

**MINUTES
PIERCE COUNTY COUNCIL MEETING
MAY 30, 2000**

BONNEY LAKE PUBLIC SAFETY BUILDING
18421 OLD BUCKLEY HIGHWAY
BONNEY LAKE, WASHINGTON 98390
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018

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

I. CALL TO ORDER

The District No. 1 Pierce County Council meeting was called to order at 7:00 p.m. by Chair Casada.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Casada.

III. ROLL CALL

Councilmembers Present: Karen S. Biskey, Sarah Casada, Ken Madsen, Pat O'Malley, and Jan Shabro. Wendell Brown and Harold Moss were excused.

Council Staff Present: Shawn Bunney, Research Analyst; Rose DeRenzo, Councilmember Assistant; Patty Face, Councilmember Assistant; Anna Graham, Research Analyst; Gerri Rainwater, Administrator/Clerks & Operations; and Tom Weber, Administrator/Research & Policy.

There were approximately 14 visitors present.

It is the custom at District Meetings for the Chair to pass the gavel to the Councilmember representing the District in which the meeting is being held. Casada passed the gavel to Councilmember Shabro, who represents District No. 1.

RECONSIDERATION OF ORDINANCE 2000-6:

Having voted on the prevailing side and given that there was no intervening business, Biskey moved to reconsider Ordinance No. 2000-6 for the purpose of correcting an error in the legal description contained in Exhibit "A." The motion was seconded. The Chair called for public testimony; there was none. The motion to reconsider Ordinance No. 2000-6 passed on a voice vote.

Biskey moved to amend Ordinance No. 2000-6 as follows: On page 1 of Exhibit "A," line 14 1/2, delete "20 FOOT" and insert "250 FOOT". The motion was seconded and passed on a voice vote. Ordinance No. 2000-6 as amended on reconsideration passed on a

roll call vote of five to zero.

Shabro made introductions. Each Councilmember outlined the areas their Council Districts encompass and gave a brief biography.

Madsen introduced former State Representative, Duane Kaiser.

IV. APPROVAL OF AGENDA

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

V. CONSENT AGENDA

a. Approval of Minutes - none.

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

1. PROPOSAL NO. 2000-27, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL APPROVING THE TRANSFER OF CERTAIN WATER LINE FRANCHISE OWNERSHIP FROM HARBOR WATER COMPANY TO WASHINGTON WATER SERVICE COMPANY; AND AMENDING FRANCHISE BOUNDARY AREA.

Sponsored by: Councilmember Harold Moss

Contact person: Jerry West, 798-3687

DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE

(Harold Moss, Chair; Ken Madsen, Vice Chair; Sarah Casada; Pat O'Malley; Jan Shabro)

Suggested date of Council hearing: June 20, 2000

2. PROPOSAL NO. 2000-28, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF DOGWOOD STREET, AND A PORTION OF CORNELL ROAD, WHICH ARE LOCATED IN THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 20 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, IN THE EAST TACOMA AREA.

Sponsored by: Councilmember Harold Moss

Contact person: Jennifer Andres, 798-7250

DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE

(Harold Moss, Chair; Ken Madsen, Vice Chair; Sarah Casada; Pat O'Malley; Jan Shabro)

Suggested date of Council hearing: June 20, 2000

3. PROPOSAL NO. 2000-38, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF CRESCENT VALLEY CUT-OFF RIGHT-OF-WAY, WHICH IS LOCATED IN THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 22 NORTH, RANGE 2 EAST OF THE WILLAMETTE MERIDIAN, SAID RIGHT-OF-WAY BEING LOCATED IN THE GIG HARBOR AREA.

Sponsored by: Councilmember Harold Moss

Contact person: Jennifer Andres, 798-7250

DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE
(Harold Moss, Chair; Ken Madsen, Vice Chair; Sarah
Casada; Pat O'Malley; Jan Shabro)
Suggested date of Council hearing: July 11, 2000

4. PROPOSAL NO. 2000-39, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF RHODES LAKE ROAD RIGHT-OF-WAY, WHICH IS LOCATED IN THE NORTHWEST QUARTER OF SECTION 8, TOWNSHIP 19 NORTH, RANGE 5 EAST OF THE WILLAMETTE MERIDIAN, SAID RIGHT-OF-WAY BEING LOCATED IN THE BONNEY LAKE AREA.

Sponsored by: Councilmember Harold Moss

Contact person: Jennifer Andres, 798-7250

DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE
(Harold Moss, Chair; Ken Madsen, Vice Chair; Sarah
Casada; Pat O'Malley; Jan Shabro)

Suggested date of Council hearing: July 11, 2000

5. PROPOSAL NO. 2000-44S, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL FINDING THE PROPOSED NON-EXCLUSIVE TELECOMMUNICATIONS FRANCHISE TO YCOM NETWORKS INC. FOR A TELECOMMUNICATIONS NETWORK IN PIERCE COUNTY TO BE IN THE PUBLIC INTEREST; 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; PRESCRIBING REMEDIES FOR THE VIOLATION OF THE PROVISIONS OF THE FRANCHISE; AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO THE FRANCHISE AGREEMENT.

Sponsored by: Councilmember Harold Moss

Contact person: Hudson Stansbury, 798-6643

DO PASS AS SUBSTITUTED RECOMMENDATION - PUBLIC WORKS COMMITTEE (Harold Moss, Chair; Ken Madsen, Vice Chair; Sarah Casada; Pat O'Malley; Jan Shabro)

Suggested date of Council hearing: June 20, 2000

6. PROPOSAL NO. 2000-47, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING THE YEAR 2000 UPDATE TO THE TACOMA-PIERCE COUNTY SOLID WASTE MANAGEMENT PLAN PURSUANT TO REVISED CODE OF WASHINGTON (RCW) CHAPTER 70.95 AND PIERCE COUNTY CODE CHAPTER 8.28, TO REPLACE THE 1992 TACOMA-PIERCE COUNTY SOLID WASTE MANAGEMENT PLAN; AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO REVISED INTERLOCAL AGREEMENTS WITH THE CITIES AND TOWNS OF PIERCE COUNTY PURSUANT TO RCW CHAPTER 39.43, COMMITTING THE MUNICIPALITIES TO THE COUNTY'S DISPOSAL SYSTEM; AMENDING PIERCE COUNTY CODE CHAPTER 8.28, "SOLID WASTE MANAGEMENT," AND CHAPTER 19D.90, "TACOMA-PIERCE COUNTY SOLID WASTE

MANAGEMENT PLAN," TO REFLECT CHANGES TO THE PLAN;
AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmember Harold Moss

Contact persons: Steve Wamback, 798-4050 and
Carolyn Pendle, 798-3631

For referral to the Public Works Committee

To be heard by the Public Works Committee on June 7,
2000

7. PROPOSAL NO. 2000-49, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE CHAPTER 4.34 (VEHICLE LICENSE FEE) BY CREATING SECTION 4.34.050, AN EXEMPTION FROM THE FIFTEEN DOLLAR VEHICLE LICENSE FEE FOR PERSONS WHO HAVE A PHYSICAL DISABILITY OR WHO ARE SIXTY-ONE YEARS OF AGE AND ARE LOW INCOME.

Sponsored by: Councilmembers Jan Shabro, Wendell Brown, and Sarah Casada

Contact persons: Michael Transue, 798-7777 and
Thomas Weber, 798-6067

For referral to the Budget and Operations Committee

To be heard by the Budget and Operations Committee
on June 14, 2000

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

d. Other Items

Casada 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 May 11, 2000, was read into the record:

ORDINANCE NO. 2000-16, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 3.72.040 OF THE PIERCE COUNTY CODE "VACATION CARRY-OVER" TO ADJUST THE NUMBER OF ANNUAL VACATION DAYS THAT MAY BE CARRIED OVER.

ORDINANCE NO. 2000-17, 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; CORRECTING TECHNICAL ERRORS; AMENDING THE PIERCE COUNTY ZONING ATLAS; AND SETTING AN EFFECTIVE DATE.

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

PROPOSAL NO. R2000-65, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONGRATULATING TOTEM OCEAN TRAILER EXPRESS INC., KNOWN AS "TOTE," ON ITS 25TH ANNIVERSARY AND PROCLAIMING JUNE 1, 2000, AS "TOTE DAY" IN PIERCE COUNTY, WASHINGTON.

Casada moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public comments; there were none. Proposal No. R2000-65 passed on a roll call vote of five to zero.

O'Malley presented the Proclamation to Rich Griffith. O'Malley praised Griffith for his community loyalty. Griffith expressed his appreciation.

VIII. ORDINANCES

PROPOSAL NO. 2000-21, 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 NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 21 NORTH, AND RANGE 1 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)22-99, RICHARD A. COOVERT - LAKEBAY/KEY PENINSULA AREA)

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

Staff Testimony:

Airyang Julia Park, Planning and Land Services Department, provided a Staff report on this application for 6.5 acres of Timber Land Classification. She stated the Forest Management plan has been submitted. The application has been reviewed and approved by the Planning Commission and received a do pass recommendation from the Council's Planning Committee.

Biskey moved adoption of an amendment as follows: Page 2 of 4 of the Ordinance, at line 24, insert the date April 20, 2000 in the blank; on page 1 of 2 of Exhibit "A," line 18, delete "INDICTED" and replace with "INDICATED"; and on page 2 of 2 of Exhibit "B," at line 11, insert the date May 30, 2000 in the blank; motion seconded and passed on a voice vote.

The Chair called for public testimony on the Proposal as amended, there was no response. Proposal No. 2000-21 passed as amended on a roll call vote of five to zero.

PROPOSAL NO. 2000-22, 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 36, TOWNSHIP 19 NORTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS19-99, ESTHER L. HAHN - ORTING AREA)

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

Biskey moved adoption of an amendment as follows: on page 2 of 4 of the Ordinance, at line 22, insert the date April 20, 2000 in the blank; and on page 2 of 2 of Exhibit "B," at line 19, insert the date May 30, 2000 in the blank; motion seconded and passed on a voice vote.

Staff Testimony:

Airyang Julia Park, Planning and Land Services Department, provided a Staff report on this application for 4.45 acres as Open Space land. The application has been reviewed and approved by the Planning Commission and received a do pass recommendation from the Council's Planning Committee.

The Chair called for public testimony on the Proposal as amended, there was none. Proposal No. 2000-22 passed as amended on a roll call vote of five to zero.

PROPOSAL NO. 2000-46, 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 - DISTRICT COURT PROBATION; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

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

Staff Testimony:

Joe Carrillo, Labor Relations/Personnel, explained the Proposal. In response to a question from Madsen, Carrillo said this is varies only slightly from the two other collective bargaining agreements recently adopted.

The Chair called for public testimony, there was no response. Proposal No. 2000-46 passed on a roll call vote of five to zero.

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Shabro introduced Bonney Lake Councilmembers Phil DeLeo and Stephen Bricker, who joined the audience.

IX. RESOLUTIONS

PROPOSAL NO. R2000-55, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REQUESTING THE PIERCE COUNTY EXECUTIVE TO DEVELOP AN AGREEMENT TO REIMBURSE FIRE DISTRICTS FOR COSTS INCURRED FOR PROVIDING SPECIAL SERVICES IN RESPONDING TO HAZARDOUS MATERIALS INCIDENTS, INCLUDING METHAMPHETAMINE, WHEN REQUESTED TO DO SO BY PIERCE COUNTY.

Casada moved adoption. Motion seconded. The Clerk read the title into the record.

Staff Testimony:

Tom Weber stated this Proposal received a do pass recommendation from the Council's Budget and Operations Committee. He said the intent is for the reimbursement to apply when the County has called the Fire Districts out.

Biskey moved adoption of the following amendment: Page 2 of 2, line 13, delete ":hazardous materials incidents, including"; and on page 2 of 2, line 11, after "agreement" insert "for fiscal year 2000". The motion was seconded.

Madsen said he did not agree with the second part of the amendment that limits it to the year 2000. He encouraged members to vote against the amendment.

O'Malley asked for a cost estimate.

Public Testimony:

In response to O'Malley's question, Dave Morell, Fire Commissioner for the Central Pierce County Search and Rescue, estimated it would cost \$100,000. O'Malley asked if there was any projection for five years and if it was indexed for inflation. Morell said hopefully with an aggressive education campaign the costs would go down each year. Morell said so far this year they have responded to 24 labs and the cost is about \$1,200 per incident. Other funding sources were discussed. O'Malley said he would like something in writing from Morell that commits the group to assisting the County in procuring long term funding.

Biskey explained that the Council wants to support this issue, but anticipates having less money in the future. This is a method to bring the issue up at budget time.

The motion to amend Proposal No. R2000-55 was defeated.

Morell expressed appreciation for the Council's willingness to support their effort and said, hopefully, the problem can be eradicated.

Proposal No. R2000-55 passed on a roll call vote of five to zero.

PROPOSAL NO. R2000-64, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING RESOLUTION NO. R2000-51, WHICH SET THE DATE OF AN EVENING COUNCIL MEETING IN COUNCIL DISTRICT NO. SIX, BY CHANGING THE DATE TO TUESDAY, SEPTEMBER 19, 2000, TO BE HELD AT THE GREATER LAKES MENTAL HEALTH CENTER, 9330 - 59TH AVENUE SOUTHWEST, LAKEWOOD, WASHINGTON 98499.

O'Malley said there is some confusion regarding the date of the Primary Election. He moved the Proposal be continued indefinitely. The previous motion was withdrawn. O'Malley's motion was seconded.

The Chair called for public testimony, there was none. The motion to continue indefinitely passed on a voice vote.

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Presentation on Collaborative Efforts for Public Health in the Bonney Lake Area: The Sumner/Bonny Lake Tobacco Workgroup and Prairie Ridge Community Development Initiatives -- David Jensen, Good Samaritan Mobile Health and Celebrate Seniority; Marilee Hill-Anderson, Sumner School District STARR Project; Bonney Meyer, Liesl Santkuyl, and Robin Evans-Agnew, Tacoma-Pierce County Health Department. They are working together to reduce tobacco use, violence and alcohol misuse by focusing on youth behavior in their community. (See handouts in the Clerk's Meeting packet.)

XI. GENERAL PUBLIC COMMENTS

Duane Kaiser testified regarding a rural neighborhood center at Barney's Corner near the end of the Eatonville cutoff road. (Clerk's note: This was 1999 map amendment Number M4, which failed.)

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XI. ADJOURNMENT

There being no further business, the meeting was adjourned
at 8:32 p.m.

Attest:

Clerk of the Council

Approved:

Council Chair

Date Approved

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