



King County

King County  
Meeting Proceedings

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

Metropolitan King County Council

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

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Room 1001

March 9, 2009

11:00 AM

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1. **Call to Order**

*The meeting was called to order at 11:13 a.m.*

2. **Roll Call**

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

Excused: Mr. Ferguson and Mr. von Reichbauer

3. **Flag Salute and Pledge of Allegiance**

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

4. **Approval of Minutes of March 2, 2009**

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*Ms. Hague moved to approve the minutes of the March 2, 2009 meeting as presented. Seeing no objection, the Chair so ordered.*

5. **Additions to the Council Agenda**

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*There were no additions to the Council agenda.*

6. **Special Item**

Presentation of a Recognition of King County Agriculture and Forestry Programs by the King Conservation District

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*Mr. Constantine invited staff and citizen volunteers for the agriculture and forestry program and the conservation district to join him at the podium. He and Ms. Lambert read and presented the recognition.*

*Mark Isaacson, Division Director, Natural Resources and Parks thanked the Council and the work of the staff.*

*Jeffrey Possinger, Executive Director, King Conservation District, spoke and introduced representatives from the Board and staff, Bill Knutsen and Josh Monaghan.*

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

### Consent Items 7-13

#### [Play Video](#)

7. [Proposed Motion No. 2008-0416](#) **Mr. Dunn**
- A MOTION confirming the executive's appointment of The Honorable Lisa Jensen, Councilmember, city of Newcastle, who resides in council district nine, to the King County Harborview Medical Center board of trustees, as the council district nine representative.
- The enacted number is 12932.*
- This Matter was Passed on the Consent Agenda.**
8. [Proposed Substitute Motion No. 2008-0417.2](#) **Mr. Dunn**
- A MOTION confirming the executive's appointment of Cheryl Haskins, who resides in council district nine, to the King County women's advisory board.
- The enacted number is 12933.*
- This Matter was Passed on the Consent Agenda.**
9. [Proposed Motion No. 2008-0567](#) **Mr. Ferguson**
- A MOTION confirming the executive's appointment of Robin Reed, who resides in council district one, to the King County alcoholism and substance abuse administrative board.
- The enacted number is 12934.*
- This Matter was Passed on the Consent Agenda.**
10. [Proposed Substitute Motion No. 2009-0112.2](#) **Mr. Dunn, Mr. Phillips and Mr. Constantine**
- A MOTION relating to the notification of residents in flood-prone areas about imminent flooding and directing the executive to provide a report outlining the current county notification process and requesting improvements.
- The enacted number is 12935.*
- This Matter was Passed on the Consent Agenda.**
11. [Proposed Substitute Motion No. 2009-0113.2](#) **Mr. Dunn, Mr. Phillips and Mr. Constantine**
- A MOTION directing the executive to review King County, state and federal regulations that delay or discourage the removal of flood debris and to recommend steps to streamline the process of flood debris removal.
- The enacted number is 12936.*
- This Matter was Passed on the Consent Agenda.**

12. [Proposed Substitute Motion No. 2009-0114.2](#) **Mr. Dunn, Ms. Lambert, Mr. Phillips and Mr. Constantine**

A MOTION directing the executive to convene discussions with local, state and federal flood control agencies for the purpose of improving communications about and coordination of their respective actions that may affect the severity of flooding events.

*The enacted number is 12937.*

**This Matter was Passed on the Consent Agenda.**

13. [Proposed Motion No. 2009-0137](#) **Ms. Hague, Mr. Phillips and Mr. Constantine**

A MOTION adopting the 2009 work program for the physical environment committee.

*The enacted number is 12938.*

**This Matter was Passed on the Consent Agenda.**

### **Passed The Consent Agenda**

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

**Votes:** Yes: 7 - Mr. Constantine, Ms. Hague, Ms. Lambert, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr.

Dunn

No: 0

Excused: 2 - Mr. Ferguson and Mr. von Reichbauer

### **Government Accountability and Oversight**

14. [Proposed Substitute Motion No. 2008-0478.2](#) **Mr. Phillips and Ms. Hague**

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A MOTION adopting the charter of the Metropolitan Water Pollution Abatement Advisory Committee.

*The enacted number is 12939.*

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

**Votes:** Yes: 7 - Mr. Constantine, Ms. Hague, Ms. Lambert, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr.

Dunn

No: 0

Excused: 2 - Mr. Ferguson and Mr. von Reichbauer

### **Hearing Examiner Consent Agenda Item 15**

15. [Proposed Substitute Ordinance No. 2008-0649.2](#) **Ms. Patterson and Mr. Constantine**

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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 Rebecca and Martin Chaney for property located at 5802 298th Avenue NE, Carnation, WA 98014, designated department of natural resources

and parks, water and land resources division file no. E08CT035.

*The enacted number is 16376.*

**This Matter was Passed on the Consent Agenda.**

### **Passed The Consent Agenda**

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

**Votes:** Yes: 7 - Mr. Constantine, Ms. Hague, Ms. Lambert, Mr. Gossett, Mr. Phillips, Ms. Patterson and Mr. Dunn  
No: 0  
Excused: 2 - Mr. Ferguson and Mr. von Reichbauer

### **First Reading and Referral of Ordinances**

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16. **[Proposed Ordinance No. 2009-0156](#)** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Donald and Darcy Newman for property located at 6602 and 6701 Tolt River Road NE, Carnation, WA 98014, designated department of natural resources and parks, water and land resources division file no. E08CT094a.  
**Introduced and Referred to Hearing Examiner**
17. **[Proposed Ordinance No. 2009-0160](#)** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Jeffery Wright for property located at 18737 SE 144th Street, Renton, WA 98059, designated department of natural resources and parks, water and land resources division file no. E08CT081.  
**Introduced and Referred to Hearing Examiner**
18. **[Proposed Ordinance No. 2009-0161](#)** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Russ and Danita Killingsworth for property located at 13803 SE 208th Street, Kent, WA 98042, designated department of natural resources and parks, water and land resources division file no. E08CT083.  
**Introduced and Referred to Hearing Examiner**
19. **[Proposed Ordinance No. 2009-0162](#)** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Theodore Blattenbauer for property located at 14433 SE 208th Street, Kent, WA 98042, designated department of natural resources and parks, water and land resources division file no. E08CT098.  
**Introduced and Referred to Hearing Examiner**
20. **[Proposed Ordinance No. 2009-0163](#)** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Douglas L. Scott for property located at 34924 216th Avenue SE, Auburn, WA 98092, designated department of natural

resources and parks, water and land resources division file no. E08CT106.

**Introduced and Referred to Hearing Examiner**

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21. **Proposed Ordinance No. 2009-0164** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Argus Ranch, LLC for property located at 35612 212th Way SE, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT120.  
**Introduced and Referred to Hearing Examiner**
22. **Proposed Ordinance No. 2009-0165** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Kathleen Lapham for property located at 23808 SE 192nd Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT130.  
**Introduced and Referred to Hearing Examiner**
23. **Proposed Ordinance No. 2009-0166**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Lois M. Bull, Trustee of the Harold A. Bull Family Trust for property located at 12831 SE Green Valley Road, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT131.  
**Introduced and Referred to Hearing Examiner**
24. **Proposed Ordinance No. 2009-0167** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Leonard A. Strandley Jr. for property located at 15504 SE 396th Street, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT132.  
**Introduced and Referred to Hearing Examiner**
25. **Proposed Ordinance No. 2009-0168** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Joseph Siglin for property located at 24630 SE 208th Street, Maple Valley, WA 98038, designated department of natural resources and parks, water and land resources division file no. E08CT133.  
**Introduced and Referred to Hearing Examiner**
26. **Proposed Ordinance No. 2009-0169** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by John B. Carpenter for property located at 15251 SE Green Valley Road, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT136.  
**Introduced and Referred to Hearing Examiner**

27. **Proposed Ordinance No. 2009-0170** **Mr. Constantine**  
AN ORDINANCE approving an application for current use assessment for either public benefit rating system or timber land, or both, submitted by Frances E. King for property located at 33220 129th Way SE, Auburn, WA 98092, designated department of natural resources and parks, water and land resources division file no. E08CT138.  
**Introduced and Referred to Hearing Examiner**
28. **Proposed Ordinance No. 2009-0171** **Mr. Dunn, Ms. Lambert, Ms. Hague and Ms. Patterson**  
AN ORDINANCE relating to extending the period for permits or approvals; amending Ordinance 12560, Section 18, as amended, and K.C.C. 16.02.290, Ordinance 13694, Section 56, as amended, and K.C.C. 19A.12.020 and Ordinance 13694, Section 58, as amended, and K.C.C. 19A.12.040, adding a new section to K.C.C. chapter 20.20 and adding a new section to K.C.C. chapter 27A.30.  
**Introduced and Referred to Physical Environment Committee**
29. **Proposed Ordinance No. 2009-0172** **Ms. Hague**  
AN ORDINANCE relating to recognizing lots; and amending Ordinance 13694, Section 42, as amended, and K.C.C. 19A.08.070.  
**Introduced and Referred to Physical Environment Committee**
30. **Proposed Ordinance No. 2009-0173** **Ms. Hague**  
AN ORDINANCE relating to providing notice of applications; and amending Ordinance 13147, Section 21, as amended, and K.C.C. 20.18.050, Ordinance 12196, Section 10, as amended, and K.C.C. 20.20.030, Ordinance 12196, Section 13, as amended, and K.C.C. 20.20.060, Ordinance 12196, Section 16, as amended, and K.C.C. 20.20.090 and Ordinance 1076, Section 7, as amended, and K.C.C. 20.36.060.  
**Introduced and Referred to Physical Environment Committee**
31. **Proposed Ordinance No. 2009-0174** **Mr. Dunn and Ms. Hague**  
AN ORDINANCE relating to zoning, and amending Ordinance 10870, Section 331, as amended, and K.C.C. 21A.08.040, Ordinance 10870, Section 332, as amended, and K.C.C. 21A.08.050, Ordinance 10870, Section 333, as amended, and K.C.C. 21A.08.060, Ordinance 10870, Section 424, as amended, and K.C.C. 21A.20.060, Ordinance 10870, Section 427, as amended and K.C.C. 21A.20.080 and Ordinance 13130, Section 3, and K.C.C. 21A.32.045.  
**Introduced and Referred to Physical Environment Committee**
32. **Proposed Ordinance No. 2009-0176** **Mr. Gossett**  
AN ORDINANCE making a supplemental appropriation of \$18,601,096 to the office of the public defender; to enter into contracts for indigent defense services with four defender agencies to begin July 1, 2009, implementing recommended changes to the public defense funding model; amending the 2009 Budget Ordinance, Ordinance 16312, Section 49, as amended.  
**Introduced and Referred to Budget and Fiscal Management Committee**

33. [Proposed Ordinance No. 2009-0182](#) **Ms. Patterson, Ms. Lambert and Mr. Gossett**
- AN ORDINANCE relating to the setting of fees; and amending Ordinance 6835, Section 3, as amended, and K.C.C. 2.99.030.
- Introduced and Referred to Government Accountability and Oversight Committee**
34. [Proposed Ordinance No. 2009-0187](#) **Mr. Ferguson 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 Committee of the Whole**
35. [Proposed Ordinance No. 2009-0189](#) **Mr. Ferguson and Mr. Phillips**
- AN ORDINANCE approving and adopting the collective bargaining agreement, two memoranda of agreement and one memorandum of understanding negotiated by and between King County and Joint Crafts Council (Construction Crafts) representing employees in the departments of adult and juvenile detention, natural resources and parks, executive services, public health, community and human services, and transportation; and establishing the effective date of said agreements.
- Introduced and Referred to Committee of the Whole**
36. [Proposed Ordinance No. 2009-0190](#) **Mr. Ferguson and Mr. Phillips**
- AN ORDINANCE approving and adopting the collective bargaining agreement 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 agreement.
- Introduced and Referred to Committee of the Whole**
37. [Proposed Ordinance No. 2009-0191](#) **Mr. Ferguson and Mr. Phillips**
- AN ORDINANCE approving and adopting the collective bargaining agreement 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 agreement.
- Introduced and Referred to Committee of the Whole**
38. [Proposed Ordinance No. 2009-0192](#) **Mr. Ferguson and Mr. Phillips**
- AN ORDINANCE approving and adopting the memorandum of agreement negotiated by and between King County and Amalgamated Transit Union, Local 587 (Transit - Rail (Portions of Exhibit D to the collective bargaining agreement)) representing employees in the department of transportation; and establishing the effective date of said agreement.
- Introduced and Referred to Committee of the Whole**

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## First Reading and Referral of Motions

39. [Proposed Motion No. 2009-0158](#) **Ms. Hague**  
A MOTION approving the Motor Pool Equipment Rental and Revolving Fund Report.  
**Introduced and Referred to Budget and Fiscal Management Committee**
40. [Proposed Motion No. 2009-0175](#) **Mr. Gossett**  
A MOTION approving the department of community and human services's, in conjunction with the office of management and budget, report and the proposed recommendations to the contract payment allocations for independent public defense contractors  
**Introduced and Referred to Budget and Fiscal Management Committee**
41. [Proposed Motion No. 2009-0177](#) **Mr. Gossett**  
A MOTION amending the public defense payment model, which established a framework for budgeting indigent legal defense services in King County.  
**Introduced and Referred to Budget and Fiscal Management Committee**
42. [Proposed Motion No. 2009-0178](#) **Mr. Dunn and Mr. Phillips**  
A MOTION related to council adoption of the 2009 work program for the county auditor's office.  
**Introduced and Referred to Government Accountability and Oversight Committee**
43. [Proposed Motion No. 2009-0179](#) **Mr. Dunn and Mr. Phillips**  
A MOTION confirming the executive's appointment of Carol Cummings, who works in council district four, to the King County emergency management advisory committee, representing the King County sheriff's office.  
**Introduced and Referred to Law, Justice and Human Services Committee**
44. [Proposed Motion No. 2009-0181](#) **Ms. Patterson, Mr. Constantine and Mr. Phillips**  
A MOTION relating to pet licenses; requesting the executive to study options for creating an incentive program that will encourage the increased sales of pet licenses by providing license sellers financial incentives to sell more licenses and requiring the transmittal of a report with finding and conclusions to the council for its consideration.  
**Introduced and Referred to Government Accountability and Oversight Committee**
45. [Proposed Motion No. 2009-0188](#) **Ms. Hague and Mr. Constantine**  
A MOTION establishing the process for appointing the county executive in the event of a vacancy in the office.  
**Introduced and Referred to Committee of the Whole**

## 46. Recess

### [Play Video](#)

*The meeting was recessed at 11:37 a.m.*

*The Chair reconvened the meeting at 1:54 p.m.*

## Hearings and Second Reading of Ordinances from Standing Committees and Regional Committees

### Consent Items 47-50

#### [Play Video](#)

47. [Proposed Ordinance No. 2008-0538](#) **Mr. Dunn and Mr. Phillips**

AN ORDINANCE relating to facilitating the cleanup of illegal dumping on private property.

*The enacted number is 16377.*

*On 3/09/2009, a public hearing was held and closed.*

**This Matter was Passed on the Consent Agenda.**

48. [Proposed Ordinance No. 2009-0103](#) **Ms. Hague**

AN ORDINANCE authorizing the King County executive to execute an interlocal agreement with King County fire district 50 for commercial fire inspections within the boundary of Skykomish city limits.

*The enacted number is 16378.*

*On 3/09/2009, a public hearing was held and closed.*

**This Matter was Passed on the Consent Agenda.**

49. [Proposed Substitute Ordinance No. 2009-0111.2](#) **Mr. Dunn, Ms. Lambert and Mr. Phillips**

An ORDINANCE directing the water and land resources division to identify locations for the stockpiling of materials and equipment for sandbags to be provided free of charge to the public and to increase public awareness of these locations in the event of flooding.

*The enacted number is 16379.*

*On 3/09/2009, a public hearing was held and closed.*

**This Matter was Passed on the Consent Agenda.**

50. [Proposed Ordinance No. 2009-0117](#) **Mr. Ferguson, Ms. Hague, Mr. Phillips and Mr. Constantine**

AN ORDINANCE relating to public transportation; extending the time limit for transfers during service disruption caused by adverse weather; and amending Ordinance 12643, Section 5, and K.C.C. 28.94.170.

*The enacted number is 16380.*

*On 3/09/2009, a public hearing was held and closed.*

**This Matter was Passed on the Consent Agenda.**

### Passed The Consent Agenda

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

**Votes:** Yes: 5 - Mr. Constantine, Ms. Hague, Ms. Lambert, Mr. Phillips and Ms. Patterson  
No: 0  
Excused: 4 - Mr. Ferguson, Mr. von Reichbauer, Mr. Gossett and Mr. Dunn

**51. Other Business**

*Mr. Phillips reported on the Sound Transit University Link. He and Councilmember Constantine attended the ground breaking ceremony for link light rail, the new extension from downtown Seattle to Capitol Hill, to Husky stadium and the University of Washington medical center. Mr. Constantine also made remarks.*

**52. Adjournment**

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*The meeting was adjourned at 1:57 p.m.*

Approved this \_\_\_\_\_ day of \_\_\_\_\_.

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Clerk's Signature