

**MINUTES
PIERCE COUNTY COUNCIL MEETING
JANUARY 24, 2006**

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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 3:06 p.m. by Chair Bunney.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Bunney, 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, Dick Muri, Timothy M. Farrell, Barbara Gelman, Calvin Goings, and Terry Lee.

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

There were approximately 15 visitors present.

IV. APPROVAL OF AGENDA

Lee 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. 2006-1, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF APPLICATIONS FOR TIMBER LAND CLASSIFICATION UNDER

CURRENT USE ASSESSMENT ON CERTAIN PROPERTIES LOCATED WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OST11-05, RICHARD T. AND DONNA M. GLEASON - TAHOMA RIDGE AREA; APPLICATION NO. OST13-05, GERALD J. AND DEBRA J. PETTIT - FOREST GLEN AREA; APPLICATION NO. OST14-05, THE KANNENBERG LIVING TRUST - FOREST GLEN AREA; APPLICATION NO. OST16-05, JAMES C. AND GLORIA G. PETERSON - NISQUALLY HIGHLANDS AREA; APPLICATION NO. OST17-05, MICHAEL AND GAIL VENUTO - TAHOMA RIDGE AREA)

Sponsored by: Councilmember Calvin Goings

Department contact person: Chad Williams, 798-3683

Council contact person: Steve Gross, 798-7579

For referral to the Community Development Committee

Suggested date of Council hearing: February 21, 2006

2. PROPOSAL NO. 2006-2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF APPLICATIONS FOR TIMBER LAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTIES LOCATED WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OST5-05, BROCO PROPERTIES, LLC - FOREST GLEN AREA; APPLICATION NO. OST6-05, ANDY AND ELIZABETH ZOLLER - FOREST GLEN AREA; APPLICATION NO. OST7-05, LESLIE ANN KELLEY AND ANNA DARLENE KELLEY - FOREST GLEN AREA; APPLICATION NO. OST8-05, JOAN ELIZABETH HAIN - TAHOMA RIDGE AREA; APPLICATION NO. OST9-05, JAMES E. AND SHIRLEY J. RAVE - FOREST GLEN AREA; APPLICATION NO. OST10-05, DONG H. AND HWA Z. KIM - NISQUALLY HIGHLANDS AREA)

Sponsored by: Councilmember Calvin Goings

Department contact person: Chad Williams, 798-3683

Council contact person: Steve Gross, 798-7579

For referral to the Community Development Committee

Suggested date of Council hearing: February 21, 2006

3. PROPOSAL NO. 2006-3, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF APPLICATIONS FOR OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTIES LOCATED WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS1-05, WILLIAM H. SCOTT JR. - ROY AREA; APPLICATION NO. OS3-05, EVERGREEN HOLDINGS, LLC - SPANAWAY AREA; APPLICATION NO. OS4-05, FAIRWAY HOLDINGS, LLC - BUCKLEY AREA; APPLICATION NO. OS15-05, JEFFREY HIIVA - ROY AREA)

Sponsored by: Councilmember Calvin Goings

Department contact person: Chad Williams, 798-3683
Council contact person: Steve Gross, 798-7579
For referral to the Community Development Committee
Suggested date of Council hearing: February 21, 2006

4. PROPOSAL NO. 2006-4, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL FINDING THAT CERTAIN CAPITAL IMPROVEMENT PROJECTS OF THE PIERCE COUNTY PUBLIC WORKS AND UTILITIES DEPARTMENT STORM DRAINAGE AND SURFACE WATER MANAGEMENT UTILITY ARE A PUBLIC NECESSITY; AND AUTHORIZING THE PROSECUTING ATTORNEY TO COMMENCE CONDEMNATION PROCEEDINGS TO ACQUIRE REAL PROPERTY FOR SAID CAPITAL IMPROVEMENT PROJECTS.

Sponsored by: Councilmember Terry Lee
Department contact person: Hans Hunger, 798-6162
Council contact person: Steve Gross, 798-7579
For referral to the Economic and Infrastructure Development Committee

5. PROPOSAL NO. 2006-5, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO PARKLAND LIGHT AND WATER COMPANY, OF PIERCE COUNTY, FOR LOCATION OF ELECTRIC LINES ON CERTAIN RIGHTS OF WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

Sponsored by: Councilmember Terry Lee
Department contact person: Jerry West, 798-3687
Council contact person: Thomas Weber, 798-6067
For referral to the Economic and Infrastructure Development Committee

6. PROPOSAL NO. 2006-6, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO ELMHURST MUTUAL POWER AND LIGHT COMPANY, OF PIERCE COUNTY, FOR LOCATION OF ELECTRIC LINES ON CERTAIN RIGHTS OF WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

Sponsored by: Councilmember Terry Lee
Department contact person: Jerry West, 798-3687
Council contact person: Thomas Weber, 798-6067
For referral to the Economic and Infrastructure Development Committee

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

1. PROPOSAL NO. R2006-8, 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 INTERLOCAL AGREEMENT AS RECOMMENDED BY

THE PIERCE COUNTY REGIONAL COUNCIL.
Sponsored by: Councilmember Calvin Goings
Department contact person: Chip Vincent, 798-2722
Council contact person: Hugh Taylor, 798-3665
For referral to the Community Development Committee

d. Other Items

Lee 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. R2006-4, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO PIERCE COUNTY ARTS COMMISSION. (SHARON ARIE MCBRIDE)

Lee 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 final Councilmember comments; there was no response

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

PROPOSAL NO. R2006-5, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE REAPPOINTMENT OF ONE EXISTING MEMBER TO THE PIERCE COUNTY COMMUNITY DEVELOPMENT CORPORATION BOARD OF DIRECTORS. (BRENT SCHOEPPPEL)

Lee 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 final Councilmember comments; there was no response

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

VIII. ORDINANCES

PROPOSAL NO. 2005-119, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RESPONDING TO THE FINAL DECISION AND ORDER ISSUED BY THE CENTRAL

PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD IN "BONNEY LAKE ET AL. V. PIERCE COUNTY, CASE NO. 05-3-0016C," REGARDING SHORELINE DENSITY EXCEPTIONS; AMENDING PIERCE COUNTY CODE SECTION 19A.40.020 D.7.; ADOPTING FINDINGS OF FACT; AND ESTABLISHING AN EFFECTIVE DATE.

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

Staff Testimony

Taylor explained the Proposal is the second half of the County's response to the Growth Management Hearings Board decision. The Proposal strikes several policies from the County's Comprehensive Plan relating to shoreline density exception. The Proposal was not reviewed in Committee due to the response time deadline, as the Council was required to take legislative action by January 31, 2006.

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

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

IX. RESOLUTIONS

PROPOSAL NO. R2006-11, A RESOLUTION OF THE PIERCE COUNTY COUNCIL FINDING THAT THE PROVISIO INCLUDED IN ORDINANCE NO. 2005-92s RELATING TO THE EXPENDITURE OF SEWER FUNDS FOR THE CONSTRUCTION OF THE SEWER MAINTENANCE FACILITY EXPANSION HAS BEEN SATISFIED; AND AUTHORIZING EXPENDITURE OF SEWER FUNDS FOR CONSTRUCTION OF THIS FACILITY CONSISTENT WITH THE ADOPTED 2006 BUDGET.

Lee moved to continue the Proposal to the January 31, 2006, Council meeting; motion seconded and passed.

Clerk Note: At the January 23, 2006, Rules and Operations Committee meeting, the Proposal was continued to January 30, 2006.

PROPOSAL NO. R2006-12s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING EXPENDITURES FROM THE TRANSPORTATION FACILITIES FUND FOR THE SOLE PURPOSE OF THE ACQUISITION OF REAL PROPERTY RELATIVE TO THE TRANSPORTATION SERVICES BUILDING PROJECT.

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

Staff Testimony

Long explained the intent of the Proposal is to clarify a proviso in the adopted 2006 Budget Ordinance. Long clarified the proviso's \$25,000 expenditures limit does not apply to real property and expenditures from the Transportation Facilities Fund are authorized solely for the purpose of acquisition of real property.

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

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

X. OTHER BUSINESS/ANNOUNCEMENTS - None

XI. CITIZENS' FORUM - NONE

The Chair acknowledged Pacific Lutheran University Photo Journalism students in attendance.

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 3:15 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Shawn Bunney, Council Chair

Date Approved