

**MINUTES
PIERCE COUNTY COUNCIL MEETING
MAY 2, 2000**

KEY PENINSULA CIVIC CENTER
17010 SOUTH VAUGHN ROAD KPN
VAUGHN, WASHINGTON

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(Note: These minutes are not verbatim. Recorded tapes are available upon request.)

I. CALL TO ORDER

The District No. 7 meeting of the Pierce County Council was called to order at 7:00 p.m. by Vice 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, Ken Madsen, Harold Moss, and Jan Shabro; Sarah Casada and Pat O'Malley were excused.

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

There were approximately 76 visitors present.

At this point Brown passed the gavel to Biskey, Host Councilmember for the District meeting. Biskey introduced Councilmembers and Staff.

IV. APPROVAL OF AGENDA

Brown 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. 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

DO PASS RECOMMENDATION - PLANNING COMMITTEE (Pat O'Malley, Chair; Karen S. Biskey, Vice Chair;

Wendell Brown/excused; Ken Madsen/excused; Harold Moss)

Suggested date of Council hearing: May 23, 2000, at 6:30 p.m.

2. 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

DO PASS RECOMMENDATION - PLANNING COMMITTEE (Pat O'Malley, Chair; Karen S. Biskey, Vice Chair;

Wendell Brown/excused; Ken Madsen/excused; Harold Moss)

Suggested date of Council hearing: May 23, 2000, at 6:30 p.m.

3. PROPOSAL NO. 2000-8S, 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

DO PASS AS SUBSTITUTED RECOMMENDATION - PLANNING COMMITTEE (Pat O'Malley, Chair; Karen S. Biskey, Vice Chair;

Wendell Brown/excused; Ken Madsen/excused; Harold Moss)

Suggested date of Council hearing: May 23, 2000, at 6:30 p.m.

4. PROPOSAL NO. 2000-12, 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)14-99, MICHAEL H. BELNAP - EATONVILLE AREA)
Sponsored by: Councilmember Pat O'Malley
Contact person: Airyang Julia Park, 798-2783
DO PASS RECOMMENDATION - PLANNING COMMITTEE (Pat O'Malley, Chair; Karen S. Biskey, Vice Chair; Wendell Brown/excused; Ken Madsen/excused; Harold Moss)
Suggested date of Council hearing: May 23, 2000, at 6:30 p.m.

5. PROPOSAL NO. 2000-13, 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 28, TOWNSHIP 22 NORTH, RANGE 2 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS15-99, SHEILA K. HERRON - GIG HARBOR AREA)
Sponsored by: Councilmember Pat O'Malley
Contact person: Airyang Julia Park, 798-2783
DO PASS RECOMMENDATION - PLANNING COMMITTEE (Pat O'Malley, Chair; Karen S. Biskey, Vice Chair;

Wendell Brown/excused; Ken Madsen/excused; Harold Moss)

Suggested date of Council hearing: May 23, 2000, at 6:30 p.m.

6. PROPOSAL NO. 2000-14, 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 32, TOWNSHIP 19 NORTH, AND RANGE 6 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)16-99, CARL AND MARGARET KEHRET - CARBONADO AREA)
Sponsored by: Councilmember Pat O'Malley
Contact person: Airyang Julia Park, 798-2783
DO PASS RECOMMENDATION - PLANNING COMMITTEE (Pat O'Malley, Chair; Karen S. Biskey, Vice Chair; Wendell Brown/excused; Ken Madsen/excused; Harold Moss)
Suggested date of Council hearing: May 23, 2000, at 6:30 p.m.
7. PROPOSAL NO. 2000-20S, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL FINDING THE PROPOSED NONEXCLUSIVE TELECOMMUNICATIONS FRANCHISE TO METROMEDIA FIBER NETWORK SERVICES, INC. FOR A TELECOMMUNICATIONS NETWORK IN PIERCE COUNTY TO BE IN THE PUBLIC INTEREST AND AUTHORIZING THE EXECUTIVE TO ENTER INTO THE AGREEMENT; SETTING FORTH TERMS AND CONDITIONS ACCOMPANYING THE GRANTING OF THE TELECOMMUNICATIONS FRANCHISE; PROVIDING FOR THE REGULATION OF CONSTRUCTION, OPERATION, MAINTENANCE, AND USE OF THE NETWORK; AND PRESCRIBING REMEDIES FOR THE VIOLATION OF THE PROVISIONS OF THE TELECOMMUNICATIONS FRANCHISE.
Sponsored by: Councilmember Harold Moss
Contact person: Skip Stansbury, 798-7477
DO PASS AS SUBSTITUTED RECOMMENDATION - PUBLIC WORKS COMMITTEE (Harold Moss, Chair; Ken Madsen, Vice Chair; Sarah Casada/excused; Pat O'Malley/excused; Jan Shabro)
Suggested date of Council hearing: May 23, 2000, at 6:30 p.m.
8. PROPOSAL NO. 2000-30, 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, LOCATED IN THE
SOUTHEAST QUARTER OF SECTION 27, TOWNSHIP 17 NORTH,
RANGE 3 EAST OF THE WILLAMETTE MERIDIAN; AND
ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)24-
99, ERIC W. HAYNES - ROY AREA)

Sponsored by: Councilmember Karen S. Biskey
Contact person: Airyang Julia Park, 798-2783
For referral to the Planning Committee
Suggested date of Council hearing: June 6, 2000

9. PROPOSAL NO. 2000-31, 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, LOCATED IN THE
NORTHEAST QUARTER OF SECTION 5, TOWNSHIP 19 NORTH,
RANGE 1 EAST OF THE WILLAMETTE MERIDIAN; AND
ADOPTING FINDINGS OF FACT. (APPLICATION NO. OST25-
99, SAM D. SMITH - ANDERSON ISLAND)

Sponsored by: Councilmember Karen S. Biskey
Contact person: Airyang Julia Park, 798-2783
For referral to the Planning Committee
Suggested date of Council hearing: June 6, 2000

10. PROPOSAL NO. 2000-32, 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, LOCATED IN THE
NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 19 NORTH,
RANGE 6 EAST OF THE WILLAMETTE MERIDIAN; AND
ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS10-99,
DAVID P. MESHKE - BUCKLEY AREA)

Sponsored by: Councilmember Karen S. Biskey
Contact person: Airyang Julia Park, 798-2783
For referral to the Planning Committee
Suggested date of Council hearing: June 6, 2000

11. PROPOSAL NO. 2000-33, AN ORDINANCE OF THE PIERCE
COUNTY COUNCIL AMENDING PIERCE COUNTY CODE TITLE
18A, THE PIERCE COUNTY DEVELOPMENT REGULATIONS -
ZONING, TO IMPLEMENT AMENDMENTS MADE TO THE
COMPREHENSIVE PLAN BY ORDINANCE NO. 99-93S2 FOR MAP
AMENDMENT NO. M-7, 72ND AND WALLER ROAD, AND TEXT
AMENDMENT NO. T-14, RURAL AREA OF MORE INTENSIVE
DEVELOPMENT; ADDRESSING THE FINDING OF FACT NO. 31
FOR URBAN GROWTH AREA AMENDMENT NO. U-6, JASMER;
AMENDING THE PIERCE COUNTY ZONING ATLAS; AND SETTING
AN EFFECTIVE DATE.

Sponsored by: Councilmember Pat O'Malley

Contact person: Mike Erkkinen, 798-2705
For referral to the Planning Committee
To be heard by the Planning Committee on May 11,
2000, at 10:00 a.m.

12. PROPOSAL NO. 2000-34, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RECONSIDERING THE DESIGNATION OF CERTAIN PROPERTIES IN COMPREHENSIVE PLAN AMENDMENT M-8, WHICH WAS APPROVED IN ORDINANCE NO. 99-93S2; AMENDING ORDINANCE NO 99-93S2 BY ADDING FINDINGS OF FACT PURSUANT TO THE GROWTH MANAGEMENT ACT, CHAPTER 36.07A REVISED CODE OF WASHINGTON, TO RESOLVE AN APPEAL TO THE CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD, DAVID AND MEREDITH KENYON V. PIERCE COUNTY AND DANA MEEKS, CASE NO. 99-3-0020; AND SETTING AN EFFECTIVE DATE.

Sponsored by: Councilmember Pat O'Malley
Contact person: Anna Graham, 798-6253
For referral to the Planning Committee
To be heard by the Planning Committee on May 11,
2000, at 10:00 a.m.

13. PROPOSAL NO. 2000-35, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING THE PIERCE COUNTY ZONING ATLAS TO IMPLEMENT PORTIONS OF MAP AMENDMENT NO. M-8, ADOPTED IN ORDINANCE NO. 99-93S2 AND CONFIRMED IN ORDINANCE NO. 2000-34; AND SETTING AN EFFECTIVE DATE.

Sponsored by: Councilmember Pat O'Malley
Contact person: Anna Graham, 798-6253
For referral to the Planning Committee
To be heard by the Planning Committee on May 11,
2000, at 10:00 a.m.

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

1. PROPOSAL NO. R2000-58, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO A PERSONAL SERVICES AGREEMENT WITH THE FIRM OF POLICE MANAGEMENT ADVISORS, TO CONDUCT A PERFORMANCE AUDIT OF RESOURCE ALLOCATION AND RELATED ISSUES IN THE PIERCE COUNTY SHERIFF'S DEPARTMENT.

Sponsored by: Councilmember Wendell Brown
Contact person: Matt Temmell, 798-4927
For referral to the Rules Committee
To be heard by the Rules Committee on May 8, 2000
Suggested date of Council hearing: May 9, 2000

d. Other Items

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 April 13, 2000, was read into the record:

ORDINANCE NO. 99-142, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF POE AVENUE IN THE DASH POINT AREA.

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

PROPOSAL NO. R2000-44, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND EXECUTIVE PROCLAIMING THE MONTH OF MAY, 2000, AS "COMMUNITY DEVELOPMENT AND NATIONAL COMMUNITY ACTION MONTH" IN PIERCE COUNTY, WASHINGTON.

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

Staff Testimony

Linda Ishem accepted the Proclamation, providing an explanation of the types of programs that are managed through the County's Community and Development programs, and how funding is received through the Community Development Block Grant programs. Ishem thanked the Council for their recognition.

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

VIII. ORDINANCES

PROPOSAL NO. 2000-25, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH THE WAREHOUSE, AUTOMOTIVE, FOOD, PUBLIC EMPLOYEES, DRIVER SALES AND SPECIAL SERVICES, TEAMSTERS LOCAL 599 GENERAL UNIT; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

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

Staff Testimony

Debbie Young, Pierce County Personnel Department, stated the General Bargaining Unit represented in this Ordinance contains approximately 200 field and office employees; this is a three-year labor agreement. In response to Madsen's question, Young said there is no reopener language

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contained in the Agreement except as it relates to health insurance. She stated that language is also contained in the next Ordinance on the agenda, 2000-26.

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

PROPOSAL NO. 2000-26, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH COUNCIL 2, WASHINGTON STATE COUNCIL OF COUNTY AND CITY EMPLOYEES, AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES (AFSCME), AFL-CIO LOCAL 120 GENERAL UNIT; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

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

Staff Testimony

Debbie Young stated this Ordinance represents 225 office and field employees representing several different departments. In response to Madsen's question as to whether or not the cost-of-living increases could be

withdrawn or renegotiated, Young responded no; the only reopener language relates to medical insurance.

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

IX. RESOLUTIONS - None

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Brown moved to acknowledge receipt of a petition of the City of Gig Harbor, Washington, directed to the Pierce County Council from Mayor Pro Tem John Picinich, dated April 24, 2000, for the Establishment of a Municipal Department of the Pierce County District Court, pursuant to Revised Code of Washington 3.46.040; motion seconded. In response to Brown's question, Long stated this motion by the Council in no way ratifies or makes a decision on the establishment of a municipal department of the Pierce County District Court. It is simply a formal acknowledgement of the petition that has been received. The Council will have further discussions and resolutions in this matter before it is resolved. The motion passed on a voice vote.

XI. GENERAL PUBLIC COMMENTS

Allen Yanati stated he objects to the amount of money that is spent on the Planning and Land Services Department, especially in the permitting system, and yet there is no money available for enforcement of drug-related issues.

Jennelle Cruise urged that the Council provide appropriate funding for the Health Department's Code Enforcement Division, especially as it relates to abandoned vehicles.

Richard Brudwickler stated a concern for the high amount of crime in the Key Peninsula area. He too was concerned about junk cars and animal enforcement, and would support more funding for the library.

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The Chair announced that immediately following this meeting the Sheriff's Department would be presenting information on methamphetamine (meth) labs, and invited attendees to stay for that presentation.

XI. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:00 p.m.

Attest:

/s/
Clerk of the Council

Approved:

/s/
Council Chair

6/13/00
Date Approved

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