

**MINUTES
PIERCE COUNTY COUNCIL MEETING
APRIL 3, 2001**

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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 Brown.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Brown.

III. ROLL CALL

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

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

There were approximately 37 visitors present.

IV. APPROVAL OF AGENDA

Moss moved approval of the Agenda; motion seconded and passed.

V. CONSENT AGENDA

- a. Approval of Minutes
 1. The minutes of the February 27, 2001, regular Council meeting.
- b. Action on Ordinances (refer, set date of hearing)
 1. PROPOSAL NO. 2001-32, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING THE 2001-2006 TRANSPORTATION IMPROVEMENT PROGRAM AND 2001-2014 FOURTEEN-YEAR FERRY PROGRAM, TO INCLUDE THE 86TH AVENUE EAST PROJECT, FROM 176TH STREET EAST TO 170TH STREET EAST, PURSUANT TO REVISED CODE OF WASHINGTON SECTION 36.81.121, AND CHAPTER 136-15 WASHINGTON ADMINISTRATIVE CODE 136, CHAPTER 15; FINDING THAT THIS PROJECT IS A PUBLIC NECESSITY; AUTHORIZING THE PROSECUTING ATTORNEY TO COMMENCE CONDEMNATION

PROCEEDINGS TO ACQUIRE REAL PROPERTY FOR THE CAPITAL IMPROVEMENT PROJECT CONTAINED IN THE AMENDMENT; AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmember Harold Moss
Contact person: Troy Lee, 798-3555
For referral to the Public Works Committee

2. PROPOSAL NO. 2001-33, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH UNITED HEALTHCARE WORKERS, LOCAL 1184, SYSTEM COUNCIL NO. 15, NATIONAL CONFERENCE OF FIREMEN AND OILERS, SERVICE EMPLOYEES INTERNATIONAL UNION - LICENSED PRACTICAL NURSES UNIT; 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 in the Rules and Operations Committee on April 16, 2001)

Suggested date of Council hearing: April 17, 2001

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

1. PROPOSAL NO. R2001-44, A RESOLUTION OF THE PIERCE COUNTY COUNCIL INITIATING A PROCESS FOR CONSIDERING THE PUBLIC'S NEED FOR PARKS IN DEVELOPMENT OF A SPENDING PLAN FOR THE REVENUES OF THE 1/10TH OF 1 PERCENT SALES TAX APPROVED BY THE VOTERS OF PIERCE COUNTY ON SEPTEMBER 19, 2000; REQUESTING THAT THE SPENDING PLAN ADDRESS ALL REVENUES AVAILABLE FOR PARKS; REQUESTING THE COUNTY EXECUTIVE TO PRESENT THE DRAFT PROPOSED SPENDING PLAN TO THE ACTIVE LAND USE ADVISORY COMMISSIONS AND IN OTHER PUBLIC FORUMS ACROSS THE COUNTY FOR REVIEW AND RECOMMENDATION; AND TO CONSIDER PUBLIC COMMENT IN DEVELOPING A FINAL DRAFT PROPOSED PLAN TO BE PRESENTED TO THE COUNCIL WITHIN FOUR MONTHS OF THE ADOPTION OF THIS RESOLUTION.

Sponsored by: Councilmembers Karen S. Biskey, Jan Shabro, Calvin Goings, and Kevin Wimsett
Contact person: Anna S. Graham, 798-6253

DO PASS RECOMMENDATION - PLANNING AND LAND SERVICES
COMMITTEE (Karen S. Biskey, Chair; Calvin Goings,
Vice Chair; and Kevin Wimsett, Member)

Suggested date of Council hearing: April 17, 2001

d. Other Items

Moss 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 Ordinances, which were approved and signed on March 15, 2001, was read into the record:

ORDINANCE NO. 2000-68, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF UNDEVELOPED CARR'S INLET COUNTY ROAD, AND A PORTION OF UNDEVELOPED J. W. EARLE ROAD (78TH AVENUE NORTHWEST) RIGHT-OF-WAY, LOCATED IN THE NORTHEAST QUARTER OF SECTION 11, AND THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 21 NORTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN, IN THE GIG HARBOR AREA.

ORDINANCE NO. 2001-6, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW SECTION 3.52.085 OF THE PIERCE COUNTY CODE, "EMPLOYEE INCENTIVE AND RECOGNITION."

ORDINANCE NO. 2001-23, AN EMERGENCY ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2000-34s AND ORDINANCE NO. 2000-35s TO CHANGE THE EFFECTIVE DATES FROM APRIL 1, 2001, TO OCTOBER 1, 2001; AND DECLARING AN EMERGENCY.

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

PROPOSAL NO. R2001-51, A RESOLUTION OF THE PIERCE COUNTY COUNCIL PROCLAIMING THE DAY OF TUESDAY, APRIL 3, 2001, AS EQUAL PAY DAY IN PIERCE COUNTY; AND ENCOURAGING ALL EMPLOYERS TO REVIEW THEIR PAY PRACTICES RELATIVE TO PAY EQUITY.

Moss moved adoption; motion seconded. The Clerk read the Proclamation into the record.

Staff Testimony

Marie Ward accepted the Proclamation and thanked the Council for their recognition. She urged that the Council contact the legislative delegation to promote equal pay practices.

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. 2000-118, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO PUBLIC UTILITY DISTRICT NO. ONE OF LEWIS COUNTY, A PUBLIC UTILITY OF THE STATE OF WASHINGTON, FOR LOCATION OF ELECTRIC LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY.

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

Staff Testimony

Weber pointed out that the Lewis County Public Utility District would like to have this Proposal continued for another two weeks to allow time for them to address some issues of concern.

Moss moved that the Proposal be continued to April 24, 2001; motion seconded and passed.

IX. RESOLUTIONS

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.

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

Staff Testimony

Ken Madsen, Kathy Fewins, and Bill Pybus of the Assessor-Treasurer's Office provided a PowerPoint presentation to the Council supporting the request contained in the Resolution.

Moss moved an amendment on page 3 at line 5 to delete the words "select a vender and negotiate a contract for the purchase of" and replace with the word "for"; motion seconded and passed.

Staff Testimony

Pybus responded to questions of Councilmembers regarding the status of current equipment, which he stated is over thirty years old.

Public Testimony

Louise Batchelor stated she is opposed to mass appraisal systems.

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

PROPOSAL NO. R2001-39s, 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 SUMMIT-WALLER, NORTH CLOVER CREEK COLLINS, AND SUMMIT VIEW COMMUNITIES PLAN; AND REQUESTING THE COUNTY EXECUTIVE TO INCLUDE FUNDING FOR THIS COMMUNITY PLAN IN THE NEXT ANNUAL BUDGET.

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

Moss moved Council Amendment No. 1 as set forth in Attachment I to these minutes; motion seconded.

Public Testimony

Laura Roberts spoke in opposition to the amendment, stating it calls for three additional meetings and she does not feel that it is necessary.

Wimsett stated that the request is in response to testimony from the Planning Committee meeting to address concerns about future planning for the Canyon Road Corridor. He stated the encouragement of these additional meetings is meant to create a dialogue among the community.

Jim Akers stated he feels the name of the group should be shortened. He supports the Proposal in general, and suggested quarterly meetings.

Audrey Chase spoke in support of the amendment.

The amendment passed on a voice vote.

Goings thanked the sponsoring members of the Proposal, stating there is a need for the communities to work together to move the plans forward.

Public Testimony

Laura Roberts stated she feels Summit View is being taken out of one plan, which will stop the process, and placed it in another plan area.

Ed Scherer spoke in support of the Proposal, stating that Summit View has more commonalties with these communities than with the South Hill planning area.

Bill Raderpath stated he does not want his community to be a part of the South Hill planning area, and supports this Proposal.

Audrey Chase thanked the Council for the Proposal, stating that most of the land in the Summit View area is not buildable because of water problems.

Tiffany Speir, Master Builders Association, stated she feels that reference to these areas as being a rural separator is presumptuous at this time.

Following Councilmembers' remarks, the Proposal passed as amended on a roll call vote of five to zero.

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PROPOSAL NO. R2001-40s, 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.

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

Goings pointed out that this Resolution is a second component of R2001-39s and modifies boundaries of the planning areas in accordance with the adoption of the prior Resolution. He stated it will also add a small portion of the Sunrise community.

Public Testimony

Lyle Fox asked about funding mechanisms for the planning process. Brown stated the funding is in place for these community groups regardless of what planning area they are placed in.

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

PROPOSAL NO. R2001-41s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL INITIATING PROPOSED INTERIM REGULATIONS FOR THE SOUTH HILL COMMUNITY PLAN AREA, THE SUMMIT VIEW ADVISORY COMMISSION AREA AND THE FREDERICKSON 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, THE SUMMIT VIEW ADVISORY COMMISSION, THE FREDERICKSON ADVISORY COMMISSION, AND SOUTH HILL ADVISORY COMMISSION; AND SETTING A DATE FOR THE PLANNING COMMISSION'S REPORT AND RECOMMENDATION BACK TO THE COUNTY COUNCIL.

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

Goings moved that the Proposal be continued to April 17, 2001; motion seconded and passed.

PROPOSAL NO. R2001-52, A RESOLUTION OF THE PIERCE COUNTY COUNCIL SETTING THE DATE OF AN EVENING COUNCIL MEETING IN COUNCIL DISTRICT NO. 1, FOR TUESDAY, JUNE 5, 2001, IN THE SOUTH HILL LIBRARY, LOCATED AT 15420 MERIDIAN EAST, PUYALLUP, WASHINGTON.

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

Goings pointed out that the location of this meeting set for District 1 is located in Council District 2, and, therefore, will not meet the Charter requirement of an in-district meeting.

Moss moved that the Proposal be continued to the Council meeting of April 17, 2001, when the sponsor of the Proposal could respond to this concern; motion seconded and passed.

PROPOSAL NO. R2001-53, A RESOLUTION OF THE PIERCE COUNTY COUNCIL SETTING THE DATE OF AN EVENING COUNCIL MEETING IN COUNCIL DISTRICT NO. 7, FOR TUESDAY, MAY 8, 2001, IN THE GIG HARBOR CITY HALL, LOCATED AT 3105 JUDSON, GIG HARBOR, WASHINGTON.

Moss 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.

X. OTHER BUSINESS/ANNOUNCEMENTS

At the request of the Chair, those present sang "Happy Birthday" to Councilmember Calvin Goings.

XI. GENERAL PUBLIC COMMENTS

Louise Batchelor expressed concern with the Council's implementation of imminent domain and objected to housing being referenced in the ballot measure that implemented the 1/10 of 1% tax for parks.

Brian McLean provided copies of a press release to the Council. McLean stated he represents residents on McNeil Island, and he asked that the County join them in their

opposition to the siting of a less restrictive alternative residential treatment center for violent sexual predators on McNeil Island.

The Chair stated that the County is very concerned that they

are being overburdened with these types of facilities, and would be meeting with the County Executive on the following day to discuss an approach. Brown invited McLean to join in those efforts.

Alton McDonald presented a Resolution to the Council that had been adopted by the Tacoma City Council on January 23, 2001, regarding the possibility of the practice of racial profiling, and asked that the Council pass a similar Resolution for the Sheriff's Department.

Moss, O'Malley, and Brown expressed support for the idea of the County following suit on this issue.

Louise Batechlor asked that the Council do what they could to stop the location of additional prisons in Pierce County.

XII. ADJOURNMENT

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

Attest:

Clerk of the Council

Approved:

Council Chair

Date Approved

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