

**COUNCIL MINUTES
PIERCE COUNTY COUNCIL MEETING
FEBRUARY 17, 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 3:07 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, and to the recent passing of Sheriff Deputy Jim Andrews.

III. ROLL CALL

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

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

There were six visitors present.

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 October 28, 2003, District No. 3 Council meeting.

Pierce County Council Meeting
February 17, 2004

- b. Action on Ordinances (refer, set date of hearing)
1. PROPOSAL NO. 2004-7, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL CHANGING THE NAME OF THE PIERCE COUNTY PERSONNEL DEPARTMENT TO PIERCE COUNTY HUMAN RESOURCES DEPARTMENT.
Sponsored by: Councilmember Harold Moss
Contact person: Hudson Stansbury, 798-7477
For referral to the Rules & Operations Committee
 2. PROPOSAL NO. 2004-8, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO SANFORD AVENUE COMMUNITY CLUB, FOR LOCATION OF WATERLINES ON CERTAIN COUNTY OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.
Sponsored by: Councilmember Shawn Bunney
Contact person: Jerry West, 798-3687
For referral to the Economic & Infrastructure Development Committee
 3. PROPOSAL NO. 2004-9, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH INTERNATIONAL FEDERATION OF PROFESSIONAL AND TECHNICAL ENGINEERS, AFL-CIO, LOCAL NO. 17; 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
- c. Action on Resolutions (refer, set date of hearing)
1. PROPOSAL NO. R2004-27, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE PIERCE COUNTY EXECUTIVE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITIES AND TOWNS OF PIERCE COUNTY, THEREBY AMENDING THE PIERCE COUNTY COUNTYWIDE PLANNING POLICIES TO UPDATE THE CENTERS DESIGNATIONS OF THE URBAN GROWTH AREA SECTION AS RECOMMENDED BY THE PIERCE COUNTY REGIONAL COUNCIL.
Sponsored by: Councilmember Calvin Goings
Contact person: Chip Vincent, 798-2722
For referral to the Community Development Committee

2. PROPOSAL NO. R2004-30, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REQUESTING THAT PROPOSED ORDINANCE NO. 2003-66, THE REGULATORY PACKAGE TITLED "DIRECTIONS FOR HABITAT PROTECTION AND RESTORATION," BE DIVIDED INTO MULTIPLE ORDINANCES TO AID IN PUBLIC REVIEW AND LEGISLATIVE PROCESSING; SENDING THE PACKAGE BACK TO THE EXECUTIVE OFFICE FOR DISTRIBUTION TO THE APPROPRIATE EXECUTIVE DEPARTMENTS IN PREPARATION FOR HEARINGS BEFORE THE PIERCE COUNTY PLANNING COMMISSION; REFERRING THE PACKAGE BACK TO THE PLANNING COMMISSION FOR ADDITIONAL REVIEW AND CONSIDERATION OF THE DRAFT AND FINAL ENVIRONMENTAL IMPACT STATEMENTS; AND REQUESTING THE PLANNING COMMISSION TO MAKE A FINAL RECOMMENDATION WITH FINDINGS OF FACT BACK TO THE COUNCIL ON EACH ORDINANCE BY JUNE 15, 2004.

Sponsored by: Councilmembers Calvin Goings and Terry Lee

Contact person: Hugh Taylor, 798-3665

For referral to the Community Development Committee
To be heard by the Community Development Committee on
March 1, 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 - None

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

PROPOSAL NO. R2004-23, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE REAPPOINTMENT OF TWO MEMBERS TO THE FREDERICKSON ADVISORY COMMISSION. (PENNY SWANSON AND RICHARD THURSTON)

Wimsett moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Proposal was adopted on a roll call vote of seven to zero.

PROPOSAL NO. R2004-25, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF TWO NEW MEMBERS TO THE PARKLAND-SPANAWAY-MIDLAND ADVISORY COMMISSION. (BURTON L. NESSET AND ALBERT DOWNS)

Wimsett moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Proposal was adopted on a roll call vote of seven to zero.

PROPOSAL NO. R2004-26, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE GRAHAM ADVISORY COMMISSION. (JERRY CORCORAN)

Wimsett moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Proposal was adopted on a roll call vote of seven to zero.

PROPOSAL NO. R2004-28, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE TACOMA NARROWS AIRPORT ADVISORY COMMISSION. (MARGARET "MARGE" PEARSON)

VIII. ORDINANCES

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

Lee stated he is involved in the Commission, and Pearson is being appointed to replace a member who is not available to serve due to scheduling conflicts.

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

PROPOSAL NO. 2003-143, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW), LOCAL 483; 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 for Pierce County, stated the Proposal would ratify the agreement reached with Local 483.

In response to Goings' question, Weber stated the Proposal was heard in the Rules and Operations Committee on February 2, 2003, and passed with a do pass recommendation.

Carrillo answered questions of Bunney regarding the contract's number of employees represented and the fiscal impacts.

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

PROPOSAL NO. 2004-1s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF 168TH STREET EAST AND 130TH AVENUE EAST RIGHT-OF-WAY IN THE NORTHEAST QUARTER OF SECTION 26, TOWNSHIP 19 NORTH, RANGE 4 EAST, OF THE WILLAMETTE MERIDIAN, IN THE SOUTH HILL AREA.

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

Staff Testimony

Weber stated on January 20, 2004, the Proposal was heard by the Economic and Infrastructure Committee and received a do pass as substituted recommendation. The change is in the title by replacing Puyallup area with South Hill area.

Bruce Duncan, Public Works and Utilities Department, explained the right-of-way involved is too narrow for public road purposes. The County Engineer has determined the land is not necessary and that the public would be benefited by the vacation.

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

PROPOSAL NO. 2004-2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH COUNCIL 2, WASHINGTON STATE COUNCIL OF COUNTY AND CITY EMPLOYEES, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME), AFL-CIO, LOCAL 3752 - CORRECTIONS, NON-UNIFORMED GROUP; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

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

Staff Testimony

Weber stated the Rules and Operations Committee heard the Proposal on February 2, 2004, and received a do pass recommendation. There are no proposed amendments to the Proposal.

Carrillo provided information on the agreement and answered Councilmember questions regarding the length of the contract and the number of employees involved.

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

IX. RESOLUTIONS

PROPOSAL NO. R2004-24s, 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.

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

Staff Testimony

Hugh Taylor, Research Staff, stated the Proposal was heard by the Rules and Operations Committee and received a do pass as substituted recommendation. Taylor explained the intent of the Proposal.

Wimsett moved Council Amendment No. 1 on the tan; motion seconded. A copy of the amendment is attached hereto as Attachment I.

Bunney explained the purpose of the amendment, and urged the Council to pass the amendment.

The Chair called for testimony on the amendment; there was no response. The amendment passed.

The Chair called for testimony on the amended Proposal.

Taylor responded to Lee's and Bunney's questions regarding the amendments under appeal.

Public Testimony

Marion Betzer spoke in support the Proposal and the amendment.

Carl Halsan, on behalf of a U-8 property owner, spoke in support of the Proposal. He questioned if the ad hoc Committee's recommendations should be made directly to the Planning Commission or the Council.

At Bunney's suggestion, Taylor explained the timeline of the land use proposal.

Bunney moved an oral amendment on page 5 of 6, line 18-1/2 after the word Resolution insert the words "and County Council". Bunney changed his amendment to: on line 17-1/2 after the word Commission insert the words "and County Council"; motion seconded.

The Chair called for testimony on the amendment; there was no response. The amendment passed on a voice vote.

The Chair called for testimony on the amended Proposal.

Bunney thanked the Councilmembers for their support, and Committee members for their willingness to serve on the Committee.

The Proposal passed as amended on a roll call vote of seven to zero.

PROPOSAL NO. R2004-29, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RECOGNIZING AND APPRECIATING THE MEMBERS OF THE MOUNT RAINIER CHAPTER AND THE MILITARY OFFICERS ASSOCIATION OF AMERICA FOR THEIR DISTINGUISHED SERVICE TO THIS COMMUNITY AND OUR NATION.

Muri read the title into the record, and moved to continue the Proposal to next week's Council meeting; motion seconded and passed.

X. OTHER BUSINESS/ANNOUNCEMENTS - None

The Chair announced the conclusion of the televised portion of the meeting.

X. GENERAL PUBLIC COMMENTS

1. Kathy Barrett spoke against the new ferry schedule to Ketron Island, and commented on her separate meetings with Don Peterson, Public Works and Utilities, and Councilmember Muri.

Moss advised her to continue working with Muri.

2. Patricia Lord expressed concerns with the new ferry schedule to Ketron Island. A copy of her handout is included in the Clerk's meeting file.

XI. ADJOURNMENT

There being no further business, the meeting was adjourned at 3:44 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Councilmember Harold Moss, Council Chair

Date Approved

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