

King County

Meeting Proceedings

Metropolitan King County Council

Councilmembers: Larry Phillips, Chair; Larry Gossett, Vice Chair of Policy and Administration; Jane Hague, Vice Chair of Council Affairs; Pete von Reichbauer, Vice Chair of Regional Affairs Dow Constantine, Reagan Dunn, Bob Ferguson, Kathy Lambert, Julia Patterson

Room 1001	May 22, 2006	1:30 PM

Call to Order

The meeting was called to order at 1:43 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. von Reichbauer led the flag salute and Pledge of Allegiance.

1. Approval of Minutes of May 15, 2006

Mr. Gossett moved to approve the minutes of the May 15, 2006 meeting as presented. Seeing no objection, the Chair so ordered.

2. <u>Special Items</u>

Presentation of a Recognition to Highline Community College Thunderbirds for Winning the Northwest Athletic Association of Community College Men's Basketball Championship

Ms. Patterson made comments about the Highline Community College Thunderbirds and their accomplishments. She introduced the team: Deng Kuir, Matt Mgebroff, James Thorn, Zach Bruce, Londen Carter, Nathan Jackson, Jesse Campbell, Mandela Bunting, Mike Dorr, Derrick Webb, Jaxin Skyward, Brandon Smith, Morris Anderson; Manager Kazuaki Toyoshima; assistant coaches, Dave Denny, Josh Baker, Clarence Ryan and Jay Nemitz, and head coach Che Dawson. She invited the team, coaches and President of Highline Community College, Dr. Priscilla Bell, to the podium. Mr. von Reichbauer joined Ms. Patterson in reading the recognition. Ms. Bell thanked the Council. The captain of the team thanked the Council. Coach Dawson thanked the Council and gave special recognition to John Dunn, Athletic Director, who could not be in attendance.

> The Chair recessed the meeting at 1:59 p.m. The Chair reconvened the meeting at 2:03 p.m.

State of the County Address

County Executive Ron Sims gave his State of the County Address.

The Chair recessed the meeting at 2:46 p.m. The Chair reconvened the meeting at 3:22 p.m.

3. Reports on Special and Outside Committees

Ms. Patterson reported on the joint meeting of the Board of Health and the Law, Justice and Human Services Committee. The meeting occurred in Kent and Ms. Patterson indicated it was the second in a series of meetings held outside of the Courthouse. The members were briefed on the first two white papers of the Public Health Operational Master Plan. Four of the five white papers which will form the public health policy framework have been approved by the Steering Committee and will be passed to the Board of Health this summer. The members also approved changes to the King County rodent control code.

May 22, 2006

Mr. von Reichbauer informed the members of the upcoming Northwest Korean Sports and Cultural Festival, June 9-11.

Mr. Phillips reported on the WRIA 8 Forum. The Forum developed a new interlocal agreement between 27 jurisdictions for salmon recovery within the greater Lake Washington System. The Forum made some proposed changes and will adopt the agreement at its next meeting. The Forum also reviewed the work program.

Hearing and Second Reading of Ordinances

Consent Items 4-6

Room 1001

4. <u>Proposed Ordinance No. 2006-0188</u>

AN ORDINANCE approving and adopting the collective bargaining agreement and two memoranda of agreement negotiated by and between King County and Uniformed Command Association (Corrections Jail Captains) representing employees in the department of adult and juvenile detention; and establishing the effective date of said agreement.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15470.

This Matter was Passed on the Consent Agenda.

5. <u>Proposed Ordinance No. 2006-0204</u>

AN ORDINANCE revising the corporate boundary of the city of Kirkland to include the remaining portion of parcels of land located partially without the city boundaries and within unincorporated King County, as provided for in RCW 35.13.340 and to clarify the city boundary.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15471.

This Matter was Passed on the Consent Agenda.

Ms. Hague

Mr. Gossett and Mr. Phillips

6. <u>Proposed Ordinance No. 2006-0207</u>

Mr. Gossett and Mr. Phillips

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and Office and Professional Employees International Union, Local 8, representing employees in the department of assessments; and establishing the effective date of said agreement.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15472.

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

Capital Budget

There was one public hearing on Items 7-9 and 11.

7. <u>Proposed Substitute Ordinance No.</u> 2006-0129.3

Mr. Ferguson

AN ORDINANCE authorizing the King County executive to lease two hundred eighty park and ride stalls from Northgate Mall Partnership.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15473.

Item 7 was considered in one public hearing with Items 8-9 and 11.

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

Mr. Ferguson moved Striking Amendment S1. The motion carried by the following vote: Votes: Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert, Mr. Constantine, Mr. Gossett, Ms. Hague and Ms. Patterson No: 0 Excused: 1 - Mr. Dunn

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

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

8. <u>Proposed Ordinance No. 2006-0130</u>

AN ORDINANCE making a supplemental appropriation of \$1,248,891 to the public transportation construction-unrestricted fund to provide additional appropriation authority in support of the Northgate transit oriented development park and ride project: amending the 2006 Budget Ordinance, Ordinance 15333, Section 114, as amended, and Attachment B, as amended.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15474.

Item 8 was considered in one public hearing with Items 7, 9 and 11.

Mr. Ferguson moved Striking Amendment S1.

Ms. Lambert made a point of clarification to Striking Amendment S1, on page 2, line 25, after 'Const-', delete Unrest and insert "Unrestricted". Seeing no objection, the Chair so ordered. Voting on Mr. Ferguson's motion, Striking Amendment S1, as amended, carried by the following vote: Votes: Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Ms. Hague and Ms. Patterson No: 0 Excused: 2 - Mr. Dunn and Mr. Gossett

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

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

Votes: Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Ferguson, Ms. Hague, Ms. Patterson and Mr. Constantine No: 0

Excused: 2 - Mr. Dunn and Mr. Gossett

9. <u>Proposed Substitute Ordinance No.</u> 2006-0140.2

AN ORDINANCE authorizing the King County executive to sell the Northgate park and ride lot at 11203 5th Avenue NE, Seattle 98125, to the city of Seattle for use as a public park.

On 3/27/2006, a public hearing was held and closed.

The enacted number is 15475.

Item 9 was considered in one public hearing with Items 7, 8 and 11.

Mr. Ferguson moved Striking Amendment S1. The motion carried by the following vote: Votes: Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert, Mr. Constantine, Ms. Hague and Ms. Patterson No: 0
Excused: 2 - Mr. Dunn and Mr. Gossett

Mr. Ferguson moved a Title Amendment. The motion carried by the following vote: Votes: Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert, Mr. Constantine, Ms. Hague and Ms. Patterson

Mr. Ferguson

No: 0

Excused: 2 - Mr. Dunn and Mr. Gossett

Paul Carlson, Council staff, answered questions of the Council.

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

10. Proposed Ordinance No. 2006-0224

AN ORDINANCE making a supplemental appropriation of \$9,016,998 to the airport construction fund to complete the airport runway rehabilitation project; and amending the 2006 Budget Ordinance, Ordinance 15333, Section 114, as amended, and Attachment B, as amended.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15477.

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

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

Excused: 1 - Mr. Dunn

Proposed Substitute Ordinance No. 2006-0235.2

AN ORDINANCE authorizing the King County executive to lease park and ride stalls from Northgate South Commons, LLC.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15476.

Item 11 was considered in one public hearing with Items 7-9.

Mr. Ferguson moved Striking Amendment S1. The motion carried by the following vote:
Votes: Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,
Mr. Constantine, Mr. Gossett, Ms. Hague and Ms. Patterson
No: 0
Excused: 1 - Mr. Dunn

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

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

Mr. Ferguson

Mr. Ferguson

Labor, Operations and Technology

12. Proposed Ordinance No. 2006-0206

AN ORDINANCE authorizing the executive to enter into amendments to the interlocal agreement with the city of Seattle, the Eastside Public Safety Communications Agency, the Port of Seattle and the Valley Communications Center for the development, operation and maintenance of the regional emergency communications system as authorized by Ordinance 10956 and Ordinance 10464.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15478.

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

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

Transportation

13. <u>Proposed Ordinance No. 2006-0192</u>

AN ORDINANCE adopting the September 2006 public transportation service improvements for King County.

On 5/22/2006, a public hearing was held and closed.

The enacted number is 15479.

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, Ms. Lambert, Mr. Ferguson, Mr. Gossett, Ms. Hague, Ms. Patterson and Mr. Constantine No: 0 Excused: 1 - Mr. Dunn

Motions for Council Action

Consent Items 14-17

14. <u>Proposed Motion No. 2006-0010</u>

A MOTION confirming the executive's appointment of Edward Anderson, who resides in council district three, to the King County Patterson Creek flood control zone district advisory board.

The enacted number is 12288.

This Matter was Passed on the Consent Agenda.

Mr. Gossett and Mr. Phillips

King County

Ms. Lambert

Ms. Patterson

15.

Ms. Lambert

A MOTION confirming the executive's appointment of William Harper, who resides in council district three, to the King County Patterson Creek flood control zone district advisory board.

The enacted number is 12289.

Proposed Motion No. 2006-0016

This Matter was Passed on the Consent Agenda.

16. <u>Proposed Motion No. 2006-0178</u>

A MOTION concerning untimely filed petitions for tax refunds in the amount of \$3,312.42; authorizing treasury operations to make the refunds.

The enacted number is 12290.

This Matter was Passed on the Consent Agenda.

17. <u>Proposed Substitute Motion No.</u> 2006-0201.2

A MOTION confirming the executive's appointment of Ken Carlton, who resides in council district three, to the King County Patterson creek flood control zone district advisory board. *The enacted number is 12291.*

This Matter was Passed on the Consent Agenda.

Passed The Consent Agenda

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

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

The Chair reconvened the meeting at 4:25 p.m.

Committee of the Whole

18. Proposed Motion No. 2006-0203

Mr. Constantine, Mr. Gossett and Mr.

Ferguson

A MOTION establishing support for King County to advocate for true and comprehensive immigration reform, that reunites and protects families, restores civil liberties, protects workers regardless of immigration status and offers a pathway to citizenship for the millions of undocumented immigrants in this nation as a priority for action in the 2006 (FY 2007) Federal Agenda - Legislative Interests for King County.

The enacted number is 12293.

Mr. Gossett moved Striking Amendment S1.
Ms. Hague moved Amendment 3, to Striking Amendment S1. The motion failed by the following vote: Votes: Yes: 2 - Mr. von Reichbauer and Ms. Hague
No: 5 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Ms. Patterson and Mr. Gossett Excused: 2 - Mr. Dunn and Ms. Lambert

It was noted by Mr. Gossett that on page 3, line 53 of Striking Amendment S1, after 'strenghtening'

Mr. Ferguson

Ms. Lambert

and before 'our', to insert "of". Seeing no objection, the Chair so ordered.

Mr. Gossett's motion to adopt Striking Amendment S1, as amended, was carried by the following vote: Votes: Yes: 5 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Ms. Patterson and Mr. Gossett

No: 2 - Mr. von Reichbauer and Ms. Hague Excused: 2 - Mr. Dunn and Ms. Lambert

Mr. Gossett moved Title Amendment T2. It was noted by Mr. Gossett that on page 2 of Title Amendment T2, after 'security' and before 'as', to insert, ",". Seeing no objection, the Chair so ordered.

Mr. Gossett's motion to adopt Title Amendment T2, as amended, was carried by the following vote: Votes: Yes: 5 - Mr. Phillips, Mr. Ferguson, Mr. Constantine, Ms. Patterson and Mr. Gossett No: 2 - Mr. von Reichbauer and Ms. Hague Excused: 2 - Mr. Dunn and Ms. Lambert

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

Votes: Yes: 5 - Mr. Phillips, Mr. Ferguson, Mr. Gossett, Ms. Patterson and Mr. Constantine No: 2 - Mr. von Reichbauer and Ms. Hague Excused: 2 - Ms. Lambert and Mr. Dunn

Growth Management and Natural Resources

19. Proposed Motion No. 2006-0025

Ms. Hague and Mr. Constantine

A MOTION approving the King County Executive's Recommended Regional Infiltration and Inflow Control Program.

The enacted number is 12292.

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

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

Excused: 1 - Mr. Dunn

Employment Committee Consent Agenda - Items 20-22

20. A. Hire a Senior Legislative Analyst

A motion was made by Ms. Hague that this matter be passed. The motion carried by the following vote: Votes: Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert, Constantine, Mr. Gossett, Ms. Hague and Ms. Patterson $No \cdot 0$ Excused: 1 - Mr. Dunn

21. B. Hire a Senior Legislative Analyst

A motion was made by Ms. Hague that this matter be passed. The motion carried by the following vote: Votes: Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert,

Mr. Constantine, Mr. Gossett, Ms. Hague and Ms. Patterson No: 0 Excused: 1 - Mr. Dunn

22. Extend a Term Limited Temporary Principal Management Auditor in the Auditor's Office

A motion was made by Ms. Hague that this matter be passed. The motion carried by the following vote: Votes: Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Mr. Ferguson, Ms. Lambert, Constantine, Mr. Gossett, Ms. Hague and Ms. Patterson No: 0 Excused: 1 - Mr. Dunn

First Reading and Referral of Ordinances

23. Proposed Ordinance No. 2006-0223

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 21AD representing employees in the department of adult and juvenile detention; and establishing the effective date of said agreement. Introduced and Referred to Labor, Operations and Technology Committee

Proposed Ordinance No. 2006-0228

AN ORDINANCE authorizing the executive to enter into an agreement with the Public Works Trust Board for preconstruction loan financing for the Brightwater reclaimed water pipeline capital project.

Introduced and Referred to Growth Management and Natural Resources Committee

Proposed Ordinance No. 2006-0233 25.

> AN ORDINANCE authorizing the vacation of a portion of Southwest Pohl Road, File V-2500, Petitioners: Alan Person and Elna Ryan.

Introduced and Referred to Hearing Examiner

King County

24.

Mr. Phillips

Mr. Gossett and Mr. Phillips

Mr. Constantine and Ms. Hague

Mr. Gossett

26. <u>Proposed Ordinance No. 2006-0234</u>

AN ORDINANCE adopting the revision of voting precincts of King County for the year 2006.

Introduced and Referred to Labor, Operations and Technology Committee

27. <u>Proposed Ordinance No. 2006-0236</u>

AN ORDINANCE making a supplemental appropriation of \$122,470 to the department of assessments to implement the reallocation of positions as designated in the Public, Professional & Office-Clerical Employees and Drivers, Teamsters Local 763 memorandum of agreement; and amending the 2006 Budget Ordinance, Ordinance 15333, Sections 35 and 38, as amended.

Introduced and Referred to Operating Budget Committee

28. <u>Proposed Ordinance No. 2006-0237</u>

AN ORDINANCE approving and adopting the memorandum of agreement (Re-allocations of positions - Cartographer classification to GIS Specialist - Entry and GIS Specialist - Journey; Information Systems Professional II classification to Information Technology Systems Specialist - Journey) negotiated by and between King County and Public, Professional & Office-Clerical Employees and Drivers, Teamsters Local 763 representing employees in the department of assessments; and establishing the effective date of said agreement.

Introduced and Referred to Labor, Operations and Technology Committee

29. Proposed Ordinance No. 2006-0238

AN ORDINANCE making a supplemental appropriation of \$1,078,914 to the solid waste operating fund to implement the International Union of Operating Engineers, Local 302 collective bargaining agreement for the fiscal year ending December 31, 2006; and amending the 2006 Budget Ordinance, Ordinance 15333, Section 87, as amended.

Introduced and Referred to Operating Budget Committee

30. Proposed Ordinance No. 2006-0239

AN ORDINANCE approving and adopting the collective bargaining agreement negotiated by and between King County and International Union of Operating Engineers, Local 302 representing employees in the departments of natural resources and parks and transportation; and establishing the effective date of said agreement.

Introduced and Referred to Labor, Operations and Technology Committee

31. <u>Proposed Ordinance No. 2006-0240</u>

AN ORDINANCE approving and adopting the memorandum of agreement regarding pay range adjustment for the assistant archivist job classification negotiated by and between King County and International Brotherhood of Teamsters Local 117 (Professional and Technical Employees Unit) representing employees in the department of executive services; and establishing the effective date of said agreement.

Introduced and Referred to Labor, Operations and Technology Committee

Mr. Gossett and Mr. Phillips

Mr. Constantine and Mr. Phillips

Mr. Constantine and Mr. Phillips

Mr. Gossett and Mr. Phillips

Mr. Gossett and Mr. Phillips

Room 1001

32.

33.

34.

Proposed Motion No. 2006-0241 A MOTION requesting the county executive to transmit a report on opportunities to

improve enforcement of animal cruelty laws in King County. Introduced and Referred to Labor, Operations and Technology Committee

May 22, 2006

AN ORDINANCE making a disappropriation and reappropriation of \$104,000 to the Building Repair and Replacement fund to provide funding for the analysis of the

2006 Adopted Budget Ordinance, Ordinance 15333, Section 114, as amended, and

AN ORDINANCE authorizing the county executive to enter into a project cooperative agreement with the United States Army Corps of Engineers and the State of Washington Department of Natural Resources for the construction of North Wind's Weir, also known as

Introduced and Referred to Growth Management and Natural Resources Committee

redevelopment options for the historic King County Courthouse South Entry; amending the

Other Business

Extra Item

First Reading and Referral of Ordinance

Proposed Ordinance No. 2006-0243

Proposed Ordinance No. 2006-0244

Introduced and Referred to Capital Budget Committee

Duwamish Site 1, Ecosystem Restoration Project.

Attachment B as amended.

First Reading and Referral of Motions

35. Proposed Ordinance No. 2006-0248

AN ORDINANCE authorizing the executive to enter into an interlocal agreement between King County and the King Conservation District.

Introduced and Referred to Growth Management and Natural Resources Committee

Adjournment

The meeting was adjourned at 4:49 p.m.

Approved this _____ day of _____

Clerk's Signature

Mr. Ferguson

Mr. Constantine

Mr. Phillips and Ms. Patterson

Mr. Phillips and Mr. Constantine