

**MINUTES
PIERCE COUNTY COUNCIL MEETING
MAY 10, 2005**

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 Bunney.

II. 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.

III. ROLL CALL

Councilmembers Present: Shawn Bunney, Roger Bush, Timothy M. Farrell, Barbara Gelman, Calvin Goings, and Terry Lee. Councilmember Dick Muri was excused.

Council Staff Present: Patty Face, Deputy Clerk of the Council; Susan Long, Administrator for Legal and Operations; and Tom Weber, Administrator for Research and Policy.

There were approximately 20 visitors present.

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

b. Action on Ordinances (refer, set date of hearing)

1. PROPOSAL NO. 2005-25, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO THE TOWN OF EATONVILLE, OF PIERCE COUNTY, WASHINGTON, FOR LOCATION OF ELECTRIC LINES ON CERTAIN RIGHTS OF WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

Sponsored by: Councilmember Terry Lee
Contact person: Jerry West, 798-7579
For referral to the Economic and Infrastructure
Development Committee

2. PROPOSAL NO. 2005-26, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING CLASSIFICATIONS OF COUNTY ROADS; REPEALING PRIOR ROAD CLASSIFICATION ORDINANCE NO. 98-117; REPEALING ORDINANCE NO.

2004-50 WHICH AMENDED ORDINANCE NO. 98-117; ADOPTING A NEW PIERCE COUNTY ROAD CLASSIFICATION PLAN; DIRECTING THE COUNTY ENGINEER TO PROPERLY IMPLEMENT THE ARTERIAL DESIGNATIONS THROUGH THE USE OF APPROPRIATE TRAFFIC CONTROL DEVICES; AND SETTING AN EFFECTIVE DATE OF AUGUST 15, 2005.

Sponsored by: Councilmember Terry Lee
Contact person: Jim Ellison, 798-2267
For referral to the Economic and Infrastructure
Development Committee

3. PROPOSAL NO. 2005-30, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RELATED TO THE FAMILY JUSTICE CENTER, AUTHORIZING THE EXECUTIVE TO ENTER INTO A JOINT LEASE WITH THE CITY OF TACOMA FOR OFFICE SPACE IN THE BUILDING LOCATED AT 717 TACOMA AVENUE SOUTH, TACOMA WASHINGTON.

Sponsored by: Councilmember Shawn Bunney
Contact person: Steve Gross, 798-7579
For referral to the Rules and Operations Committee
To be heard in the Rules and Operations Committee on
May 16, 2005
Suggested date of Council hearing: May 24, 2005

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

1. PROPOSAL NO. R2005-65, A RESOLUTION OF THE PIERCE COUNTY COUNCIL INITIATING THE PROCESS FOR AMENDING THE PIERCE COUNTY CODE, CHAPTER 18J.15, COUNTY-WIDE URBAN AND RURAL DESIGN STANDARDS AND GUIDELINES; TO REQUIRE INSTALLATION OF PEDESTRIAN PATHWAYS FOR CIVIC USE DEVELOPMENTS IN THE RURAL AREA; REQUESTING THE PLANNING AND LAND SERVICES DEPARTMENT TO DEVELOP THE AMENDMENTS AND CONDUCT THE NECESSARY ENVIRONMENTAL REVIEW; REFERRING THE AMENDMENTS TO THE PLANNING COMMISSION AND APPROPRIATE LAND USE ADVISORY COMMISSIONS; AND SETTING A DATE FOR THE PLANNING COMMISSION TO SUBMIT ITS REPORT AND RECOMMENDATION TO THE COUNCIL.

Sponsored by: Councilmember Roger Bush
Contact person: Anna Graham, 798-6253
For referral to the Community Development Committee
To be heard in the Community Development Committee on
May 23, 2005

2. PROPOSAL NO. R2005-66, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE REAPPOINTMENT OF THREE MEMBERS TO THE GIG HARBOR PENINSULA ADVISORY COMMISSION. (JAMES DEPEW, ANDY MARKOS AND MICHAEL B. MURPHY)

Sponsored by: Councilmember Terry Lee
Contact person: Jan Regan, 798-7113
Suggested date of Council hearing: May 17, 2005

3. PROPOSAL NO. R2005-67, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF TWO NEW MEMBERS TO THE PIERCE COUNTY ARTS COMMISSION. (MARIE MOREN AND ELIZABETH WILLIS)

Sponsored by: Councilmembers Shawn Bunney, Roger Bush and Dick Muri
Contact person: Kathy Benson, 798-6902
Suggested date of Council hearing: May 17, 2005

d. Other Items

Lee 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

1. A message from the Executive transmitting the following Ordinance, which was approved and signed on May 5, 2005, was read into the record:

ORDINANCE NO. 2005-8s2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADJUSTING THE BOUNDARIES OF THE ALDERTON-MCMILLIN, SOUTH HILL, AND MID-COUNTY LAND USE ADVISORY COMMISSIONS AND COMMUNITY PLANS TO BE CONSISTENT WITH PROVISIONS OF ORDINANCE NO. 2004-87S; INCREASING THE MEMBERSHIP FOR THE ALDERTON-MCMILLIN ADVISORY COMMISSION; AMENDING CHAPTER 2.83, "ALDERTON-MCMILLIN ADVISORY COMMISSION"; AND ADVISING THE ALDERTON-MCMILLIN AND MID-COUNTY COMMUNITY PLANNING BOARDS OF THE CHANGES IN COMMUNITY PLAN BOUNDARIES.

VII. PROCLAMATIONS, AWARDS, AND/OR APPOINTMENTS TO BOARDS AND COMMISSIONS - None

VIII. ORDINANCES

PROPOSAL NO. 2004-131, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE EXECUTIVE TO TRANSFER AN INTEREST IN PROPERTY FROM PIERCE COUNTY TO THE PENINSULA METROPOLITAN PARKS DISTRICT.

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

Gross briefed Councilmembers on the transfer of property, and stated the Proposal received a do pass recommendation in the Community Development Committee on April 18, 2005.

Public Testimony

Mark Connely, Executive Director of Peninsula Park District, spoke in favor of the Proposal and expressed appreciation to Councilmember Lee for his efforts. He said future park construction is projected for 2006.

Lee said he hoped there would be many future park land transfers to the voter approved Metro Park District on the Gig Harbor Peninsula and he looks forward to park land transfers to the Key Peninsula Metro Park District. Lee recognized and thanked Bill Sehmel and acknowledged the family's Homestead Park contribution.

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

PROPOSAL NO. 2005-22, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF APPLICATIONS FOR TIMBER LAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTIES LOCATED WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OST72-04, DARREL AND MARIA BROWN - MCKENNA NORTH AREA; APPLICATION NO. OST73-04, REX B. MCCRARY FAMILY TRUST - TULE LAKE AREA; APPLICATION NO. OST74-04, NORMAN L. AND BARBARA A. BRANDFAS - HIGHLAND MEADOWS AREA; APPLICATION NO. OST75-04, THOMAS E. AND PATRICIA A. NAUGLE - TULE RIDGE AREA; APPLICATION NO. OST76-04, MICHAEL HENLEY AND THERESA CARNOVALE - WILLOW LAKE AREA; APPLICATION NO. OST77-04, SUSAN B. WINSTON AND MARSHA G. FAULKNER - WILLOW LAKE AREA; APPLICATION NO. OST78-04, BRIAN WESTER AND SYLVIA RUSSELL - HIGHLAND MEADOWS AREA; AND APPLICATION NO. OST79-04, GARY AND LINDA SPRY - HIGHLAND MEADOWS AREA)

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

Gross stated the parcels are being converted from classification designated forestland to timberland without any change in the tax rates to the properties, and he reported the Proposal received a do pass recommendation in the Community Development Committee on April 25, 2005.

The Proposal passed on a roll call vote of five to zero. (Goings was excused at time of vote.)

IX. RESOLUTIONS

PROPOSAL NO. R2005-61, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ACKNOWLEDGING THE IMPORTANCE OF WORKING JOINTLY WITH NEIGHBORING JURISDICTIONS TO IMPLEMENT POLICIES OF COOPERATION, COORDINATION, AND COLLABORATION; ENDORSING THE " REGIONAL TRAILS SYSTEM"; ESTABLISHING A POLICY TO PLAN FOR FUTURE PARKS AND RECREATIONAL FACILITIES IN CONJUNCTION WITH SURROUNDING JURISDICTIONS; AND RECOGNIZING THE FIRST SATURDAY IN JUNE AS "NATIONAL TRAILS DAY" IN PIERCE COUNTY, WASHINGTON.

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

Weber reported the Proposal received a do pass recommendation in the Rules and Operations Committee on April 25, 2005, and he introduced Kirk Kirkland, Vice President of the ForeverGreen Council.

Kirkland thanked Council for their support. He provided an overview of the ForeverGreen Council and stated the goal is to join all the cities in Pierce County in a regional trail system. Kirkland introduced Jayme Gordon, Pierce Conservation District and Executive Director of the ForeverGreen Council.

Gordon explained how a regional trail system would be accomplished with the Pierce Conservation District providing a technical assistance trails office, staffed with expertise to oversee grants, and real estate acquisition. Funding would be expected to come from renewal of the Conservation District assessment fee and become available in 2007 to implement trail plans. A trails advisory committee would be formed to advise the ForeverGreen Council, and the ForeverGreen Council would set policy.

Councilmember Comments

Lee said trails are popular recreational opportunities countywide, and stated the importance of connecting interurban trails and the expanded use of trails.

Kirkland responded to Bunney's questions and he estimated that approximately 80 percent of trails funding could come from grant sources, and 20 percent could come through the Pierce Conservation District. Kirkland said the funding package would come back to the County Council for future discussion. Bunney thanked ForeverGreen Board Members for their work.

Public Testimony

Mark Connely, Executive Director of Peninsula Park District, testified in support and stated the importance of linkages and connections for a regional trails system.

Kirkland responded to Goings' inquiry as to when the current Conservation District \$5.00 assessment expires.

The Proposal was adopted on a roll call vote of six to zero.

PROPOSAL NO. R2005-63, A RESOLUTION OF THE PIERCE COUNTY COUNCIL SUPPORTING THE TACOMA-PIERCE COUNTY HEALTH DEPARTMENT'S EFFORTS TO WORK COOPERATIVELY WITH LOCAL JURISDICTIONS AND OTHER GROUPS TO DEVELOP ALTERNATIVES TO MANDATORY FLUORIDATION OF DRINKING WATER, AND ASKING THE HEALTH DEPARTMENT TO PROPOSE AN EFFECTIVE PROGRAM USING HEALTH DEPARTMENT FUNDS.

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

Pendle reported that the Proposal received a do pass recommendation in the Rules and Operations Committee on May 9, 2005. She recapped that the Oral Health Advisory Group recommended a Dental Health Program alternative to mandatory fluoridation that would provide education and treatment to high-risk children and would include screening, assessment, referral, application of dental sealants and fluoride varnishes.

Pendle stated the County Council wants to let the Health Department and Board of Health know that it believes the Dental Health Program is useful as an alternative to mandatory fluoridation, but that it is not appropriate to expect water purveyors to substantially fund the public health program. The Council requests the Board of Health to

reject further attempts to mandate fluoridation of water systems. It asks the Health Department and Board of Health to pursue partnerships with dental associations, private clinics and organizations, as well as possible government funding from different sources, to help provide these programs within individual communities for high-risk children. The Council commends the work of the Oral Health Advisory Group for developing the proposal, and asks the Health Department to update its fiscal analysis and prepare a detailed proposal that considers how this program can provide the greatest benefit, without mandating funding from the water purveyors or expecting funding from specific jurisdictions. Pendle noted that the Proposal is sponsored by seven Councilmembers.

Public Testimony

Katrina Assay, Mayor of Milton, testified in support of the Proposal, and stated that Milton also passed a resolution supporting the alternative program.

Bill Evans, Mayor of Edgewood, and Member of the Oral Health Advisory Board, briefed Council on Edgewood's water history and Edgewood's adopted resolutions, all opposing fluoridation. He testified in support of the Proposal's alternative program, and to community choice.

Rose Hill, Edgewood City Councilwoman, testified in support of the Proposal and to citizens of local jurisdictions voting on whether they want fluoride. She said Edgewood has identified 247 at risk children that the city is willing to help if they need fluoride.

Mark Marcantonio, General Manager of Mountain View Edgewood Water Company, testified regarding the economies of scale involved with mandatory fluoridation of public water for small groundwater purveyors.

Jeff Johnson, Manager of Spanaway Water Company testified in support of the Proposal and of the alternative oral health program, and stated his company's mission is to provide safe, reliable drinking water.

Marianne Lincoln, Oral Health Advisory Board Member, testified in support of the Proposal and stated it would be the best use of tax dollars.

Councilmember Comments

Gelman thanked the people for their testimony and said the

Council's message to the Board of Health, is that local control and local boards can make decisions on what they want to do with their water supply, and to look for other funding sources through the Health Department for public health issues.

Bunney thanked Gelman and Muri for bringing the Proposal forward, and said he co-sponsored the Proposal and will be supporting it.

Bush said a strong message is intended for the Board of Health that individual ratepayers of utilities are not responsible for healthcare.

The Proposal was adopted on a roll call vote of six to zero.

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Lee moved to amend the Council's May 17, 2005, Agenda to remove the following Proposal; motion seconded and passed on a voice vote:

PROPOSAL NO. 2005-30, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RELATED TO THE FAMILY JUSTICE CENTER, AUTHORIZING THE EXECUTIVE TO ENTER INTO A JOINT LEASE WITH THE CITY OF TACOMA FOR OFFICE SPACE IN THE BUILDING LOCATED AT 717 TACOMA AVENUE SOUTH, TACOMA WASHINGTON.

Sponsored by: Councilmember Shawn Bunney

Contact person: Steve Gross, 798-7579

For referral to the Rules and Operations Committee

2. Lee moved to amend Council's May 16-20, 2005, Meeting Schedule to add the following Proposal to the May 16 Rules and Operations Committee Meeting Agenda; motion seconded and passed on a voice vote:

PROPOSAL NO. 2005-30, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RELATED TO THE FAMILY JUSTICE CENTER, AUTHORIZING THE EXECUTIVE TO ENTER INTO A JOINT LEASE WITH THE CITY OF TACOMA FOR OFFICE SPACE IN THE BUILDING LOCATED AT 717 TACOMA AVENUE SOUTH, TACOMA WASHINGTON.

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The Chair announced the conclusion of the televised portion of the business meeting.

XI. GENERAL PUBLIC COMMENTS - None

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 3:52 p.m.

Attest:

Patricia L. Face, Deputy Clerk of the Council

Approved:

Councilmember Shawn Bunney, Council Chair

Date Approved

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