

King County Meeting Proceedings

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Metropolitan King County Council

Councilmembers: Larry Phillips, Chair; Pete von Reichbauer, Vice Chair; Dow Constantine, Reagan Dunn, Carolyn Edmonds, Bob Ferguson, Larry Gossett, Jane Hague, Steve Hammond, David W. Irons, Kathy Lambert, Julia Patterson, Dwight Pelz

Room 1001 December 12, 2005 1:30 PM

Call to Order

The meeting was callled to order at 1:48 p.m. The meeting was recessed at 4:07 p.m. The meeting was reconvened at 4:21 p.m.

Roll Call

Present: Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Pelz, Mr. Dunn, Mr. Ferguson, Mr.

Hammond, Mr. Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

Excused: Ms. Edmonds and Ms. Hague

Flag Salute and Pledge of Allegiance

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

1. Approval of Minutes of December 5, 2005

The minutes were deferred until a future Council meeting.

2. Special Items

Presentation of a Recognition to Retiring Kent City Mayor Jim White for His Legacy to the City

Ms. Patterson presented and read a Recognition to Retiring Kent City Mayor Jim White. Ms. Patterson was joined by Mr. Hammond, Mr. Dunn and Mr. von Reichbauer.

Mayor White spoke and thanked the Council.

Presentation of a Recognition to Retiring Snoqualmie City Mayor Fuzzy Fletcher for His Many Accomplishments

Ms. Lambert presented and read a Recognition to Retiring Snoqualmie City Mayor Fuzzy Fletcher for his many accomplishments. Ms. Lambert invited the Mayor and the City Administrator to join her.

Mayor Fletcher spoke and thanked the Council and introduced Bob Larson, City Administrator.

Presentation of a Recognition to the Federal Way Kiwanis Eyeglass Drive for Providing Donated Eyeglasses for Those in Need in Developing Countries

Mr. von Reichbauer presented and read a Recognition to the Federal Way Kiwanis Eyeglass Drive for providing donated eyeglasses for those in need in developing countries.

Darwin Campbell, Department of Transportation/Transit Sales and Customer Service, spoke.

Don Chovil, President Elect, Federal Way Kiwanis, spoke.

John Hoskinson, Chairman, Eyeglass Committee, spoke.

Richard Boudreau, Administrator, Evergreen Eye Center, spoke.

3. Plat Tracings

Cottonwood Court - Council District 9

Mr. Constantine moved to adopt the DDES finding of fact that the final plat of Cottonwood Court complies with the conditions of preliminary plat approval and other applicable laws, and that the Chair is authorized to signify Council approval by signing the final plat at the end of the meeting. Seeing no objection, the Chair so ordered.

Seramonte - Council District 9

Mr. Constantine moved to adopt the DDES finding of fact that the final plat of Seromonte complies with the conditions of preliminary plat approval and other applicable laws, and that the Chair is authorized to signify Council approval by signing the final plat at the end of the meeting. Seeing no objection, the Chair so ordered.

Wilkins Wood - Council District 5

Mr. Constantine moved to adopt the DDES finding of fact that the final plat of Wilkins Wood complies with the conditions of preliminary plat approval and other applicable laws, and that the Chair is authorized to signify Council approval by signing the final plat at the end of the meeting. Seeing no objection, the Chair so ordered.

Hearing and Second Reading of Ordinances

Consent Items - Items 4-10

4. Proposed Ordinance No. 2005-0434

Mr. Gossett

AN ORDINANCE repealing the expiration section for the real estate and major capital projects review joint advisory group, which would have expired the group January 31, 2006; and repealing Ordinance 14921, Section 10.

On 12/12/05, a public hearing was held and closed.

The enacted number is 15341.

This Matter was Passed on the Consent Agenda.

5. <u>Proposed Substitute Ordinance No.</u> 2005-0477.2

Mr. Constantine

AN ORDINANCE authorizing the county executive to enter into an interlocal agreement with the city of Black Diamond relating to fire investigation services by King County's department of development and environmental services.

On 12/12/05, a public hearing was held and closed.

The enacted number is 15342.

6. <u>Proposed Substitute Ordinance No.</u> 2005-0478.2

Mr. Constantine

AN ORDINANCE authorizing the county executive to enter into an interlocal agreement with the city of Carnation relating to fire investigation services by King County's department of development and environmental services.

On 12/12/05, a public hearing was held and closed.

The enacted number is 15343.

This Matter was Passed on the Consent Agenda.

7. <u>Proposed Substitute Ordinance No.</u> 2005-0479.2

Mr. Constantine

AN ORDINANCE authorizing the county executive to enter into an interlocal agreement with the city of Des Moines relating to fire investigation services by King County's department of development and environmental services.

On 12/12/05, a public hearing was held and closed.

The enacted number is 15344.

This Matter was Passed on the Consent Agenda.

8. <u>Proposed Substitute Ordinance No.</u> 2005-0480.2

Mr. Constantine

AN ORDINANCE authorizing the county executive to enter into an interlocal agreement with Fire District 45 relating to fire investigation services by King County's department of development and environmental services.

On 12/12/05, a public hearing was held and closed.

The enacted number is 15345.

This Matter was Passed on the Consent Agenda.

9. <u>Proposed Substitute Ordinance No.</u> 2005-0481.2

Mr. Constantine

AN ORDINANCE authorizing the county executive to enter into an interlocal agreement with the city of Issaquah relating to fire investigation services by King County's department of development and environmental services.

On 12/12/05, a public hearing was held and closed.

The enacted number is 15346.

10. <u>Proposed Substitute Ordinance No.</u> 2005-0482.2

Mr. Constantine

AN ORDINANCE authorizing the county executive to enter into an interlocal agreement with the city of Snoqualmie relating to fire investigation services by King County's department of development and environmental services.

On 12/12/05, a public hearing was held and closed.

The enacted number is 15347.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 10 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Pelz, Mr. Dunn, Mr. Hammond, Mr.

Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

No: 0

Excused: 3 - Ms. Edmonds, Mr. Ferguson and Ms. Hague

Budget and Fiscal Management

11. <u>Proposed Substitute Ordinance No.</u> 2005-0419.2

Ms. Edmonds and Mr. Phillips

AN ORDINANCE making an appropriation of \$5,960,000 for pandemic flu preparedness; amending the 2005 Budget Ordinance, Ordinance 15083, Section 81, as amended, and adding a new section to Ordinance 15083.

On 11/7/2005, a public hearing was held and remained open.

On 12/12/2005, a public hearing was held and closed.

The enacted number is 15348.

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

Votes: Yes: 10 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Pelz, Mr. Dunn, Mr. Hammond, Mr.

Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

No: 0

Excused: 3 - Ms. Edmonds, Mr. Ferguson and Ms. Hague

Mr. Gossett

AN ORDINANCE relating to the 2005 levy of property taxes in King County for collection in the year 2006.

On 11/14/2005, a public hearing was held and closed.

The enacted number is 15349.

Mr. Gossett moved Striking Amendment S1. The motion carried by the following vote:

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Pelz,

Mr. Gossett, Mr. Irons, Mr. Dunn, Mr. Hammond and Ms.

Patterson
No: 0

Excused: Mr. Constantine, Mr. Ferguson, Ms. Edmonds

and Ms. Hague

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

Votes: Yes: 10 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Pelz, Mr. Dunn, Mr. Hammond, Mr.

Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

No: 0

Excused: 3 - Ms. Edmonds, Mr. Ferguson and Ms. Hague

Committee of the Whole

13. Proposed Ordinance No. 2005-0521

Ms. Edmonds and Mr. Phillips

AN ORDINANCE approving the city of Renton Comprehensive Water System Plan.

On 12/12/2005, a public hearing was held and closed.

The enacted number is 15350.

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

Votes: Yes: 10 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Pelz, Mr. Dunn, Mr. Hammond, Mr.

Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

No: 0

Excused: 3 - Ms. Edmonds, Mr. Ferguson and Ms. Hague

Labor, Operations and Technology

14. Proposed Ordinance No. 2005-0492

Mr. Gossett

AN ORDINANCE to establish the official symbol of King County to be the likeness of the Reverend Dr. Martin Luther King, Jr.; amending Ordinance 8227, Section 1, and K.C.C. 1.36.010 and adding new sections to K.C.C. chapter 1.36.

On 12/12/2005, a public hearing was held and remained open.

Mr. Gossett moved to relieve the Labor, Operation and Technology Committee and to take action on Proposed Ordinance 2005-0492. Seeing no objection, the Chair so ordered.

Peggy Sanders, Council staff, answered questions of the Council. Jim Brewer, Legal Counsel, answered questions of the Council.

The Chair recessed the meeting into Executive Session to discuss with legal counsel litigation or potential litigation to which the County is or is likely to become a party when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the County

at 3:13 p.m. The Chair reconvened the meeting at 3:28 p.m.

Mr. Gossett moved to defer Proposed Ordinance 2005-0492 until January 17, 2006 Council meeting. Seeing no objection, the Chair so ordered.

Deferred

There was one public hearing on Items 15 - 19. These items were considered as a consent agenda.

15. Proposed Ordinance No. 2005-0515

Ms. Hague and Mr. Phillips

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 1652 (Medical Examiner) representing employees in the department of public health; and establishing the effective date of said agreement.

On 12/12/2005, a public hearing was held and closed.

The enacted number is 15351.

Ms. Patterson moved to relieve the Labor, Operations and Technology Committee and to take action on Proposed Ordinance 2005-0515. Seeing no objection, the Chair so ordered.

Mike Alvine, Council staff answered questions of the Council.

This Matter was Passed on the Consent Agenda.

16. Proposed Ordinance No. 2005-0517

Ms. Hague and Mr. Phillips

AN ORDINANCE approving and adopting the memorandum of agreement negotiated by and between King County and International Federation of Professional & Technical Engineers, Local 17 (Transit Chiefs - Department of Transportation, Metro Transit Division) representing employees in the department of transportation; and establishing the effective date of said agreement.

On 12/12/2005, a public hearing was held and closed.

The enacted number is 15352.

Ms. Patterson moved to relieve the Labor, Operations and Technology Committee and to take action on Proposed Ordinance 2005-0517. Seeing no objection, the Chair so ordered.

Ms. Hague and Mr. Phillips

AN ORDINANCE approving and adopting the memorandum of agreement negotiated by and between King County and International Federation of Professional & Technical Engineers, Local 17 (Transit Supervisors - Department of Transportation, Metro Transit Division) representing employees in the department of transportation; and establishing the effective date of said agreement.

On 12/12/2005, a public hearing was held and closed.

The enacted number is 15353.

Ms. Patterson moved to relieve the Labor, Operations and Technology Committee and to take action on Proposed Ordinance 2005-0518. Seeing no objection, the Chair so ordered.

This Matter was Passed on the Consent Agenda.

18. Proposed Ordinance No. 2005-0519

Ms. Hague and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and the International Federation of Professional & Technical Engineers, Local 17 (Department of Public Health) representing employees in the department of public health and the department of community and human services; and establishing the effective date of said agreement.

On 12/12/2005, a public hearing was held and closed.

The enacted number is 15354.

Ms. Patterson moved to relieve the Labor, Operations and Technology Committee and to take action on Proposed Ordinance 2005-0519. Seeing no objection, the Chair so ordered.

This Matter was Passed on the Consent Agenda.

19. Proposed Ordinance No. 2005-0520

Ms. Hague and Mr. Phillips

AN ORDINANCE approving and adopting the memorandum of agreement regarding wage reopener negotiated by and between King County and Technical Employees Association (Wastewater Treatment Division, Staff and Supervisor Units) representing employees in the department of natural resources and parks; and establishing the effective date of said agreement.

On 12/12/2005, a public hearing was held and closed.

The enacted number is 15355.

Ms. Patterson moved to relieve the Labor, Operations and Technology Committee and to take action on Proposed Ordinance 2005-0520. Seeing no objection, the Chair so ordered.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 10 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Pelz, Mr. Dunn, Mr. Hammond, Mr. Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

No: 0

Excused: 3 - Ms. Edmonds, Mr. Ferguson and Ms. Hague

Ms. Hague and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Service Employees International Union, Local 925, representing employees in the department of executive services (facilities management division); and establishing the effective date of said agreement.

On 12/12/2005, a public hearing was held and closed.

The enacted number is 15356.

Ms. Patterson moved to relieve the Labor, Operations and Technology Committee and to take action on Proposed Ordinance 2005-0516. Seeing no objection, the Chair so ordered.

The Chair recessed the meeting into Executive Session under RCW 42.30.140 to consider collective bargaining strategy and negotiations at 3:40 p.m. The Chair reconvened the meeting at 3:59 p.m.

Ms. Lambert moved to defer Proposed Ordinance 2005-0516.

Mike Alvine, Council staff answered questions.

Nancy Buonnano-Grennan, Department of Executive Services, answered questions of the Council. Ms. Lambert withdrew her motion to defer.

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

Votes: Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Mr. Dunn, Mr. Hammond, Mr. Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

No: 1 - Ms. Lambert

Excused: 4 - Ms. Edmonds, Mr. Pelz, Mr. Ferguson and Ms. Hague

Natural Resources and Utilities

There was one public hearing on Items 21 - 24.

21. Proposed Ordinance No. 2005-0503

Ms. Edmonds

AN ORDINANCE relating to the annexation of approximately 54.73 acres of land into the Southwest Suburban Sewer District for the purpose of providing sewer service.

On 12/12/2005, a public hearing was held and closed.

Mr. Constantine moved to suspend the rules for the purpose of taking public testimony on Proposed Ordinance 2005-0503. Seeing no objection, the Chair so ordered.

The Chair indicated that Proposed Ordinance 2005-0503 remains in the Natural Resources and Utilities Committee.

Deferred

Ms. Edmonds

AN ORDINANCE relating to the annexation of approximately 41.74 acres of land into the Southwest Suburban Sewer District for the purpose of providing sewer service.

On 12/12/2005, a public hearing was held and closed.

Mr. Constantine moved to suspend the rules for the purpose of taking public testimony on Proposed Ordinance 2005-0504. Seeing no objection, the Chair so ordered.

The Chair indicated that Proposed Ordinance 2005-0504 remains in the Natural Resources and Utilities Committee.

Deferred

23. Proposed Ordinance No. 2005-0505

Ms. Edmonds

AN ORDINANCE relating to the annexation of approximately 69.29 acres of land into the Cedar River Water and Sewer District for the purpose of providing sewer service.

On 12/12/2005, a public hearing was held and closed.

Mr. Constantine moved to suspend the rules for the purpose of taking public testimony on Proposed Ordinance 2005-0505. Seeing no objection, the Chair so ordered.

The Chair indicated that Proposed Ordinance 2005-0505 remains in the Natural Resources and Utilities Committee.

Deferred

24. Proposed Ordinance No. 2005-0506

Ms. Edmonds

AN ORDINANCE relating to the annexation of approximately 73 acres of land into the Covington Water District for the purpose of providing water service.

On 12/12/2005, a public hearing was held and closed.

Mr. Constantine moved to suspend the rules for the purpose of taking public testimony on Proposed Ordinance 2005-0506. Seeing no objection, the Chair so ordered.

The Chair indicate that Proposed Ordinance 2005-0506 remains in the Natural Resources and Utilities Committee.

Deferred

Motions for Council Action

Consent Items 25-27

Proposed Motion No. 2005-0443

Mr. Gossett

A MOTION authorizing the manager of treasury operations of King County to cancel the attached list of uncollectible personal property taxes in the amount of \$374,194.81 for the years 1993, and 1997 through 2004.

The enacted number is 12223.

Proposed Motion No. 2005-0475

Mr. Gossett

A MOTION approving the third quarter financial report from the department of assessments as meeting the requirements of a budget proviso presented in the 2005 Budget Ordinance, Ordinance 15083, Section 37.

The enacted number is 12224.

This Matter was Passed on the Consent Agenda.

Proposed Motion No. 2005-0476

Mr. Gossett

A MOTION concerning untimely filed petitions for tax refunds in the amount of \$9,250.59; authorizing treasury operations to make the refunds.

The enacted number is 12225.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Dunn, Mr. Hammond, Mr. Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine No: 0

Excused: 4 - Ms. Edmonds, Mr. Pelz, Mr. Ferguson and Ms. Hague

Budget and Fiscal Management

28. Proposed Motion No. 2005-0430

Mr. Constantine

A MOTION identifying projects to be funded under Public Law 106-393, Title III, the Secure Rural Schools and Self-Determination Act of 2000, and allocating to those projects the funds to be received from the federal government for federal fiscal year 2006, which begins October 1, 2005.

The enacted number is 12226.

Mr. Gossett moved to relieve the Budget and Fiscal Management Committee and to take action on Proposed Motion 2005-0430. Seeing no objection, the Chair so ordered.

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

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Dunn, Mr. Hammond, Mr. Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

No: 0

Excused: 4 - Ms. Edmonds, Mr. Pelz, Mr. Ferguson and Ms. Hague

Labor, Operations and Technology

29. **Proposed Motion No. 2005-0452**

Mr. Constantine

A MOTION confirming the executive's appointment of Mark Adreon, who resides in council district eight, to the King County civil rights commission, representing the section 504/ADA advisory committee.

The enacted number is 12227.

Mr. Constantine moved to relieve the Labor, Operations and Technology Committee and to take action on Proposed Motion 2005-0452. Seeing no objection, the Chair so ordered.

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

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Dunn, Mr. Hammond, Mr. Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine

No: 0

Excused: 4 - Ms. Edmonds, Mr. Pelz, Mr. Ferguson and Ms. Hague

Reappointment Consent Agenda - Items 30-33

Proposed Motion No. 2005-0331

Mr. Gossett

A MOTION confirming the executive's reappointment of Ray Day, Jr., who resides in Council district ten, to the King County transit advisory committee, serving in an "at-large" position.

The enacted number is 12228.

This Matter was Passed on the Consent Agenda.

31. Proposed Motion No. 2005-0353

Mr. Gossett

A MOTION confirming the executive's reappointment of Gwendolyn Williams, who resides in council district ten, to the King County mental health advisory board.

The enacted number is 12229.

This Matter was Passed on the Consent Agenda.

Proposed Motion No. 2005-0358

Mr. Gossett

A MOTION confirming the executive's reappointment of Eleanor Owen, who resides in council district ten, to the King County mental health advisory board.

The enacted number is 12230.

33. **Proposed Motion No. 2005-0445**

Ms. Lambert

A MOTION confirming the executive's reappointment of Dave Whitley, who resides in council district three, to the King County solid waste advisory committee, as the recycling industry representative.

The enacted number is 12231.

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Dunn, Mr. Hammond, Mr. Gossett, Mr. Irons, Ms. Patterson and Mr. Constantine
No: 0

Excused: 4 - Ms. Edmonds, Mr. Pelz, Mr. Ferguson and Ms. Hague

Introduction of Ordinances for First Reading and Referral

34. Proposed Ordinance No. 2005-0522

Ms. Hague and Mr. Phillips

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 21DC (District Court - Wages) representing employees in the King County district court; and establishing the effective date of said agreement.

Introduced and Referred to Labor, Operations and Technology Committee

35. Proposed Ordinance No. 2005-0524

Mr. Phillips

AN ORDINANCE authorizing a subdivision on certain property located on the southern side of NE 190th Street, southeast of the NE 190th Street and 84th Avenue NE intersection, at the request of John F. Buchan Construction, department of development and environmental services file no. L04P0020.

Introduced and Referred to Hearing Examiner

Other Business

The Chair noted the significance of the meeting as the last one as a thirteen member body. The Chair acknowledged the hard work and contributions of Councilmember Carolyn Edmonds, Councilmember Dwight Pelz, Councilmember Steve Hammond and Councilmember David Irons and thanked them for their service to King County. Each member of the Council also made remarks.

Adjournment

The meeting was adjourned at 5:17 p.m.

Approved this	day of	·
		Clerk's Signature