

**MINUTES**  
**PIERCE COUNTY COUNCIL MEETING**  
**August 11, 2009**

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 3:00 p.m. by Chair Bush.

**II. Roll Call**

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

Council Staff Present: Jeff Cox, Deputy Legal Counsel; Anna Graham, Administrator for Research and Policy; Denise Johnson, Clerk of the Council; Hugh Taylor, Senior Legislative Analyst; and Tom Swanson, Councilmember Assistant.

There were eight visitors present.

**III. Pledge of Allegiance to the Flag**

The pledge was led by Bush, 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**

***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. 2009-59, An Ordinance of the Pierce County Council Amending Ordinance No. 2001-82, as Previously Amended by Ordinance Nos. 2005-49 and 2007-103, Regarding the Allocation of Funding for Prevention Services and Programs from the Criminal Justice Purposes Sales and Use Tax Established by Ordinance No. 93-98.

Sponsored by: Councilmembers Dick Muri and Barbara Gelman  
Council contact person: Carolyn Pendle, (253) 798-3631  
To be heard in the Rules and Operations Committee on September 8, 2009  
Date of final Council hearing: September 22, 2009

2. Proposal No. 2009-64, An Ordinance of the Pierce County Council Declaring Certain Tax Titled Real Property as Surplus, Located in the City of Bonney Lake within Pierce County; and Authorizing the County Executive to Pursue Disposal of the Property, Pursuant to Pierce County Code Chapter 2.110, "Property Management".

Sponsored by: Councilmember Roger Bush  
Department contact person: Hollie Rogge, Facilities Management,  
(253) 798-6364  
Council contact person: Paul Bocchi, (253) 798-7304  
Date of final Council hearing: September 8, 2009

3. Proposal No. 2009-69, An Ordinance of the Pierce County Council Amending Chapter 1.22 of the Pierce County Code, "Pierce County Hearing Examiner Code", to Revise Definitions, Clarify the Examiner's Authority, and Improve Hearing Procedures; Adopting Findings of Fact; and Setting an Effective Date.

Sponsored by: Councilmember Terry Lee  
Department contact person: Cort O'Connor, Prosecutor's, (253) 798-6201  
Council contact person: Mike Kruger, (253) 798-6067  
For referral to the Community Development Committee  
To be heard in the Community Development Committee on August 17, 2009  
Date of final Council hearing: To be determined

4. Proposal No. 2009-70, An Ordinance of the Pierce County Council Amending Chapter 19D.240 of the Pierce County Code, "Pierce County Countywide Planning Policies", to Reflect Amendments Ratified by the Pierce County Regional Council.

Sponsored by: Councilmember Terry Lee  
Department contact person: Dan Cardwell, Planning and Land Services,  
(253) 798-7039  
Council contact person: Mike Kruger, (253) 798-6067  
For referral to the Community Development Committee  
To be heard in the Community Development Committee on August 17, 2009  
Date of final Council hearing: To be determined

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

1. Proposal No. R2009-91, A Resolution of the Pierce County Council Amending Resolution No. R2007-94 to Revise the Membership of the Courthouse Security Standing Committee.

Sponsored by: Councilmember Roger Bush  
Department contact person: Sandi Roberts, Risk Management, (253) 798-6285  
Council contact person: Susan Long, (253) 798-6068  
For referral to the Rules and Operations Committee  
To be heard in the Rules and Operations Committee on August 17, 2009  
Date of final Council hearing: August 18, 2009

**d. Other Items**

Lee 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 July 29, 2009, was read into the record:

Ordinance No. 2009-50, An Ordinance of the Pierce County Council Finding the Proposed Non-Exclusive Cable Television Franchise to Comcast of California/Colorado/Washington I, Inc. for a Cable System in Pierce County to be in the Public Interest; Setting Forth Terms and Conditions Accompanying the Granting of the Franchise; Providing for the Regulation of Construction, Operation, Maintenance, and Use of the System; Prescribing Remedies for the Violation of the Provisions of the Franchise; and Authorizing the County Executive to Enter into the Franchise Agreement.

Ordinance No. 2009-51, An Ordinance of the Pierce County Council Finding the Proposed Non-Exclusive Cable Television Franchise to Comcast of Tacoma, Inc. for a Cable System in Pierce County to Be in the Public Interest; Setting Forth Terms and Conditions Accompanying the Granting of the Franchise; Providing for the Regulation of Construction, Operation, Maintenance, and Use of the System; Prescribing Remedies for the Violation of the Provisions of the Franchise; and Authorizing the County Executive to Enter into the Franchise Agreement.

Ordinance No. 2009-52, An Ordinance of the Pierce County Council Finding the Proposed Non-Exclusive Cable Television Franchise to Comcast of Washington IV, Inc. for a Cable System in Pierce County to Be in the Public Interest; Setting Forth Terms and Conditions Accompanying the Granting of the Franchise; Providing for the Regulation of Construction, Operation, Maintenance, and Use of the System; Prescribing Remedies for the Violation of the Provisions of the Franchise; and Authorizing the County Executive to Enter into the Franchise Agreement.

Ordinance No. 2009-53, An Ordinance of the Pierce County Council Finding the Proposed Non-Exclusive Cable Television Franchise to Comcast of Puget Sound, Inc. for a Cable System in Pierce County to Be in the Public Interest; Setting Forth Terms and Conditions Accompanying the Granting of the Franchise; Providing for the Regulation of Construction, Operation, Maintenance, and Use of the System;

Prescribing Remedies for the Violation of the Provisions of the Franchise; and Authorizing the County Executive to Enter into the Franchise Agreement.

Ordinance No. 2009-54, An Ordinance of the Pierce County Council Relating to Contracting Indebtedness; Providing for the Issuance, Specifying the Maturity Dates, Interest Rates, Terms and Covenants and Fixing the Form of \$[23,950,000] Par Value Limited Tax General Obligation Bonds, 2009, of the County for the Purpose of Providing Funds to Pay the Cost of Transportation Improvements in the County and Pay the Costs of Issuance and Sale of Such Bonds; Establishing a Bond Redemption Fund and a Project Fund; Approving the Sale and Providing for the Delivery of the Bonds; and Setting an Effective Date.

Ordinance No. 2009-60s, An Ordinance of the Pierce County Council Amending Chapter 8.88 of the Pierce County Code, "Watercraft Regulations."

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

**Proposal No. R2009-92, A Resolution of the Pierce County Council Confirming the Reappointment of One Existing Member (Russ Bednorz) to the Mid-County Land Use Advisory Commission.**

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

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

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

**Proposal No. R2009-93, A Resolution of the Pierce County Council Confirming the Appointment of One Alternate Member (Dennis Dean) to the Board of Equalization.**

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

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

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

## **VIII. Ordinances**

**Proposal No. 2009-44s, An Ordinance of the Pierce County Council Vacating a Portion of Davis County Road Located in the Southeast Quarter of Section 3, Township 20 North, Range 1 West of the Willamette Meridian, in the Key Peninsula South (KPS) Area.**

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

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

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

**Proposal No. 2009-65, An Emergency Ordinance of the Pierce County Council to Opt Out of the City of Tacoma's "The Link" Revitalization Area; and Declaring an Emergency.**

Lee moved adoption; motion seconded. The Clerk read the title into the record. Cox explained the Proposal and responded to Councilmember questions.

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

**Proposal No. 2009-66, An Emergency Ordinance of the Pierce County Council to Opt Out of the City of Puyallup's "River Road Revitalization Area, Phase I"; and Declaring an Emergency.**

Lee moved adoption; motion seconded. The Clerk read the title into the record. Cox explained the Proposal and responded to Councilmember questions.

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

**IX. Resolutions - None**

**X. Other Business/Announcements - None**

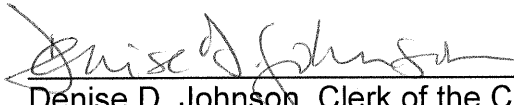
**XI. Citizens' Forum**

The following addressed the Council: Karen Campion, William Anderson, Ken Paulson, and Thomas White.

## **XII. Adjournment**

There being no further business, the meeting was adjourned at 3:25 p.m.

Attest:

  
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Denise D. Johnson, Clerk of the Council

Approved:

  
\_\_\_\_\_  
Roger Bush, Council Chair

09/01/2009  
\_\_\_\_\_  
Date Approved