

**MINUTES
PIERCE COUNTY COUNCIL MEETING
AUGUST 9, 2005**

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 3:03 p.m. by Chair Bunney.

II. ROLL CALL

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

Council Staff Present: Patty Face, Deputy Clerk; Steve Gross, Deputy Legal Counsel; Susan Long, Administrator for Legal and Operations; Hugh Taylor, Senior Legislative Analyst; and Thomas Weber, Administrator for Research and Policy.

There were approximately 25 visitors present.

III. PLEDGE OF ALLEGIANCE TO THE FLAG

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

IV. APPROVAL OF AGENDA

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

V. CONSENT AGENDA

a. Approval of Minutes

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

1. PROPOSAL NO. 2005-11s2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL UPDATING THE PIERCE COUNTY SUBDIVISION AND PLATTING CODE; REPEALING TITLE 16, "SUBDIVISION AND PLATTING"; ADOPTING A NEW TITLE 18F, "DEVELOPMENT REGULATIONS-LAND DIVISIONS AND BOUNDARY CHANGES"; AMENDING TITLE 18, "DEVELOPMENT REGULATIONS-GENERAL PROVISIONS"; ADOPTING FINDINGS OF FACT; AND SETTING AN EFFECTIVE DATE.
Sponsored by: Councilmember Calvin Goings
Contact person: Sean Gaffney, 798-2724
DO PASS AS SUBSTITUTED RECOMMENDATION - COMMUNITY DEVELOPMENT COMMITTEE ON JULY 25, 2005 (Calvin Goings, Chair; Terry Lee, Vice Chair; Roger Bush, Member; Timothy M. Farrell, Member; Dick Muri, Member)
Suggested date of Council hearing: September 6, 2005
2. PROPOSAL NO. 2005-52s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 19D.240 OF THE PIERCE COUNTY CODE, THE PIERCE COUNTY COUNTY-WIDE PLANNING POLICIES, TO REFLECT AMENDMENTS RATIFIED BY THE PIERCE COUNTY REGIONAL COUNCIL.
Sponsored by: Councilmember Calvin Goings
Contact person: Anna Graham, 798-6253
DO PASS AS SUBSTITUTED RECOMMENDATION - COMMUNITY DEVELOPMENT COMMITTEE ON JULY 18, 2005 (Calvin Goings, Chair; Terry Lee, Vice Chair; Roger Bush, Member; Timothy M. Farrell, Member; Dick Muri, Member)
Suggested date of Council hearing: September 6, 2005

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

1. PROPOSAL NO. R2005-79, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REQUESTING THE COUNTY EXECUTIVE TO CONDUCT A CLASSIFICATION STUDY TO DETERMINE WHETHER SEPARATE JOB CLASSIFICATIONS SHOULD BE ESTABLISHED FOR DEPUTY PROSECUTING ATTORNEYS AND DEFENSE ATTORNEYS; TO ACCOUNT FOR DIFFERING JOB FUNCTIONS AND RESPONSIBILITIES.
Sponsored by: Councilmembers Timothy M. Farrell, Calvin Goings, Terry Lee, and Dick Muri
Contact person: Steve Gross, 798-7579

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DO PASS RECOMMENDATION - RULES AND OPERATIONS
COMMITTEE ON JULY 25, 2005 (Shawn Bunney, Chair;
Terry Lee, Vice Chair; Calvin Goings, Member)
Suggested date of Council hearing: August 16, 2005

d. Other Items

**1. Rescind Council's Action of Setting Date of Hearing
of August 30, 2005**

PROPOSAL NO. 2005-52s, AN ORDINANCE OF THE PIERCE
COUNTY COUNCIL AMENDING CHAPTER 19D.240 OF THE PIERCE
COUNTY CODE, THE PIERCE COUNTY COUNTY-WIDE PLANNING
POLICIES, TO REFLECT AMENDMENTS RATIFIED BY THE PIERCE
COUNTY REGIONAL COUNCIL.

Lee moved adoption 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 August 1,
2005, was read into the record:

ORDINANCE NO. 2003-19s, AN ORDINANCE OF THE PIERCE COUNTY
COUNCIL AMENDING CHAPTER 19D.60 OF THE PIERCE COUNTY CODE,
"STORM DRAINAGE AND SURFACE WATER MANAGEMENT PLAN"; AND
ADOPTING THE "GIG HARBOR BASIN PLAN" FOR THE
UNINCORPORATED AREA OF PIERCE COUNTY, AS AN AREA UPDATE TO
PIERCE COUNTY'S STORM DRAINAGE AND SURFACE WATER
MANAGEMENT PLAN.

ORDINANCE NO. 2005-26, AN ORDINANCE OF THE PIERCE COUNTY
COUNCIL ADOPTING CLASSIFICATIONS OF COUNTY ROADS;
REPEALING PRIOR ROAD CLASSIFICATION ORDINANCE NO. 98-117;
REPEALING ORDINANCE NO. 2004-50 WHICH AMENDED ORDINANCE
NO. 98-117; ADOPTING A NEW PIERCE COUNTY ROAD
CLASSIFICATION PLAN; DIRECTING THE COUNTY ENGINEER TO
PROPERLY IMPLEMENT THE ARTERIAL DESIGNATIONS THROUGH THE
USE OF APPROPRIATE TRAFFIC CONTROL DEVICES; AND SETTING AN
EFFECTIVE DATE OF AUGUST 15, 2005.

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ORDINANCE NO. 2005-47, 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. OST101-04, BILL BEASON - FOREST GROVE AREA; APPLICATION NO. OST103-04, SILVIA P. AND JASON D. LEWIS - WILLOW LAKE AREA; APPLICATION NO. OST105-04, CHRISTOPHER PURDY AND PETER AND GOWN BURNS - FOREST GROVE AREA; APPLICATION NO. OST106-04, WASSEM BUTT AND KELLY CONRIGHT - WILLOW LAKE AREA; APPLICATION OST107-04, DALILA RIVERA-POTTER - HIGHLAND MEADOWS AREA; APPLICATION NO. OST108-04, DANIEL AND BARBARA SISK - WILLOW LAKE AREA; APPLICATION NO. OST109-04, THOMAS G. TUNGSVIK AND MARY E. CONNER - WILLOW LAKE AREA; APPLICATION NO. OST110-04, EDWARD AND BARBARA BICKFORD - FOREST GROVE AREA; APPLICATION NO. OST112-04, ZAK FAMILY TRUST - FOREST GROVE VICINITY; APPLICATION NO. OST113-04, ALETA THOMPSON - HIGHLAND MEADOWS AREA; APPLICATION NO. OST114-04, SAM JOSEPH TOSTI, II - WILLOW LAKE AREA)

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

PROPOSAL NO. R2005-109, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND EXECUTIVE PROCLAIMING THE WEEK OF AUGUST 13-20, 2005, AS "GET FRESH WEEK - THE TIME IS RIPE TO EAT LOCAL" IN PIERCE COUNTY, WASHINGTON.

Lee moved adoption; motion seconded. The Clerk read the Proclamation in its entirety into the record.

The Chair called for public testimony.

Public Testimony

Cheryl Ouellette testified.

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

PROPOSAL NO. R2005-105, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE REAPPOINTMENT OF SIX EXISTING MEMBERS TO THE PIERCE COUNTY CONSERVATION FUTURES PROGRAM CITIZENS' ADVISORY BOARD. (CARMELA MICHELI, JACQUELIN WHALEN, ROBERT EVANS, DIANE KERLIN, ROXY GIDDINGS, AND RENE LOCKHART)

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

Weber briefed Councilmembers on the Proposal.

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

PROPOSAL NO. R2005-108, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE PIERCE COUNTY LANDMARKS COMMISSION (CECELIA CARPENTER).

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

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

VIII. ORDINANCES

PROPOSAL NO. 2003-20s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 19D.60 OF THE PIERCE COUNTY CODE, "STORM DRAINAGE AND SURFACE WATER MANAGEMENT PLAN"; AND ADOPTING THE "CLOVER CREEK BASIN PLAN" FOR THE UNINCORPORATED AREA OF PIERCE COUNTY, AS AN AREA UPDATE TO PIERCE COUNTY'S STORM DRAINAGE AND SURFACE WATER MANAGEMENT PLAN.

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

Gross stated the Proposal received a do pass as substituted recommendation from the Economic and Infrastructure Development Committee on June 21, 2005.

Hans Hunger, Public Works and Utilities briefed Councilmembers on the Proposal and responded to questions.

Public Testimony

Al Schmauder testified.

Doug Richardson, Mayor of Lakewood, testified.

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Roxy Giddings testified.

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

PROPOSAL NO. 2005-12s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTERS 14.20.050 AND 14.20.070 OF THE PIERCE COUNTY CODE "PARKS AND RECREATION SERVICES FEES", BY AMENDING FEE SCHEDULES, AND ESTABLISHING AN EFFECTIVE DATE.

Lee moved to postpone indefinitely; motion seconded and passed on a voice vote.

PROPOSAL NO. 2005-39, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 12.28.010 OF THE PIERCE COUNTY CODE TO PROVIDE FOR THE FILING OF LIENS FOR THE COSTS ASSOCIATED WITH ABATEMENT PROCEEDINGS.

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

Long stated the Proposal received a do pass recommendation from the Economic and Infrastructure Development Committee on June 21, 2005.

Bruce Duncan, Public Works and Utilities, briefed Councilmembers on the Proposal.

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

PROPOSAL NO. 2005-40s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 17B.10 OF THE PIERCE COUNTY CODE, "GENERAL PROVISIONS", BY ADOPTING THREE NEW SECTIONS - 17B.10.105, "PERMIT TIME LIMITS"; 17B.10.112, "TEMPORARY ROAD CLOSURE PERMIT FEE"; AND 17B.10.114, "FINANCIAL GUARANTEE."

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

Long stated the Proposal received a do pass as substituted recommendation from the Economic and Infrastructure Development Committee on June 21, 2005.

Bruce Duncan, Public Works and Utilities, briefed Council-

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members on the Proposal.

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

PROPOSAL NO. 2005-48s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING AND CONFIRMING A JOINT AGREEMENT BETWEEN PIERCE COUNTY AND THE CITY OF LAKEWOOD REGARDING THE SEWER EXTENSION PROJECT TO THE AMERICAN LAKE GARDENS AND TILlicum NEIGHBORHOODS; AUTHORIZING THE PIERCE COUNTY EXECUTIVE TO IMPLEMENT THE JOINT AGREEMENT INCLUDING THE EXTENSION OF SANITARY SEWER SERVICE AND THE COLLECTION OF A 4.75% SEWER SURCHARGE; AND SETTING AN EFFECTIVE DATE.

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

Taylor stated the Proposal received a do pass as substituted recommendation from the Economic and Infrastructure Development Committee on July 19, 2005.

Tim Ramsaur, Public Works and Utilities, briefed Councilmembers and answered questions.

Public Testimony

Doug Richardson, Mayor of Lakewood, testified.

Taylor stated the need to Strike Section 3 of the Proposal in its entirety.

Lee moved an oral amendment to Strike Section 3 of the Proposal in its entirety; motion seconded and passed on a voice vote.

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

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**PROPOSAL NO. 2005-56, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL
AMENDING SECTION 1.28.050 OF THE PIERCE COUNTY CODE, "COUNCIL
MEETINGS AND AGENDA".**

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

Long stated the Proposal received a do pass recommendation from the Rules and Operations Committee on August 1, 2005, and provided a brief history of the Proposal.

Lee moved Council Amendment No. 1 on the Blue; motion seconded. The Chair called for public testimony on the amendment; there was no response. The amendment passed on a voice vote. A copy of the amendment is contained with these minutes.

Lee moved Council Amendment No. 2 on the Salmon; motion seconded. The Chair called for public testimony on the amendment; there was no response. The amendment passed on a voice vote. A copy of the amendment is contained with these minutes.

The Chair called for public testimony on the Proposal as amended.

Public Testimony

Bob Henkel testified.

Dale Washam testified.

Pearl Rashard testified.

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

IX. RESOLUTIONS - None

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X. OTHER BUSINESS/ANNOUNCEMENTS

1. Presentation on the Economic Impact of Arts and Cultural Organizations Study Results - Marlette Buchanan, Manager, Arts and Cultural Services/Arts Commission; and Dwight Gee, Artsfund.

Buchanan and Gee made the presentation.

XI. CITIZENS' FORUM - None

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:12 p.m.

Attest:

Patricia L. Face, Deputy Clerk

Approved:

Shawn Bunney, Council Chair

Date Approved

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