

**MINUTES
PIERCE COUNTY COUNCIL MEETING
AUGUST 16, 2005**

930 TACOMA AVENUE SOUTH, ROOM 1045
TACOMA, WASHINGTON 98402
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018
www.co.pierce.wa.us/council

(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 Bunney.

II. ROLL CALL

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

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

There were six 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. 2003-62s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 19D.60 OF THE PIERCE COUNTY CODE, "STORM DRAINAGE AND SURFACE WATER MANAGEMENT PLAN"; ADOPTING THE "MUCK 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; AND ADOPTING FINDINGS OF FACT AND CONCLUSIONS.

Sponsored by: Councilmember Shawn Bunney

Contact person: Dan Wrye, 798-4672

DO PASS AS SUBSTITUTED RECOMMENDATION - ECONOMIC AND INFRASTRUCTURE DEVELOPMENT COMMITTEE ON AUGUST 2, 2005 (Terry Lee, Chair; Roger Bush, Vice Chair; Shawn Bunney, Member; Calvin Goings, Member; Dick Muri, Member)

Suggested date of Council hearing: September 13, 2005

2. PROPOSAL NO. 2005-6s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING CHAPTER 8.64 OF THE PIERCE COUNTY CODE, "ALARM SYSTEMS", AS ADOPTED BY ORDINANCE NO. 92-170 AND AMENDED, AND ADOPTING A NEW CHAPTER 8.64, "ALARM SYSTEMS", RELATING TO ALARM SYSTEM PERMITTING, ALARM BUSINESS REGISTRATION, ALARM RESPONSES, REVOCATIONS, AND PRESCRIBING PENALTIES FOR VIOLATIONS; AND SETTING AN EFFECTIVE DATE.

Sponsored by: Councilmember Barbara Gelman

Contact person: Ed Smith, 798-3608

DO PASS AS SUBSTITUTED RECOMMENDATION - PUBLIC SAFETY AND HUMAN SERVICES COMMITTEE ON JULY 26, 2005 (Barbara Gelman, Chair; Timothy M. Farrell, Vice Chair; Roger Bush, Member; Terry Lee, Member; Dick Muri, Member)

Suggested date of Council hearing: September 13, 2005

3. 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.

Sponsored by: Councilmember Shawn Bunney

Contact person: Janel Krilich, 798-4008

POSTPONE INDEFINITELY RECOMMENDATION - RULES AND OPERATIONS COMMITTEE ON AUGUST 8, 2005 (Shawn Bunney,

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Chair/excused; Terry Lee, Vice Chair; Calvin Goings, Member)

Suggested date of Council hearing: September 20, 2005

4. PROPOSAL NO. 2005-53s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO PENINSULA LIGHT COMPANY, INC., OF PIERCE COUNTY, WASHINGTON, FOR LOCATION OF ELECTRIC LINES ON CERTAIN RIGHTS OF WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

Sponsored by: Councilmember Terry Lee

Contact person: Jerry West, 798-3687

DO PASS AS SUBSTITUTED RECOMMENDATION - ECONOMIC AND INFRASTRUCTURE DEVELOPMENT COMMITTEE ON AUGUST 2, 2005 (Terry Lee, Chair; Roger Bush, Vice Chair; Shawn Bunney, Member/excused; Calvin Goings, Member; Dick Muri, Member)

Suggested date of Council hearing: September 20, 2005

5. PROPOSAL NO. 2005-63, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING ITS FUNDING INTENTIONS RELATED TO THE CHAMBERS BAY GOLF COURSE; REAFFIRMING THAT THE PRINCIPAL FUNDING SOURCE FOR ALL COSTS ASSOCIATED WITH THE FINANCING, CONSTRUCTION, OPERATION, AND MAINTENANCE OF THE GOLF COURSE WILL BE THE REVENUES GENERATED BY THE CHAMBERS BAY GOLF COURSE; AND DIRECTING THAT THE PIERCE COUNTY EXECUTIVE DEVELOP A STRATEGY TO UTILIZE AVAILABLE LAND WITHIN THE CHAMBERS CREEK PROPERTIES FOR ADDITIONAL REVENUE GENERATION, IF NEEDED.

Sponsored by: Councilmembers Shawn Bunney and Terry Lee

Contact person: Hugh Taylor, 798-3665

For referral to the Rules and Operations Committee

To be heard in the Rules and Operations Committee on September 6, 2005

Suggested date of Council hearing: September 13, 2005

6. PROPOSAL NO. 2005-64, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF AN APPLICATION FOR OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTIES LOCATED WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY;

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AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS33-02, DUANE J. TIBEAU - BONNEY LAKE AREA; APPLICATION NO. OS100- 04, MICHAEL D. AND PENNY CANNON - GIG HARBOR AREA; APPLICATION NO. OS111-04, ADRIANA CURL - ROY AREA)

Sponsored by: Councilmember Calvin Goings
Contact person: Chad R. Williams, 798-3683
For referral to the Community Development Committee
Suggested date of Council hearing: September 13, 2005

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

1. PROPOSAL NO. R2005-113, A RESOLUTION OF THE PIERCE COUNTY COUNCIL DECLARING ITS INTENDED DISTRIBUTION OF NATIONAL FOREST RELATED SAFETY-NET PAYMENTS BETWEEN TITLE II AND TITLE III OF THE SECURE SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000.

Sponsored by: Councilmember Shawn Bunney
Contact person: Debby Hyde, 798-7110
For referral to the Rules and Operations Committee
To be heard in the Rules and Operations Committee on August 22, 2005
Suggested date of Council hearing: August 30, 2005

2. PROPOSAL NO. R2005-115, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING RESOLUTION NO. R2005-29s, WHICH ESTABLISHED A HEALTH DEPARTMENT AGREEMENT TASK FORCE, TO CHANGE THE DEADLINE FOR RECOMMENDATIONS, THE SUNSET DATE, AND TASK FORCE MEMBERSHIP.

Sponsored by: Councilmembers Barbara Gelman and Dick Muri
Contact person: Carolyn Pendle, 798-3631
For referral to the Rules and Operations Committee
To be heard in the Rules and Operations Committee on August 22, 2005
Suggested date of Council hearing: August 23, 2005

d. Other Items

Lee 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 Ordinance, which was approved and signed on August 4, 2005, was read into the record:

ORDINANCE NO. 2005-31s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE SECTION 2.72.020 INCREASING THE MEMBERSHIP OF THE PIERCE COUNTY ARTS COMMISSION TO THIRTEEN BY INCREASING AT-LARGE MEMBERS FROM TWO TO SIX; AND PROVIDING THAT NO MORE THAN FOUR MEMBERS MAY BE FROM ANY SINGLE MUNICIPAL JURISDICTION.

2. A message from the Executive transmitting the following Ordinances, which were approved and signed on August 5, 2005, was read into the record:

ORDINANCE NO. 2005-25s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO THE TOWN OF EATONVILLE, OF PIERCE COUNTY, WASHINGTON, FOR LOCATION OF ELECTRIC LINES ON CERTAIN RIGHTS OF WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

ORDINANCE NO. 2005-32, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 8.88.480 OF THE PIERCE COUNTY CODE TO PROHIBIT THE OPERATION OF VESSELS POWERED BY INTERNAL COMBUSTION ENGINES ON THE WATERS OF LAKE JOSEPHINE.

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

PROPOSAL NO. R2005-111, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE AGING AND LONG TERM CARE ADVISORY BOARD. (DAN FRUICHANTIE)

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 six to zero.

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PROPOSAL NO. R2005-112, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REAPPOINTING EIGHT MEMBERS TO THE ALLOCATION ADVISORY COMMITTEE FOR PREVENTION PROGRAMS. (JANET DETERING, KEVIN ENTZE, RICKARD GUILD, KAREN HANSON, RUSSELL HUMBERD, HELEN MYRICK, BEVERLY SWAN, AND DIANE THOMPSON)

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 six to zero.

VIII. ORDINANCES

PROPOSAL NO. 2005-38, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING SUPPLEMENTAL FRANCHISE NO. 1 TO THE CITY OF AUBURN, A MUNICIPAL CORPORATION OF THE STATE OF WASHINGTON, FOR LOCATION OF SANITARY SEWER PIPELINES ON CERTAIN RIGHTS-OF-WAY.

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

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

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

PROPOSAL NO. 2005-54, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING INTERIM SIGN AND DESIGN STANDARDS FOR THE ALDERTON-MCMILLIN COMMUNITY PLAN AREA FOR APPLICATION TO COMMERCIAL DEVELOPMENTS UNTIL THE COMMUNITY PLAN AND ASSOCIATED IMPLEMENTING REGULATIONS CAN BE DEVELOPED; ADOPTING A NEW CHAPTER 18B.200 OF THE PIERCE COUNTY CODE, "ALDERTON-MCMILLIN INTERIM SIGN STANDARDS"; ADOPTING A NEW CHAPTER 18J.100, "ALDERTON-MCMILLIN INTERIM DESIGN STANDARDS AND GUIDELINES"; REQUESTING REVIEW BY THE PLANNING COMMISSION; AND ADOPTING FINDINGS OF FACT.

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

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Graham stated the Proposal received a do pass recommendation from the Community Development Committee on July 25, 2005; and she explained Council Amendment No. 1 on the tan.

Kimberly Freeman, Planning and Land Services, provided a brief overview of the Proposal and the amendment.

Lee moved Council Amendment No.1 on the tan; 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; there was no response. The Proposal passed as amended on a roll call vote of six to zero.

IX. RESOLUTIONS

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.

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

Gross stated the Proposal received a do pass recommendation from the Rules and Operations Committee on July 25, 2005.

The Chair called for public testimony; there was no response. The Proposal was adopted on a roll call vote of five to one. Councilmember Roger Bush voted no.

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X. OTHER BUSINESS/ANNOUNCEMENTS - None

XI. CITIZENS' FORUM - None

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 3:20 p.m.

Attest:

Patricia L. Face, Deputy Clerk

Approved:

Shawn Bunney, Council Chair

Date Approved

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