

**MINUTES
PIERCE COUNTY COUNCIL MEETING
FEBRUARY 22, 2000**

930 TACOMA AVENUE SOUTH, ROOM 1045
TACOMA, WASHINGTON 98402
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018

(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 Casada.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Casada.

III. ROLL CALL

Councilmembers Present: Wendell Brown, Sarah Casada, Ken Madsen, Harold Moss, and Jan Shabro. Karen S. Biskey and Pat O'Malley were excused.

Council Staff Present: Shawn Bunney, Research Analyst; Anna Graham, Research Analyst; Susan Long, Legal Counsel; Carolyn Pendle, Research Analyst; Gerri Rainwater, Administrator/Clerks & Operations; and Tom Weber, Administrator/Research & Policy.

There were approximately six visitors present.

IV. APPROVAL OF AGENDA

V. CONSENT AGENDA

a. Approval of Minutes

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

1. PROPOSAL NO. 99-133S, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL CHANGING THE NAME OF THE STANDING COMMITTEE FOR REVIEW OF SEWERAGE AND/OR WATER GENERAL PLANS TO "SEWERAGE AND/OR WATER GENERAL PLAN REVIEW COMMITTEE" AND AMENDING PIERCE COUNTY CODE SECTION 2.84.020 "COMPOSITION OF COMMITTEE" FOR CONSISTENCY WITH REVISED CODE OF WASHINGTON 36.94.050.

Sponsored by: Councilmember Jan Shabro

Contact person: Ann-marie Marshall-Dody, 798-4140

DO PASS AS SUBSTITUTED AND AMENDED RECOMMENDATION - RULES COMMITTEE (Sarah Casada, Chair; Wendell Brown, Vice Chair; Karen S. Biskey; Harold Moss; Jan Shabro)

Suggested date of Council hearing: March 7, 2000

2. PROPOSAL NO. 99-135, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF TIMBER LAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 17 NORTH, RANGE 4 EAST, WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)7-99, PHILIP ANTUSH AND HENRIETTA L. MOREY - KAPOWSIN AREA)
Sponsored by: Councilmember Jan Shabro
Contact persons: Airyang Julia Park, 798-2783 and Anna Graham, 798-6253
DO PASS RECOMMENDATION - PLANNING COMMITTEE (Karen S. Biskey, Chair/excused; Ken Madsen, Vice Chair/excused; Wendell Brown; Pat O'Malley; Jan Shabro)
Suggested date of Council hearing: March 14, 2000
3. PROPOSAL NO. 99-136, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF TIMBER LAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 15 NORTH, RANGE 6 EAST, WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS (T) 8-99, MARIANA SINTAY - ASHFORD AREA)
Sponsored by: Councilmember Jan Shabro
Contact persons: Airyang Julia Park, 798-2783 and Anna Graham, 798-6253
DO PASS RECOMMENDATION - PLANNING COMMITTEE (Karen S. Biskey, Chair/excused; Ken Madsen, Vice Chair/excused; Wendell Brown; Pat O'Malley; Jan Shabro)
Suggested date of Council hearing: March 14, 2000
4. PROPOSAL NO. 99-137, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 20 NORTH, RANGE 4 EAST, WILLAMETTE MERIDIAN; REQUIRING PUBLIC ACCESS; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS9-99, THE FOOTBALL CLUB UNITED - PUYALLUP AREA)
Sponsored by: Councilmember Jan Shabro
Contact persons: Airyang Julia Park, 798-2783 and Anna Graham, 798-6253
DO PASS RECOMMENDATION - PLANNING COMMITTEE (Karen S. Biskey, Chair/excused; Ken Madsen, Vice Chair/excused; Wendell Brown; Pat O'Malley; Jan Shabro)

Suggested date of Council hearing: March 14, 2000

5. PROPOSAL NO. 99-138, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 20 NORTH, RANGE 3 EAST, WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS11-99, JOSEPH W. AND SUN Y. SHANKS - FIFE AREA)
Sponsored by: Councilmember Jan Shabro
Contact persons: Airyang Julia Park, 798-2783 and Anna Graham, 798-6253
DO PASS RECOMMENDATION - PLANNING COMMITTEE (Karen S. Biskey, Chair/excused; Ken Madsen, Vice Chair/excused; Wendell Brown; Pat O'Malley; Jan Shabro)
Suggested date of Council hearing: March 14, 2000
6. PROPOSAL NO. 99-139, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 19 NORTH, RANGE 4 EAST, WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS4-99, TOM AND KATHLEEN MC COY - ORTING AREA)
Sponsored by: Councilmember Jan Shabro
Contact persons: Airyang Julia Park, 798-2783 and Anna Graham, 798-6253
DO PASS RECOMMENDATION - PLANNING COMMITTEE (Karen S. Biskey, Chair/excused; Ken Madsen, Vice Chair/excused; Wendell Brown; Pat O'Malley; Jan Shabro)
Suggested date of Council hearing: March 14, 2000
7. PROPOSAL NO. 2000-6, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF TIMBER LAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE NORTHEAST QUARTER OF SECTION 13, TOWNSHIP 17 NORTH, AND RANGE 4 EAST, OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)2-99, PHIL ANTUSH AND HENRIETTA MOREY - EATONVILLE AREA)
Sponsored by: Councilmember Pat O'Malley
Contact person: Airyang Julia Park, 798-2783
For referral to the Planning Committee
8. PROPOSAL NO. 2000-7, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF TIMBER

LAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 17 NORTH, AND RANGE 4 EAST, OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)12-99, JAMES E. AND AUDREA M. WORTHINGTON - EATONVILLE AREA)
Sponsored by: Councilmember Pat O'Malley
Contact person: Airyang Julia Park, 798-2783
For referral to the Planning Committee

9. PROPOSAL NO. 2000-8, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 18 NORTH, RANGE 3 EAST, OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS13-99, DOUGLAS THOMSON - SPANAWAY AREA)
Sponsored by: Councilmember Pat O'Malley
Contact person: Airyang Julia Park, 798-2783
For referral to the Planning Committee

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

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

VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY

1. A message from the Executive transmitting the following Ordinance, which was approved and signed on February 11, 2000, was read into the record:

ORDINANCE NO. 99-128, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RELATING TO TWENTY-SIX PARCELS OF COUNTY-OWNED REAL PROPERTY PURCHASED FROM FEDERAL DISASTER RELIEF FUNDS AND LOCATED IN FLOOD PLAINS THAT HAVE BEEN DECLARED TO BE FEDERAL DISASTER AREAS; DECLARING AS SURPLUS THOSE FOUR PARCELS OF COUNTY-OWNED REAL PROPERTY VALUED AT OR IN EXCESS OF \$25,000.00; AUTHORIZING THE COUNTY EXECUTIVE TO DISPOSE OF THOSE FOUR PARCELS OF COUNTY-OWNED REAL PROPERTY VALUED AT OR OVER \$25,000.00 BY GIFTING THEM TO THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION, AND THE NISQUALLY RIVER BASIN LAND TRUST FOR PERPETUAL USE AS OPEN SPACE, CONSISTENT WITH ENUMERATED CONDITIONS OF PROPERTY USE; AND APPROVING THE COUNTY EXECUTIVE'S PLAN TO GIFT THE REMAINING TWENTY-TWO

SURPLUS PARCELS, ALL VALUED AT LESS THAN \$25,000.00, TO THE MCKENNA WATER DISTRICT AND THE NISQUALLY RIVER BASIN LAND TRUST FOR PERPETUAL USE AS OPEN SPACE, CONSISTENT WITH ENUMERATED CONDITIONS OF PROPERTY USE.

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

PROPOSAL NO. R2000-18, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF TWO MEMBERS TO THE PARKLAND AREA ADVISORY COMMISSION. (ROBERT H. COOK AND JAN W. SCHMALENBERG)

Brown moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of five to zero.

PROPOSAL NO. R2000-19, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE COMMUNITY SERVICES CITIZENS' ADVISORY BOARD. (JAMES NEAL)

Brown moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of five to zero.

VIII. ORDINANCES

PROPOSAL NO. 99-134, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING A LOAN OF UP TO ONE MILLION DOLLARS FROM THE SEWER FACILITY RESTRICTED RESERVE FUND TO THE WATER UTILITY FUND, PURSUANT TO SECTIONS 4.48.060 AND 7.10.040 OF THE PIERCE COUNTY CODE; AND SETTING FORTH TERMS FOR REPAYMENT OF THE LOAN.

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

Public Testimony

Louise Batchelor recommended that the Council not take action on this Ordinance until the water in question has been tested.

Staff Testimony

Joe Scorcio, Special Assistant to the Public Works & Utilities Director, stated this loan is being requested for start-up costs of the new water utility, and the development of the Plan. He stated \$390,000 is required to complete the Plan and to begin testing the water quality. Scorcio responded to questions of Councilmembers regarding

reports that are required, when the water will be needed, and whether or not loans to the Utility will be required in the future.

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

IX. RESOLUTIONS

PROPOSAL NO. R2000-20, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ENTERING ITS ORDER INCORPORATING AN ANNEXATION OF A PORTION OF TOWNSHIP 20 NORTH, RANGE 5 EAST, W.M., TO PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 22, PURSUANT TO RCW 52.04.011, IF THE JURISDICTION OF THE BOUNDARY REVIEW BOARD IS NOT INVOKED ON OR BEFORE FEBRUARY 28, 2000.

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

Shabro stated this Resolution and the next (R2000-21) represent areas of the County that were inadvertently omitted when the Fire Districts were consolidated. She stated passage of both of these Resolutions would ensure that these areas receive fire service through this annexation process.

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

PROPOSAL NO. R2000-21, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ENTERING ITS ORDER INCORPORATING AN ANNEXATION OF A PORTION OF SECTION 27, TOWNSHIP 20 NORTH, RANGE 5 EAST, W.M., TO PIERCE COUNTY FIRE PROTECTION DISTRICT NO. 22, PURSUANT TO RCW 52.04.011, IF THE JURISDICTION OF THE BOUNDARY REVIEW BOARD IS NOT INVOKED ON OR BEFORE FEBRUARY 28, 2000.

Shabro stated this Resolution and R2000-20 represent areas of the County that were inadvertently omitted when the Fire District were consolidated. She stated passage of these Resolutions would ensure that these areas receive fire service through this annexation process.

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

PROPOSAL NO. R2000-22, AN EMERGENCY RESOLUTION OF THE PIERCE COUNTY COUNCIL URGING GOVERNOR GARY LOCKE TO PROVIDE IMMEDIATE AND TIMELY ASSISTANCE TO PIERCE COUNTY RELATIVE TO THE EPIDEMIC OF

Pierce County Council Meeting
February 22, 2000

**METHAMPHETAMINE LABS THAT ARE RAMPANT THROUGHOUT THE STATE OF
WASHINGTON, ESPECIALLY IN PIERCE COUNTY.**

Brown moved adoption; motion seconded. The Clerk read the title into the record. Casada provided an overview of a press conference that was held earlier in the day to indicate the Council's desire to petition the Governor for financial assistance in the eradication of meth labs in Pierce County.

Councilmembers Brown, Moss, Shabro, and Madsen spoke in support of the Resolution.

Public Testimony

Louise Batchelor stated meth labs can be a fire hazard, and if someone is convicted of operating a meth lab, they should have to serve time for all charges that are filed against them.

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

X. OTHER BUSINESS/ANNOUNCEMENTS

Brown moved to amend the Meeting Schedule for the week of February 29-March 3, 2000, by adding a Planning Committee meeting on March 2, 2000; motion seconded and passed.

The Chair introduced students from Pacific Lutheran University who were attending the meeting as a class assignment.

XI. GENERAL PUBLIC COMMENTS - None

XI. ADJOURNMENT

There being no further business, the meeting was adjourned at 3: 50 p.m.

Attest:

Clerk of the Council

Approved:

Council Chair

(Date)

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