

**MINUTES
PIERCE COUNTY COUNCIL MEETING
FEBRUARY 14, 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 3:00 p.m. by Chair Bunney.

II. ROLL CALL

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

Council Staff Present: Anna Graham, Senior Legislative Analyst; Steve Gross, Senior Legal Analyst; Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Operations; Carolyn Pendle, Senior Legislative Analyst; Hugh Taylor, Senior Legislative Analyst; Leslie Swalley, Councilmember Assistant; and Tom Weber, Administrator for Research and Policy.

There were approximately 30 visitors present.

III. 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.

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)

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1. PROPOSAL NO. 2005-112, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL CREATING SCHOOL SPEED ZONES AND MAXIMUM SPEED LIMITS AT ARTONDALE AND EVERGREEN ELEMENTARY SCHOOLS, PURSUANT TO REVISED CODE OF WASHINGTON 46.61.440(2).
Sponsored by: Councilmember Terry Lee
Council contact person: Thomas Weber, 798-6067
DO PASS RECOMMENDATION - ECONOMIC AND INFRASTRUCTURE DEVELOPMENT COMMITTEE ON JANUARY 31, 2006
Suggested date of Council hearing: March 14, 2006
2. PROPOSAL NO. 2005-113, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING SUPPLEMENTAL FRANCHISE NO. 1 TO NORTHWEST PIPELINE, FOR LOCATION OF NATURAL GAS PIPELINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO THE FRANCHISE AGREEMENT.
Sponsored by: Councilmember Terry Lee
Council contact person: Thomas Weber, 798-6067
DO PASS RECOMMENDATION - ECONOMIC AND INFRASTRUCTURE DEVELOPMENT COMMITTEE ON JANUARY 31, 2006
Suggested date of Council hearing: March 21, 2006
3. PROPOSAL NO. 2005-114s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL APPROVING THE APPLICATION TO INSTALL HISTORIC BOATMAN ROAD SIGNS AT TWO INTERSECTIONS, AT 114TH AVENUE COURT EAST AND VALLEY AVENUE EAST, AND AT BENSTON DRIVE EAST AND 114TH AVENUE COURT EAST, IN RECOGNITION OF THE HISTORIC SIGNIFICANCE OF 114TH AVENUE COURT EAST AND BENSTON DRIVE EAST THROUGH THEIR HISTORIC ASSOCIATION AS BOATMAN ROAD.
Sponsored by: Councilmember Shawn Bunney
Department contact person: Airyang Julia Park, 798-2783
Council contact person: Thomas Weber, 798-6067
DO PASS AS SUBSTITUTED RECOMMENDATION - ECONOMIC AND INFRASTRUCTURE DEVELOPMENT COMMITTEE ON JANUARY 31, 2006
Suggested date of Council hearing: March 14, 2006

- c. Action on Resolutions (refer, set date of hearing)
- 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. R2006-14, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE PIERCE COUNTY ARTS COMMISSION. (GLENDA M. CARINO)

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 Councilmember comments; there was no response.

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

PROPOSAL NO. R2006-15, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER (ANDREA L. INNES) AND THE REAPPOINTMENT OF FIVE MEMBERS TO THE AGING AND LONG TERM CARE ADVISORY BOARD (MARGARET BATTSON, MARGARET HENSLER, MARGARET SWEASY, CARL RITTING, AND JANE WALDRON).

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

Farrell stated Margaret Hensler is his constituent and spoke in support of her appointment.

Muri spoke in support of Innes' appointment.

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. R2006-16, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF TWO NEW MEMBERS TO THE PIERCE COUNTY CONSERVATION FUTURES CITIZENS' ADVISORY BOARD (VICTORIA OLSON AND ROBERT MCCALLUM); AND AMENDING RESOLUTION NO. R2005-105 THE REAPPOINTMENT OF ROBERT EVANS, BY CORRECTING HIS TERM EXPIRATION DATE FROM JUNE 30, 2009, TO APRIL 30, 2009.

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

Farrell spoke in support of Olson's appointment, and he spoke to the working relationship with the City of Tacoma on park issues.

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. 2005-116s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RELATING TO CONTRACTING INDEBTEDNESS; PROVIDING FOR THE ISSUANCE, SPECIFYING THE MATURITY DATES, INTEREST RATES, TERMS AND COVENANTS AND FIXING THE FORM OF \$31,825,000 PAR VALUE LIMITED TAX GENERAL OBLIGATION BONDS, 2006, OF THE COUNTY FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF PREPAYING AND REDEEMING THE COUNTY'S OUTSTANDING LIMITED TAX GENERAL OBLIGATION REVOLVING LINE OF CREDIT GRANT AND BOND ANTICIPATION NOTE, 2004 (PARK AND RECREATION FACILITIES), ACQUIRING LAND FOR THE PURPOSE OF PARKS AND OPEN SPACE, AND PAY THE COSTS OF ISSUANCE AND SALE OF SUCH BONDS; ESTABLISHING A BOND REDEMPTION FUND; PROVIDING FOR BOND INSURANCE; APPROVING THE SALE AND PROVIDING FOR THE DELIVERY OF THE BONDS; AND SETTING AN EFFECTIVE DATE.

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

Staff Testimony

Taylor explained the Proposal authorizes an issuance of limited tax general obligation bonds for the purpose of providing funds to replace the 2004 line of credit in bond anticipation note for certain Park and Recreation facilities.

The proposal provides a fund for the acquisition of property for conservation purposes. The bond will be repaid over a 20-year time period using revenue from the parks sales tax and conservation futures property tax. The proposal responds to part of the Council's directives set forth in Ordinance No. 2004-32, Resolution No. R2004-136s, and the 2006 Pierce County Budget. Staff has addressed the public written and verbal comments/concerns received on the proposal. Taylor briefed the Council on the expressed concerns, and referred the Council to the Staff Report contained in the Proposal for more detailed answers. The Proposal received a do pass recommendation by the Committee of the Whole on January 24, 2005.

Jack Rusler, Budget & Finance Department, briefed the Council of this morning's competitive on-line bond sale. There were seven respondents to the proposal, and Mesirov Financial was chosen as the lender underwriter at 4.266395. He presented material to the Council regarding the results of the seven bidders, which is contained in the Ordinance file. Rusler explained how the \$31,825,000 par value amount will be used.

Public Testimony

Randy Boss spoke to the Proposal.

Staff Testimony

In response to Bunny's question, Long concurred the Proposal complies with the Pierce County Charter.

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

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

PROPOSAL NO. 2005-120s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 19C.10 OF THE PIERCE COUNTY CODE, "PROCEDURES FOR AMENDMENTS TO THE COMPREHENSIVE PLAN"; TO ALLOW REGULAR ANNUAL AMENDMENTS FOR TECHNICAL CORRECTION OF ERRORS INVOLVING THE AGRICULTURAL RESOURCE LANDS DESIGNATION, ADD APPLICATION REQUIREMENTS FOR PROPOSED AMENDMENTS TO REDESIGNATE FROM THE EMPLOYMENT CENTER DESIGNATION, AND MAKE OTHER MINOR CHANGES.

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

Staff Testimony

Graham reported the Proposal received a do pass as substitute recommendation by the Community Development Committee on January 30, 2006. The Proposal amends the procedures the County established for changing the Comprehensive Plan by allowing annual amendments to correct agricultural resource lands designations, adding requirements for employment center redesignations and changing the annual amendment cycle submittal deadline.

The Chair turned the gavel over to Vice Chair Lee.

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

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

PROPOSAL NO. 2005-122, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH THE PIERCE COUNTY JUVENILE COURT GUILD; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

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

Lee reported the Proposal received a do pass recommendation by the Rules and Operations Committee on February 6, 2006.

Staff Testimony

Joe Carrillo, Human Resources Department, explained that an agreement has been reached with the juvenile detention bureau.

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

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

PROPOSAL NO. 2006-8, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2005-94s2 TO ADD FINDINGS OF FACT SUPPORTING SPLIT PARCELS; AND SETTING AN EFFECTIVE DATE.

Goings moved adoption; motion seconded.

Lee returned the gavel to Bunney.

The Clerk read the title into the record.

Staff Testimony

Graham explained the Proposal supplements the Findings for the Mid-County Community Plan Implementing Regulations to clarify the Council intended to split the zoning on two parcels.

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

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The Proposal passed on a roll call vote of six to one
(Farrell voted no).

PROPOSAL NO. 2006-9s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING TITLE 18A, "PIERCE COUNTY DEVELOPMENT REGULATIONS - ZONING," TITLE 18B, "DEVELOPMENT REGULATIONS - SIGNS," AND TITLE 18J, "DEVELOPMENT REGULATIONS - DESIGN STANDARDS AND GUIDELINES," OF THE PIERCE COUNTY CODE AND THE PIERCE COUNTY ZONING ATLAS TO IMPLEMENT THE 2005 AMENDMENTS TO THE PIERCE COUNTY COMPREHENSIVE PLAN AS ADOPTED IN ORDINANCE NO. 2005-70s; MAKING CERTAIN TECHNICAL AMENDMENTS TO TITLE 18A OF THE PIERCE COUNTY CODE; ESTABLISHING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

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

Staff Testimony

Graham explained the Proposal adopts the Implementing Regulations for the 2005 Comprehensive Plan Amendments. Graham briefed the Council on what the Proposal addresses as it relates to the Comprehensive Plan, Gig Harbor Peninsula Community Plan, South Hill Community Plan, and Zoning Maps.

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

Graham reported the Proposal received a do pass as substituted recommendation by the Community Development on January 30, 2006. Graham explained the proposed amendment to the Council.

The Chair called for public testimony and Councilmember comment on the amendment; there was no response.

The motion passed.

The Chair called for public testimony and Councilmember comment on Proposal No. 2006-9s as amended; there was no response.

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

PROPOSAL NO. 2006-17, AN EMERGENCY ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2005-92S; ADDING A PROVISIO TO THE 2006 APPROPRIATION FOR PUGET SOUND BEHAVIORAL HEALTH; URGING THE PIERCE COUNTY REGIONAL SUPPORT NETWORK TO REOPEN PUGET SOUND BEHAVIORAL HEALTH AS SOON AS POSSIBLE UNDER STATE LICENSING AUTHORITY PROVIDED THAT THE COUNCIL GRANTS APPROVAL BY ORDINANCE TO RESUME SERVICES; DIRECTING THE PERFORMANCE AUDIT COMMITTEE TO COMMENCE A PERFORMANCE AUDIT OF PUGET SOUND BEHAVIORAL HEALTH AND THE PIERCE COUNTY REGIONAL SUPPORT NETWORK AND REPORT BACK TO THE COUNCIL BY APRIL 30, 2006; REQUESTING THE EXECUTIVE TO SUBMIT BUDGET INFORMATION BY MARCH 1, 2006, ON PUGET SOUND BEHAVIORAL HEALTH, SECURE DETOX, AND CRISIS TRIAGE SO THAT THE COUNCIL CAN CONDUCT A BUDGET REVIEW AND PROVIDE SUFFICIENT FUNDING; REQUESTING THE PIERCE COUNTY REGIONAL SUPPORT NETWORK NOT TO REDUCE ALLOCATIONS TO COMMUNITY MENTAL HEALTH PROVIDERS IN 2006 UNLESS APPROVED BY ORDINANCE; AND DECLARING AN EMERGENCY.

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

The Chair stated for the record that all Councilmembers have sponsored the Proposal.

Staff Testimony

Long briefed the Council on the criteria of the Proposal contained in Sections 1-6.

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

Councilmembers Bunney, Gelman, Lee, Farrell, and Bush provided closing comments in support of the Proposal.

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

- IX. RESOLUTIONS - None**
- X. OTHER BUSINESS/ANNOUNCEMENTS - None**
- XI. CITIZENS' FORUM - None**

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XII. ADJOURNMENT

There being no further business, the meeting was adjourned
at 3:36 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Shawn Bunney, Council Chair

Date Approved

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