

**COUNCIL MINUTES  
PIERCE COUNTY COUNCIL MEETING  
FEBRUARY 3, 2004**

930 TACOMA AVENUE SOUTH, ROOM 1045  
TACOMA, WASHINGTON 98402  
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018  
[www.co.pierce.wa.us/council](http://www.co.pierce.wa.us/council)

**(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: 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; and Tom Weber, Administrator for Research and Policy.

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

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

1. PROPOSAL NO. 2003-137, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO MARION WATER COMPANY FOR LOCATION OF WATER LINES 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  
DO PASS 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. 2003-138s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING SUPPLEMENTAL FRANCHISE NO. 2 TO VALLEY WATER DISTRICT, TO EXPAND THE AREA FOR LOCATION OF WATER LINES ON CERTAIN RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.  
Sponsored by: Councilmember Shawn Bunney  
Contact person: Jerry West, 798-3687  
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
3. PROPOSAL NO. 2003-139, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF 170TH STREET EAST (COPPER STREET) LOCATED IN THE SOUTHEAST QUARTER OF SECTION 27, TOWNSHIP 19 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, IN THE SPANAWAY AREA.  
Sponsored by: Councilmember Shawn Bunney  
Contact person: Jerry West, 798-3687  
DO PASS 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
4. PROPOSAL NO. 2003-140, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF HIDDLESON-ROESCHEISEN COUNTY ROAD LOCATED IN THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 17 NORTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN, IN THE EATONVILLE AREA.  
Sponsored by: Councilmember Shawn Bunney

Contact person: Jerry West, 798-3687  
DO PASS 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

5. PROPOSAL NO. 2003-141, AN ORDINANCE OF THE PIERCE  
COUNTY COUNCIL VACATING A PORTION OF 212TH STREET  
EAST LOCATED IN THE NORTHWEST QUARTER OF SECTION 7,  
TOWNSHIP 18 NORTH, RANGE 4 EAST OF THE WILLAMETTE  
MERIDIAN, IN THE GRAHAM AREA.

Sponsored by: Councilmember Shawn Bunney  
Contact person: Jerry West, 798-3687  
DO NOT PASS 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

- c. Action on Resolutions (refer, set date of hearing)  
d. Other Items

1. Motion to certify the following Revised Budget  
Certification, and instruct the Clerk of the Council  
to forward the Revised Certification to the Pierce  
County Assessor-Treasurer's Office, pursuant to  
Revised Code of Washington (RCW) 84.52.020 and/or RCW  
52.16.160 and Washington Administrative Code (WAC)  
356-05-175:  
- Pierce County Fire District No. 13 (Revised)

Wimsett moved approval of the consent agenda; motion seconded and  
passed on 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. R2004-5, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND  
EXECUTIVE PROCLAIMING THE MONTH OF FEBRUARY 2004 AS "BLACK HISTORY  
MONTH" IN PIERCE COUNTY, WASHINGTON.**

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

Moss spoke in support of the Proclamation, and urged citizens to visit the displays at the African American Museum and State Historical Museum in Tacoma.

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

#### VIII. ORDINANCES

**PROPOSAL NO. 2003-129, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING THE PROPERTY LOCATED AT 11709 WOODLAND AVENUE EAST AS SURPLUS, AND APPROVING THE EXCHANGE OF REAL PROPERTY NEGOTIATED BETWEEN PIERCE COUNTY PUBLIC WORKS AND UTILITIES DEPARTMENT, WATER PROGRAMS DIVISION, AND HENRIETTA R. PAZ FOR PROPERTY LOCATED AT 11715 WOODLAND AVENUE EAST, PIERCE COUNTY, WASHINGTON; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE AGREEMENT TO EXCHANGE REAL PROPERTY.**

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

#### Staff Testimony

Harold Smelt, Public Works and Utilities Department, Water Programs Division, displayed an aerial photo of the properties involved in the exchange, and explained the Proposal. He addressed questions of Councilmembers regarding flooding issues, land-locked access, and property zoning. A copy of property photo is contained in the Ordinance file.

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

**PROPOSAL NO. 2003-131, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING THE PROPERTIES LOCATED AT 309 SASAKI LANE SOUTHWEST AND THE TERMINUS OF ALBERT BELL ROAD EAST AS SURPLUS; APPROVING THE EXCHANGE OF REAL PROPERTY NEGOTIATED BY THE PIERCE COUNTY PUBLIC WORKS AND UTILITIES DEPARTMENT, WATER PROGRAMS DIVISION, AND THE STATE OF WASHINGTON DEPARTMENT OF GENERAL ADMINISTRATION FOR PROPERTY LOCATED IN ORTING, WASHINGTON; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE AGREEMENT TO EXCHANGE REAL PROPERTY.**

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

Staff Testimony

Smelt provided background information on the property exchange project. He displayed and explained an aerial photo of the land exchange properties. The County is to pay \$500,000 of the \$4 million project costs. He addressed questions of Councilmembers regarding project funding amounts, appraisal value, levees, and flooding. A copy of the property photo is contained in the Ordinance file.

Goings commented that the Proposal involves the first Real Estate Excise Tax (REET).

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. R2004-20, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING RESOLUTION NO. R2000-176, AS AMENDED, REGARDING THE RULES FOR THE COUNTY COUNCIL'S STANDING AND SELECT COMMITTEES, TO REFLECT CHANGES IN STANDING COMMITTEE STRUCTURE TO TAKE EFFECT IN THE YEAR 2004.**

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

Wimsett moved Council Amendment No. 1 on yellow; motion seconded. A copy of the amendment is included with these minutes as Attachment I.

Moss read the amendment into the record.

Staff Testimony

Long explained the amendment updates the existing Resolution that establishes rules and topic areas for Committees, reflects the new Committee names, and adds new topics to the current Committee topic areas.

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



