

**MINUTES
PIERCE COUNTY COUNCIL MEETING
JUNE 3, 2003**

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 Moss.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Moss, followed by a Moment of Silence in tribute to our Armed Forces.

III. ROLL CALL

Councilmembers Present: Paul Bocchi, Shawn Bunney, Barbara Gelman, Calvin Goings, Harold Moss, and Kevin Wimsett. Terry Lee was excused at the time of roll call.

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

There were approximately 10 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
- b. Action on Ordinances (refer, set date of hearing)
 - 1. PROPOSAL NO. 2003-34, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW SECTION 13.08.075 OF THE PIERCE COUNTY CODE, "ADMINISTRATIVE CANCELLATION OF DELINQUENT SPECIAL ASSESSMENT"; AND ESTABLISHING AN ADMINISTRATIVE WRITE-OFF POLICY FOR UNCOLLECTIBLE

DELINQUENT UTILITY LOCAL IMPROVEMENT DISTRICT
ASSESSMENTS.

Sponsored by: Councilmember Harold Moss

Contact person: Tony Tipton, 798-4250

DO PASS RECOMMENDATION - RULES & OPERATIONS COMMITTEE
(Harold Moss, Chair/excused; Kevin Wimsett, Vice
Chair; Terry Lee, Member)

DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE (Shawn
Bunney, Chair; Terry Lee, Vice Chair/excused; Paul
Bocchi, Member; Barbara Gelman, Member/excused; Calvin
Goings, Member)

Suggested date of Council hearing: July 1, 2003

2. PROPOSAL NO. 2003-38s, A ORDINANCE OF THE PIERCE
COUNTY COUNCIL AMENDING SECTION 18A.25.280 J., AND THE
INDUSTRIAL USE CATEGORY OF TABLES 18A.25.100 G. AND
18A.25.150 E. OF THE PIERCE COUNTY DEVELOPMENT
REGULATIONS, BY SEPARATING VEHICLE STORAGE YARDS FROM
SALVAGE YARDS, AND ALLOWING VEHICLE STORAGE IN THE
RURAL ACTIVITY CENTER ZONE THROUGH THE ISSUANCE OF A
CONDITIONAL USE PERMIT; SETTING AN EFFECTIVE DATE; AND
ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmembers Shawn Bunney and Kevin
Wimsett

Contact person: Sean Gaffney, 798-2724

DO PASS AS SUBSTITUTED 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: July 1, 2003

3. PROPOSAL NO. 2003-41s, AN ORDINANCE OF THE PIERCE
COUNTY COUNCIL AUTHORIZING THE APPROVAL OF OPEN SPACE
CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN
PROPERTY LOCATED WITHIN THE UNINCORPORATED BOUNDARIES
OF PIERCE COUNTY, IN THE SOUTHWEST QUARTER OF SECTION
11, TOWNSHIP 19 NORTH, RANGE 6 EAST OF THE WILLAMETTE
MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION
NO. OS12-02, SCOTT RAMMELL - BUCKLEY AREA)

Sponsored by: Councilmember Calvin Goings

Contact person: Airyang Julia Park, 798-2783

DO PASS AS SUBSTITUTED 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: July 1, 2003

4. PROPOSAL NO. 2003-46, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING SUPPLEMENTAL FRANCHISE NO. 11 TO THE CITY OF TACOMA, DEPARTMENT OF UTILITIES, WATER DIVISION, A MUNICIPAL CORPORATION OF THE STATE OF WASHINGTON, FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY.

Sponsored by: Councilmember Shawn Bunney
Contact person: Jerry West, 798-3687

DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE (Shawn Bunney, Chair; Terry Lee, Vice Chair/excused; Paul Bocchi, Member; Barbara Gelman, Member/excused; Calvin Goings, Member)

Suggested date of Council hearing: July 1, 2003

5. PROPOSAL NO. 2003-47, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO FOX ISLAND MUTUAL WATER ASSOCIATION, FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.

Sponsored by: Councilmember Shawn Bunney
Contact person: Jerry West, 798-3687

DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE (Shawn Bunney, Chair; Terry Lee, Vice Chair/excused; Paul Bocchi, Member; Barbara Gelman, Member/excused; Calvin Goings, Member)

Suggested date of Council hearing: July 1, 2003

6. PROPOSAL NO. 2003-51, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL SUBMITTING TO THE VOTERS OF PIERCE COUNTY AT THE NOVEMBER 2003 GENERAL ELECTION A PROPOSED AMENDMENT TO SECTION 3.70 OF THE PIERCE COUNTY CHARTER TO MAKE THE SHERIFF AN ELECTED POSITION.

Sponsored by: Councilmembers Kevin Wimsett, Terry Lee, and Calvin Goings

Contact person: Susan Long, 798-6068

REFER TO COMMITTEE OF THE WHOLE - RULES & OPERATIONS

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COMMITTEE (Harold Moss, Chair; Kevin Wimsett, Vice
Chair; Terry Lee, Member)
To be heard by the Committee of the Whole on June 4,
2003

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

1. PROPOSAL NO. R2003-83, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ACCEPTING RECOMMENDATIONS FROM THE PACIFIC AVENUE REDEVELOPMENT TASK FORCE; INITIATING PROPOSED AMENDMENTS TO TITLE 18J OF THE PIERCE COUNTY CODE, DEVELOPMENT REGULATIONS - DESIGN STANDARDS AND GUIDELINES, TO MODIFY STANDARDS FOR COMMERCIAL DEVELOPMENT AND REDEVELOPMENT IN THE PARKLAND-SPANAWAY-MIDLAND COMMUNITIES PLAN AREA; REFERRING THE PROPOSED AMENDMENTS TO THE PLANNING AND LAND SERVICES DEPARTMENT FOR ENVIRONMENTAL REVIEW AND TO THE PLANNING COMMISSION AND APPROPRIATE LAND USE ADVISORY COMMISSIONS; AND SETTING A DATE FOR THE PLANNING COMMISSION'S REPORT AND RECOMMENDATION BACK TO THE COUNTY COUNCIL.

Sponsored by: Councilmember Barbara Gelman

Contact person: Anna Graham, 798-6253

For referral to the Planning & Environment Committee
To be heard by the Planning & Environment Committee on
June 18, 2003

d. Other Items

Wimsett 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 - None

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

VIII. ORDINANCES - None

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IX. RESOLUTIONS

PROPOSAL NO. R2003-81, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ACCEPTING THE CONSULTATION PROCESS WITH THE FOUR INTERIM COMMUNITY ADVISORY COUNCILS CREATED BY ORDINANCE NO. 2003-53; RATIFYING THE PRIOR CONSULTATION PROCESS WITH THE LAND USE ADVISORY COMMISSIONS RELATING TO THE ZOO-TREK SALES TAX SPENDING PLAN; AND REAFFIRMING THE ZOO-TREK SALES TAX SPENDING PLAN AS ADOPTED BY ORDINANCE NO. 2002-112s, THE PIERCE COUNTY ANNUAL BUDGET FOR 2003.

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

Staff Testimony

Jan Wolcott, Director, Parks & Recreation Services, provided an overview of the process that had taken place the last several years in the development of the Zoo/Trek sales tax, and the subsequent proposed sales tax spending plan. He responded to questions of Councilmembers regarding the citizen involvement process. In response to Goings' question, Wolcott stated the tapes made of the May 29, four interim Community Advisory Councils, had been filed with the Clerk of the Council, and were available for review. In response to Goings' question, Wolcott outlined the noticing process that had been implemented for these meetings.

Lee moved adoption of Council Amendment No. 1 as printed on the blue; motion seconded. The Clerk read the amendment into the record. A copy of the amendment is attached to these minutes as Attachment I.

Public Testimony

Randy Boss stated he objected to the fact that he could not attend all four meetings of the Community Advisory Councils, as they were held at the same time. He objected to the fact that the Community Advisory Councils' resolutions were prepared for them prior to the meetings.

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Michael Murphy stated he does not like the process and that there has not been adequate time to consider alternate proposals in the spending plan.

Alton McDonald expressed a concern that African American contractors have been left out of the process.

The amendment was adopted on a voice vote.

Public Testimony

Randy Boss stated he is opposed to the process, and to passage of this Resolution. He asked that the Council not take action on this item at this time.

Dr. Ernest Bay spoke in support of the Proposal, stating the process has been respected and that there has been opportunity to bring new projects to the table.

Michael Murphy presented a letter of concern. A copy is contained in the Clerk's meeting file. Murphy's letter was in opposition to the process that has been followed.

Alton McDonald stated that regional partnerships should provide jobs for African American contractors, and they should be given equal opportunity.

Dave Morell spoke in support of the Resolution, stating he feels the jurisdictions have worked well together to come to the current spending plan, and felt that the process was fair and just.

Rod Dembowski, Special Counsel, in response to Councilmember Goings' question, stated the process as set forth in State law has been followed, stating he feels the County's public participation process has gone above and beyond what has been required.

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

X. OTHER BUSINESS/ANNOUNCEMENTS - None

XI. GENERAL PUBLIC COMMENTS

Randy Boss reiterated his opposition to the process used in the adoption of the Zoo/Trek spending plan.

Alton McDonald addressed the Council regarding concerns he has of police treatment of African Americans, and asked that the Council look at a complaint that has been filed.

Michael Murphy thanked the Council, referring back to the Zoo/Trek spending plan, stating he does not oppose the projects; he is opposed to the process that was used. He feels that the City of Tacoma received a disproportionate share. Murphy also stated a concern for the Hearing Examiner process, stating he does not feel the Hearing Examiner considers the recommendations of the Land Use Advisory Commissions.

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Daniel Johnson stated a concern he has with a Right-of-Entry Agreement that is currently being required by the Planning and Land Services Department. He provided a copy to the Council, stating he has special concerns with the fact that it would allow unlimited access to property, and the access incurs to owners, heirs, successors, and assigned.

The Chair recommended that Daniel Johnson visit with his Councilmember, and that staff would review the concern. A copy of the form is contained in the Clerk' meeting file.

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 5:10 p.m.

Attest:

Attest:

Gerri Johnson, Clerk of the Council

Approved:

Councilmember Harold Moss, Council Chair

Date Approved

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