

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
MARCH 6, 2001**

930 TACOMA AVENUE SOUTH, ROOM 1045  
TACOMA, WASHINGTON 98402  
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018  
www.co.pierce.wa.us/council

**(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 Brown.

**II. PLEDGE OF ALLEGIANCE TO THE FLAG**

The pledge was led by Brown.

**III. ROLL CALL**

Councilmembers Present: Karen S. Biskey, Wendell Brown, Pat O'Malley, Jan Shabro, and Kevin Wimsett; Calvin Goings was excused at the time of roll call and Harold Moss was excused from the meeting.

Council Staff Present: 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 12 visitors present.

**IV. APPROVAL OF AGENDA**

O'Malley moved approval of the Agenda as amended; motion seconded and passed.

**SPECIAL ORDER OF BUSINESS**

FEMA Presentation and Community Outreach on Earthquake Damage: Steve Bailey, Director, Emergency Management Department, Ron Fabisilio, Community Relations with Federal Emergency Management Agency, and Claire Holmes from the Small Business Administration.

**V. CONSENT AGENDA**

- a. Approval of Minutes
- b. Action on Ordinances (refer, set date of hearing)
  1. PROPOSAL NO. 2001-16, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 1.28 OF THE PIERCE

COUNTY CODE, "RULES OF PROCEDURE - PIERCE COUNTY COUNCIL," BY ADDING NEW SECTIONS TO REQUIRE FISCAL ANALYSES OF ALL PROPOSED LEGISLATION; ADDRESSING PROCEDURES FOR AMENDING CHAPTER 1.28 OF THE PIERCE COUNTY CODE; AND ADOPTING CLARIFYING AND TECHNICAL CHANGES.

Sponsored by: Councilmember Wendell Brown

Contact Person: Susan Long, 798-6068

For referral to the Rules and Operations Committee

2. PROPOSAL NO. 2001-17, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH WAREHOUSE, AUTOMOTIVE, FOOD, PUBLIC EMPLOYEES, DRIVER SALES AND SPECIAL SERVICES TEAMSTERS UNION, LOCAL NO. 599 ON BEHALF OF SHERIFF'S CLERICAL, IDENTIFICATION, AND PROPERTY ROOM EMPLOYEES; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

Sponsored by: Councilmember Wendell Brown

Contact person: Joe Carrillo, 798-6690

For referral to the Rules and Operations Committee

To be heard by the Rules and Operations Committee on March 19, 2001

Suggested date of Council hearing: March 20, 2001

3. ORDINANCE NO. 2001-20, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 2.55 OF THE PIERCE COUNTY CODE, ENTITLED "SUMMIT VIEW ADVISORY COMMISSION"; AND ESTABLISHING AND CREATING A FIVE-MEMBER LAND USE ADVISORY COMMISSION IN THE SUMMIT VIEW COMMUNITY TO BE KNOWN AS THE SUMMIT VIEW ADVISORY COMMISSION.

Sponsored by: Councilmembers Calvin Goings and Kevin Wimsett

Contact person: Anna Graham, 798-6253

For referral to the Planning and Environment Committee

4. ORDINANCE NO. 2001-21, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 2.75.040 OF THE PIERCE COUNTY CODE, "GEOGRAPHICAL BOUNDARIES", ADJUSTING THE JURISDICTIONAL BOUNDARIES OF THE SOUTH HILL ADVISORY COMMISSION.  
Sponsored by: Councilmember Calvin Goings  
Contact person: Anna Graham, 798-6253  
For referral to the Planning and Environment Committee
- c. Action on Resolutions (refer, set date of hearing)
  1. RESOLUTION NO. R2001-39, A RESOLUTION OF THE PIERCE COUNTY COUNCIL DECLARING THEIR INTENT TO INITIATE A COMMUNITY PLAN FOR THE COMMUNITIES OF SUMMIT-WALLER, NORTH CLOVER CREEK COLLINS, AND SUMMIT VIEW, TO BE KNOWN AS THE MID-COUNTY COMMUNITIES PLAN; AND REQUESTING THE COUNTY EXECUTIVE TO INCLUDE FUNDING FOR THIS COMMUNITY PLAN IN THE NEXT ANNUAL BUDGET.  
Sponsored by: Councilmembers Kevin Wimsett, Calvin Goings, Harold Moss and Wendell Brown  
Contact person: Anna Graham, 798-6253  
For referral to the Planning and Environment Committee
  2. RESOLUTION NO. R2001-40, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING RESOLUTION NO. R99-66s, WHICH INITIATED THE SOUTH HILL COMMUNITY PLAN, BY MODIFYING THE BOUNDARIES OF THE PLANNING AREA AND REFERENCES TO JOINT DISCUSSIONS WITH OTHER COMMUNITIES REGARDING THE CANYON ROAD CORRIDOR.  
Sponsored by: Councilmember Calvin Goings  
Contact person: Anna Graham, 798-6253  
For referral to the Planning and Environment Committee
  3. RESOLUTION NO. R2001-41, A RESOLUTION OF THE PIERCE COUNTY COUNCIL INITIATING PROPOSED INTERIM REGULATIONS FOR THE SOUTH HILL COMMUNITY PLAN AREA; REQUESTING THE PLANNING AND LAND SERVICES DEPARTMENT, WITH THE ASSISTANCE FROM THE PUBLIC WORKS AND UTILITIES DEPARTMENT, TO DEVELOP PROPOSED INTERIM REGULATIONS ADDRESSING TRANSPORTATION, LAND USE RELATED ISSUES, AND STORMWATER/SEWER ISSUES; REFERRING THESE PROPOSED INTERIM REGULATIONS TO THE PLANNING COMMISSION AND SOUTH HILL ADVISORY COMMISSION; AND SETTING A DATE FOR THE PLANNING COMMISSION'S REPORT AND RECOMMENDATION BACK TO THE COUNTY COUNCIL.  
Sponsored by: Councilmember Calvin Goings  
Contact person: Anna Graham, 798-6253  
For referral to the Planning and Environment Committee

Committee

d. Other Items

O'Malley moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of six to zero.

**VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY - None**

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

**PROPOSAL NO. R2001-31, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE PIERCE COUNTY LANDMARKS COMMISSION. (RAYMOND J. EGAN)**

O'Malley 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 six to zero.

**PROPOSAL NO. R2001-32, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF THREE NEW MEMBERS, AND THE REAPPOINTMENT OF FIVE EXISTING MEMBERS TO THE COMMISSION AGAINST DOMESTIC VIOLENCE. (LEW COX, CHERRYL KEMP, CAROLYN WEST, LYNN ABEGGLEN, ARDITH DERAAD, KEITH GALBRAITH, GLENDA TANNER, AND WILLIAM WOLFSON)**

O'Malley 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 six to zero.

**VIII. ORDINANCES**

**PROPOSAL NO. 99-141, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING SOUTH FORK ESTATES HOMEOWNERS' ASSOCIATION A NON-EXCLUSIVE FRANCHISE TO CONSTRUCT, OPERATE, AND MAINTAIN A SANITARY SEWER PIPELINE SYSTEM IN, ALONG, AND UNDER CERTAIN PUBLIC ROADS AND HIGHWAYS IN PIERCE COUNTY, WASHINGTON.**

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Jennifer Andres, Public Works and Utilities Department, stated this Ordinance would grant a franchise for a community sewer system, and the Department supports the request. She stated representatives of Tacoma-Pierce County Health

Department and South Fork Estates are available to answer technical questions regarding this request.

Bill Creveling, Tacoma-Pierce County Health Department, provided an overview of the Health Department's maintenance regulations for these types of systems, and responded to questions of Councilmembers regarding the effectiveness of the systems.

O'Malley moved an amendment on page of 2 of the Ordinance to delete the year 2000 and insert 2001; motion seconded and passed.

O'Malley moved Council Amendment No. 1 as set forth in Attachment I to these minutes; motion seconded and passed.

#### Public Testimony

Carl Halson, representing the original development of South Fork Estates, provided a historical perspective on the development, stating it had gone through the application and environmental review in 1996. He stated the covenants, conditions and the homeowners' agreements address the community drain fill, and the final permit has been submitted. Once a traffic signal is installed, the final permit will be approved.

In response to Biskey's question as to why it had taken so long to process, Weber pointed out that the Proposal was heard in Committee some time ago, but the Committee did not move it out because the information was not complete.

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

**PROPOSAL NO. 2000-115s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL PROHIBITING THE DISCHARGE OF FIREARMS WITHIN UNINCORPORATED PORTIONS OF SECTIONS 1, 2, 12, 13, 14, 23, 24, 25, 26, 34, 35, and 36, TOWNSHIP 19 NORTH, RANGE 4 EAST, AND SECTIONS 1, 2, AND 3, TOWNSHIP 18 NORTH, RANGE 4 EAST, IN THE SOUTH HILL AREA.**

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Sharbo thanked Goings for bringing this Proposal before the Council and for his work on defining the area of the no-shooting zone. She stated it is an area that should have had this designation long ago.

Goings pointed out that Casada had started the process last year, but he had worked to enlarge the area covered. The Chair called for public testimony; there was no response. The Proposal passed as substituted on a roll call vote of six to zero.

**PROPOSAL NO. 2001-14, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTERS 2.06 AND 2.07 OF THE PIERCE COUNTY CODE; AND ESTABLISHING THE DEPARTMENT OF COMMUNICATIONS; AND PROVIDING MINIMUM QUALIFICATIONS FOR ITS DIRECTOR.**

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

Shabro stated she will not be supporting this Ordinance because it represents a growth in government. She stated she would like to see the program in existence for a year or so to have time to determine the effectiveness of what is being proposed.

O'Malley stated although the trend towards growth in government is alarming, he will be supporting this Ordinance. He stated the Council should support the Executive in his request to develop his programs.

Biskey stated she feels the Executive has made provisions to appropriately fund this Department. She stated she will be watchful of the new Department and how the resources are used. Biskey stated she will be critical and suspect, and does not want to see campaigning take place.

Shabro stated that although she appreciates Klein and the Executive, she feels the programs can be accomplished

without placing it in the Code.

Brown stated he supports the idea, and would be supporting the Ordinance.

#### Staff Testimony

John Ladenburg, Pierce County Executive, outlined his reorganization, and stated he feels going through the Ordinance process places control with the Council as to the confirmation of the Director, and the Council has the opportunity to repeal the Ordinance, if need be. He stated he would report back to the Council as to how the Department is functioning.

Goings stated he appreciates the detail provided in the fiscal note, and complimented the Executive for putting that information together on such short notice.

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

#### **VIII. RESOLUTIONS**

**PROPOSAL NO. R2001-13s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL, RATIFYING AMENDMENT NO. ONE TO THE PURCHASE AND SALE AGREEMENT, WHICH WAS RATIFIED BY RESOLUTION NO. R2000-87, OF THE SURPLUS COUNTY-OWNED REAL PROPERTY WHICH IS LOCATED AT 1304 PACIFIC AVENUE IN TACOMA, WASHINGTON, REFERRED TO AS THE PACIFIC BLOCK PROPERTY.**

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

#### Staff Testimony

Long stated there was some confusion at the Committee hearing regarding the labeling of the Exhibits. She stated staff prepared a Substitute Ordinance, which is in

Councilmembers' packets, to correct the labeling of Exhibits and source documents.

O'Malley moved adoption of the Proposal as substituted. The Chair called for public testimony; there was no response. The Proposal as substituted passed on a roll call vote of six to zero.

**PROPOSAL NO. R2001-22, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF RONALD S. KLEIN AS THE DIRECTOR OF THE DEPARTMENT OF COMMUNICATIONS.**

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

Wimsett stated he supports the Proposal, stating that the appointment of Klein will allow the County to better provide information to the public, and stated he looks forward to working with Klein in his new capacity as Director of the Department of Communications.

Staff Testimony

Ron Klein thanked the Council for their appointment, stating he appreciates the opportunity to work in Pierce County. He stated he agreed with Councilmembers' earlier comments that the Department's resources should be used appropriately, and invited Councilmembers to work with him in developing these program.

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

**PROPOSAL NO. R2001-37, AN EMERGENCY RESOLUTION OF THE PIERCE COUNTY COUNCIL URGING THE WASHINGTON STATE DELEGATION TO RESTORE THE PROPOSED 15 PERCENT BUDGET REDUCTION OF THE FEDERAL EMERGENCY MANAGEMENT ACT FUNDS.**

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

O'Malley stated that he had requested this Emergency Resolution, and the request contained therein corresponds with the testimony given earlier in the meeting about the dollars that will be cut from the Pierce County's Emergency Management budget for mitigation programs.

Shabro stated she supports Project Impact, and cuts to that project will cost more in the long run than fully funding the project. She stated to be prepared for emergencies results in savings to the County.

Brown stated that with potential problems with Mt. Rainier, flooding and future earthquakes, FEMA should maintain the current level of funding. He thanked O'Malley for bringing the Proposal forward.

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

**X. OTHER BUSINESS/ANNOUNCEMENTS**

1. Forward Together: Parks and Recreation Update, Paul Miller. A copy of his handout is contained in the Clerk's meeting file.
2. O'Malley moved to amend the Meeting Schedule of March 19-23, 2001, by deleting Proposal No. R2001-33 (see title below) from the Rules and Operations Committee Meeting on March 19, 2001.

PROPOSAL NO. R2001-33, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE PIERCE COUNTY ASSESSOR-TREASURER TO PREPARE AND ISSUE A REQUEST FOR PROPOSALS FOR THE PURCHASE OF A COMPUTER ASSISTED MASS APPRAISAL SYSTEM AND TAX ADMINISTRATION SOFTWARE.

The motion was seconded and passed.

3. O'Malley moved to amend the Council Agenda of March 20, 2001, by deleting Proposal No. R2001-33 (see title above) from Section IX Resolutions; motion seconded and passed.

Pierce County Council Meeting  
March 6, 2001

4. O'Malley moved to amend the Meeting Schedule of March 19-23, 2001, to delete the Office Search Committee Meeting of March 20, 2001, at 9:00 a.m.; motion seconded and passed.

**XI. GENERAL PUBLIC COMMENTS - None**

**XII. ADJOURNMENT**

There being no further business, the meeting was adjourned at 5:00 p.m.

Attest:

Clerk of the Council

Approved:

\_\_\_\_\_  
Council Chair

Date Approved

WPFILES\MINUTES\CNCLMAR6 2001.MIN.DOC