

**MINUTES
PIERCE COUNTY COUNCIL MEETING
JANUARY 11, 2005**

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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 3:00 p.m. by Vice Chair Lee.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

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

III. ROLL CALL

Councilmembers Present: Shawn Bunney, Roger Bush, Timothy M. Farrell, Calvin Goings, Dick Muri, and Terry Lee; Barbara Gelman arrived after roll call.

Council Staff Present: Patty Face, Deputy Clerk; Denise Johnson, Clerk of the Council; Steve Gross, Deputy Legal Counsel; Karen Lease-Smith, Councilmember Assistant; Susan Long, Legal Counsel; Carolyn Pendle, Research Analyst; Duane Rivera, Councilmember Assistant; Leslie Swalley, Councilmember Assistant; Hugh Taylor, Councilmember Assistant; and Tom Weber, Administrator/Research & Policy.

There were 15 visitors present.

IV. APPROVAL OF AGENDA

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

Muri moved to suspend the Rules to advance to Section X., OTHER BUSINESS/ANNOUNCEMENTS, Item 2., Election of 2005 Council Officers; motion seconded and passed.

Muri moved to nominate the 2005 Council Officers as follows;
motion seconded:

Chair - Councilmember Shawn Bunney
Vice Chair - Councilmember Terry Lee
Executive Pro Tempore - Councilmember Calvin Goings

Lee called for further nominations or discussion; there was
no response.

The motion passed on a voice vote.

Lee passed the gavel to the new Council Chair, Shawn Bunney.

Bunney thanked the Councilmembers for their support and spoke to
his goals for 2005.

Bunney returned to the regular order of business at Section V.,
CONSENT AGENDA.

V. CONSENT AGENDA

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

a. Approval of Minutes

1. The minutes of the June 15, 2004, regular Council Meeting
2. The minutes of the July 27, 2004, regular Council Meeting
3. The minutes of the September 21, 2004, regular Council Meeting
4. The minutes of the September 28, 2004, regular Council Meeting
5. The minutes of the October 5, 2004, regular Council Meeting
6. The minutes of the October 12, 2004, regular Council Meeting

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

1. PROPOSAL NO. 2004-130, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO THE CITY OF BONNEY LAKE, A MUNICIPAL CORPORATION, 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 and Infrastructure

Development Committee

2. PROPOSAL NO. 2004-131, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE EXECUTIVE TO TRANSFER AN INTEREST IN PROPERTY FROM PIERCE COUNTY TO THE PENINSULA METROPOLITAN PARKS DISTRICT.
Sponsored by: Councilmember Terry Lee
Contact person: Paula Felkins, 798-4017
For referral to the Community Development Committee
 3. PROPOSAL NO. 2004-134, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE 2001-108, INCREASING THE ANNUAL SALARY OF THE PIERCE COUNTY PROSECUTING ATTORNEY.
Sponsored by: Councilmember Harold Moss
Contact person: Robert Dick, 798-6514
For referral to the Rules and Operations Committee
- c. Action on Resolutions (refer, set date of hearing)
1. PROPOSAL NO. R2004-171, A RESOLUTION OF THE PIERCE COUNTY COUNCIL INITIATING AMENDMENTS TO THE COMPREHENSIVE PLAN FOR PIERCE COUNTY FOR 2005; CONFIRMING THE INITIATION OF AMENDMENTS BY THE CITIES AND TOWNS; CONFIRMING THE INITIATION OF AMENDMENTS BY THE COUNTY EXECUTIVE; AND REQUESTING THE PLANNING AND LAND SERVICE DEPARTMENT TO CONDUCT AN ENVIRONMENTAL REVIEW AND EVALUATION OF THE INITIATED AMENDMENTS, AND FORWARD THE ASSOCIATED REPORTS TO THE PLANNING COMMISSION, AFFECTED LAND USE ADVISORY COMMISSIONS, AND THE PIERCE COUNTY REGIONAL COUNCIL FOR ITS REVIEW AND RECOMMENDATION BACK TO THE COUNCIL.
Sponsored by: Councilmember Calvin Goings
Contact person: Anna Graham, 798-6253
For referral to the Community Development Committee
Suggested date of Council hearing: February 22, 2005
- d. Other Items
1. Motion to certify the following Budget Certifications, and instruct the Clerk of the Council to forward the Certifications to the Pierce County Assessor-Treasurer's Office, pursuant to Revised Code of Washington (RCW) 84.52.020:
 - City of Bonney Lake (Corrected)
 - City of Fircrest (Corrected)
 - City of Orting (Amended)
 - City of University Place
 - Metropolitan Park District of Tacoma

- Pierce County Fire Protection District No. 12
- Pierce County Fire Protection District No. 20
- Pierce County Fire Protection District No. 22
- Pierce County Fire Protection District No. 27
- Pierce County Rural Library District
- Puget Sound Educational Service District
(Corrected)

VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY

1. Executive Ladenburg - Presentation regarding outcomes of other municipal budgets that are expected to jointly fund or partner with Pierce County on certain projects in fiscal year 2005.

Skip Stansbury, Executive's Office, spoke to the Family Justice Center. He stated \$240,000 is the City of Tacoma's contribution to the Center and the County appropriated \$327,000.

Judge Tom Larkin, Presiding Judge of Juvenile Court, introduced the new Juvenile Court Administrator, Shelly Maluo, and he provided an update on the new Youth Assessment Center.

2. A message from the Executive transmitting the following Ordinances, which were approved and signed on December 7, 2004, was read into the record:

ORDINANCE NO. 2004-78, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE CHAPTER 1.22, "PIERCE COUNTY HEARING EXAMINER CODE," AND CHAPTER 2.45, "LAND USE ADVISORY COMMISSIONS," TO ADDRESS THE CONSIDERATION OF LAND USE ADVISORY COMMISSION RECOMMENDATIONS AND COMMUNITY PLANS IN THE HEARING EXAMINER'S DECISION-MAKING PROCESS.
ORDINANCE NO. 2004-114s2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 18A.29 OF THE PIERCE COUNTY CODE (PCC), "SOUTH HILL USE AND DENSITY/DIMENSION TABLES," AND CHAPTER 18J.50 PCC, "SOUTH HILL COMMUNITY PLAN AREA DESIGN STANDARDS AND GUIDELINES"; REPEALING PCC 18A.33.295, "MIXED USE REQUIREMENTS"; TO IMPLEMENT THE RECOMMENDATIONS OF THE SOUTH HILL URBAN VILLAGES IMPLEMENTATION STUDY AND RESOLUTION NO. R2004-80s; AMENDING TITLE 18J TO MAKE TECHNICAL CORRECTIONS; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

Bunney moved to suspend the Rules to advance to Section IX.,

RESOLUTIONS, Item 1.; motion seconded and passed.

PROPOSAL NO. R2004-137s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL DEDICATING A PORTION OF MILITARY ROAD, FROM PACIFIC AVENUE TO SPANAWAY LOOP ROAD, TO THE MEMORY OF TOM CROSS; AND REQUESTING THE PIERCE COUNTY PUBLIC WORKS & UTILITIES DEPARTMENT TO INSTALL APPROPRIATE STREET SIGNS TO REFLECT THE DEDICATED ROAD.

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

Gelman, co-sponsor of the Proposal, provided information on the Proposal and spoke to Cross' dedication and service to the community. She urged the Council to adopt the Proposal.

Public Testimony

Jake Bujacich congratulated Bunney on being the 2005 Chair. He to his working relationship with Cross on various park issues. He spoke in support of the Proposal, and he thanked Gelman and Lee for their work on the Proposal.

Aldo Benedetti spoke to his 60-year friendship with Cross, and urged the Council to adopt the Proposal.

Dave Gago spoke to his working relationship with Cross, and reflected on memories of the merry-go-round that use to be at Spanaway Park; Cross purchased the merry-go-round. He urged the Council to adopt the Proposal.

Staff Testimony

Mike Dobb, Parks and Recreation Department, spoke to Cross' working relationship with various parks around the state. He stated the Department supports of the Proposal. He spoke to the Tom Cross Endowment Fund, which was created in 1996. Two new ball fields have been dedicated in memory of Cross. A copy of the Endowment brochure is included in the Ordinance file.

Gelman noted the merry-go-round was enjoyed by all and was only removed from the park due to deterioration from weather conditions. She thanked Bujacich, Benedetti and Gago for their work on the Proposal.

The Proposal was adopted on a roll call vote of seven to zero.

The Chair recognized the Cross family members in the audience.

Pierce County Council Meeting
January 11, 2005

Bunney returned to the regular order of business at Section VII.,
PROCLAMATIONS, AWARDS, AND/OR APPOINTMENTS TO BOARDS AND
COMMISSIONS.

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

**PROPOSAL NO. R2004-170, A RESOLUTION OF THE PIERCE COUNTY COUNCIL
CONFIRMING THE REAPPOINTMENT OF COUNTY EXECUTIVE JOHN W.
LADENBURG AND SUMNER CITY COUNCILMEMBER, DAVID ENSLOW, TO THEIR
SECOND FULL TERMS ON THE CENTRAL PUGET SOUND REGIONAL TRANSIT
AUTHORITY ("SOUND TRANSIT") BOARD.**

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

Public Testimony

David Enslow thanked the Councilmembers for their support.

The Chair called for public testimony; there was no response.

The Proposal was adopted on a roll call vote of six to zero
(Gelman was excused).

**PROPOSAL NO. R2004-172, A RESOLUTION OF THE PIERCE COUNTY COUNCIL
CONFIRMING THE REAPPOINTMENT OF ONE EXISTING MEMBER TO THE PIERCE
COUNTY HOUSING AUTHORITY (DAVID BOYD).**

Lee 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 six to zero
(Gelman was excused).

**PROPOSAL NO. R2004-178, A RESOLUTION OF THE PIERCE COUNTY COUNCIL
CONFIRMING THE REAPPOINTMENT OF ONE MEMBER TO THE SOUTH HILL
ADVISORY COMMISSION. (WAYNE FLOOD)**

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

Public Testimony

Wayne Flood thanked the Councilmembers for their support and
the opportunity to continue to serve.

Bunney thanked Flood for his willingness to volunteer.

The Chair called for public testimony; there was no response.

The Proposal was adopted on a roll call vote of six to zero (Gelman was excused).

VIII. ORDINANCES

PROPOSAL NO. 2004-90s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF 12TH STREET EAST RIGHT-OF-WAY IN THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 20 NORTH, RANGE 5 EAST OF THE WILLAMETTE MERIDIAN, IN THE BONNEY LAKE AREA.

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

Staff Testimony

Weber stated the Proposal received a do pass as substituted recommendation by the Economic and Infrastructure Development Committee on November 2, 2004.

Bruce Duncan, Public Works and Utilities Department, at the direction of the Chair, explained the right-of-way vacation process. This particular right-of-way has never been developed as a public road and no monies have been spent on the right-of-way. The County Engineer has recommended the vacation be granted.

The Chair called for public testimony; there was no response.

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

PROPOSAL NO. 2004-91, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE CLOSURE OF A PORTION OF 276TH STREET EAST AND WEILER ROAD TO ALL CLASSES OF VEHICLES BEING LOCATED IN THE NORTH HALF OF SECTION 36, TOWNSHIP 18 NORTH, RANGE 3 EAST, WILLAMETTE MERIDIAN, IN THE ELK PLAIN AREA; AND SAID CLOSURE BEING MADE PURSUANT TO CHAPTER 47.48 REVISED CODE OF WASHINGTON.

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

Staff Testimony

Weber stated the Proposal received a do pass recommendation by the Economic and Infrastructure Development Committee on November 2, 2004.

Duncan explained the Tacoma-Pierce County Health Department has requested the road be closed due to extensive illegal dumping. The Public Works and Utilities Department and the Health Department support the road closure.

In response to Lee's question, he spoke to the process of reopening a closed road.

The Chair called for public testimony; there was no response.

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

PROPOSAL NO. 2004-128s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2004-87s TO MAKE TECHNICAL MAP CORRECTIONS; CORRECTING AN INADVERTENT OVERSIGHT BY SPECIFYING THE REDESIGNATION AND REZONING OF CERTAIN PARCELS ZONED AGRICULTURE TO THE SURROUNDING DESIGNATIONS AND ZONES CONSISTENT WITH THE AGRICULTURE POLICIES ADOPTED IN THE ORDINANCE AND MAKING OTHER TECHNICAL MAP AND ZONING ATLAS CORRECTIONS; AND SETTING AN EFFECTIVE DATE.

Lee moved to continue the Proposal to the January 18, 2005, Council meeting; motion seconded and passed.

IX. RESOLUTIONS

PROPOSAL NO. R2004-173s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL MAKING APPOINTMENTS OF COUNCILMEMBERS AND STAFF TO POSITIONS ON EXTERNAL BOARDS, COMMISSIONS, COMMITTEES, AND OTHER ORGANIZATIONS FOR THE YEAR 2005.

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

The Chair explained the purpose of the Proposal.

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. R2004-174s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ESTABLISHING THE COUNCIL'S STANDING COMMITTEES; NAMING THE COMMITTEE MEMBERSHIPS; AND SETTING MEETING TIMES FOR STANDING COMMITTEE MEETINGS FOR 2005.

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

The Chair explained the purpose of the Proposal.

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. R2005-1, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND EXECUTIVE RECOGNIZING THE INDUCTION OF COUNCILMEMBER DICK MURI INTO THE FORT LEWIS CIVILIAN HALL OF FAME.

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

The Chair called for public testimony; there was no response.

Councilmembers congratulated Muri on his induction and spoke in support of the Proposal.

Muri thanked the Council for the Proclamation and spoke to importance of being involved with the military.

The Proposal was adopted on a roll call vote of seven to zero.

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Briefing on Sound Transit 2 Planning Process, Joni Earl, Executive Director of Sound Transit.

John Ladenburg, County Executive, spoke to the number of Sound Transit riders and provided information on Sound Transit.

Joni Earl provided a PowerPoint Presentation on the Sound Transit planning process. A copy of the handout is contained in the Clerk's meeting file. After the presentation, she answered questions of Councilmembers.

3. Lee moved the approval of the January 18, 2005, Council Meeting Agenda; motion seconded and passed.

Farrell moved the sponsorships listed under Section VII be changed from Moss to Bunney.

By voice vote, the Council made a technical change to replace as sponsor Harold Moss with Shawn Bunney for the Proposals under Section VII of the January 18, 2005, Council Meeting Agenda.

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

XI. GENERAL PUBLIC COMMENTS

1. Brian Ziegler, Director of Public Works and Utilities Department, introduced the new Deputy Director of Public Work and Utilities, Toby Rickman.
2. Rickman provided information on his experiences in public works and on traffic issues.

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:30 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Shawn Bunney, Council Chair

Date Approved