

**MINUTES
PIERCE COUNTY COUNCIL MEETING
JULY 10, 2001**

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 Brown.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Brown.

III. ROLL CALL

Councilmembers Present: Karen S. Biskey, Wendell Brown, Harold Moss, Pat O'Malley, Jan Shabro, and Kevin Wimsett; Calvin Goings was excused at the time of roll call.

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

There were approximately 16 visitors present.

IV. APPROVAL OF AGENDA

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

V. CONSENT AGENDA

- a. Approval of Minutes
 - 1. The minutes of the May 29, 2001, regular Council meeting
- b. Action on Ordinances (refer, set date of hearing)
 - 1. PROPOSAL NO. 2001-35, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO FIRGROVE MUTUAL WATER COMPANY, FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.
Sponsored by: Councilmember Harold Moss
Contact person: Jerry West, 798-3687
DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE
(Harold Moss, Chair; Jan Shabro, Vice

Chair/excused; Calvin Goings, Member)
Suggested date of Council hearing: July 31, 2001

2. PROPOSAL NO. 2001-47, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING SUPPLEMENTAL FRANCHISE NO. 10 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 RIGHTS-OF-WAY WHICH EXPANDS THEIR FRANCHISE AREA; TERMINATING THE WATER FRANCHISES OF SOUTHEAST TACOMA MUTUAL WATER AND HYADA MUTUAL WATER; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.

Sponsored by: Councilmember Harold Moss
Contact person: Jerry West, 798-3687
DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE
(Harold Moss, Chair; Jan Shabro, Vice
Chair/excused; Calvin Goings, Member)
Suggested date of Council hearing: July 31, 2001

3. PROPOSAL NO. 2001-52, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING THE CITY OF ORTING, A MUNICIPAL CORPORATION OF THE STATE OF WASHINGTON, A NON-EXCLUSIVE FRANCHISE TO CONSTRUCT, OPERATE, AND MAINTAIN A SANITARY SEWER PIPELINE SYSTEM IN, ALONG, AND UNDER CERTAIN COUNTY-OWNED ROADS AND HIGHWAYS IN PIERCE COUNTY, WASHINGTON; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.

Sponsored by: Councilmember Harold Moss
Contact person: Jerry West, 798-3687
DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE
(Harold Moss, Chair; Jan Shabro, Vice
Chair/excused; Calvin Goings, Member)
Suggested date of Council hearing: July 31, 2001

4. PROPOSAL NO. 2001-59, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTIONS 2.96.020, "DEFINITIONS," 2.97.020, "DEFINITIONS," AND 2.97.080, "CONSERVATION FUTURES COVENANTS" TO CLARIFY THE DEFINITION OF "OPEN SPACE" AS IT APPLIES TO PIERCE COUNTY'S CONSERVATION FUTURES PROGRAM.

Sponsored by: Councilmember Karen Biskey
Contact person: Susan Long, 798-6068
For referral to the Planning & Environment
Committee
Suggested date of Council hearing: August 14, 2001

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

1. PROPOSAL NO. R2001-111, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REFERRING RECOMMENDATIONS OF THE SEWERAGE AND/OR WATER GENERAL PLAN REVIEW COMMITTEE, REGARDING SANITARY SEWERS, TO THE APPROPRIATE AGENCIES FOR THEIR REVIEW AND REPORT BACK TO THE COUNTY COUNCIL; AND REQUESTING THE COUNTY EXECUTIVE TO REPORT TO THE COUNTY COUNCIL ON THE STATUS OF THE REVIEW.

Sponsored by: Councilmember Harold Moss

Contact person: Karen Goon, 798-4108

For referral to the Public Works Committee and the Planning & Environment Committee

2. PROPOSAL NO. R2001-121, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE PIERCE COUNTY EXECUTIVE TO APPLY FOR FUNDING ASSISTANCE THROUGH THE WASHINGTON STATE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION, FOR THE ACQUISITION OF THE SEHMEL HOMESTEAD IN GIG HARBOR, AS PROVIDED BY THE WASHINGTON WILDLIFE RECREATION PROGRAM.

Sponsored by: Councilmember Karen S. Biskey

Contact person: Jan Ortgeisen, 798-4796

For referral to the Rules and Operations Committee
Suggested date of Council hearing: July 17, 2001

d. Other Items

1. Motion to amend the Meeting Schedule for the week of July 16-20, 2001, to add a Special Council Study Session on Tuesday, July 17, 2001, at 10:00 a.m. to discuss a proposed Charter amendment to allow for the non-partisan election of Pierce County elected officials.

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

Councilmember Goings entered 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 June 13, 2001, was read into the record:

ORDINANCE NO. 2001-36, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTIONS 4.36.040, 4.36.050, and 4.36.110 OF THE PIERCE COUNTY CODE, REGARDING CLAIMS AND SUITS FOR DAMAGES; TO RAISE THE JOINT SETTLEMENT AUTHORITY OF THE EXECUTIVE AND PROSECUTING

ATTORNEY FROM \$50,000.00 TO \$250,000.00.

ORDINANCE NO. 2001-46s, AN EMERGENCY ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING A MORATORIUM PURSUANT TO THE AUTHORITY AND PROCEDURES SET FORTH IN RCW 36.70A.390 ON NEW CONSTRUCTION ON ALL UNZONED GOVERNMENT LAND ON McNEIL ISLAND OF PIERCE COUNTY, WASHINGTON UNTIL SUCH TIME AS THE COMPREHENSIVE PLAN CLASSIFICATION(S) AND IMPLEMENTING DEVELOPMENT REGULATIONS ARE ADOPTED FOR THAT AREA; REQUIRING A PUBLIC REVIEW HEARING WITHIN SIXTY DAYS; AND DECLARING AN EMERGENCY.

ORDINANCE NO. 2001-48, 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 27, TOWNSHIP 22 NORTH, AND RANGE 1 WEST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)9-00, BREFFNI MCGEOUGH - KEY PENINSULA AREA)

ORDINANCE NO. 2001-49, 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 14, TOWNSHIP 15 NORTH, AND RANGE 4 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)15-00, JOHN AND SHERRY SANFILIPPO - EATONVILLE AREA)

2. A message from the Executive transmitting the following Ordinances, which were approved and signed on June 21, 2001, was read into the record:

ORDINANCE NO. 2001-38, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2000-93s2, AS AMENDED; AND MODIFYING THE 2001 BUDGET FOR THE REAL ESTATE EXCISE TAX CAPITAL IMPROVEMENT FUND.

ORDINANCE NO. 2001-46s, AN EMERGENCY ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING A MORATORIUM PURSUANT TO THE AUTHORITY AND PROCEDURES SET FORTH IN RCW 36.70A.390 ON NEW CONSTRUCTION ON ALL UNZONED GOVERNMENT LAND ON McNEIL ISLAND OF PIERCE COUNTY, WASHINGTON UNTIL SUCH TIME AS THE COMPREHENSIVE PLAN CLASSIFICATION(S) AND IMPLEMENTING DEVELOPMENT REGULATIONS ARE ADOPTED FOR THAT AREA; REQUIRING A PUBLIC REVIEW HEARING WITHIN SIXTY DAYS; AND DECLARING

AN EMERGENCY.

(Reconsidered by the Council on June 19, 2001)

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

James Lee Witt Award Presented to Tim Ramsaur and Randy Brake -- presented by Lyle Quasim, Chief of Staff, Pierce County Executive's Office.

PROPOSAL NO. R2001-102, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE REAPPOINTMENT OF SIX EXISTING MEMBERS TO THE SPANAWAY ADVISORY COMMISSION. (RON CAUGHEY, SHERRY HAVILAND, JAMES W. JOHNSON, DON MEYER, GREG WAGAMON, AND EDWARD ZENKER)

Moss moved that the Proposal be continued to July 17, 2001; motion seconded and passed.

VIII. ORDINANCES

PROPOSAL NO. 2001-50, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING CERTAIN INTERESTS IN REAL PROPERTY TO BE SURPLUS (COMMONLY KNOWN AS THE CHENEY STADIUM CAMPUS); AND AUTHORIZING THE COUNTY EXECUTIVE TO PURSUE DISPOSAL THEREOF BY EXCHANGE WITH THE CITY OF TACOMA FOR THE CITY'S INTEREST IN REAL PROPERTY (COMMONLY KNOWN AS THE COUNTY-CITY BUILDING CAMPUS), SUBSTANTIALLY UPON THE TERMS SET FORTH HEREIN.

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

Staff Testimony

Pat Kenney, Director of Budget and Finance Department, described how the trade of facilities will be implemented. He said the City of Tacoma will lease a portion of the County-City Building until the year 2004, with some of the personnel in offices leaving in sequence between now and the year 2004. He stated any existing claims on Cheney Stadium or the County-City Building are mutual canceled. In response to Shabro's question, Kenney explained how rental rates are established on actual costs, and the difficulty in placing a value on a baseball stadium. He stated he feels that this is a reasonable transaction for both the County and the City.

O'Malley and Brown thanked the Executive, Kenney, and City staff for bringing this property exchange to the Council, stating it will provide needed space for the criminal justice system.

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Kenney acknowledged Bob Dick, Deputy Prosecuting Attorney, and Dan Cagle, Facilities Management Director, who were instrumental in implementing the change.

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

PROPOSAL NO. 2001-55, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH UNITED STAFF NURSES UNION, LOCAL NO. 141, UNITED FOOD AND COMMERCIAL WORKERS UNION, AND THE REGISTERED NURSES UNIT; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

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

Staff Testimony

Michael Taft, Personnel Department, stated passage of this Ordinance would ratify the Collective Bargaining Agreement that has been agreed to by the parties.

O'Malley stated that at the Council Study Session on the prior day he had asked for wage comparisons. In response to O'Malley's inquiry, Joe Carrillo, Personnel Department, stated the data is being gathered, and he would provide that information to O'Malley.

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

PROPOSAL NO. 2001-53, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH UNITED HEALTHCARE WORKERS LOCAL 1184, SYSTEM COUNCIL NO. 15, NATIONAL CONFERENCE OF FIREMEN AND OILERS, SERVICE EMPLOYEES INTERNATIONAL UNION - GENERAL SERVICES UNIT; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

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

Staff Testimony

Debbie Young, Personnel Department, stated passage of this Ordinance would ratify the Collective Bargaining Agreement agreed upon by the parties. In response to O'Malley's

question, Young stated the amounts referenced in the contract reflect a partial cost-of-living adjustment, and wage adjustments for a partial year.

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

IX. RESOLUTIONS

PROPOSAL NO. R2001-80, A RESOLUTION OF THE PIERCE COUNTY COUNCIL DECLARING ITS INTENTION AND THE NECESSITY TO ESTABLISH AN ALIGNMENT FOR A NEW COUNTY ROAD IN THE VICINITY OF RHODES LAKE ROAD EAST FROM SR-162 TO 198TH AVENUE EAST, LOCATED IN THE VICINITY OF THE SOUTHERN BOUNDARY OF THE CITY OF BONNEY LAKE; AND DIRECTING THE COUNTY ENGINEER TO REPORT UPON SUCH PROJECT.

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

Staff Testimony

Tom Ballard, County Engineer, reported on the feasibility of a proposed new County road to be established and constructed in the vicinity of Rhodes Lake Road East, from State Route 162 to 198th Avenue East, to ease traffic congestion, and provide for an adequate and safe public road. In response to Shabro's question, Ballard stated it could be up to 10 years before actual construction is started.

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

PROPOSAL NO. R2001-96, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REQUESTING THE COUNTY EXECUTIVE, IN COOPERATION WITH THE PIERCE COUNTY SHERIFF, EMERGENCY MANAGEMENT DEPARTMENT, CENTRAL PIERCE FIRE AND RESCUE, AND FIRECOM, TO STUDY THE FEASIBILITY OF DEVELOPING A JOINT PUBLIC SAFETY FACILITY IN THE PARKLAND-SPANAWAY AREA.

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

Wimsett stated he had sponsored this Resolution as a result of conversations he had with the Sheriff's Office in consideration of bringing a Sheriff's precinct to the Parkland-Spanaway area. He stated passage of this Resolution would start the process of this study.

Staff Testimony

Sheriff Paul Pastor stated he supports the Resolution, stating that the Department supports consolidation with other agencies. In response to Brown's question, he stated the South Hill precinct serves the largest population, and that the Parkland-Spanaway area is approaching Urban Density. He stated there are small stations at Brookdale and Sprinker that they share with other agencies.

O'Malley stated he supports the idea of the Emergency Management Department relocating their operations from the basement of the County-City Building.

Public Testimony

Jack Andrew, Central Pierce Fire & Rescue, spoke in support of the Resolution, and encouraged a feasibility study on the concept of having a joint facility to bring different County operations into one location. He stated the opportunity for the Sheriff's Department to share their facility at Brookdale is short-term.

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

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Report from the Pierce County Farm Advisory Commission. Brown announced that the individual who was to have made this report was not able to attend the meeting, and the presentation will have to be rescheduled.
2. O'Malley moved that the Public Safety Committee meeting that had been scheduled for July 19, 2001, be canceled; motion seconded and passed.
3. Shabro moved that the Human Services Committee meeting that had been scheduled for July 12, 2001, be canceled as the subject matter would be discussed at the Committee of the Whole on Friday, July 13, 2001; motion seconded and passed.

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4. Goings acknowledged Fire Commissioner Bill Eckroth who had attended the meeting.
5. Wimsett introduced his Father, who was visiting the meeting.

XI. GENERAL PUBLIC COMMENTS - None

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:03 p.m.

Attest:

Clerk of the Council

Approved:

Council Chair

Date Approved

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