Please submit your testimony by emailing clerk@kingcounty.gov.
3. **Remote attendance on the Zoom Webinar:** You may provide oral public testimony at the meeting by connecting to the meeting via phone or computer using the ZOOM application at <https://zoom.us/>, and entering the Webinar ID below.

You are not required to sign-up in advance. Testimony will be limited to ordinances and motions listed on the meeting agenda for action. On the fourth Tuesday of each month, the council allows general public comment on matters relating to county government.

CONNECTING TO THE WEBINAR

Webinar ID: 890 5838 1493

If you do not have access to the ZOOM application, you can connect to the meeting by calling 1-253-215-8782 and using the Webinar ID. Connecting in this manner, however, may impact your ability to be unmuted to speak.

You have the right to language access services at no cost to you. To request these services, please contact our Equity and Social Justice Director, Dae Shogren at 206-263-8124, or dae.shogren@kingcounty.gov by 10:00 a.m. the day prior to the meeting.

If you do not wish to be called upon for public comment during the meeting, please help us manage the callers and use one of the options below (Live Streaming or King County TV Channel 22).

HOW TO LISTEN TO THE MEETING: There are several ways to listen to the meeting if you don't wish to provide public testimony:

1. Stream online via this link:

<https://livestream.com/accounts/15175343/events/4485487>, or input the link web address into your web browser.

2. Watch King County TV Channel 22 (Comcast Channel 22 and 322(HD), Wave Broadband Channel 22)

3. Listen to the meeting by telephone – See “Connecting to the Webinar” above.

1. Call to Order

The meeting was called to order at 1:31 p.m.

2. Roll Call

Present: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer and Zahilay

3. Flag Salute and Pledge of Allegiance

Councilmember Dunn led the flag salute and Pledge of Allegiance.

4. Approval of Minutes of April 18, 2023

Councilmember Kohl-Welles moved to approve the minutes of the April 18, 2023, meeting as presented. Seeing no objection, the Chair so ordered.

5. Additions to the Council Agenda

Item 32 was added.

Hearing and Second Reading of Ordinances from Standing Committees and Regional Committees, and of Ordinances related to Collective Bargaining

There will be one public hearing on Items 6-14

The following people spoke:

Alex Tsimmerman

Jessie Friedmann

Sara Robbins

Jon Grant

Jesse Simpson

Dennis Sills

Jerry Kroon

Jorge L. Baron

Jason Austin

Laura Smith

Alison Eisinger

Tree Willard

Amarinthia Torres

Merril Cousin

John Talberth

Mary Ellen Stone

Hannah Rosenberger

Nela Cumming

Consent Item 6

6. [Proposed Ordinance No. 2023-0092](#)

AN ORDINANCE relating to fossil fuel facilities and non-hydroelectric generation facilities; and amending Ordinance 10870, Section 337, as amended, and K.C.C. 21A.08.100, Ordinance 10870, Section 443, as amended, and K.C.C. 21A.22.050 and Ordinance 12020, Section 17, and K.C.C. 27A.30.060.

Sponsors: Perry and Upthegrove

The enacted number is 19601.

A Public Hearing was held and closed. A motion was made by Councilmember Kohl-Welles that this Ordinance be Passed on the Consent Agenda. The motion carried by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer, and Zahilay

Metropolitan King County Council**7. [Proposed Ordinance No. 2023-0157](#)**

AN ORDINANCE approving and adopting the collective bargaining agreement (Wage and Wage Related) negotiated by and between King County and the Washington State Council of County and City Employees, Council 2, Local 21DC representing employees in the King County District Court; and establishing the effective date of the agreement.

Sponsors: Upthegrove

The enacted number is 19602.

Jeff Muhm, Chief Policy Officer, briefed the Council and answered questions.

A Public Hearing was held and closed. A motion was made by Councilmember Kohl-Welles that this Ordinance be Passed. The motion carried by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer, and Zahilay

8. [Proposed Ordinance No. 2023-0169](#)

AN ORDINANCE approving and adopting the memorandum of agreement negotiated by and between King County and the King County Juvenile Detention Guild representing employees in the Department of Adult and Juvenile Detention; and establishing the effective date of the agreement.

Sponsors: Upthegrove

The enacted number is 19603.

Jeff Muhm, Chief Policy Officer, briefed the Council and answered questions.

Andre Chevalier, Senior Labor Relations Negotiator, Labor Relations, briefed the Council and answered questions.

A Public Hearing was held and closed. A motion was made by Councilmember Kohl-Welles that this Ordinance be Passed. The motion carried by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer, and Zahilay

Regional Policy Committee

9. [Proposed Substitute Ordinance No. 2023-0095.3](#)

AN ORDINANCE providing for the submission to the qualified electors of King County at a special election to be held in King County on August 1, 2023, a proposition authorizing a property tax levy in excess of the levy limitations contained in chapter 84.55 RCW for a consecutive six-year period at a rate of not more than ten cents per one thousand dollars of assessed valuation in the first year, and limiting annual levy increases to three and one-half percent in the five succeeding years, all for the purpose of supporting veterans and military servicemembers and their respective families; seniors and their caregivers; and resilient communities in King County by funding regional health and human services and capital facilities to promote housing stability, healthy living, financial stability, social engagement and health and human services system improvements and system access; providing for a resident advisory board; and directing proposal of an implementation plan for the veterans, seniors and human services levy, contingent upon voter approval of the levy.

Sponsors: Zahilay and Kohl-Welles

The enacted number is 19604.

Councilmember von Reichbauer made a motion to relieve the Regional Policy Committee in order to take action on Proposed Ordinance 2023-0095. The motion carried.

Chair Upthegrove directed that all versions of the legislation would be available for consideration and action.

Councilmember Zahilay moved Proposed Substitute Ordinance 2023-0095.3. The motion failed by the following vote:

Yes: 5 - Balducci, Dembowski, Kohl-Welles, McDermott, Zahilay

No: 4 - Dunn, Perry, von Reichbauer, Upthegrove

Excused: 0

(Requires 6 affirmative votes to pass)

Kendall Moore, Associate Chief Legal Counsel, made remarks and answered questions.

Miranda Leskinen, Council Staff, made remarks.

A Public Hearing was held and closed. Councilmember Kohl-Welles moved adoption of Proposed Substitute Ordinance 2023-0095.2. The motion carried by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer, and Zahilay

Motions, from Standing Committees and Regional Committees and Motions related to Collective Bargaining, for Council Action

Consent Items 10-12

10. [Proposed Substitute Motion No. 2023-0063.2](#)

A MOTION confirming the executive's appointment of Steven Field, who resides in council district seven, to the King County Access paratransit advisory committee.

Sponsors: von Reichbauer

The enacted number is 16352.

A Public Hearing was held and closed. This matter passed on the Consent Agenda.

11. [Proposed Substitute Motion No. 2023-0117.2](#)

A MOTION related to the transfer of retired vanpool vans to nonprofit organizations and local governments to meet the needs of low-income, seniors or young people or people with disabilities.

Sponsors: Dembowski

The enacted number is 16353.

A Public Hearing was held and closed. This matter passed on the Consent Agenda.

12. [Proposed Motion No. 2023-0153](#)

A MOTION confirming the executive's appointment of Apryl Hynes, who resides in council district three, to the King County waterworks grant ranking committee, as the district three representative.

Sponsors: Perry

The enacted number is 16354.

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 Kohl-Welles that the Consent Agenda be passed. The motion carried by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer, and Zahilay

Committee of the Whole

13. Proposed Motion No. 2023-0159

A MOTION approving the extension of the executive's appointment of Quanetta West as acting director of the juvenile division within the King County department of adult and juvenile detention.

Sponsors: Kohl-Welles

The enacted number is 16355.

Councilmember Kohl-Welles made a motion to relieve the Committee of the Whole in order to take action on Proposed Motion 2023-0159. The motion carried.

Mina Hashemi, Director of Council Relations, Executive's Office, briefed the Council and answered questions.

A Public Hearing was held and closed. A motion was made by Councilmember Kohl-Welles that this Motion be Passed. The motion carried by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer, and Zahilay

Employment and Administration

14. Proposed Substitute Motion No. 2023-0171.2

A MOTION appointing the ombuds, director of the King County office of public complaints/tax advisor.

Sponsors: Upthegrove

The enacted number is 16356.

Stephanie Cirkovich, Chief of Staff, briefed the Council and answered questions.

Councilmember Kohl-Welles offered an oral amendment on Line 17, after 'effective', insert "June 26,". The motion carried.

A Public Hearing was held and closed. A motion was made by Councilmember Kohl-Welles that this Motion be Passed as Amended. The motion carried by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer, and Zahilay

First Reading and Referral of Ordinances

15. [Proposed Ordinance No. 2023-0074](#)

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 Ricky and Mary Krell for property located at 11333 SW 204th Street, Vashon, WA, designated department of natural resources and parks, water and land resources division file no. E20CT020.

Sponsors: Upthegrove

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

16. [Proposed Ordinance No. 2023-0075](#)

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 Erin and Owana Durrett and Darren Lay for property located at 6002 SW Point Robinson Road, Vashon, WA, designated department of natural resources and parks, water and land resources division file no. E22CT017.

Sponsors: Upthegrove

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

17. [Proposed Ordinance No. 2023-0076](#)

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 Cougar Mountain Land Trust et al. for property located at 9409 199th Avenue SE, Issaquah, WA, designated department of natural resources and parks, water and land resources division file no. E22CT032.

Sponsors: Upthegrove

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

18. [Proposed Ordinance No. 2023-0077](#)

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 Regina Jacobs for property located at 12115 SW 232nd Street Vashon, WA, designated department of natural resources and parks, water and land resources division file no. E22CT019.

Sponsors: Upthegrove

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

19. [Proposed Ordinance No. 2023-0078](#)

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 Middle Tiger LLC for property located at 27008 SE 146th Street, Issaquah, WA, designated department of natural resources and parks, water and land resources division file no. E22CT027.

Sponsors: Upthegrove

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

20. [Proposed Ordinance No. 2023-0079](#)

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 Mark Malamud for property located at 10736 SW Sylvan Beach Road, Vashon, WA, designated department of natural resources and parks, water and land resources division file no. E22CT020.

Sponsors: Upthegrove

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

21. [Proposed Ordinance No. 2023-0080](#)

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 Lorraine Swalley and Raymond Cunningham for property located at 9905 174th Avenue SE, Renton, WA, designated department of natural resources and parks, water and land resources division file no. E22CT022.

Sponsors: Upthegrove

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

22. [Proposed Ordinance No. 2023-0081](#)

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Christopher Mark Clawson for property located at 27301 SE 216th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E22CT026.

Sponsors: Upthegrove

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

23. [Proposed Ordinance No. 2023-0172](#)

AN ORDINANCE relating to rates and charges for sewage treatment and disposal; and amending Ordinance 12353, Section 2, as amended, and K.C.C. 4A.670.100, Ordinance 18745, Section 2, and Ordinance 11398, Section 1, as amended, and K.C.C. 28.84.055.

Sponsors: McDermott

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

24. [Proposed Ordinance No. 2023-0173](#)

AN ORDINANCE making a net supplemental appropriation of \$9,164,000 to the wastewater treatment division; and amending the 2023-2024 Biennial Budget Ordinance, Ordinance 19546, Section 113, as amended.

Sponsors: McDermott

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

25. [Proposed Ordinance No. 2023-0178](#)

AN ORDINANCE relating to the use of controlled substances in public places; adding a new chapter to K.C.C. Title 12, prescribing penalties, and establishing a contingent expiration date.

Sponsors: Dunn and Upthegrove

This matter had its first reading and was referred to the Law, Justice, Health and Human Services Committee.

26. [Proposed Ordinance No. 2023-0180](#)

AN ORDINANCE relating to the King County office of public complaints; amending Ordinance 473, Section 2, as amended, and K.C.C. 2.52.020, Ordinance 5869, Section 4, as amended, and K.C.C. 2.52.030, Ordinance 473, Section 4, as amended, and K.C.C. 2.52.040, Ordinance 473, Section 9, as amended, and K.C.C. 2.52.090, Ordinance 473, Section 11, as amended, and K.C.C. 2.52.110, Ordinance 473, Section 15, as amended, and K.C.C. 2.52.150, Ordinance 473, Section 18, as amended, and K.C.C. 2.52.170, Ordinance 9704, Section 1, as amended, and K.C.C. 3.04.015, Ordinance 12014, Section 2, as amended, and K.C.C. 3.04.017, Ordinance 1308, Section 3, as amended, and K.C.C. 3.04.020, Ordinance 9704, Section 9, as amended, and K.C.C. 3.04.055, Ordinance 1321, Section 2, as amended, and K.C.C. 3.04.080, Ordinance 1321, Section 3, as amended, and K.C.C. 3.04.090 and Ordinance 1321, Section 4, as amended, and K.C.C. 3.04.100.

Sponsors: Dembowski

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

First Reading and Referral of Motions

27. [Proposed Motion No. 2023-0123](#)

A MOTION confirming the executive's appointment of Cilia Jurdy, who resides in council district one, to the King County Communities of Opportunity-Best Starts for Kids levy advisory board, as a member of the Communities of Opportunity systems and policy change representatives group.

Sponsors: Dembowski

This matter had its first reading and was referred to the Law, Justice, Health and Human Services Committee.

28. [Proposed Motion No. 2023-0175](#)

A MOTION authorizing the King County executive to accept a donation of \$1,080,000 towards the purchase price of a conservation easement on Evans creek in unincorporated King County, appraised at \$2,480,000, for agricultural and fish and wildlife habitat preservation purposes.

Sponsors: Perry

This matter had its first reading and was referred to the Local Services and Land Use Committee.

29. [Proposed Motion No. 2023-0177](#)

A MOTION approving the Gender Identity and Sexual Orientation Inclusion Strategy Report and Recommendations from the King County gender identity and sexual orientation inclusion task force.

Sponsors: Kohl-Welles and Dembowski

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

30. [Proposed Motion No. 2023-0179](#)

A MOTION proposing an honorary road name designation in recognition of Northwood Middle School.

Sponsors: Dunn

This matter had its first reading and was referred to the Local Services and Land Use Committee.

31. Reports on Special and Outside Committees

Councilmember Kohl-Welles made remarks and reported on the 2023 National Week of Action for Missing and Murdered Indigenous Women. A march will take place May 6, 2023, at 10:00 a.m., at Westlake Park.

Councilmember Dembowski made remarks and reported on the annual trip to Washington, D.C.

Councilmember Dunn made remarks and announced on May 11, 2023, Bellevue College will be hosting the 2023 King County Conference on Substance Use Disorders.

Other Business

In accordance with K.C.C. 2.28.0015, Chair Upthegrove announced that he received no additional names for the Harborview Medical Center board at large positions. He also announced that Lisa Jacobs is not seeking a new term and that he has already forwarded to the executive for his consideration, the names of the two current at large board members seeking reappointment as well as the three names he received earlier this year for the currently vacant position. Chair Upthegrove asked the Executive to consider a candidate from that pool to fill Ms. Jacob's seat.

Special Item

32. National Library Week/National Library Workers Day

Chair Upthegrove announced that the Proclamation of National Library Week/National Library Workers Day has been officially acknowledged and presented in the community.

Adjournment

The meeting was adjourned at 3:44 p.m.

Approved this _____ day of _____

Clerk's Signature