

MINUTES
PIERCE COUNTY COUNCIL MEETING
January 15, 2008

930 Tacoma Avenue South, Room 1045
Tacoma, WA 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 3:00 p.m. by Chair Lee.

II. Roll Call

Councilmembers Present: Shawn Bunney, Timothy M. Farrell, Barbara Gelman, Calvin Goings, Terry Lee, and Dick Muri. Roger Bush was excused at roll

Council Staff Present: Brad Chatfield, Communications Legislative Analyst; Anna Graham, Administrator for Research and Policy; Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Clerks; Carolyn Pendle, Senior Research Analyst; Leslie Swalley, Councilmember Assistant; and Hugh Taylor, Senior Research Analyst.

There were 15 visitors present.

III. 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.

Without objection from Council, the Chair advanced the business Agenda to Section X., Item 1.

X. Other Business/Announcements

1. Election of 2008 Council Officers:

- a. Chair
- b. Vice Chair
- c. Executive Pro Tempore

Gelman moved the nomination of Terry Lee for Chair, Calvin Goings for Vice Chair, and Shawn Bunney for Executive Pro Tempore; motion seconded.

The Chair called for further nominations or discussion; there was no response.
The motion passed on a voice vote.

The Chair returned to the regular order of the business meeting.

IV. Approval of Agenda

Goings moved approval of the agenda; motion seconded and passed on a voice vote.

V. Consent Agenda

No final action on any Ordinance or Resolution was taken under this Section.

a. Approval of Minutes

1. The minutes of the October 16, 2007, regular Council Meeting
2. The minutes of the November 6, 2007, regular Council Meeting
3. The minutes of the December 4, 2007, District No. 4 Council Meeting

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

1. Proposal No. 2007-120, An Ordinance of the Pierce County Council Declaring Certain County Owned Personal Property, Used Equipment Owned by the Equipment Services Division of Public Works and Utilities, to be Surplus; and Authorizing the Sale Thereof.

Sponsored by: Councilmember Terry Lee

Department contact person: Alan Kies, Public Works and Utilities,
(253) 798-6805

Council contact person: Paul Bocchi, (235) 798-7304

For referral to the Rules and Operations Committee

2. Proposal No. 2007-121, An Ordinance of the Pierce County Council Amending Section 13.13.085 of the Pierce County Code to Correct an Inadvertent Omission in Documenting an Increase in Volume Service Charges for Sewer Service; and Setting an Effective Date.

Sponsored by: Councilmembers Terry Lee and Dick Muri

Council contact persons: Anna Graham, (253) 798-6253;

Paul Bocchi, (253) 798-7304; and Jeff Cox, (253) 798-7579

For referral to the Economic and Infrastructure Development Committee

Suggested date of Council hearing: February 12, 2008

3. Proposal No. 2007-122, An Ordinance of the Pierce County Council Granting Town of Eatonville a Nonexclusive Franchise to Construct, Operate, and Maintain a Sanitary Sewer Pipeline System, in, along, and under Certain Public Roads and Highways in Pierce County, Washington; and Authorizing the County Executive to Enter into Said Franchise.

Sponsored by: Councilmember Roger Bush
Department contact person: Jerry West, Public Works and Utilities,
(253) 798-3687
Council contact persons: Paul Bocchi, (253) 798-7304;
and Jeff Cox (253) 798-7579
For referral to the Economic and Infrastructure Development Committee

4. Proposal No. 2007-123, An Ordinance of the Pierce County Council Vacating a Portion of Unimproved 122 Avenue A.I. and 96th Street A.I., located in the Southeast Quarter of Section 32, Township 20 North, Range 1 East, Willamette Meridian, on Anderson Island.

Sponsored by: Councilmember Dick Muri
Department contact person: Jerry West, Public Works and Utilities,
(253) 798-3687
Council contact person: Hugh Taylor, (253) 798-3665
For referral to the Economic and Infrastructure Development Committee

5. Proposal No. 2007-124, An Ordinance of the Pierce County Council Ratifying the Collective Bargaining Agreement Reached with the Washington Alliance of Technology Workers, Local 37083 of The Newspaper Guild, Communications Workers of America, AFL-CIO, CLC; and Amending the Pierce County Salary Classification Plan.

Sponsored by: Councilmember Terry Lee
Department contact person: Debbie Young, Human Resources,
(253) 798-7762
Council contact person: Paul Bocchi, (253) 798-7304
For referral to the Rules and Operations Committee
To be heard in the Rules and Operations Committee on January 28, 2008
Suggested date of Council hearing: February 5, 2008

6. Proposal No. 2007-125, An Ordinance of the Pierce County Council Acknowledging and Accepting the 2007 Pierce County Buildable Lands Report; and Adopting Findings of Fact.

Sponsored by: Councilmember Calvin Goings
Department contact person: Dan Cardwell, Planning and Land Services,
(253) 798-7039
Council contact person: Mike Kruger, (253) 798-6067
For referral to the Community Development Committee

7. Proposal No. 2008-1, An Ordinance of the Pierce County Council Adopting Amendments to the Pierce County Development Regulations and the Zoning Atlas to Implement the 2007 Amendments to the Pierce County Comprehensive Plan; Amending the Pierce County Code Chapter 18A.29, "South Hill Use and Density and Dimension Tables," and Chapter 18A.33, "Zone Classifications"; Making Technical Amendments to Chapter 18A.22,

“Frederickson Use and Density and Dimension Tables”; Setting Forth an Effective Date; and Adopting Findings of Fact.

Sponsored by: Councilmember Terry Lee

Department contact person: Mike Erkkinen, Planning and Land Services,
(253) 798-2705

Council contact person: Mike Kruger, (235) 798-6067

For referral to the Community Development Committee

c. Action on Resolutions (refer, set date of hearing)

1. Proposal No. R2008-4, A Resolution of the Pierce County Council Urging Adoption of Legislation Relating to Executive Session Recordings During the 2008 Session of the Washington State Legislature.

Sponsored by: Councilmember Shawn Bunney

Council contact person: Jeff Cox, (253) 798-7579

For referral to the Rules and Operations Committee

Suggested date of Council hearing: January 29, 2008

2. Proposal No. R2008-5, A Resolution of the Pierce County Council Urging Adoption of Legislation Allowing for Local Government Regulation of Sex Offender Residency Requirements During the 2008 Session of the Washington State Legislature.

Sponsored by: Councilmember Calvin Goings

Council contact person: Hugh Taylor, (253) 798-3665

For referral to the Rules and Operations Committee

Suggested date of Council hearing: January 22, 2008

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 the Revised Code of Washington (RCW) 84.52.020:

City of Orting

Pierce County Fire Protection District No. 1

Pierce County Fire Protection District No. 1 (*amended*)

Pierce County Fire Protection District No. 2 (*amending resolution 111306-014*)

Pierce County Fire Protection District No. 22

Pierce County Fire Protection District No. 22 (*amended*)

Pierce County Fire Protection District No. 27

Pierce County Rural Library

Town of Carbonado (*updated*)

Goings 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. A message from the Executive transmitting the following Ordinances, which were approved and signed on December 13, 2007, was read into the record:

Ordinance No. 2007-93s, An Ordinance of the Pierce County Council Adopting Year 2007 Amendments to the Capital Facilities Element of the Pierce County Comprehensive Plan; Amending Title 19E of the Pierce County Code, Capital Facilities - Six-Year Financing Plan; Amending Chapter 19A.100 of the Pierce County Code, Capital Facilities Element; Setting Forth an Effective Date; and Adopting Findings of Fact.

Ordinance No. 2007-115, An Ordinance of the Pierce County Council Amending Chapter 3.68 of the Pierce County Code, "Sick Leave," to Reinstate Sick Leave Payoff Provisions, Replacing the "Conversion of Sick Leave to Vacation Leave" Provision with the "Sick Leave Incentive Program" for Non-Represented, Non-Elected Employees; and Setting an Effective Date.

2. A message from the Executive transmitting the following Ordinance, which was returned unsigned on December 14, 2007, was read into the record:

Ordinance No. 2007-102s, An Ordinance of the Pierce County Council Adopting the Annual Budget of Pierce County for Fiscal Year 2008; and Setting an Effective Date.

3. A message from the Executive transmitting the following Ordinances, which were approved and signed on December 18, 2007, was read into the record:

Ordinance No. 2007-113s, An Ordinance of the Pierce County Council Amending Ordinance No. 2006-114s, as Amended by Ordinance Nos. 2007-8s, 2007-12s, 2007-54s, and 2007-81s; and Modifying the County 2007 Budget.

Ordinance No. 2007-117s, An Ordinance of the Pierce County Council Repealing Ordinance No. 96-109 which Prohibited the Discharge of Firearms within Portions of Sections 15 and 16, Township 17 North, Range 2 East in the Roy-McKenna Area of Unincorporated Pierce County.

4. A message from the Executive transmitting the following Ordinance, which was approved and signed on December 27, 2007, was read into the record:

Ordinance No. 2007-41s2, An Ordinance of the Pierce County Council Adopting a New Chapter 19B.120 of the Pierce County Code, "The Alderton-McMillin Community Plan"; Amending Pierce County Code Sections 19A.30.060 and 19A.40.060 to Include a New Designation, Rural Industrial Centers; Setting an Effective Date; and Adopting Findings of Fact.

5. A message from the Executive transmitting the following Ordinances, which were returned unsigned on January 4, 2008, was read into the record:

Ordinance No. 2007-89s, An Ordinance of the Pierce County Council Adopting a New Section 1.28.175 of the Pierce County Code, "Procedure for Confirmation of Chief Officers of Executive Departments".

Ordinance No. 2007-103s, An Ordinance of the Pierce County Council Implementing the 2008 Budget; Amending the Powers, Duties or Responsibilities of Certain Pierce County Departments, Boards or Commissions; Amending Title 2 of the Pierce County Code; and Setting an Effective Date.

VII. Proclamations, Awards, and/or Appointments to Boards and Commissions

Proposal No. R2008-1, A Resolution of the Pierce County Council Remembering the Reverend Dr. Martin Luther King, Jr. for His Contributions to the Ideals of Equality and Justice Throughout the World.

Goings moved adoption; motion seconded. The Clerk read the title into the record. The Chair read the Proclamation into the record in its entirety.

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

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

Proposal No. R2008-2, A Resolution of the Pierce County Council and Executive Proclaiming January 2008, as "Mentoring Month" in Pierce County, Washington.

Goings moved adoption; motion seconded. The Clerk read the title into the record. The Chair read the Proclamation into the record in its entirety.

Public Testimony

Doug Baxter, Big Brothers Big Sisters of Pierce County, thanked the Council for the Proclamation and provided information on the mentoring program.

Margeaux Robbage spoke to her experiences of being a Big Sister, and introduced her Little Sister, Rebekah Charity.

The Chair called for Council comments; there was no response.

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

The Chair presented the Proclamation to Baxter.

Proposal No. R2007-155, A Resolution of the Pierce County Council Confirming the Appointment of Two New Members (Bonnie Egbert and Carol Williams) to the Pierce County Arts Commission.

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

Bonnie Egbert thanked the Council for the appointment.

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

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

Proposal No. R2007-156, A Resolution of the Pierce County Council Confirming the Appointment of Six New Members (Richard Frans, Margaret McKenzie, Carol Slead, Kristie Stanek, Yvonne Starks, Daucie Willson) to the Community Services Citizens' Advisory Board.

Goings moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Chair called for Council comments; there was no response.

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

VIII. Ordinances - None

IX. Resolutions

Proposal No. R2007-151, A Resolution of the Pierce County Council Establishing the Council's Standing and Select Committees; Naming the Committee Memberships; and Setting Meeting Times for Standing and Select Committee Meetings for 2008.

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

Staff Testimony

Long briefed the Council on the Proposal.

Goings moved Council Amendment No. 1 on salmon; motion seconded. A copy of the amendment is identified as Attachment I to these minutes.

Long explained the purpose of the amendment.

The Chair called for testimony on the amendment; there was no response. The Chair called for Council comments on the amendment; there was no response. The motion carried.

The Chair called for testimony on the Proposal as amended.

Public Testimony

Ken Paulson testified on the amended Proposal.

The Chair responded to Paulson's testimony.

The question was called; the Proposal was adopted as amended on a roll call vote of seven to zero.

Proposal No. R2007-152, 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 2008.

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

Staff Testimony

Long explained the Proposal.

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

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

Proposal No. R2007-154, A Resolution of the Pierce County Council Supporting the 2008 "Priorities for a Healthy Washington" State Legislative Proposals.

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

Staff Testimony

Taylor briefed the Council on the Proposal, and outlined the state legislature's four priorities for a healthy Washington.

Public Testimony

Jean Fancher, Friends of Lower White River, spoke in support of the Proposal.

Krystal Kyer, Tahoma Audubon Society, spoke in support of the Proposal.

Goings thanked the Audubon Society for bringing the issue to the Council's attention.

Bush expressed his concerns with two of the priorities.

The question was called; the Proposal was adopted on a roll call vote of six to one (Rush voted nay).

X. Other Business/Announcements (cont.)

2. Goings moved to amend the January 21-25, 2008, Meeting Schedule to add the following to the January 22, 2008, 10:30 a.m., Rules and Operations Committee Agenda:

Proposal No. R2008-4, A Resolution of the Pierce County Council Urging Adoption of Legislation Relating to Executive Session Recordings During the 2008 Session of the Washington State Legislature.

Proposal No. R2008-5, A Resolution of the Pierce County Council Urging Adoption of Legislation Allowing for Local Government Regulation of Sex Offender Residency Requirements During the 2008 Session of the Washington State Legislature

And amend the January 22, 2008, Council Meeting Agenda to add the following under Section IX., Resolutions:

Proposal No. R2008-5, A Resolution of the Pierce County Council Urging Adoption of Legislation Allowing for Local Government Regulation of Sex Offender Residency Requirements During the 2008 Session of the Washington State Legislature.

The motion was seconded and carried.

XI. Citizens' Forum

1. Robert Hill addressed the Council regarding the state allowing firearm safety education in high schools.
2. John Shaw informed the Council that the Daffodil Festival would like to have a Councilmember judge the floats in the 2008 festival.

XII. Adjournment

There being no further business, the meeting was adjourned at 3:40 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Terry Lee, Council Chair

Date Approved

Pierce County

Office of the County Council

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ATTACHMENT I

February 6, 2008

COUNCIL AMENDMENT NO. 1
Salmon

TO: Councilmembers

FROM: Susan Long, Administrator for Legal and Operations
Anna Graham, Administrator for Research and Policy

SUBJECT: **PROPOSED AMENDMENTS TO RESOLUTION NO. R2007-151 --
ESTABLISHING THE COUNCIL'S STANDING AND SELECT
COMMITTEES**

We recommend the following amendments to Exhibit A of Proposed Resolution No. R2007-151:

1. On page 1 of 2, line 26, strike "~~(1st)~~" and replace with "(2nd)".
2. On page 1 of 2, line 41, strike "~~(3rd)~~" and replace with "(4th)".
3. On page 2 of 2, line 3, strike "~~(2nd)~~" and replace with "(1st)".
4. On page 2 of 2, line 23, strike "~~(4th)~~" and replace with "(3rd)".

lm

c: Denise Johnson, Clerk of the Council

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