

**MINUTES
PIERCE COUNTY COUNCIL MEETING
APRIL 2, 2002**

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 p.m. by Chair Moss.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Moss.

III. ROLL CALL

Councilmembers Present: Wendell Brown, Calvin Goings, Harold Moss, Pat O'Malley, Jan Shabro, and Kevin Wimsett; Karen S. Biskey was excused.

Council Staff Present: Susan Long, Legal Counsel; Gerri Rainwater, Administrator/Clerks & Operations; and Tom Weber, Administrator/Research & Policy.

There were approximately five visitors present.

IV. APPROVAL OF AGENDA

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

V. CONSENT AGENDA

- a. Approval of Minutes
- b. Action on Ordinances (refer, set date of hearing)
 - 1. PROPOSAL NO. 2002-12s, 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 NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 18 NORTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS3-01, CHARLES AND BEVERLY CROW - GRAHAM AREA)

Sponsored by: Councilmember Calvin Goings
Contact person: Airyang Julia Park, 798-2783
DO PASS AS SUBSTITUTED RECOMMENDATION - PLANNING &
ENVIRONMENT COMMITTEE (Calvin Goings, Chair; Kevin
Wimsett, Vice Chair; Karen Biskey, Member; Wendell
Brown, Member; Jan Shabro, Member)
Suggested date of Council hearing: April 23, 2002

2. PROPOSAL NO. 2002-13s, 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 21, TOWNSHIP 21 NORTH, RANGE 2 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS4-01, ROLLIN W. AND MARY J. MORFORD - GIG HARBOR PENINSULA AREA)
Sponsored by: Councilmember Calvin Goings
Contact person: Airyang Julia Park, 798-2783
DO PASS AS SUBSTITUTED RECOMMENDATION - PLANNING & ENVIRONMENT COMMITTEE (Calvin Goings, Chair; Kevin Wimsett, Vice Chair; Karen Biskey, Member; Wendell Brown, Member; Jan Shabro, Member)
Suggested date of Council hearing: April 23, 2002
3. PROPOSAL NO. 2002-14s, 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 30, TOWNSHIP 20 NORTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS5-01, BLAIR AND MARIAN COCKERLINE, PUYALLUP AREA)
Sponsored by: Councilmember Calvin Goings
Contact person: Airyang Julia Park, 798-2783
DO PASS AS SUBSTITUTED RECOMMENDATION - PLANNING & ENVIRONMENT COMMITTEE (Calvin Goings, Chair; Kevin Wimsett, Vice Chair; Karen Biskey, Member; Wendell Brown, Member; Jan Shabro, Member)
Suggested date of Council hearing: April 23, 2002
4. PROPOSAL NO. 2002-32, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO SHORE ACRES WATER COMPANY FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

Sponsored by: Councilmember Pat O'Malley
Contact person: Jerry West, 798-3687

For referral to the Public Works Committee

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

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

VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY

1. A message from the Executive transmitting the following Ordinances, which were approved and signed on March 19, 2002, was read into the record:

ORDINANCE NO. 2001-45s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING THE PIERCE COUNTY COMPREHENSIVE PLAN TO INCORPORATE THE NEW DESIGNATIONS AND MAXIMUM LOT SIZES IN THE GIG HARBOR PENINSULA COMMUNITY PLAN AS ADOPTED IN ORDINANCE NO. 2001-44S2; AMENDING SECTION 19A.30.010 OF THE PIERCE COUNTY CODE (PCC) TO PROVIDE FOR AN URBAN SENSITIVE RESOURCE OVERLAY; AMENDING SECTIONS 19A.30.010 I., 19A.40.020 D.1. AND 19A.40.050 A. PCC TO INCREASE THE MAXIMUM LOT SIZE TO ONE-HALF ACRE IN THE RESERVE-FIVE DESIGNATION; AMENDING SECTION 19A.30.135 PCC TO PROVIDE FOR A RURAL AIRPORT OVERLAY; AMENDING SECTION 19A.40.020 PCC TO PROVIDE FOR A RURAL AIRPORT DESIGNATION AND A RURAL SENSITIVE RESOURCE DESIGNATION; AMENDING THE OPEN SPACE/GREENBELTS MAP, SECTION 19A.30.170 I. PCC; AMENDING THE GENERALIZED PROPOSED LAND USE MAP, SECTION 19A.30.230 PCC; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

ORDINANCE NO. 2002-11s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE TITLE 18A, THE PIERCE COUNTY DEVELOPMENT REGULATIONS - ZONING, TO IMPLEMENT THE AMENDMENTS MADE TO THE COMPREHENSIVE PLAN BY ORDINANCE NO. 2001-63s2; AMENDING THE PIERCE COUNTY ZONING ATLAS; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

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

PROPOSAL NO. R2002-38, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE REAPPOINTMENT OF ONE EXISTING MEMBER TO THE LIBRARY DISTRICT BOARD OF TRUSTEES (VERA ANN NORTHINGTON).

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. R2002-36, A RESOLUTION OF THE PIERCE COUNTY COUNCIL COMMENDING DONALD PRATT, WASHINGTON STATE PATROL, FOR HIS THIRTY-THREE YEARS OF DEDICATED SERVICE TO PIERCE COUNTY AND THE STATE OF WASHINGTON.

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

Shabro commended Don Pratt for his work in the Pierce County community, and for his partnership with the Sheriff's deputies. Shabro will be presenting the Proclamation at a celebration.

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. 2002-27, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH PIERCE COUNTY DEPUTY SHERIFFS' INDEPENDENT GUILD, LOCAL NO. 1889; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

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

Staff Testimony

Joe Carrillo, Personnel Department, stated this Ordinance represents two contracts for the Guild: one contract for the years 2002-2002; a second contract for the years 2003-2005.

In response to Moss' question, Carrillo stated the negotiations have been prolonged, and that is the reason it was broken into two contracts, to ratify the bargaining agreement for five years. In response to Moss' question regarding shared sick leave, Carrillo stated that program is not contained in this particular contact, but the intent is to have some language to create a program in the near future. Moss stated this should be a policy to allow County employees the opportunity to share sick leave in certain circumstances. Moss asked that Carrillo check with the City of Tacoma, the State of Washington, and Tacoma Public Schools to see how their programs are

administered.

In response to Shabro's question, Carrillo stated there is not a reopener clause in the contract.

Carrillo and Pat Kenney, Director, Budget & Finance Department, responded to Goings' questions regarding figures contained in the fiscal impact statement.

Debbie Young, Personnel Department, stated that the \$792,000 was budgeted in 2001, and that \$200,000 for the year 2002 was not budgeted.

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

PROPOSAL NO. 2002-28, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2002-3s, WHICH CREATED THE FILUCY BAY WATERSHED PROTECTION DISTRICT, BY INCORPORATING A NEW EXHIBIT "B" TO THE ORDINANCE, WHICH IS ENTITLED "FILUCY BAY CLOSURE RESPONSE MATRIX."

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

Staff Testimony

Weber explained Ordinance No. 2002-3 contained an Exhibit "B" that was two pages but should have been three pages. He stated the error was discovered after passage of Ordinance. Therefore, the Council is being asked to pass this Ordinance to correct that error, and incorporate the full Exhibit "B" 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. 2002-40, AN EMERGENCY ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2000-34s AND ORDINANCE NO. 2000-35s, AS AMENDED, TO CHANGE THE EFFECTIVE DATE FROM MARCH 1, 2002, TO DECEMBER 1, 2002; AND DECLARING AN EMERGENCY.

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

Staff Testimony

Long explained that there had been a number of extensions granted by the Hearings Board in this appeal. There is now another extension that would require the Council extending the effective date, so as not to provide a window of opportunity for applications to be filed.

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

IX. RESOLUTIONS

PROPOSAL NO. R2002-22, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE PIERCE COUNTY EXECUTIVE TO ALLOCATE FUNDS DISBURSED BY THE WASHINGTON STATE OFFICE OF COMMUNITY DEVELOPMENT, FOR THE PIERCE COUNTY BUILDABLE LANDS PROJECT.

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

Staff Testimony

Dan Cardwell, Planning and Land Services Department, stated he is the Buildable Lands Coordinator for Pierce County. He provided an overview of Exhibit "A" to the Resolution to the Council, and responded to questions regarding the allocations. He stated King and Pierce Counties have different criteria for their allotments.

Goings complimented Cardwell for his work on the Buildable Lands project, and for his lead work on the South Hill Community Plan.

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

PROPOSAL NO. R2002-37, A RESOLUTION OF THE PIERCE COUNTY COUNCIL SETTING THE DATE OF AN EVENING COUNCIL MEETING IN COUNCIL DISTRICT NO. 6, FOR TUESDAY, MAY 14, 2002, IN LAKEWOOD CITY HALL, 6000 MAIN STREET SOUTHWEST, LAKEWOOD, WASHINGTON.

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

O'Malley encouraged Councilmembers to attend the District No. 6 evening Council meeting, which will be held in the newly constructed Lakewood City Hall.

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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. Transportation Survey Results - Ron Klein, Communications Director. A copy of the handout "Pierce County Public Opinion Survey, State & Regional Transportation Plans, March 2002" prepared by Elway Research, Inc., is contained in the Clerk's meeting file.

(Clerk's note: There was a temporary loss of power at this point in the meeting, and several minutes of testimony were not recorded.)

2. O'Malley moved to add the following item to the April 9, 2002, Council Meeting Agenda under Other Business: Second Quarter Briefing - Traffic Impact Fees, Thomas G. Ballard, County Engineer; motion seconded and passed..

XI. GENERAL PUBLIC COMMENTS

1. Eddie Hamilton addressed the Council on mental health care issues. A copy of his written statement is contained in the Clerk's meeting file.

There being no further business, the meeting was adjourned at 4:20 p.m.

Attest:

Gerri Rainwater, Clerk of the Council

Approved:

Harold Moss, Council Chair

Date Approved

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