

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
AUGUST 26, 2003**

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 Acting Chair Lee.

**II. PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**III. ROLL CALL**

Councilmembers Present: Paul Bocchi, Shawn Bunney, Barbara Gelman, and Terry Lee. Calvin Goings, Harold Moss, and Kevin Wimsett were excused.

Council Staff Present: Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Operations; Tom Weber, Administrator for Research & Policy; Carolyn Pendle, Research Analyst.

There were four visitors present.

**IV. APPROVAL OF AGENDA**

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

**V. CONSENT AGENDA**

a. Approval of Minutes

1. The minutes of the July 22, 2003, regular Council meeting.
2. The minutes of the July 29, 2003, regular Council meeting.

- b. Action on Ordinances (refer, set date of hearing)
1. PROPOSAL NO. 2003-54s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 19D.140 OF THE PIERCE COUNTY CODE, "SATELLITE SYSTEM AND MANAGEMENT PROGRAM AND DISPUTE RESOLUTION PROCESS", BY ESTABLISHING TIMELY AND REASONABLE SERVICE CRITERIA.  
Sponsored by: Councilmember Shawn Bunney  
Contact person: Susan Clark, 798-6169  
DO PASS AS SUBSTITUTED RECOMMENDATION - PUBLIC WORKS COMMITTEE (Shawn Bunney, Chair; Terry Lee, Vice Chair; Paul Bocchi, Member/excused; Barbara Gelman, Member, Calvin Goings, Member)  
Suggested date of Council hearing: September 23, 2003
  2. PROPOSAL NO. 2003-69, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING CHAPTER 19D.120 OF THE PIERCE COUNTY CODE, "COORDINATED WATER SYSTEM PLAN AND WATER GENERAL PLAN"; AND ADOPTING A NEW CHAPTER 19D.120, "COORDINATED WATER SYSTEM PLAN AND REGIONAL SUPPLEMENT 2001."  
Sponsored by: Councilmember Shawn Bunney  
Contact person: Susan Clark, 798-6169  
DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE (Shawn Bunney, Chair; Terry Lee, Vice Chair; Paul Bocchi, Member/excused; Barbara Gelman, Member, Calvin Goings, Member)  
Suggested date of Council hearing: September 23, 2003
  3. PROPOSAL NO. 2003-72, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2002-112s, AS AMENDED; AND INCREASING THE 2003 BUDGET FOR THE ECONOMIC DEVELOPMENT DEPARTMENT, THE CORRECTIONS DEPARTMENT, AND THE ROADS CONSTRUCTION FUND.  
Sponsored by: Councilmember Kevin Wimsett  
Contact person: Patrick Kenney, 798-7285  
DO PASS RECOMMENDATION - RULES AND OPERATIONS COMMITTEE (Harold Moss, Chair; Kevin Wimsett, Vice Chair/excused; Terry Lee, Member)  
Suggested date of Council hearing: September 23, 2003
  4. PROPOSAL NO. 2003-91, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL APPROVING A LAND LEASE AGREEMENT FOR REAL PROPERTY AT THE PIERCE COUNTY AIRPORT--THUN FIELD WITH THUN HANGARS ASSOCIATION; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID LEASE.  
Sponsored by: Councilmember Harold Moss  
Contact person: Jennifer Walker, 798-7025  
For referral to the Rules and Operations Committee

5. PROPOSAL NO. 2003-93, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 19B.30 OF THE PIERCE COUNTY CODE, THE FREDERICKSON COMMUNITY PLAN; AMENDING THE COMPREHENSIVE PLAN, TITLE 19A OF THE PIERCE COUNTY CODE, TO INCORPORATE POLICIES OF THE FREDERICKSON COMMUNITY PLAN; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmember Kevin Wimsett

Contact person: Hugh Taylor, 798-2752

To be referred to the Planning and Environment Committee

To be heard in the Planning and Environment Committee beginning on September 10, 2003

Suggested date of Council hearing: October 28, 2003

6. PROPOSAL NO. 2003-94, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL IMPLEMENTING THE FREDERICKSON COMMUNITY PLAN; AMENDING TITLE 18A OF THE PIERCE COUNTY CODE, PIERCE COUNTY DEVELOPMENT REGULATIONS-ZONING; AMENDING CHAPTER 18A.25, ZONE CLASSIFICATIONS AND USE TABLES, AND CHAPTER 18A.35, DEVELOPMENT STANDARDS; AMENDING THE PIERCE COUNTY ZONING ATLAS; ADOPTING A NEW CHAPTER 18B.120, SIGN DESIGN - FREDERICKSON, AND A NEW CHAPTER 18J.60, FREDERICKSON COMMUNITY PLAN AREA DESIGN STANDARDS AND GUIDELINES; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmember Kevin Wimsett

Contact person: Hugh Taylor, 798-2752

To be referred to the Planning and Environment Committee

To be heard in the Planning and Environment Committee beginning on September 10, 2003

Suggested date of Council hearing: October 28, 2003

- c. Action on Resolutions (refer, set date of hearing)
- d. Other Items

Bunney moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of four 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 14, 2003, was read into the record:

ORDINANCE NO. 2003-65, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ENACTING A NEW CHAPTER 2.109 OF THE PIERCE COUNTY CODE, "HISTORICALLY UNDER-UTILIZED BUSINESS (HUB)

PROGRAM", A PROGRAM TO INCREASE PARTICIPATION IN COUNTY CONTRACTS FOR QUALIFIED BUSINESSES WHICH HAVE DIFFICULTY COMPETING FOR COUNTY GOVERNMENT BUSINESS.

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

**PROPOSAL NO. R2003-110, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF FOUR NEW MEMBERS, AND THE REAPPOINTMENT OF SIX EXISTING MEMBERS TO THE DEVELOPMENTAL DISABILITIES ADVISORY BOARD (MICHEL RAYMOND, ALAN GILL, JOHN MILLER, PAT O'MALLEY, PIA GARDNER, SANDRA OLIVER, DARRELL POWELL, SAMIRA SHUKRI, LINDA SMITH, AND HELEN ARNESTAD).**

Bunney 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 four to zero.

**PROPOSAL NO. R2003-112, A RESOLUTION OF THE PIERCE COUNTY COUNCIL APPOINTING \_\_\_\_\_, \_\_\_\_\_, AND \_\_\_\_\_ TO A COMMITTEE TO PREPARE ARGUMENTS ADVOCATING VOTERS' APPROVAL OF A SALES AND USE TAX INCREASE FOR CRIMINAL JUSTICE PURPOSES, AND APPOINTING \_\_\_\_\_, \_\_\_\_\_, AND \_\_\_\_\_ TO A COMMITTEE TO PREPARE ARGUMENTS ADVOCATING VOTERS' REJECTION OF THE MEASURE.**

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

Bunney moved Council Amendment No. 1 as printed on the pink; motion seconded. A copy of this amendment is included with these minutes as Attachment I.

Bunney explained the names have been solicited from several organizations for the preparation of pro and con statements. The purpose of the amendment is to incorporate the name of the participants: Kirk Kirkland, Ron Klein and Ann Eft (pro), and Jennie Stephenson, Jan Shabro and Robin McCoy (con).

Public Testimony on the Amendment

Will Baker spoke in opposition to the Sales and Use Tax Proposal.

Long reminded Baker that testimony is being taken on the names being submitted as an amendment.

Baker continued to speak on the Proposal; Lee asked Baker to address his comments to the amendment.

Bunney called for a Point of Order. At 3:20 p.m. the Chair called for a five-minute recess; the meeting reconvened at 3:25 p.m.

The Chair asked Long to read into the record the procedures for public hearings before Baker continued his testimony.

Long read Pierce County Code 1.28.050 G., and stated a time limit of three minutes is allotted to each speaker.

The Chair asked how much testimony time Baker had left to speak on the amendment; Baker had 37 seconds left.

Baker continued his testimony.

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

The amendment passed on a voice vote.

The Chair called for questions of Councilmembers on the amended Proposal.

#### Staff Testimony

At Bunney's request, Long explained the law regarding the Voters' Pamphlet and the legal reasons why the Resolution is before the Council.

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

The Proposal was adopted as amended on a roll call vote of four to zero.

#### **VIII. ORDINANCES**

**PROPOSAL NO. 2003-60, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO AMERICAN WATER RESOURCES, INC., FOR THE LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.**

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

Staff Testimony

Les Olsen, Public Works and Utilities Department, provided information on the Proposal. The Department supports the franchise.

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

**PROPOSAL NO. 2003-63, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF CRESCENT VALLEY CUTOFF ROAD NORTHWEST, WHICH IS LOCATED IN THE WEST HALF OF SECTION 33, TOWNSHIP 22 NORTH, RANGE 2 EAST OF THE WILLAMETTE MERIDIAN, IN THE GIG HARBOR AREA.**

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

Staff Testimony

Olsen provided information on the Proposal. He referenced the map contained in the Proposal, and stated the Department supports the vacation.

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

**PROPOSAL NO. 2003-64, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO LONGBRANCH SHORES ASSOCIATION, FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.**

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

Staff Testimony

Olsen provided information on the Proposal. The Department supports the franchise.

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

**IX. RESOLUTIONS**

**PROPOSAL NO. R2003-106, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RATIFYING AS REQUIRED BY PIERCE COUNTY CODE 2.110.120, THE SALE OF**

**THE SURPLUS COUNTY-OWNED REAL PROPERTY LOCATED AT 1304 PACIFIC AVENUE IN TACOMA, WASHINGTON (COMMONLY REFERRED TO AS THE LUZON BUILDING AND PACIFIC BLOCK PROPERTIES).**

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

Staff Testimony

Lyle Quasim, Executive Chief of Staff, provided information on the Proposal, and urged the Council to approve the Proposal.

Dan Cagle, Facilities Management, in response to Bocchi's questions, explained how the County came to own the downtown building; commented on the appraisals of the building and its adjacent lots; and the costs of maintaining the boarded-up building.

In response to Lee's question, Cagle stated the date of closing is 30 days after the expiration of the building inspection period. There is no fixed date of sale.

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

Bunney spoke in support of the Proposal.

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

**PROPOSAL NO. R2003-111, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ENDORSING THE PIERCE COUNTY SHERIFF DEPARTMENT'S ACCEPTANCE OF A GRANT AWARD OF \$166,595.00 IN DEPARTMENT OF JUSTICE LOCAL LAW ENFORCEMENT BLOCK GRANT FUNDS, FOR PUBLIC SAFETY SERVICES THAT ADDRESS CRITICAL NEEDS FOR PIERCE COUNTY CITIZENS; AND PROVIDING A PUBLIC HEARING ON THE PROPOSED COUNTY'S USE OF THE MONEY RECEIVED.**

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

Staff Testimony

Mike Carson, Pierce County Sheriff's Department, provided information on the Proposal. In response to Gelman's question, he stated this meeting constitutes the public hearing process.

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

**X. OTHER BUSINESS/ANNOUNCEMENTS**

1. Bunney moved to approve the Meeting Schedule for the week of September 1-5, 2003; motion seconded. At Weber's suggestion, Bunney moved to remove the 11:00 a.m. Council Study Session from the Meeting Schedule; motion seconded. The Meeting Schedule was passed on a voice vote.
2. Bunney moved to approve the Council Agenda for September 2, 2003; motion seconded and passed on a voice vote.

**XI. GENERAL PUBLIC COMMENTS**

1. Will Baker spoke to Proposal No. R2003-112, and commented on the Brame issue.

**XII. ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:55 p.m.

Attest:

\_\_\_\_\_  
Denise D. Johnson, Clerk of the Council

Approved:

\_\_\_\_\_  
Councilmember Harold Moss, Council Chair

Date Approved

f:\wpfiles\minutes\cnclaug26 2003.min.doc

## ATTACHMENT I

### Pierce County

Office of the County Council

930 Tacoma Avenue So., Room 1046  
Tacoma, WA 98402-2176  
(253) 798-6653  
FAX (253) 798-7509  
1-800-992-2456

**BARBARA GELMAN**  
Councilmember, District No. 3

December 20, 2006

### COUNCIL AMENDMENT NO. 1 Pink

TO: Councilmembers

FROM: Councilmember Barbara Gelman

SUBJECT: **PROPOSED AMENDMENTS TO RESOLUTION NO. R2003-112**

---

I recommend the following amendments to Proposed Resolution No. R2003-112:

1. On page 1 of 3, line 11, insert "Kirk Kirkland, Ron Klein, and Ann Eft" in the blanks.
2. On page 1 of 3, lines 14 and 15, insert "Jennie Stephenson, Jan Shabro, and Robin McCoy" in the blanks.
3. On page 2 of 3, lines 14 and 15, insert "Kirk Kirkland, Ron Klein, and Ann Eft" in the blanks.
4. On page 2 of 3, lines 18 and 19 insert "Jennie Stephenson, Jan Shabro, and Robin McCoy" in the blanks.

BG/lm

c: Denise Johnson, Clerk of the Council

F:\wpfiles\lmedley\r2003112-1 council.amd.doc