



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 15, 2012

Room 1001

1. **Call to Order**

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The meeting was called to order at 1:47 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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Mr. von Reichbauer led the flag salute and Pledge of Allegiance.

4. **Approval of Minutes of October 8, 2012**

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Mr. Phillips moved to approve the minutes of the October 8, 2012 meeting as presented. Seeing no objection, the Chair so ordered.

5. **Additions to the Council Agenda**

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There were no additions.

6. **Special Item**

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Presentation of a Proclamation of the month of October 2012 as Cyber Security Awareness Month in King County

Ms. Lambert made comments about Cyber Security Awareness Month. She and Ms. Hague read the proclamation. Bill Kehoe, King Country Information Technology, made

comments.

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. 2012-0388.2**

AN ORDINANCE related to a new multipurpose sports and entertainment facility authorizing the King County executive to execute a memorandum of understanding with the city of Seattle and ArenaCo and to execute an interlocal agreement with the city; and repealing Ordinance 17395, Section 1, Ordinance 17395, Section 2, and Ordinance 17395, Section 3.

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Sponsors: Mr. McDermott

On 10/15/2012, a public hearing was held and closed.

The enacted number is 17433.

On 10/15/2012, the following people appeared to speak:

*Mia Jacobsen
Sam Bellomio
Alex Zimmerman
Dawn Welch
Kris Brannon
Marshall Stewart
Kenneth Knutsen
David Brown
Jeff Brown
Joseph Chong
Jack Smith
Kum Cha Tuttle*

For the record, the Chair wanted to personally thank staff members Mark Melroy and Wendy Soo Hoo for their work. Mr. McDermott commented also.

A motion was made by Councilmember McDermott that this Ordinance 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

8. **Proposed Ordinance No. 2012-0275**

AN ORDINANCE authorizing the King County executive to enter into five agreements with the Washington state Department of Ecology for loan financing for five wastewater capital projects .

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Sponsors: Mr. McDermott and Mr. Phillips

On request of Mr. Phillips the Chair deferred Proposed Ordinance 2012-0275 until the October 22, 2012 Council meeting.

This matter was Deferred.

9. [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 10/15/2012, a public hearing was held and closed.

The enacted number is 17434.

On 10/15/2012, the following people appeared to speak:

*Sam Bellomio
Alex Zimerman*

*Mr. McDermott moved Amendment 1. The motion carried by the following vote:
Votes: Yes: 8 - Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. McDermott, Ms. Patterson and Mr. Phillips
No: 0
Excused: 1 - Mr. von Reichbauer*

A motion was made by Councilmember McDermott that this Ordinance 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

10. [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 10/15/2012, a public hearing was held and closed.

The enacted number is 17435.

*Ms. Hague moved Amendment 1. The motion carried by the following vote:
Votes: Yes: 7 - Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Lambert, Mr. Phillips and Mr. von Reichbauer
No: 0
Excused: 2 - Ms. Patterson and Mr. McDermott*

A motion was made by Vice Chair Hague that this Ordinance be Passed as Amended. The motion carried by the following vote:

Yes: 8 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. Ferguson, Ms. Hague, and Mr. Gossett

Excused: 1 - Mr. McDermott

Committee of the Whole

Ms. Hague moved to consider Items 11-12 as a consent agenda with one vote. The motion carried.

11. Proposed Ordinance No. 2012-0383

AN ORDINANCE approving King County's sale of two surplus residential parcels located in council districts one and three.

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Sponsors: Ms. Lambert and Mr. Ferguson

On 10/15/2012, a public hearing was held and closed.

The enacted number is 17436.

Ms. Hague moved to relieve Committee of the Whole of Proposed Ordinance 2012-0383 in order to take action. The motion carried.

Item 11 was considered with Item 12 as one vote.

This matter passed on the Consent Agenda.

12. 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.

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Sponsors: Ms. Hague

On 10/15/2012, a public hearing was held and closed.

The enacted number is 17437.

Ms. Hague moved to relieve Committee of the Whole of Proposed Ordinance 2012-0419 in order to take action. The motion carried.

Item 12 was considered with Item 11 as one vote.

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

Excused: 1 - Mr. McDermott

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

Regional Water Quality

13. [Proposed Motion No. 2012-0406](#)

A MOTION approving the proposed work plan for review and update of the Regional Wastewater Services Plan, in response to 2012 Budget Ordinance, Ordinance 17232, Section 100, Proviso P1.

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Sponsors: Mr. Phillips

The enacted number is 13758.

A motion was made by Councilmember Phillips that this Motion be Passed.

The motion carried by the following vote:

Yes: 8 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. Ferguson, Ms. Hague, and Mr. Gossett

Excused: 1 - Mr. McDermott

First Reading and Referral of Ordinances

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14. [Proposed Ordinance No. 2012-0349](#)

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Animal Control Officers Guild representing employees in the department of executive services; and establishing the effective date of said agreement.

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Sponsors: Mr. Gossett and Mr. Ferguson

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

15. [Proposed Ordinance No. 2012-0389](#)

AN ORDINANCE regarding surface water management; revising surface water management service charges; revising rate adjustments for non-residential parcels served by one or more flow control or water quality treatment facilities; and amending Ordinance 7590, Ordinance 16958, Ordinance 17246, and K.C.C. 9.08.010, Ordinance 7590, Section 8, as amended, and K.C.C. 9.08.070 and Ordinance 7590, Section 9, as amended, and K.C.C. 9.08.080.

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Sponsors: Mr. McDermott

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

Management Committee.

16. [Proposed Ordinance No. 2012-0410](#)

AN ORDINANCE relating to the 2012 levy of property taxes in King County for collection in the year 2013; and amending Ordinance _____ (Proposed Ordinance 2012-0395), Section 1, Ordinance _____ (Proposed Ordinance 2012-0395), Section 2, Ordinance _____ (Proposed Ordinance 2012-0395), Section 3, and Ordinance _____ (Proposed Ordinance 3012-0395), Section 4.

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Sponsors: Mr. McDermott

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

17. [Proposed Ordinance No. 2012-0417](#)

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 1652R (Industrial and Hazardous Waste) representing employees in the department of natural resources and parks; and establishing the effective date of said agreement.

Sponsors: Mr. Gossett and Mr. Phillips

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

18. [Proposed Ordinance No. 2012-0418](#)

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Service Employees International Union, Local 925 (Involuntary Commitment Specialists) representing employees in the department of community and human services; and establishing the effective date of said agreement.

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Sponsors: Mr. Gossett and Mr. Phillips

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

19. [Proposed Ordinance No. 2012-0421](#)

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Technical Employees' Association (Wastewater Treatment Division, Supervisors and Staff) representing employees in the departments of natural resources and parks, and King County information technology; and establishing the effective date of said agreement.

Sponsors: Mr. Gossett and Mr. Phillips

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

20. [Proposed Ordinance No. 2012-0422](#)

AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement (Addressing The 2011 Budget Crisis) 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 agreements.

Sponsors: Mr. Gossett and Mr. Phillips

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

21. [Proposed Ordinance No. 2012-0423](#)

AN ORDINANCE approving and adopting the collective bargaining agreement and four memoranda of agreement negotiated by and between King County and Professional and Technical Employees, Local 17 (Information Technology) representing employees in the departments of adult and juvenile detention, community and human services, development and environmental services, elections, executive services, judicial administration, King County information technology, natural resources and parks, and transportation and establishing the effective date of said agreements.

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Sponsors: Mr. Gossett and Mr. Phillips

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

22. [Proposed Ordinance No. 2012-0424](#)

AN ORDINANCE approving and adopting the collective bargaining agreement and memorandum of agreement negotiated by and between King County and Service Employees International Union, Local 925 (Facilities Management Division) representing employees in the department of executive services; and establishing the effective dates of said agreements.

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Sponsors: Mr. Gossett and Mr. Phillips

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

23. [Proposed Ordinance No. 2012-0425](#)

AN ORDINANCE approving and adopting the collective bargaining agreement and two memoranda of agreement ((1) Addressing The 2011 Budget Crisis; (2) Transfer Procedures) 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 agreements.

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Sponsors: Mr. Gossett and Mr. Phillips

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

Whole.

24. [Proposed Ordinance No. 2012-0426](#)

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Professional and Technical Employees, Local 17 (Transit Chiefs) representing employees in the department of transportation; and establishing the effective date of said agreement.

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Sponsors: Mr. Gossett and Mr. Phillips

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

25. [Proposed Substitute Ordinance No. 2012-0427.2](#)

AN ORDINANCE relating to the provision of transit tickets to human services agencies; amending Ordinance 12643, Section 19, as amended, and K.C.C. 4A.700.210 and declaring an emergency.

Sponsors: Mr. Phillips, Mr. Ferguson, Ms. Patterson, Mr. Gossett, Ms. Hague and Mr. Dunn

The enacted number is 17438.

On 10/15/2012, a public hearing was held and closed.

The following person appeared to speak:

Tracy Arant

Ms. Hague moved to suspend the rules to hold a public hearing less than seven days after First Reading pursuant to K.C.C. 1.24.095, and to take action on Proposed Ordinance 2012-0427 without referral to committee pursuant to K.C.C. 1.24.085. The motion carried.

Mr. Phillips moved Striking Amendment S2. The motion carried by the following vote: Votes: Yes: 8 - Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Lambert, Ms. Patterson, Mr. Phillips and Mr. von Reichbauer

No: 0

Excused: 1 - Mr. McDermott

Mr. Phillips moved Title Amendment T2. The motion carried by the following vote: Votes: Yes: 8 - Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Lambert, Ms. Patterson, Mr. Phillips and Mr. von Reichbauer

No: 0

Excused: 1 - Mr. McDermott

A motion was made by Vice Chair Hague that this Ordinance be Passed as Amended. The motion carried by the following vote:

Yes: 8 - Ms. Lambert, Mr. von Reichbauer, Ms. Patterson, Mr. Phillips, Mr. Dunn, Mr. Ferguson, Ms. Hague, and Mr. Gossett

Excused: 1 - Mr. McDermott

First Reading and Referral of Motions

26. [Proposed Motion No. 2012-0369](#)

A MOTION accepting the executive response to the 2012 Budget Ordinance, Ordinance 17232, Section 29, Proviso P1, records and licensing services, restricting \$150,000 of appropriation authority pending the county executive's transmittal of a report and motion related to expenditures by the vehicle vessel licensing section for new processing equipment to be used for check processing and license renewals.

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Sponsors: Mr. McDermott

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

27. [Proposed Motion No. 2012-0414](#)

A MOTION confirming the executive's appointment of Susan Palmer, who resides in council district five, to the King County housing authority board of commissioners.

[play video](#)

Sponsors: Ms. Patterson

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

28. [Proposed Motion No. 2012-0420](#)

A MOTION requesting the executive, in collaboration with the departments of public health and community and human services, and a community stakeholder panel informed by local and national expertise, to develop and submit for council review and approval a plan for an accountable and integrated system of health, human services and community-based prevention in King County.

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

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

29. Reports on Special and Outside Committees

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No reports were given.

Other Business

Re-referral

30. [Proposed Ordinance No. 2012-0226](#)

AN ORDINANCE authorizing the King County executive to execute a twenty-year trails agreement with the city of Seattle to provide for the use by the county of certain real property owned by the city for the purpose of providing public recreational trails.

Sponsors: Mr. Phillips

This is a re-referral to the Committee of the Whole.

Land Use Appeal

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31. **Proposed Substitute Ordinance No. 2012-0071.2**

AN ORDINANCE concurring with the decision of the hearing examiner to approve, subject to conditions, the preliminary plat of Nelsen Catterall, located east of Issaquah-Pine Lake Road, north of 238 th Way Southeast, Postal City Sammamish, department of development and environmental services file no. L08P0004.

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Sponsors: Mr. Gossett

David Spohr, Interim Deputy King County Hearing Examiner summarized the Hearing Examiner's decision and recommendation.

Richard Aramburu, representing the appellant, made comments

Diane Weinstein, respondent, made comments

Jim Van Tighem, respondent, made comments

Patrick Schneider, representing the applicant, made comments

Chris Forster, Transportation Engineering Northwest, made comments

Darren Carnell, Prosecuting Attorney, answered questions of the members

The Chair deferred Proposed Substitute Ordinance 2012-0071 until the October 29, 2012 Council meeting.

This matter was Deferred.

Adjournment

The meeting was adjourned at 4:46 p.m.

Approved this _____ day of _____.

Clerk's Signature