

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
MARCH 28, 2006**

930 TACOMA AVENUE SOUTH, ROOM 1045  
TACOMA, WASHINGTON 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 by Chair Bunney.

**II. ROLL CALL**

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

Council Staff Present: Patty Face, Acting Clerk of the Council; Steve Gross, Senior Legal Analyst; Susan Long, Administrator for Legal and Operations; Carolyn Pendle, Senior Legislative Analyst; and Thomas Weber, Administrator for Research and Policy.

There were six 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
  - 1. The minutes of the November 1, 2005, regular Council Meeting
  - 2. The minutes of the November 8, 2005 regular Council Meeting
- b. Action on Ordinances (refer, set date of hearing)

1. PROPOSAL NO. 2006-25, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING CERTAIN COUNTY-OWNED REAL PROPERTY AS SURPLUS, LOCATED ALONG 94TH AVENUE EAST BETWEEN 120TH AND 126TH STREET EAST IN PUYALLUP, SOUTH HILL AREA (COMMONLY REFERRED TO AS 9<sup>TH</sup> STREET PIT); AND AUTHORIZING THE COUNTY EXECUTIVE TO PURSUE DISPOSAL OF THE PROPERTY, PURSUANT TO PIERCE COUNTY CODE CHAPTER 2.110.

Sponsored by: Councilmember Shawn Bunney  
Department contact person: Suzanne Omega, 798-6200  
Council contact person: Thomas Weber, 798-6067  
For referral to the Rules and Operations Committee

2. PROPOSAL NO. 2006-26, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING AN EASEMENT WITHIN A PORTION OF OLD HALES PASSAGE ROAD NW IN SECTION 27, TOWNSHIP 21 NORTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN IN THE WARREN AREA.

Sponsored by: Councilmember Terry Lee  
Department contact person: Bruce Duncan, 798-2243  
Council contact person: Thomas Weber, 798-6067  
For referral to the Economic and Infrastructure Development Committee

3. PROPOSAL NO. 2006-27, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO THE OHOP MUTUAL LIGHT COMPANY, INC., 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

4. PROPOSAL NO. 2006-30, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 2.40 OF THE PIERCE COUNTY CODE, PIERCE COUNTY REGIONAL SUPPORT NETWORK AND GOVERNING BOARD, AND AMENDING PIERCE COUNTY CODE SECTION 2.06.010 D., "HUMAN SERVICES," TO REVISE DEPARTMENT FUNCTIONS CONSISTENT WITH THE CHANGES OUTLINED IN CHAPTER 2.40.

Sponsored by: All Councilmembers  
Council contact person: Carolyn Pendle, 798-3631  
For referral to the Public Safety and Human Services Committee  
To be heard in the Public Safety and Human Services Committee on  
March 29, 2006.

- c. Action on Resolutions (refer, set date of hearing)
1. PROPOSAL NO. R2006-22s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL INITIATING AMENDMENTS TO THE COMPREHENSIVE PLAN FOR PIERCE COUNTY FOR THE 2006 ANNUAL AMENDMENTS; CONFIRMING THE INITIATION OF AMENDMENTS BY THE COUNTY EXECUTIVE; AND REQUESTING THE PLANNING AND LAND SERVICES DEPARTMENT TO CONDUCT AN ENVIRONMENTAL REVIEW AND EVALUATION OF THE INITIATED AMENDMENTS, AND FORWARD THE ASSOCIATED REPORTS TO THE PLANNING COMMISSION AND AFFECTED LAND USE ADVISORY COMMISSIONS FOR REVIEW AND RECOMMENDATION BACK TO THE COUNTY COUNCIL.  
Department contact person: Mike Erkinen, 798-2705  
Council contact person: Anna Graham, 798-6253  
DO PASS AS SUBSTITUTED RECOMMENDATION – COMMUNITY DEVELOPMENT COMMITTEE ON MARCH 13, 2006  
Suggested date of Council hearing: April 11, 2006
  2. PROPOSAL NO. R2006-31s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ACCEPTING THE FEASIBILITY PLAN PREPARED BY SUPERIOR COURT IN RESPONSE TO A 2006 BUDGET PROVISIO ADDRESSING IMPLEMENTATION OPPORTUNITIES FOR USING ELECTRONIC REPORTING IN COURTROOMS, ELECTRONIC TRACKING OF RECOUPMENT ORDERS, AND RECONCILIATION OF LINX AND SCOMIS DATA IN PENDING CASES; AUTHORIZING EXPENDITURE OF UP TO \$100,000 IN THE 2006 BUDGET FOR HIRING A COURT COMMISSIONER AND LEGAL ASSISTANT EFFECTIVE JULY 1, 2006; DIRECTING THE PERFORMANCE AUDIT COMMITTEE TO CONDUCT A PLANNING STUDY IN 2006 TO DETERMINE WHETHER A PERFORMANCE AUDIT SHOULD BE CONDUCTED TO ADDRESS COURTROOM STAFFING ISSUES AND THE EFFICIENCY AND COST EFFECTIVENESS OF ELECTRONIC/VIDEO RECORDING; AND REQUESTING THE PERFORMANCE AUDIT COMMITTEE TO DO FOLLOW-UP WORK AS NEEDED ON TOPICS ADDRESSED IN PREVIOUS AUDIT

REPORTS AND TO TRACK THE COURT'S PROGRESS ON THE TOPICS REFERENCED IN THE SUPERIOR COURT BUDGET PROVISIO IN ORDINANCE NO. 2005-92s.

Sponsored by: Councilmembers Calvin Goings and Timothy M. Farrell  
Department contact person: Andra Motyka, 798-3963

Council contact person: Carolyn Pendle, 798-3631

DO PASS AS SUBSTITUTED RECOMMENDATION – PUBLIC SAFETY AND HUMAN SERVICES COMMITTEE ON MARCH 14, 2006

Suggested date of Council hearing: April 11, 2005

3. PROPOSAL NO. R2006-36, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REFERRING THE PROPOSED CHAMBERS CREEK PROPERTIES MASTER SITE PLAN UPDATE TO THE CITIES OF UNIVERSITY PLACE AND LAKEWOOD FOR REVIEW AND APPROVAL PURSUANT TO THE JOINT PROCEDURAL AGREEMENT FOR THE CHAMBERS CREEK PROPERTIES MASTER SITE PLAN PRIOR TO PIERCE COUNTY COUNCIL REVIEW; AND EXPRESSING THE COUNCIL'S INTENT TO BEGIN PUBLIC HEARINGS ON THE MASTER SITE PLAN UPDATE NO LATER THAN SEPTEMBER 1, 2006.

Sponsored by: Councilmember Terry Lee

Council contact person: Hugh Taylor, 798-3665

For referral to the Rules and Operations Committee

To be heard by the Rules and Operations Committee on April 10, 2006

Suggested date of Council hearing: April 18, 2006

d. Other Items

Lee moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of five to zero. (Farrell and Gelman excused.)

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

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

**PROPOSAL NO. R2006-34, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE REAPPOINTMENT OF ONE EXISTING MEMBER (DENNIS F. YOUNG) AND THE APPOINTMENT OF ONE NEW MEMBER (THERESA S. BAKER) TO THE MID-COUNTY LAND USE ADVISORY COMMISSION.**

Lee moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony and Council comment; there was no response. The Proposal was adopted on a roll call vote of six to zero. (Gelman excused.)

## **VIII. ORDINANCES**

### **PROPOSAL NO. 2005-117, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO THE WASHINGTON WATER SERVICE COMPANY, FOR LOCATION OF WATERLINES ON CERTAIN COUNTY-OWNED RIGHTS OF WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.**

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

Weber reported the Proposal received a Do Pass recommendation from the Economic and Infrastructure Development Committee on February 7, 2006, and stated Bruce Duncan was present to answer any questions. There were none.

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

### **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.**

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

Weber reported the Proposal received a Do Pass recommendation from the Economic and Infrastructure Development Committee on February 7, 2006.

The Chair called for public testimony and Council comment; there was no response. The Proposal passed on a roll call vote of six to zero. (Gelman excused.)

**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.**

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

Weber reported the Proposal received a Do Pass recommendation from the Economic and Infrastructure Development Committee on February 7, 2006.

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

**PROPOSAL NO. 2006-15, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH THE TEAMSTERS LOCAL UNION NO. 117, AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, ON BEHALF OF SHERIFF'S CIVILIAN SUPPORT STAFF; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.**

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

Long reported the Proposal received a Do Pass recommendation from the Rules and Operations Committee on March 13, 2006.

Debbie Young, Human Resources, provided information on the Proposal.

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

**IX. RESOLUTIONS - none**

**X. OTHER BUSINESS/ANNOUNCEMENTS**

Lee moved to amend the April 5, 2006, Council Meeting Schedule to add a 11:30 a.m. Special Meeting Executive Session - RCW 42.30.110(1)(a): To consider matters affecting national security; motion seconded and passed on a voice vote.

Lee moved to amend the March 29, 2006, Public Safety and Human Services Agenda to add Proposal No. 2006-30; motion seconded and passed on a voice vote.

**XI. CITIZENS' FORUM** - none

**XII. ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:07 p.m.

Attest:

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Patricia L. Face, Acting Clerk of the Council

Approved:

\_\_\_\_\_  
Terry Lee, Council Chair

\_\_\_\_\_  
Date Approved