

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, Bob Ferguson, Larry Gossett, Jane Hague, Kathy Lambert, Julia Patterson

Room 1001 January 17, 2006 1:30 PM

TUESDAY Revised Added Items 51 and 52

Call to Order

The meeting was called to order at 1:42 p.m. The meeting was recessed at 2:46 p.m. The meeting was reconvened at 3:25 p.m. The meeting was recessed at 3:40 p.m. The meeting was reconvened at 7:23 p.m.

Roll Call

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

Flag Salute and Pledge of Allegiance

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

1. Approval of Minutes of December 5 and December 12, 2005

Mr. von Reichbauer moved to approve the minutes of December 5 and December 12, 2005 meetings as presented. Seeing no objection, the Chair so ordered.

2. Swearing In -- Councilmembers' Oaths of Office

Bob Ferguson - Council District 1

Councilmember Bob Ferguson was sworn in by Superior Court Judge Richard Eadie. Mr. Ferguson made remarks.

Larry Gossett - Council District 2

Councilmember Larry Gossett was sworn in by Superior Court Judge Richard Eadie. Mr. Gossett made remarks.

Kathy Lambert - Council District 3

Councilmember Kathy Lambert was sworn in by Superior Court Judge J. Wesley Saint Clair. Ms. Lambert made remarks.

Larry Phillips - Council District 4

Councilmember Larry Phillips was sworn in by Superior Court Judge Richard Eadie. Mr. Phillips introduced his wife Gail and made remarks.

Julia Patterson - Council District 5

Councilmember Julia Patterson was sworn in by presiding Superior Court Judge Michael Trickey. Ms. Patterson made remarks.

Jane Hague - Council District 6

Councilmember Jane Hague was sworn in by Superior Court Judge J. Wesley Saint Clair. Ms. Hague made remarks.

Pete von Reichbauer - Council District 7

Councilmember Pete von Reichbauer was sworn in by Superior Court Judge J. Wesley Saint Clair. Mr. von Reichbauer made remarks.

Dow Constantine - Council District 8

Councilmember Dow Constantine was sworn in by presiding Superior Court Judge Michael Trickey. Mr. Constantine made remarks.

Reagan Dunn - Council District 9

Councilmember Reagan Dunn was sworn in by Superior Court J. Wesley Saint Clair. Mr. Dunn made remarks.

3. Special Item

Presentation of a Proclamation Declaring January as Reverend Dr. Martin Luther King Jr. Month

Executive Ron Sims, Councilmember Larry Gossett and Councilmember Larry Phillips read the Proclamation declaring January as Reverend Dr. Martin Luther King, Jr. Month and made remarks.

4. Reports on Special and Outside Committees

Ms. Patterson briefed the Council on the Puget Sound Regional Council Transportation Board. The Board adopted its legislative agenda for 2006. Ms Patterson reported that the Board discussed how the transportation system can be improved and what work is still outstanding. Ms. Patterson concluded among the various counties, the region is in agreement.

Ms. Patterson briefed the Council on the Puget Sound Regional Council Executive Board. The Board spent a majority of the time discussing the Transportation's Board legislative agenda.

Ms. Patterson reported on the Sound Transit Board. The Board reviewed the revised list of projects which is expected to completed by November. Ms. Patterson reported on the progress of light rail being built to the airport and the challenge to serve all of the growing communities. The Board hopes to prepare a draft for this March.

5. Plat Tracing

Rosemont at Timberline - Council District 3

Mr. Constantine moved to adopt the DDES finding of fact that the final plat of Rosemont at Timberline 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

Budget and Fiscal Management

6. Proposed Ordinance No. 2005-0432

Mr. Gossett

AN ORDINANCE relating to the 2005 levy of property taxes in King County for collection in the year 2006; and amending Ordinance XXXXX, Sections 1 and 2.

On 11/14/2005, a public hearing was held and closed. On 1/17/2006, a public hearing was held and closed.

The enacted number is 15357.

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

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Hague, Ms. Patterson,

Mr. Ferguson, Ms. Lambert, Mr. Constantine, Mr. Gossett,

Mr. Dunn
No: 0
Excused: 0

Mr. Gossett moved Title Amendment T1. The motion carried by the following vote:

Votes: Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Hague, Ms. Patterson,

Mr. Ferguson, Ms. Lambert, Mr. Constantine, Mr. Gossett,

Mr. Dunn
No: 0
Excused: 0

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. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Dunn, Mr. Ferguson, Mr. Gossett, Ms.

Hague, Ms. Patterson and Mr. Constantine

No: 0 Excused: 0

Motions for Council Action

Natural Resources and Utilities

7. **Proposed Motion No. 2005-0512**

Mr. Constantine

A MOTION making an appointment to fill a commissioner vacancy in the Vashon sewer district.

The enacted number is 12232.

Ms. Hague moved to relieve the Natural Resources and Utilities Committee and to take action on Proposed Motion No. 2005-0512. Seeing no objection, the Chair so ordered.

A motion was made by Ms. Hague 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. Ferguson, Mr. Gossett, Ms.

Hague, Ms. Patterson and Mr. Constantine

No: 0 Excused: 0

Reappointment Consent Agenda - Items 8-12

8. Proposed Motion No. 2005-0457

Ms. Lambert

A MOTION confirming the executive's reappointment of Max Pope, who resides in council district three, to the King County solid waste advisory committee.

The enacted number is 12233.

This Matter was Passed on the Consent Agenda.

9. **Proposed Motion No. 2006-0006**

Mr. Constantine

A MOTION confirming the executive's reappointment of James Dam, who resides in Council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing local environmental organizations.

The enacted number is 12234.

This Matter was Passed on the Consent Agenda.

10. **Proposed Motion No. 2006-0013**

Ms. Lambert and Mr. Phillips

A MOTION confirming the executive's reappointment of Terry Lavender, who resides in council district three, to the King County conservation futures citizen oversight committee.

The enacted number is 12235.

This Matter was Passed on the Consent Agenda.

11. **Proposed Motion No. 2006-0018**

Mr. Constantine

A MOTION confirming the executive's reappointment of Donna Klemka, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing residential well users.

The enacted number is 12236.

This Matter was Passed on the Consent Agenda.

12. **Proposed Motion No. 2006-0019**

Mr. Gossett

A MOTION confirming the executive's reappointment of Jerry Saltzman, who resides in Council district two, to the King County board of ethics.

The enacted number is 12237.

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. Ferguson, Mr. Gossett, Ms.

Hague, Ms. Patterson and Mr. Constantine

No: 0 Excused: 0

Introduction of Ordinances for First Reading and Referral

13. Proposed Ordinance No. 2006-0002

Mr. Phillips and Ms. Lambert

AN ORDINANCE authorizing the King County executive to sell a portion of the downtown Redmond Park and Ride lot, parcels A and B, for mixed use development including affordable housing.

Introduced and Referred to Transportation Committee

14. Proposed Ordinance No. 2006-0030

Mr. Gossett

AN ORDINANCE making a supplemental appropriation of \$205,000 to the CIP CX transfers to facilitate park property replacement; and amending the 2006 Budget Ordinance, Ordinance 15333, Section 43, as amended.

Introduced and Referred to Capital Budget Committee

Introduction of Motions and Referrals

15. **Proposed Motion No. 2005-0510**

Ms. Lambert

A MOTION confirming the executive's appointment of Nelson Schmitz, who resides in council district three, to the King County accessible services advisory committee.

Introduced and Referred to Transportation Committee

16. **Proposed Motion No. 2006-0001**

Mr. Phillips

A MOTION extending the interim appointment of Pam Jones, juvenile division director, for a sixty-day period.

Introduced and Referred to Law, Justice and Human Services Committee

17. **Proposed Motion No. 2006-0005**

Mr. Constantine

A MOTION confirming the executive's appointment of Frank Jackson, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing water purveyors.

Introduced and Referred to Growth Management and Natural Resources Committee

18. <u>Proposed Motion No. 2006-0009</u>

Mr. Constantine

A MOTION confirming the executive's appointment of Jay Becker, who resides in council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing business owners.

Introduced and Referred to Growth Management and Natural Resources Committee

19. Proposed Motion No. 2006-0017

Mr. Constantine

A MOTION confirming the executive's appointment of Philip McCready, who resides in Council district eight, to the King County Vashon-Maury Island groundwater protection committee, representing sewer and water utilities and associations.

Introduced and Referred to Growth Management and Natural Resources Committee

20. Proposed Motion No. 2006-0033

Mr. Constantine and Mr. Phillips

A MOTION establishing the 2006 State Legislative Agenda for King County.

Introduced and Referred to Committee of the Whole

21. **Proposed Motion No. 2006-0034**

Mr. Constantine and Mr. Phillips

A MOTION establishing the 2006 (FY 2007) Federal Agenda for King County.

Introduced and Referred to Committee of the Whole

Reintroductions of Ordinances

22. <u>Proposed Substitute Ordinance No.</u> 2005-0017.2

Mr. Phillips

AN ORDINANCE concurring with the decision of the hearing examiner to deny the Redmond Ridge East urban planned development, designated department of development and environmental services file no. L02UPD01.

Reintroduced and Referred to Hearing Examiner

23. <u>Proposed Substitute Ordinance No.</u> 2005-0019.2

Mr. Phillips

AN ORDINANCE concurring with the decision of the hearing examiner to deny the preliminary plat of Redmond Ridge East, department of development and environmental services file no. L03P0003.

Reintroduced and Referred to Hearing Examiner

24. Proposed Ordinance No. 2005-0362

Mr. Phillips

AN ORDINANCE authorizing a subdivision on certain property located on the south side of NE 124th Street between 84th Avenue NE and 86th Avenue NE, at the request of Bennett Development for Pagel Martin and Susanne Schuegraf, department of development and environmental services file no. L04P0025.

Reintroduced and Referred to Hearing Examiner

25. Proposed Ordinance No. 2005-0435

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Ray Orlan Brown, Jr., for property located at 17225 Renton Maple Valley Highway, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E05CT003.

Reintroduced and Referred to Hearing Examiner

26. Proposed Ordinance No. 2005-0436

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Virginia Marel for property located at 16912 254th Avenue SE, Issaquah, WA 98027, designated department of natural resources and parks, water and land resources division file no. E05CT004.

Reintroduced and Referred to Hearing Examiner

27. <u>Proposed Ordinance No. 2005-0437</u>

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Carol Harkness for property located at 24107 NE 189th Street, Woodinville, WA 98077, designated department of natural resources and parks, water and land resources division file no. E05CT005.

Reintroduced and Referred to Hearing Examiner

28. Proposed Ordinance No. 2005-0438

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Robin Hume for property located at 22739 Wax Orchard Road SW, Vashon, WA 98070, designated department of natural resources and parks, water and land resources division file no. E05CT006.

Reintroduced and Referred to Hearing Examiner

29. Proposed Ordinance No. 2005-0439

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Brenda and Richard Jacroux for property located at 7130 Tolt Highlands Road NE, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E05CT007.

Reintroduced and Referred to Hearing Examiner

30. Proposed Ordinance No. 2005-0440

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Amy Schoener for property located at 286xx NE Cherry Valley Road, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E05CT002.

Reintroduced and Referred to Hearing Examiner

31. Proposed Ordinance No. 2005-0441

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Cheryl Lingren for property located at 41007 292nd Avenue SE, Enumclaw, WA 98022, designated department of natural resources and parks, water and land resources division file no. E05CT012.

Reintroduced and Referred to Hearing Examiner

32. Proposed Ordinance No. 2005-0442

Mr. Phillips

AN ORDINANCE authorizing a subdivision on certain property located at 12604 NE 132nd Street, Kirkland, at the request of Sharon Hubbell, department of development and environmental services file no. L04P0031.

Reintroduced and Referred to Hearing Examiner

33. Proposed Ordinance No. 2005-0464

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by William and Judith Harper for property located at 1703 264th Avenue NE, Redmond, WA 98053, designated department of natural resources and parks, water and land resources division file no. E05CT008.

Reintroduced and Referred to Hearing Examiner

34. Proposed Ordinance No. 2005-0465

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Fred and Jan Kulczycki for property located at 3908 274th Avenue SE, Issaquah, WA 98027, designated department of natural resources and parks, water and land resources division file no. E05CT009.

Reintroduced and Referred to Hearing Examiner

35. Proposed Ordinance No. 2005-0466

Mr. Phillips

benefit rating system or timberland, or both, submitted by Marion McCarthy for property located at 6019 308th Avenue SE, Preston, WA 98050, designated department of natural resources and parks, water and land resources division file no. E05CT010.

Reintroduced and Referred to Hearing Examiner

36. Proposed Ordinance No. 2005-0467

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Oskar and Linnea Riedel for property located north and adjacent to 20218 Mountain View Road NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E05CT011.

Reintroduced and Referred to Hearing Examiner

37. Proposed Ordinance No. 2005-0468

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by James and Lisa Beaver for property located at 20102 312th Avenue NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E05CT013.

Reintroduced and Referred to Hearing Examiner

38. Proposed Ordinance No. 2005-0469

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Ken Crandall for property located at 44813 SE 161st Place, North Bend, WA 98045, designated department of natural resources and parks, water and land resources division file no. E05CT014.

Reintroduced and Referred to Hearing Examiner

39. Proposed Ordinance No. 2005-0470

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by the Wilderness Awareness School for property located at 20215 320th Avenue NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E05CT015.

Reintroduced and Referred to Hearing Examiner

40. Proposed Ordinance No. 2005-0471

Mr. Phillips

AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timberland, or both, submitted by Peter Sierra for property located at 20218 Mountain View Road NE, Duvall, WA 98019, designated department of natural resources and parks, water and land resources division file no. E05CT016.

Reintroduced and Referred to Hearing Examiner

41. Proposed Ordinance No. 2005-0486

Mr. Phillips

AN ORDINANCE authorizing the vacation of a portion of 104th Avenue SW, File V-2508, Petitioners: Jim and Cathy Burger.

Reintroduced and Referred to Hearing Examiner

42. Proposed Ordinance No. 2005-0489

Mr. Phillips

AN ORDINANCE authorizing a subdivision on certain property located at the southeast corner of SE 180th Street and 134th Avenue SE (if continued), at the request of MJF

Holdings, Michael Feuerborn, department of development and environmental services file no. L99P0006.

Reintroduced and Referred to Hearing Examiner

43. Proposed Ordinance No. 2005-0511

Mr. Phillips

AN ORDINANCE authorizing a subdivision on certain property located at 10311 SE 216th Street, at the request of Nigel Southey, department of development and environmental services file no. L04P0006.

Reintroduced and Referred to Hearing Examiner

44. 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.

Reintroduced and Referred to Hearing Examiner

Reintroductions of Motions

45. Proposed Motion No. 2005-0102

Mr. Gossett

A MOTION approving the facilities management division report titled New County Office Building: Prospective Tenants, and supporting occupancy recommendations in the New County Office Building in response to a proviso included in Ordinance 15042.

Reintroduced and Referred to Capital Budget Committee

46. Proposed Motion No. 2005-0360

Ms. Patterson

A MOTION confirming the executive's appointment of city of Burien Councilmember Joan McGilton, who resides in council district thirteen, to the King County solid waste advisory committee, serving as the local elected official representative.

Reintroduced and Referred to Growth Management and Natural Resources Committee

47. **Proposed Motion No. 2005-0446**

Ms. Patterson

A MOTION confirming the executive's appointment of Dan Foley, who resides in Council district thirteen, to the King County alcoholism and substance abuse administrative board.

Reintroduced and Referred to Law, Justice and Human Services Committee

48. Proposed Motion No. 2005-0450

Ms. Patterson

A MOTION confirming the executive's appointment of Delores Brown, who resides in council district thirteen, to the King County housing authority board of commissioners, as the resident commissioner.

Reintroduced and Referred to Growth Management and Natural Resources Committee

49. **Proposed Motion No. 2005-0455**

Ms. Patterson

A MOTION confirming the executive's appointment of Gene White, who resides in council district thirteen, to the King County landmarks commission.

Reintroduced and Referred to Growth Management and Natural Resources Committee

50. Proposed Motion No. 2005-0490

Ms. Patterson

A MOTION confirming the executive's appointment of Jerome Pipitone, who resides in council district thirteen, to the King County accessible services advisory committee.

Reintroduced and Referred to Transportation Committee

Other Business

Acceptance of the Certification of Election Results.

PROPOSITION NO. 1

VETERANS AND HUMAN SERVICES LEVY

APPROVED 295, 289 57.92% PASSED

REJECTED 214,555 42.08%

Mr. von Reichbauer moved to accept the Certification of Election Results. Seeing no objection, the motion carried.

KING COUNTY

Executive, 4-Year Term

Ron Sims (D) 293777 ELECTED

 David Irons (R)
 209021

 Gentry Lange (G)
 24073

 Write-In
 1296

Sheriff, Short and Full Term

Sue Rahr (NP) 376067 ELECTED

Greg Schmidt (NP) 109571

Write-In 1510

Council District No. 1, 4-Year Term

Bob Ferguson (D) 45157 ELECTED

Steve Pyeatt (R) 15036 Write-In 198

Council District No. 2, 2-Year Term

Larry Gossett (D) 42261 ELECTED

Brian Thomas (R) 7918 Morgan Catha (L) 2076 Write-In 121

Council District No. 3, 4-Year Term

Kathy Lambert (R) 47040 ELECTED

Write-In 1063

Council District No. 4, 2-Year Term

Larry Phillips (D) 46251 ELECTED

Ed Pottharst (IC) 13486 Write-In 241

Council District No. 5, 4-Yea Julia Patterson (D) Orin Wells (R) Write-In	r Term 26156 12547 75	ELECTED
Council District No. 6, 2-Yea Jane Hague (R) Write-In	r Term 43088 897	ELECTED
Council District No. 7, 4-Yea Geni Hawkins (D) Pete von Reichbauer (R) Write-In	r Term 16029 27192 87	ELECTED
Council District No. 8, 2-Year Dow Constantine (D) John Potter (IC) Write-In	r Term 37685 12442 181	ELECTED
Council District No. 9, 4-Yea Shirley A. Gaunt-Smith (D) Reagan Dunn (R) Write-In	r Term 22283 36947 232	ELECTED

Extra Items

Introduction of and Action on Motions

51. Proposed Motion No. 2006-0035

Mr. Phillips

A MOTION relating to the organization of the council, electing the chair and the vice-chairs of the council for the year 2006 and designating the chair and vice-chairs of certain committees; and amending Motion 10651, Section II, and OR 1-010, Motion 10651, Section III, as amended, and OR 1-020, Motion 10651, Section IV and OR 1-030, Motion 11105 (part), as amended, and OR 1-040, Motion 11122, Section D, as amended, and OR 2-020, and Motion 11122, Section G, as amended, and OR 2-030.

The enacted number is 12238.

Mr. von Reichbauer moved to suspend the rules to take action on Proposed Motion 2006-0035 without referral to committee. Seeing no objection, the Chair so ordered.

Mr. Ferguson moved an amendment on page 10, line 204, after 'chair:' delete 'Jane Hague' and insert "Bob Ferguson" and on line 205, after 'chair:' delete 'Bob Ferguson' and insert "Jane Hague". Seeing objection, the Chair so ordered.

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

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

Excused: 0

Introduction of and Action on Emergency Ordinances

52. Proposed Ordinance No. 2006-0036

Mr. Phillips

AN ORDINANCE relating to council rules and order of business; and amending Ordinance 11683, Section 2, as amended, and K.C.C. 1.24.015 and declaring an emergency.

On 1/17/2006, a public hearing was held and closed.

The enacted number is 15358.

Mr. Gossett moved to suspend the rules to take action on Proposed Ordinance No. 2006-0036 without referral to committee and to suspend the rules for the purpose of taking public testimony on Proposed Ordinance No. 2006-0036. 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. Ferguson, Mr. Gossett, Ms. Hague, Ms. Patterson and Mr. Constantine
No: 0
Excused: 0

Adjournment

The meeting was adjourned at 7:29 p.m.

Approved this	day of	·
		Clerk's Signature