

MINUTES
PIERCE COUNTY COUNCIL MEETING
July 17, 2007

930 Tacoma Avenue South, Room 1045
Tacoma, WA 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 p.m. by Chair Lee.

II. Roll Call

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

Council Staff Present: Paul Bocchi, Budget Legislative Analyst; Jeff Cox, Deputy Legal Counsel; Anna Graham, Administrator for Research and Policy; Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Clerks; and Hugh Taylor, Senior Legislative Analyst.

There were 15 visitors present.

III. Pledge of Allegiance to the Flag

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

IV. Approval of Agenda

Goings moved approval of the agenda; motion seconded and passed on a voice vote.

V. Consent Agenda

No final action on any Ordinance or Resolution was taken under this Section.

a. Approval of Minutes

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

1. Proposal No. 2007-73, An Ordinance of the Pierce County Council Proposing an Amendment to Article 4, "Elections", of the Pierce County

Charter to Eliminate Instant Runoff Voting and Restore the Primary Election for County Elected Offices; Requesting the Auditor to Submit this Amendment to the Voters at the November 2007 General Election; and Requesting the Prosecuting Attorney to Draft an Appropriate Ballot Title.

Sponsored by: Councilmember Terry Lee
Council contact person: Jeff Cox, (253) 798-7579
For referral to the Rules and Operations Committee
Suggested date of Council hearing: July 31, 2007

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

1. Proposal No. R2007-92, A Resolution of the Pierce County Council Confirming the Appointment of One Member (Shawn Hunstock) to the South Hill Advisory Commission.

Sponsored by: Councilmember Calvin Goings
Council contact person: Susan Long, (253) 798-6068
Suggested date of Council hearing: July 24, 2007

d. Other Items

Goings moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of seven 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 June 29, 2007, was read into the record:

Ordinance No. 2007-39, An Ordinance of the Pierce County Council Amending Ordinance No. 99-82s by Removing the Prohibition Against the Discharge of Firearms on Approximately 752 Acres East of the Town of Eatonville.

Ordinance No. 2007-42, An Ordinance of the Pierce County Council Amending the Pierce County Salary Classification Plan Regarding the Pierce County Auditor, Assessor-Treasurer, and Sheriff Salaries and Cost of Living Adjustments.

2. A message from the Executive transmitting the following Ordinances, which were approved and signed on July 5, 2007, was read into the record:

Ordinance No. 2007-22, An Ordinance of the Pierce County Council Repealing Resolution No. 7486 Which Prohibits the Discharge of Firearms in the La Grande Vicinity.

Ordinance No. 2007-29, An Ordinance of the Pierce County Council Amending Subsection 2.40.030 F. of the Pierce County Code to Revise the Nomination Process for Employment of the Regional Support Network (RSN) Administrator.

Ordinance No. 2007-32, An Ordinance of the Pierce County Council Amending Chapter 14.08 of the Pierce County Code, "Park Code".

Ordinance No. 2007-33, An Ordinance of the Pierce County Council Amending the Pierce County Code, Section 1.16.120, "Monetary Penalties – Restitution".

Ordinance No. 2007-35, An Ordinance of the Pierce County Council Vacating a Portion of Spokane Avenue and Puget Avenue located in the Plat of Delano Beach Park in the Northeast Quarter of Section 1, Township 20 North, Range 1 West, of the Willamette Meridian, in the Key Peninsula South Area.

Ordinance No. 2007-45, An Ordinance of the Pierce County Council Authorizing the Approval of Applications for Open Space Classification under Current Use Assessment on Certain Properties Located within the Unincorporated Boundaries of Pierce County; and Adopting Findings of Fact. (Application No. OS20-06, Tacoma Builders Collective, LLC – Roy Area; Application No. OS21-06, Ryan Banks – South Prairie Area; Application No. OS22-06, L/M Investments, LLC – South Prairie Area; Application No. OS 23-06, Matt and Lucie Arrell – South Prairie Area; Application No. OS25-06, Todd S. and Joni L. Larson – Tanwax Lake Area; Application No. OS27-06, Robert E. Dimond – Mid-County Area; and Application No. OS28-06, Barry Locke and Leah Walter – Roy Area)

Ordinance No. 2007-46, An Ordinance of the Pierce County Council Authorizing the Approval of an Application 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. OST26-06, Arundel Research Corporation – Nisqually River Forest Reserve Area)

Ordinance No. 2007-47, An Ordinance of the Pierce County Council Authorizing the Approval of Applications for Open Space Classification under Current Use Assessment on Certain Properties Located within the Unincorporated Boundaries of Pierce County; and Adopting Findings of Fact. (Application No. OS30-06, Cary Thormodsgard – Tule Lake Area; Application No. OS31-06, Robert Riddell – Orting Area; Application No. OS34-06, Wade E. and Lauren A. Hader – Tanwax Lake Area)

VII. Proclamations, Awards, and/or Appointments to Boards and Commissions

Proposal No. R2007-85, A Resolution of the Pierce County Council Confirming the Appointment of One New Member (Dolores I. Behr) to the Chemical Dependency Advisory Board.

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

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

Muri spoke in support of Behr's appointment to the Advisory Board.

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

Proposal No. R2007-86, A Resolution of the Pierce County Council Confirming the Appointment of Two New Members (Kathryn Jerkovich and Michael Ruff) to the Gig Harbor Peninsula Advisory Commission.

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

Michael Ruff thanked the Council for his appointment to the Advisory Commission.

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

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

Proposal No. R2007-89, A Resolution of the Pierce County Council Confirming the Reappointment of One Existing Citizen Member (Joseph Price) and One Existing Representative of County Shooting Clubs (Michael Rasmussen) to the Pierce County Firearms Advisory Commission.

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

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

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

Proposal No. R2007-90, A Resolution of the Pierce County Council Confirming the Appointment of Two New Members (Kelly Coughlan-Mainard and Darwin Reed) to the Frederickson Advisory Commission.

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

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

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

Proposal No. R2007-91, A Resolution of the Pierce County Council Confirming the Reappointment of One Existing Member (Ronald Cleveland) to the Lodging Tax Advisory Committee.

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

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

The Chair informed the Council of the appointee's involvement in the Gig Harbor community.

The question was called; the Proposal was adopted on a roll call vote of seven to zero.

VIII. Ordinances

Proposal No. 2007-38, An Ordinance of the Pierce County Council Granting a Nonexclusive Franchise to the Blue Horizon Water Company, for Location of Waterlines on Certain County-Owned Rights of Way; and Authorizing the County Executive to Execute said Franchise.

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

Staff Testimony

Cox provided information on the Proposal, and informed the Council that the Public Works and Utilities Department recommends approval of the 15-year franchise.

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

The question was called; the Proposal passed on a roll call vote of seven to zero.

Proposal No. 2007-54s, An Ordinance of the Pierce County Council Amending Ordinance No. 2006-114s, as Amended by Ordinance Nos. 2007-8s and 2007-12s; and Modifying the County 2007 Budget.

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

Staff Testimony

Bocchi explained the Proposal provides \$339,000 in additional funding and noted that Exhibit A provides details how the funds will be spent. Bocchi reported that on July 9, 2007, the Rules and Operations Committee passed the Proposal with a do pass recommendation.

Goings moved Council Amendment No. 1 on celery; motion seconded. A copy of the amendment is identified as Attachment I to these minutes.

Bocchi explained the proposed amendment.

The Chair called for testimony on the proposed amendment.

Public Testimony

Randy Boss; and Dennis Jones, Chair, Veterans' Advisory Council, spoke to the amendment.

In response to Jones' testimony, Gelman suggested the Advisory name be changed.

Goings suggested the amendment be moved forward, noting the semantics can be worked out.

The question was called; the amendment passed on a voice vote.

Goings moved Council Amendment No. 2 on blue; motion seconded. A copy of the amendment is identified as Attachment II to these minutes.

Bocchi provided information on the amendment.

Gelman spoke in support of the money transfer and explained how money will be used.

The Chair called for public testimony on the proposed amendment.

Public Testimony

Randy Boss spoke to the amendment.

The question was called; the amendment passed on a voice vote.

Goings moved Council Amendment No. 3 on pink; motion seconded. A copy of the amendment is identified as Attachment III to these minutes.

Bocchi explained the proposed amendment and explained the change to the School Out to Light Out funding.

Bunney moved an oral amendment to Council Amendment No. 3 (see attached Attachment III to these minutes); motion seconded and carried.

The Chair called for testimony on the oral amendment; there was no response.

The Chair called for testimony on the amended amendment; there was no response.

The question was called; the amendment passed as amended on a voice vote.

Goings moved Council Amendment No. 4 on yellow; motion seconded. A copy of the amendment is identified as Attachment IV to these minutes.

Bocch explained the amendment.

The Chair called for public testimony on amendment; there was no response. The Chair called for Council comments on the amendment; there was no response.

The question was called; the amendment passed on a voice vote.

The Chair called for public testimony on Proposal No. 2007-54s as amended.

Public Testimony

Randy Boss, Dennis Jones, Tommy Carlson, and Stacy Emerson spoke to the amended Proposal.

At the request of the Chair, Bocchi responded to Emerson's comments.

In response to Muri's question, Long spoke to the WAC property tax 747.

The question was called; the Proposal passed as amended on a roll call vote of seven to zero.

Proposal No. 2007-56, 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. OST33-06, Gregory Mahoney and Doreen Jones-Mahoney – Nisqually River Forest Reserve Area; Application No. OST35-06, Fred L. and Kristy L. King – Tanwax Lake Area; Application No. OST36-06, Dennis and Mary King – Tanwax Lake Area; Application No. OST37-06, Tod and Jessica Morrish – Elbe Area; Application No. OST38-06, Kevin W. Moss – Orting Area)

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

Staff Testimony

Cox provided information on the Proposal, and reported the Proposal received a do pass recommendation by the Community Development Committee on July 16, 2007. Cox informed the Council the applications were approved by the Planning Commission.

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

The question was called; the Proposal passed on a roll call vote of seven to zero.

Proposal No. 2007-62, An Ordinance of the Pierce County Council Ratifying the Collective Bargaining Agreement Reached with the Pierce County Prosecuting Attorneys' Association; and Amending the Pierce County Salary Classification Plan.

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

Staff Testimony

Bocchi provided information on the Proposal. Bocchi reported the Proposal received a do pass recommendation by the Rules and Operations Committee on July 9, 2007.

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

The question was called; the Proposal passed on a roll call vote of seven to zero.

IX. Resolutions

Proposal No. R2007-82 , A Resolution of the Pierce County Council Establishing the Development Sign Advisory Committee, An Ad Hoc Committee to Advise the Pierce County Council Regarding Sign Standards to be Applied to On-Site and Off-Site Signage Associated with the Advertising of New Home and Lot Sales within New Subdivisions and Similar Development Projects; Providing Guidelines and a Timeline for the Work of the Committee; and Requesting that the Recommendations of the Committee be Forwarded to the Planning Commission for Review by a Date Certain.

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

Staff Testimony

Taylor provided information on the Proposal, and reported the Proposal received a do pass recommendation by the Rules and Operations Committee on July 9, 2007.

In response to Gelman's question, Taylor concurred that appointees are allowed to have alternates.

Gelman moved an oral amendment on page 2 at line 12 to have Council staff include language that address the need for alternates on the Committee; motion seconded.

The Chair called for public testimony on the oral amendment; there was no response.

The question was called; the amendment passed on a voice vote.

The Chair called for public testimony on Proposal No. R2007-82 as amended.

Public Testimony

Bud Rehberg, Robert Matney and Stacy Emerson (handout in Ordinance file).

The Chair responded to Rehberg's and Matney's comments.

In response to Gelman's question, Taylor explained the anticipated costs to run the Ad Hoc Committee.

Goings requested that Taylor look at the Planning Department to do a report after the removal of signs.

Bush spoke in support of the Proposal and requested that citizen groups allow the County time to remove the illegally placed signs.

The question was called; the Proposal passed as amended on a roll call vote of seven to zero.

X. Other Business/Announcements - None

XI. Citizens' Forum

1. Bud Rehberg informed the Council of Solid Waste Advisory Committee vacancies.
2. Cindy Beckett expressed concerns regarding the illegal signs issue.
3. Stacy Emerson informed the Council of homeless camps used by transients in the Midland area, and she expressed her concerns regarding the safety of residents in the Midland area.
4. Tommy Carlson thanked the Councilmembers for their support of the veterans.
5. Mike Stanzel expressed concerns regarding the turnaround time of Hearing Examiner decisions.

XII. Adjournment

There being no further business, the meeting was adjourned at 4:20 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Terry Lee, Council Chair

Date Approved

7. On page 5 of 11, line 11:

Total General Fund	265,812,705	265,837,705
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8. On page 5 of 11, line 14:

Veterans' Relief Fund.....	801,310	826,310
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PROVIDED, up to \$25,000 will be expended to determine the appropriate programs and services needed by indigent veterans in Pierce County. The study will be coordinated by the Performance Audit Committee and will include the needs assessment, estimated costs of funding programs to meet those needs and funding recommendations. The report will be delivered to the County Council by December 31, 2007.

9. On page 10 of 11, line 9:

TOTAL ALL FUNDS	879,853,808	879,878,808
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lm

c: Denise Johnson, Clerk of the Council

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Pierce County

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ATTACHMENT II

December 10, 2007

**COUNCIL AMENDMENT NO. 2
Blue**

TO: Councilmembers

FROM: Councilmember Barbara Gelman

SUBJECT: **PROPOSED AMENDMENT TO ORDINANCE NO. 2007-54s**

I recommend the following amendment to Proposed Ordinance No. 2007-54s. This amendment will amend Exhibit A to the 2006 Budget Ordinance (Ordinance No. 2006-114s) by reallocating previously appropriated funds as shown below:

1. On page 10 of 10, line 27:

Garfield St Econ Dev Proj	45,000	40,000
District 5 Street Lighting		5,000

lm

c: Denise Johnson, Clerk of the Council

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ATTACHMENT III

SHAWN BUNNEY
Councilmember, District No. 1

December 10, 2007

COUNCIL AMENDMENT NO. 3
Pink

TO: Councilmembers
FROM: Councilmember Shawn Bunney
SUBJECT: **PROPOSED AMENDMENT TO ORDINANCE NO. 2007-54s**

This amendment will amend Exhibit A to the 2006 Budget Ordinance (2006-114s) by reallocating previously appropriated funds as shown below:

- On page 10 of 10, line 27:

Cascade Land Conservancy	25,000	15,000
School Out to Lights Out		10,000

=====
The following oral Amendment passed: to above School Out to Lights Out Fund -- Replace 10,000 with 171,025; and replace 171,025 with 181,025:

School Out to Lights Out	10,000	171,025	181,025
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lm

c: Denise Johnson, Clerk of the Council

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ATTACHMENT IV

TIM FARRELL
Councilmember, District No. 4

December 10, 2007

COUNCIL AMENDMENT NO. 4
Yellow

TO: Councilmembers

FROM: Councilmember Tim Farrell

SUBJECT: **PROPOSED AMENDMENT TO ORDINANCE NO. 2007-54s**

This amendment will amend Exhibit A to the 2006 Budget Ordinance (2006-114s) by reallocating previously appropriated funds as shown below:

- On page 10 of 10, line 27:

Community Youth Programs	15,000	5,000
Allen Renaissance, Inc. – Youth Summer Program		5,000
City of Tacoma – Oral History Proj		5,000

lm

c: Denise Johnson, Clerk of the Council

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