

**COUNCIL MINUTES  
PIERCE COUNTY COUNCIL MEETING  
FEBRUARY 10, 2004**

930 TACOMA AVENUE SOUTH, ROOM 1045  
TACOMA, WASHINGTON 98402  
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**(Note: These minutes are not verbatim. Recorded tapes are available upon request.)**

**I. CALL TO ORDER**

The regular meeting of the Pierce County Council was called to order at 3:05 p.m. by Chair Moss.

**II. PLEDGE OF ALLEGIANCE TO THE FLAG**

The pledge was led by Moss, followed by a Moment of Silence in tribute to our men and women in the Military.

**III. ROLL CALL**

Councilmembers Present: Calvin Goings, Harold Moss, Dick Muri, and Kevin Wimsett. Shawn Bunney, Barbara Gelman, and Terry Lee arrived after roll call.

Council Staff Present: Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Operations; Tom Weber, Administrator for Research and Policy; Steve Gross, Deputy Legal Counsel; Susan Matthew, Councilmember Assistant; and Carolyn Pendle, Research Analyst.

There were ten visitors present.

On behalf of the County Council, Wimsett presented a gift to Moss for his Council leadership in 2003. Moss thanked the Council for the plaque.

**IV. APPROVAL OF AGENDA**

Wimsett moved approval of the Agenda; motion seconded and passed on a voice vote.

**V. CONSENT AGENDA**

a. Approval of Minutes

1. The minutes of the January 13, 2004, regular Council Meeting.
2. The minutes of the January 20, 2004, regular Council Meeting.
3. The minutes of the January 27, 2004, regular Council Meeting.

b. Action on Ordinances (refer, set date of hearing)

1. PROPOSAL NO. 2003-121s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADDING A NEW CHAPTER 7.14 ENTITLED "NEW TECHNOLOGIES" TO THE PIERCE COUNTY STORMWATER MANAGEMENT AND SITE DEVELOPMENT MANUAL; REPEALING APPENDIX J ENTITLED "MAINTENANCE INCLUDING EXAMPLE MAINTENANCE SCHEDULES" IN THE STORMWATER MANAGEMENT AND SITE DEVELOPMENT MANUAL; AND ADOPTING A NEW APPENDIX J REFLECTING MAINTENANCE ADDITIONS BASED ON NEW CHAPTER 7.14.

Sponsored by: Councilmember Shawn Bunney

Contact person: Heather Kibbey, 798-4664

DO PASS AS SUBSTITUTED RECOMMENDATION - ECONOMIC & INFRASTRUCTURE DEVELOPMENT COMMITTEE (Shawn Bunney, Chair; Terry Lee, Vice Chair; Barbara Gelman, Member/excused; Calvin Goings, Member; Dick Muri, Member/excused)

Suggested date of Council hearing: March 9, 2004

2. PROPOSAL NO. 2003-135, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 9.32.020 OF THE PIERCE COUNTY CODE, BY CHANGING THE LIST OF DEVICES THAT MAY NOT BE POSSESSED, MANUFACTURED OR DISPOSED OF WITHIN THE COUNTY.

Sponsored by: Councilmembers Harold Moss, Shawn Bunney, Barbara Gelman, Calvin Goings, Terry Lee, Dick Muri and Kevin Wimsett

Contact person: Steve Gross, 798-7579

DO PASS RECOMMENDATION - RULES & OPERATIONS COMMITTEE (Harold Moss, Chair; Kevin Wimsett, Vice Chair; Terry Lee, Member)

Suggested date of Council hearing: March 9, 2004

3. PROPOSAL NO. 2003-136, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING CERTAIN COUNTY-OWNED PROPERTY AS SURPLUS, LOCATED AT 868 173RD STREET SOUTH IN SPANAWAY, WASHINGTON; AND AUTHORIZING THE COUNTY EXECUTIVE TO PURSUE DISPOSAL OF THE PROPERTY BY SALE PURSUANT TO PIERCE COUNTY CODE CHAPTER 2.110.

Sponsored by: Councilmember Harold Moss

Pierce County Council Meeting  
February 10, 2004

Contact person: Suzanne Hedlund, 798-6880  
DO PASS RECOMMENDATION - RULES & OPERATIONS COMMITTEE  
(Harold Moss, Chair; Kevin Wimsett, Vice Chair; Terry  
Lee, Member)  
Suggested date of Council hearing: March 9, 2004

4. PROPOSAL NO. 2004-4, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH GENERAL PUBLIC AND PRIVATE SECTOR EMPLOYEES AND SPECIAL SERVICES EMPLOYEES IN KING AND PIERCE COUNTIES AND EMPLOYEES OF THE STATE OF WASHINGTON, TEAMSTERS LOCAL UNION NO. 117 ON BEHALF OF SHERIFF'S CIVILIAN SUPPORT STAFF; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

Sponsored by: Councilmember Harold Moss  
Contact person: Joe Carrillo, 798-6690  
For referral to the Rules & Operations Committee  
Suggested date of Council hearing: March 9, 2004

5. PROPOSAL NO. 2004-5, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE 2001-99S AND SECTION 4.24.015 D. OF THE PIERCE COUNTY CODE REGARDING EXPENDITURES OF THE SECOND REAL ESTATE EXCISE TAX FOR CAPITAL PARK AND RECREATION PROJECTS.  
Sponsored by: Councilmember Calvin Goings  
Contact person: Anna Graham, 798-6253  
For referral to the Community Development Committee  
To be heard by the Community Development Committee on February 23, 2004

6. PROPOSAL NO. 2004-6, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING CHAPTERS 2.58, 2.59, 2.77 AND 2.94 OF THE PIERCE COUNTY CODE AND ADOPTING NEW CHAPTERS 2.58, 2.59, 2.77, AND 2.94 OF THE PIERCE COUNTY CODE TO RE-ESTABLISH THE GIG HARBOR PENINSULA, GRAHAM, FOOTHILLS PLATEAU, AND GREATER GREENWATER GATEWAY LAND USE ADVISORY COMMISSIONS CONSISTENT WITH THE PROVISIONS OF CHAPTER 2.45 OF THE PIERCE COUNTY CODE.

Sponsored by: Councilmember Calvin Goings  
Contact person: Anna Graham, 798-6253  
For referral to the Community Development Committee  
To be heard by the Community Development Committee on February 23, 2004

- c. Action on Resolutions (refer, set date of hearing)
  1. PROPOSAL NO. R2004-24, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ESTABLISHING THE FENNEL CREEK CORRIDOR ADVISORY COMMITTEE, AN AD HOC COMMITTEE TO ADVISE THE

PIERCE COUNTY COUNCIL REGARDING APPROPRIATE DENSITIES, ZONING, AND ENVIRONMENTAL PROTECTION MEASURES WITHIN THE FENNEL CREEK CORRIDOR AS SPECIFIED BY ORDINANCE NO. 2003-103S; PROVIDING GUIDELINES AND A TIMELINE FOR THE WORK OF THE COMMITTEE; REQUESTING THE PLANNING LAND SERVICES DEPARTMENT PROVIDE TECHNICAL SUPPORT, INCLUDING TRANSMITTAL OF THE RECOMMENDATIONS OF THE COMMITTEE TO THE PLANNING COMMISSION; AND SETTING A SUNSET DATE FOR THE AD HOC COMMITTEE.

Sponsored by: Councilmember Shawn Bunney

Contact person: Hugh Taylor, 798-3665

For referral to the Rules & Operations Committee

To be heard by the Rules & Operations Committee on  
February 17, 2004

Suggested date of Council hearing: February 17, 2004

d. Other Items

Wimsett moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of seven to zero.

**VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY**

1. State of Superior Court Address - The Honorable James Orlando - 2004 Presiding Judge

James Orlando, Presiding 2004 Judge, provided an update on the Superior Court system, and asked that the Council continue working with the Court. He requested creation of Department 22 and an additional court commissioner position. After his presentation, he answered questions of Councilmembers regarding funding, task force recommendations, Thurston County mental health-contracts, caseloads, and legal financial obligation (LFO).

2. A message from the Executive transmitting the following Ordinance, which was approved and signed on December 8, 2003, was read into the record:

ORDINANCE NO. 2003-116, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO THE CITY OF ROY, A MUNICIPAL CORPORATION OF THE STATE OF WASHINGTON, FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

**VII. PROCLAMATIONS, AWARDS, AND/OR APPOINTMENTS TO BOARDS AND COMMISSIONS**

**PROPOSAL NO. R2004-21, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND COUNTY EXECUTIVE PROCLAIMING FEBRUARY 14, 2004, AS "LEAGUE OF WOMEN VOTERS DAY" IN PIERCE COUNTY, WASHINGTON; AND CONGRATULATES THE LEAGUE ON ITS 84TH ANNIVERSARY.**

Wimsett moved adoption; motion seconded. Gelman read the Proclamation into the record.

Public Testimony

Lyz Kurnitz-Thurlow, President of League of Women Voters, provided information on the League, and urged the Council to pass the proclamation.

Liz McKercher, League Member, spoke to the benefits of living in Pierce County, and thanked the Councilmembers for their public service.

The Proposal was adopted on a roll call vote of seven to zero. Kurnitz-Thurlow and McKercher accepted the Proclamation.

**PROPOSAL NO. R2004-22, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE PIERCE COUNTY CONSERVATION FUTURES PROGRAM CITIZENS' ADVISORY BOARD. (STEPHEN PRUITT)**

Wimsett moved adoption; motion seconded. The Clerk read the title into the record.

Moss thanked Pruitt for his service to the Commission.

Wimsett spoke in support of the Pruitt's appointment.

Staff Testimony

Weber pointed out a blank on page 2 of 2, line 12.

Bunney moved an oral amendment on page 2 of 2, line 12, to insert February 10, 2008, into the blank; motion seconded and passed.

The Chair called for public testimony on the amendment; there was no response. The Chair called for public testimony on the amended Proposal; there was no response. The Proposal passed as amended on a roll call vote of seven to zero.

#### VIII. ORDINANCES

##### **PROPOSAL NO. 2003-144, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN AND HELPERS UNION, LOCAL 313; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.**

Wimsett moved adoption; motion seconded. The Clerk read the title into the record.

#### Staff Testimony

Joe Carrillo, Labor Relations Manager, stated the Proposal would ratify an agreement between the County and Teamsters 313. At Bunney's request, Carrillo outlined the changes to the existing agreement.

In response to Goings' question, Weber noted the Proposal received a do pass recommendation by the Rules and Operations Committee.

The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of seven to zero.

#### IX. RESOLUTIONS - None

#### X. OTHER BUSINESS/ANNOUNCEMENTS - None

Moss announced the televised portion of the meeting is concluded.

#### XI. GENERAL PUBLIC COMMENTS

1. Charles Cresco expressed concerns with the public comments not be televised, and asked the Council to reconsider airing the Council proceedings in its entirety.

Moss and Cresco dialoged regarding public comments not being televised.

