

**MINUTES
PIERCE COUNTY COUNCIL MEETING
JULY 18, 2000**

930 TACOMA AVENUE SOUTH, ROOM 1045
TACOMA, WASHINGTON 98402
(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

Chair Casada called the regular meeting of the Pierce County Council to order at 3:05 p.m.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

Casada led the Pledge of Allegiance.

III. ROLL CALL

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

Council Staff Present: Sandy Bassett, Deputy Clerk; Susan Long, Legal Counsel; and Tom Weber, Administrator/Research & Policy.

There were approximately 20 visitors present.

IV. APPROVAL OF AGENDA

Brown moved approval of the amended Agenda; motion seconded and passed on a voice vote.

V. CONSENT AGENDA

- a. Approval of Minutes
 - 1. The minutes of the May 16, 2000, regular Council meeting.
 - 2. The minutes of the May 23, 2000, District No. 2 Council meeting.
 - 3. The minutes of the May 30, 2000, District No. 1 Council meeting.
 - 4. The minutes of the June 6, 2000, regular Council meeting.
 - 5. The minutes of the June 13, 2000, regular Council meeting.
 - 6. The minutes of the June 20, 2000, special Council meeting.

- b. Action on Ordinances (refer, set date of hearing)
1. PROPOSAL NO. 2000-56, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 2.05 OF THE PIERCE COUNTY CODE, PLANNING AND LAND SERVICES DEPARTMENT FEES; CORRECTING THE EFFECTIVE DATE; AND CLARIFYING THE APPLICATION OF THE COMPREHENSIVE PLAN AMENDMENT FILING FEE.
Sponsored by: Councilmember Karen S. Biskey
Contact person: Anna Graham, 798-6253
For referral to the Planning Committee
 2. PROPOSAL NO. 2000-57, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE CHAPTER 12.32 RIGHT-OF-WAY FRANCHISES FOR PUBLIC AND PRIVATE UTILITIES; AND AMENDING CHAPTER 12.34 TELECOMMUNICATIONS USERS OF PIERCE COUNTY RIGHTS-OF-WAY; AND AMENDING CHAPTER 17B.10 GENERAL PROVISIONS; AND ADOPTING THE MANUAL ON ACCOMMODATING UTILITIES IN PIERCE COUNTY RIGHT-OF-WAY, 3rd EDITION.
Sponsored by: Councilmember Harold Moss
Contact person: Tom Ballard, Public Works & Utilities, 798-7250
For referral to the Public Works Committee
 3. PROPOSAL NO. 2000-58, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 99-124S BY ADDING ADDITIONAL RIGHTS-OF-WAY TO THE RESTRICTED TELECOMMUNICATIONS FRANCHISE TO WILLIAMS COMMUNICATIONS, INC.
Sponsored by: Councilmember Harold Moss
Contact person: Hudson Stansbury, Executive's Office, 798-6643
For referral to the Public Works Committee
 4. PROPOSAL NO. 2000-59, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL LEVYING AN ASSESSMENT IN 2000 FOR COLLECTION IN 2001, AGAINST LAND IN PIERCE COUNTY FOR THE CONTROL OF NOXIOUS WEEDS.
Sponsored by: Jan Shabro
Contact person: Thomas Bertram, Pierce County Noxious Weed Control Board, 798-7263
For referral to the Budget and Operations Committee
- c. Action on Resolutions (refer, set date of hearing)
1. PROPOSAL NO. R2000-81, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REFERRING AMENDMENTS TO THE COUNTY-WIDE PLANNING POLICIES, WHICH WERE PROPOSED BY THE PIERCE COUNTY REGIONAL COUNCIL (PCRC) ON NOVEMBER 18, 1999, BACK TO THE PCRC; REQUESTING THE PCRC TO REMOVE THE AMENDMENTS REGARDING THE ENDANGERED SPECIES ACT, AND SEWER SERVICE TO RURAL AREAS OF MORE INTENSIVE DEVELOPMENT, TO BE CONSIDERED AT A LATER TIME; AND REQUESTING THE PCRC TO REDISTRIBUTE THE REVISED PROPOSAL AND ASSOCIATED INTERLOCAL

AGREEMENTS TO ALL PCRC MEMBERS FOR APPROVAL.
Sponsored by: Councilmember Karen S. Biskey
Contact person: Anna Graham, 798-6253
For referral to the Planning Committee

d. Other Items

1. Motion to approve settlement agreement proposed by the Executive and the Prosecuting Attorney in the case of Linda David v. the State of Washington and Pierce County.

Brown 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

1. A message from the Executive transmitting the following Ordinances, which were approved and signed on June 24, 2000, was read into the record:

ORDINANCE NO. 2000-13S, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE DENIAL OF OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, IN THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 22 NORTH, RANGE 2 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS15-99, SHEILA K. HERRON - GIG HARBOR AREA)

ORDINANCE NO. 2000-23, 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 NORTHEAST QUARTER OF SECTION 33, TOWNSHIP 20 NORTH, AND RANGE 1 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS(T)18-99, CAROL SHEARN - ANDERSON ISLAND)

ORDINANCE 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.

ORDINANCE NO. 2000-33, 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 FOR MAP AMENDMENT NO. M-7, 72ND AND WALLER ROAD, AND TEXT AMENDMENT NO. T-14, RURAL AREA OF MORE INTENSIVE DEVELOPMENT; ADDRESSING THE FINDING OF FACT NO. 31 FOR URBAN GROWTH AREA AMENDMENT NO. U-6,

JASMER; AMENDING THE PIERCE COUNTY ZONING ATLAS; AND SETTING AN EFFECTIVE DATE.

ORDINANCE NO. 2000-37, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 2.48 OF THE PIERCE COUNTY CODE - AGING AND LONG TERM CARE ADVISORY BOARD, TO PROVIDE CONSISTENCY WITH LANGUAGE OF THE OLDER AMERICANS ACT; AND AMENDING THE MINIMUM AND MAXIMUM NUMBER OF MEMBERS ALLOWED ON THE AGING AND LONG TERM CARE ADVISORY BOARD.

ORDINANCE NO. 2000-43S, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF TIMBER LAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTY WHICH IS LOCATED WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY, SAID PROPERTY BEING IN THE SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 17 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OST3-99, PRISCILLA A. FORTINER - ROY AREA)

ORDINANCE 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.

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

Presentation: Correctional Officer of the Year Award from the American Jail Association to Officer Steven W. Jones.

Executive Doug Sutherland introduced Officer Steven Jones, who was recently named Correction Officer of the Year by the American Jail Association and stressed that the award represents national recognition. Sutherland said Jones is an exemplary employee; well regarded by management and his fellow officers. Councilmembers Brown, Biskey, Moss, and Casada offered their congratulations to Jones. Jones accepted the award with words of praise for his peers and said it was an honor to appear before the Council.

PROPOSAL NO. R2000-80, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE LIBRARY DISTRICT BOARD OF TRUSTEES. (ERIC M. PAIGE)

Brown moved adoption; motion seconded. The Clerk read the title into the record. There was no public testimony.

Proposal No. R2000-80 passed on a roll call vote of six to zero.

PROPOSAL NO. R2000-82, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE REAPPOINTMENT OF AN EXISTING MEMBER (DAVID ENSLOW) TO THE PIERCE COUNTY LODGING TAX ADVISORY COMMITTEE.

Brown moved adoption; motion seconded. The Clerk read the title into the record. Moss recommended the reappointment of Enslow. There was no public testimony. Proposal No. R2000-82 passed on a roll call vote of six to zero.

PROPOSAL NO. R2000-85, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ELEVEN MEMBERS TO THE UPPER NISQUALLY ADVISORY COMMISSION. (MICHELLE LATIMER, DEBORAH CLARK CROSETTI, ROBERT ANDERSON, EVE DUMOVICH, ROBERT MILLER, GENE CASEY, PAUL CHAPMAN, RUSTY SPROAT, LUKE OSTERHAUS, DARREL TOLAND, AND STEVE BURNS)

Brown moved adoption; motion seconded. The Clerk read the title into the record. Shabro said this appointment is long overdue and praised the group for their commitment.

Public Testimony:

Eve Dumovich pledged to represent a diverse community in changing times.

Gene Casey expressed his pleasure at having the opportunity to serve on the Commission.

Proposal No. R2000-85 passed on a roll call vote of six to zero.

VIII. ORDINANCES - None

IX. RESOLUTIONS

PROPOSAL NO. R2000-84, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ENDORSING THE PIERCE COUNTY SHERIFF DEPARTMENT'S ACCEPTANCE OF AN AWARD OF \$492,289.00 IN DEPARTMENT OF JUSTICE LOCAL LAW ENFORCEMENT BLOCK GRANTS FOR PUBLIC SAFETY SERVICES THAT ADDRESS CRITICAL NEEDS OF PIERCE COUNTY CITIZENS.

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

Staff Testimony:

Larry Mock, Sheriff's Department, said these funds are being used, in part, to purchase laptop computers. The computers are making the deputies more efficient and effective.

The Chair called for public testimony; there was none. Proposal No. R2000-84 passed on a roll call vote of six to zero.

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Required Report: Commission on Children, Youth, and Their Families (see handout in the Clerk's Meeting file)

The report was presented by: Scott Hedlund, Commission Chair; Jane Boyajian, Commission Director; Dan Erker, Ex-officio member of the Commission; Mark Shargren, Commission member, and Hallie "Bria" Blakey, Foss student and Commission member.

2. Brown moved to amend the Council Meeting Agenda of July 25, 2000, to add the following item to Section X - Other Business: Metropolitan Transportation Plan Update by the Puget Sound Regional Council staff. The motion was seconded and passed on a voice vote.

XI. GENERAL PUBLIC COMMENTS - None

XI. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:19 p.m.

Attest:

Clerk of the Council

Approved:

Council Chair

Date Approved

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