

MINUTES
PIERCE COUNTY COUNCIL MEETING
MAY 13, 2003

TOWN HALL
TOWN OF STEILACOOM
1717 LAFAYETTE
STEILACOOM, WASHINGTON
(COUNCIL DISTRICT NO. 6)
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(Note: These minutes are not verbatim. Recorded tapes are available upon request.)

I. CALL TO ORDER

The District No. 6 meeting of the Pierce County Council was called to order at 6:00 p.m. by Chair Moss.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Moss, followed by a Moment of Silence in tribute to our men and women in the Military.

III. ROLL CALL

Councilmembers Present: Paul Bocchi, Barbara Gelman, Calvin Goings, Terry Lee, Harold Moss, and Kevin Wimsett; Shawn Bunney was excused.

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

There were approximately 43 visitors present.

IV. APPROVAL OF AGENDA

Wimsett 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 April 22, 2003, District No. 3 Council meeting

- b. Action on Ordinances (refer, set date of hearing)
1. PROPOSAL NO. 2003-44, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 2.89 OF THE PIERCE COUNTY CODE, "TACOMA NARROWS AIRPORT ADVISORY COMMISSION."
Sponsored by: Councilmember Terry Lee
Contact person: Anna Graham, 798-6253
DO PASS RECOMMENDATION - PLANNING & ENVIRONMENT COMMITTEE (Calvin Goings, Chair; Terry Lee, Vice Chair; Paul Bocchi, Member; Barbara Gelman, Member; Kevin Wimsett, Member)
Suggested date of Council hearing: June 10, 2003*
 2. PROPOSAL NO. 2003-52, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW SECTION 8.08.075 OF THE PIERCE COUNTY CODE (PCC), "VIOLATION - PENALTY," AND AMENDING PCC 17C.80.025, "SECTION 203 AMENDED - VIOLATIONS" FOR THE PURPOSE OF MAKING CERTAIN VIOLATIONS OF CHAPTER 8.08 PCC, "PUBLIC NUISANCES," AND CHAPTER 17C.80 PCC, "UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS," MISDEMEANORS. (CRIMINAL TRESPASS)
Sponsored by: Councilmembers Kevin Wimsett and Paul Bocchi
Contact person: Susan Long, 798-6068
For referral to the Public Safety & Human Services Committee
 3. PROPOSAL NO. 2003-32s2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING CHAPTER 10.32 OF THE PIERCE COUNTY CODE, "JUNK VEHICLES AS PUBLIC NUISANCES", ENACTING A NEW CHAPTER 8.10 OF THE PIERCE COUNTY CODE, "PUBLIC NUISANCE VEHICLES - PROHIBITED ACTIVITIES - PENALTIES - REMOVAL"; AMENDING SECTION 1.22.080 OF THE PIERCE COUNTY CODE TO GRANT THE HEARING EXAMINER THE AUTHORITY TO HEAR CONTESTED PUBLIC NUISANCE VEHICLE ABATEMENT NOTICES; RECOMMENDING A PUBLIC INFORMATION PROGRAM; ADOPTING FINDINGS OF FACT; AND SETTING AN EFFECTIVE DATE.
Sponsored by: Councilmember Shawn Bunney
Contact person: Steve Wamback, 798-2179
DO PASS AS SUBSTITUTED RECOMMENDATION - PUBLIC WORKS COMMITTEE (Shawn Bunney, Chair; Terry Lee, Vice Chair; Paul Bocchi, Member; Barbara Gelman, Member; Calvin Goings, Member)
Suggested date of Council hearing: June 17, 2003

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

1. PROPOSAL NO. R2003-61, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF 11 MEMBERS TO THE TACOMA NARROWS AIRPORT ADVISORY COMMISSION. (COUNCILMEMBER TERRY LEE, CARL GEIST, PAUL McCORMICK, HUGH MORGAN, BRIAN O'NEIL, STEVE OSGUTHORPE, MIKE PICKETT, HARDING ROE, JAY SHADDOX, DEENA TURMO, ANN WHITTAKER)

Sponsored by: Councilmember Terry Lee

Contact person: Anna Graham, 798-6253

Suggested date of Council hearing: June 10, 2003*

2. PROPOSAL NO. R2003-72, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE PIERCE COUNTY EXECUTIVE TO APPLY TO THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION FOR FUNDING ASSISTANCE FOR A LAND AND WATER CONSERVATION FUND PROGRAM, TO DEVELOP THE SECOND PHASE OF THE CUSHMAN TRAIL IN GIG HARBOR; AND TO DEVELOP THE ASHFORD PARK IN ASHFORD, AS PROVIDED BY THE WASHINGTON WILDLIFE RECREATION PROGRAM.

Sponsored by: Councilmember Terry Lee

Contact person: Jon Ortgiesen, 798-4796

For referral to the Rules & Operations Committee

To be heard by the Rules & Operations Committee May 19, 2003

Suggested date of Council hearing: May 27, 2003

d. Other Items

Wimsett moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of six to zero.

Chair Moss passed the gavel to Councilmember Paul Bocchi, Host Councilmember for the District No. 6 meeting. Bocchi introduced Councilmembers, County Staff, and special guests present at the meeting.

VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY

1. A message from the Executive transmitting the following Ordinances, which were approved and signed on April 30, 2003, was read into the record:

ORDINANCE NO. 2003-10s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 19B.90 OF THE PIERCE COUNTY CODE, THE SOUTH HILL COMMUNITY PLAN; AMENDING THE

PIERCE COUNTY COMPREHENSIVE PLAN, TITLE 19A OF THE PIERCE COUNTY CODE, TO INCORPORATE POLICIES OF THE SOUTH HILL COMMUNITY PLAN AND ADD A NEW HIGH DENSITY SINGLE-FAMILY LAND USE DESIGNATION; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

ORDINANCE NO. 2003-11s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL IMPLEMENTING THE SOUTH HILL COMMUNITY PLAN; AMENDING TITLE 18 OF THE PIERCE COUNTY CODE, PIERCE COUNTY DEVELOPMENT REGULATIONS - GENERAL PROVISIONS; AMENDING CHAPTER 18A.25, ZONE CLASSIFICATIONS AND USE TABLES, AND CHAPTER 18A.35, DEVELOPMENT STANDARDS; AMENDING THE PIERCE COUNTY ZONING ATLAS; ADOPTING A NEW CHAPTER 18B.140, SIGN DESIGN - SOUTH HILL, AND A NEW CHAPTER 18J.50, SOUTH HILL COMMUNITY PLAN AREA DESIGN STANDARDS AND GUIDELINES; AMENDING CHAPTER 18J.15, COUNTY-WIDE URBAN DESIGN STANDARDS AND GUIDELINES; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

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

PROPOSAL NO. R2003-67, A RESOLUTION OF THE PIERCE COUNTY EXECUTIVE AND COUNCIL PROCLAIMING THE MONTH OF MAY TO BE "MENTAL HEALTH MONTH" IN PIERCE COUNTY, WASHINGTON.

Wimsett moved adoption; motion seconded. The Clerk read the proclamation into the record.

Staff Testimony

Fran Lewis, Director, Human Services, accepted the proclamation and thanked the Councilmembers for their recognition of Mental Health Month.

The Chair called for public testimony; there was no response.

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

PROPOSAL NO. R2003-73, A RESOLUTION OF THE PIERCE COUNTY COUNCIL PROCLAIMING THE WEEK OF MAY 11-17, 2003, AS THE 20TH ANNUAL CELEBRATION OF NATIONAL TOURISM WEEK.

Wimsett moved adoption; motion seconded. The Clerk read the proclamation into the record.

Public Testimony

Joy Flores, on behalf of the Convention and Visitor Bureau, accepted the proclamation and thanked the Councilmembers for their recognition.

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

PROPOSAL NO. R2003-74, A RESOLUTION OF THE PIERCE COUNTY COUNCIL PROCLAIMING THE MONTH OF MAY 2003 TO BE "OLDER AMERICANS MONTH", AND COMMENDING OUR SENIOR CITIZENS FOR THEIR MANY CONTRIBUTIONS TO OUR SOCIETY.

Wimsett moved adoption; motion seconded. The Clerk read the proclamation into the record.

Staff Testimony

Fran Lewis, Director, Human Services, accepted the proclamation and thanked the Councilmembers for their recognition.

The Chair called for public testimony; there was no response.

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

VIII. ORDINANCES

PROPOSAL NO. 2002-131s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO CITY OF TACOMA, A MUNICIPAL CORPORATION, FOR LOCATION OF RAILROAD TRACKS ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.

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

Weber stated the City of Tacoma had contacted the County regarding concerns they had with certain language in the Franchise, and requested that the Proposal be re-referred back to Committee for further work.

Wimsett moved that the Proposal be re-referred to the Public Works Committee; motion seconded and passed on a voice vote.

PROPOSAL NO. 2003-21, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING ORDINANCE NO. 86-129; AND PERMANENTLY CLOSING TON-A-WAN-DA AVENUE FROM TOK-A-LOU AVENUE TO THE WEST TERMINUS, TO ALL CLASS OF VEHICLES. (BROWNS POINT AREA)

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

Weber stated the request to close this County right-of-way was submitted by the Browns Point Improvement Club, closing access to vehicular traffic twenty-four hours each day.

Goings stated the Department supports this request that came from the citizens.

In response to Lee's question about the access for emergency vehicles, Moss stated that the right-of-way is a narrow strip that runs along-side the Browns Point Improvement Club, and there would be no need for emergency vehicles to access it. The right-of-way will be used by pedestrians only.

The Chair called for public testimony; there was no response.

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

PROPOSAL NO. 2003-22, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTIONS 13.04.080 AND 13.13.045 OF THE PIERCE COUNTY CODE, TO MAKE THE SERVICE CHARGE PROVISIONS IN THE PUBLIC SANITARY SEWER SYSTEM CHAPTER OF THE CODE CONSISTENT WITH WASHINGTON STATE LAW.

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

Staff Testimony

Tony Tipton, Administrative Services Manager, Public Works & Utilities Department, stated the amendments in this Ordinance are technical; a recent State law requires Counties to certify sewer service charges that are delinquent to the County Auditor's Office. This Ordinance will revise the Code to be consistent with State law, and impose a recording fee that is passed on to the customer. Tipton responded to questions of Councilmembers regarding the implementation of this Ordinance.

The Chair called for public testimony; there was no response.

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

PROPOSAL NO. 2003-26, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 2.99.030 OF THE PIERCE COUNTY CODE, PIERCE COUNTY COMMISSION AGAINST DOMESTIC VIOLENCE, BY REVISING THE DESIGNATED GOVERNMENT REPRESENTATIVES.

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

Staff Testimony

Pendle stated this Ordinance is before the Council to revise the current designated government representatives for the Commission. Some of the references no longer apply because the positions or offices do not exist or have changed, and this Ordinance is needed to update the language in the Code.

The Chair called for public testimony; there was no response.

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

IX. RESOLUTIONS

PROPOSAL NO. R2003-60s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REESTABLISHING THE PIERCE COUNTY CRIMINAL JUSTICE TASK FORCE TO REVIEW AND MAKE RECOMMENDATIONS ON THE CRIMINAL JUSTICE SYSTEM IN PIERCE COUNTY; DIRECTING THE TASK FORCE TO MAKE ANNUAL REPORTS AND RECOMMENDATIONS TO THE COUNTY COUNCIL AND EXECUTIVE IN SEPTEMBER OF EACH YEAR; DIRECTING THE TASK FORCE TO PRESENT TO THE COUNTY COUNCIL AND EXECUTIVE BY AUGUST 1, 2003, A RECOMMENDED PLAN FOR UTILIZING ADDITIONAL PUBLIC SAFETY AND CRIMINAL JUSTICE FUNDS THE COUNTY MAY RECEIVE FROM A POSSIBLE LOCAL OPTION SALES TAX; APPOINTING MEMBERS; AND ESTABLISHING A NEW SUNSET DATE OF THE TASK FORCE OF DECEMBER 31, 2004.

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

Staff Testimony

Pendle provided an overview of the Resolution, stating the Criminal Justice Task Force had expired on November 30, 2002. Passage of this Resolution would re-establish the group that has been working on reports and recommendations for the

Council and Executive, as well as a Plan for utilizing additional Public Safety and Criminal Justice funds the County may receive from a possible Local Option Sales Tax. The Resolution also appoints members and establishes a new sunset date.

Ann Eft, Director, Pierce County Commission Against Domestic Violence, thanked the Council for adoption of this Resolution, stating six community forums have been scheduled throughout the County to discuss domestic violence issues in Pierce County. The forums are entitled "A Community Responds."

Gelman moved an amendment on page 5 of 6, at line 25, insert the words sales tax, prior to the word increase; and on line 26, prior to the word increase, insert the words sales tax. Motion seconded; and passed on a voice vote.

Paul Pastor, Pierce County Sheriff and Member of the Task Force, stated that the meetings have been focused on what is to be accomplished and how the Sheriff's Department fits into the program. Pastor provided a copy of an opinion page entitled "Shortage of Deputies Requires County Action." A copy of the handout is contained in the Resolution file. The Chair called for public testimony; there was no response.

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

PROPOSAL NO. R2003-70, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN ALTERED VERSION OF THE FIRST AMENDED INTERLOCAL AGREEMENT BETWEEN PIERCE COUNTY AND THE CITIES OF FIFE, LAKEWOOD, TACOMA, AND UNIVERSITY PLACE, REGARDING THE FORMATION AND OPERATION OF A PUBLIC FACILITIES DISTRICT FOR THE PURPOSE OF CONSTRUCTING AND OPERATING A REGIONAL CONVENTION CENTER.

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

The Chair called for public testimony; there was no response.

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

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Presentation -- Pierce County Economic Development Overview -- Denise Dyer, Economic Development Manager

XI. GENERAL PUBLIC COMMENTS

1. Dick Muri addressed the Council regarding the possibility of public access to the Steilacoom dock for vessels other than County-owned vessels.

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 7:30 p.m.

Attest:

Gerri Johnson, Clerk of the Council

Approved:

Councilmember Harold Moss, Council Chair

Date Approved

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