

MINUTES
PIERCE COUNTY COUNCIL MEETING
August 26, 2008

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 Lee.

II. Roll Call

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

Council Staff Present: Susan Long, Administrator for Legal and Clerks; Denise Johnson, Clerk of the Council; Hugh Taylor, Senior Research Analyst; and Carolyn Pendle, Senior Research Analyst.

There were approximately 50 visitors present.

III. Pledge of Allegiance to the Flag

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

IV. Approval of Agenda

Goings 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. 2008-45s, An Ordinance of the Pierce County Council Relating to Public Safety, Creating Two New Chapters of the Pierce County Code, Chapter 9.60, "Regulation of Solicitation," and Chapter 9.62, "Solicitations to Occupants of Vehicles on Public Roadways Prohibited"; Adopting a Definition of Pedestrian and Vehicle Interference, Placing Reasonable Time, Place, and Manner Restrictions on Solicitation in Certain Locations, Defining Offenses and Penalties; and Setting an Effective Date.

Sponsored by: Councilmembers Calvin Goings and Barbara Gelman
Council contact person: Carolyn Pendle, (253) 798-3631
Committee recommendation: Do Pass as Substituted at Public Safety and Human Services on August 4, 2008
Suggested date of Council hearing: September 23, 2008
2. Proposal No. 2008-59s, An Ordinance of the Pierce County Council Amending Title 11.05 of the Pierce County Code, "Illicit Stormwater Discharge"; Amending Title 17A of the Pierce County Code, "Construction and Infrastructure Regulations - Site Development and Stormwater Drainage," Updating the Pierce County Stormwater Management and Site Development Manual; Directing the Department of Public Works and Utilities and the Planning and Land Services Department to Create Training Materials for the Pierce County Stormwater Management and Site Development Manual; And Setting An Effective Date.

Sponsored by: Councilmember Terry Lee
Department contact person: Hans Hunger, Public Works and Utilities, (253) 798-6162
Council contact person: Jeff Cox, (253) 798-7579
Committee recommendation: Forwarded as Substituted Without Recommendation at Economic and Infrastructure Development on August 12, 2008
Suggested date of Council hearing: September 23, 2008
3. Proposal No. 2008-65, An Ordinance of the Pierce County Council Amending Chapter 2.106 of the Pierce County Code, "Purchasing," to Align Competitive Bid Limits with Changes to Revised Code of Washington 36.32.245; and to Align Small Works Public Roster Contract Procedures with Changes to Revised Code of Washington 39.04.155.

Sponsored by: Councilmember Terry Lee
Department contact person: Ken Matthews, Budget and Finance, (253) 798-7730
Council contact person: Susan Long, (253) 798-6068
For referral to the Rules and Operations Committee
Date of final Council hearing: To Be Determined

4. Proposal No. 2008-66, An Ordinance of the Pierce County Council Granting a Nonexclusive Franchise to the Harvey-Gardner Water System for Location of Waterlines on Certain County-Owned Rights-of-Way; and Authorizing the County Executive to Execute Said Franchise.

Sponsored by: Councilmember Roger Bush

Department contact person: Jerry West, Public Works and Utilities,
(253) 798-3687

Council contact person: Jeff Cox, (253) 798-7579

For referral to the Economic and Infrastructure Development Committee

Date of final Council hearing: To Be Determined

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

1. Proposal No. R2008-128, A Resolution of the Pierce County Council Approving Additional Regular Staff Positions in the 2008 Budget.

Sponsored by: Councilmember Terry Lee

Department contact person: Aaron BeMiller, Budget and Finance,
(253) 798-7512

Council contact person: Paul Bocchi, (253) 798-7304

For referral to the Rules and Operations Committee

Date of final Council hearing: To Be Determined

d. Other Items

Goings moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of .

VI. Messages from Executive/Judges/Prosecuting Attorney

1. A message from the Executive transmitting the following Ordinances, which were approved and signed on August 10, 2008:

Ordinance No. 2008-52, 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. OST16-07, Thomas R. and Eileen Poch, Carbonado Area; and Application No. OST25-07, Darwin and Lisa Reed, Forest Grove Area)

Ordinance No. 2008-53, An Ordinance of the Pierce County Council Authorizing the Approval of Applications for Open Space Classification under Current Use Assessment on Certain Properties Located within the Unincorporated Boundaries of Pierce County; and Adopting Findings of Fact. (Application No. OS19-07, Christopher R. and Jennifer Johnston - Arletta Area; Application No. OS21-07, Kevin and Carol Kneeshaw - Eatonville Area; Application No. OS22-07, Audrey Thompson - Eatonville Area; Application No. OS23-07, Mary Roberts-Ripley - Home Area; and Application No. OS24-07, Scott M. and Shirley Jo Webster - Midland Area)

2. A message from the Executive transmitting the following Ordinance, which was approved and signed on August 14, 2008:

Ordinance No. 2008-54, An Ordinance of the Pierce County Council Authorizing the Approval of an Application 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. OST20-07, Albert and Wanda Conant - Eatonville Area)

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

Proposal No. R2008-127, A Resolution of the Pierce County Council Confirming the Appointment of One New Representative of County Shooting Clubs Member (Dennis Wilcox) to the Pierce County Firearms Advisory Commission.

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

Long explained Proposal No. R2008-127.

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

The question was called; the Proposal No. R2008-127 was adopted on a roll call vote of 7 to 0.

VIII. Ordinances

Proposal No. 2008-49, An Ordinance of the Pierce County Council Deeming Specific Properties to Be for County Purposes; Authorizing the Prosecuting Attorney to Commence Condemnation Proceedings to Acquire Real Property for County Road Project (CRP) 5424, Entitled 176th Street East -- 78th Avenue East to Gem Heights Drive East; and Providing Notice to Affected Property Owners of Record of the Final Action Specifically Relating to the Following Properties: Tax Parcel Numbers (TIN) 0419321056; 0419325019; 0419321007; 0419321036; and 0419325001.

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

Taylor explained Proposal No. 2008-49.

Ramiro Chavez, Public Works and Utilities Department, spoke on behalf of the department and urged passage of Proposal No. 2008-49.

Goings moved Amendment No. 1, salmon; motion seconded. Long explained Amendment No. 1.

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

The question was called; Amendment No. 1 passed on a voice vote.

The Chair called for public testimony on Proposal No. 2008-49 as amended; there was no response.

The question was called; Proposal No. 2008-49 passed on a roll call vote of 7-0.

IX. Resolutions

Goings moved to move Proposal No. R2008-89s up on the agenda; motion seconded and passed on a voice vote.

Proposal No. R2008-89s, A Resolution of the Pierce County Council Expressing Support for the Complete Streets Concept and Requesting that a Complete Streets Policy be Included as a Component of the Transportation Plan Update.

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

Taylor explained Proposal No. R2008-89s.

The Chair called for public testimony.

Public Testimony:

John Ernest Berry III and Krystal Kyer, Tahoma Audubon Society spoke regarding Proposal No. R2008-89s.

Lee stated that the Tacoma-Pierce County Board of Health passed the Resolution unanimously. He urged the passage of Proposal No. R2008-89s.

The question was called; Proposal No. R2008-89s was adopted on a roll call vote of 7-0.

Proposal No. R2008-117, A Resolution of the Pierce County Council Authorizing and Endorsing the Execution of an Agreement Between Pierce County and Pierce County Recycling, Composting and Disposal, LLC (PCRCD), Doing Business as LRI, for Purposes of Solid Waste Handling and Disposal through 2036, as Recommended to the Council by the County Executive.

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

Pendle explained Proposal No. R2008-117. She stated that the proposal was continued from the August 12, 2008 Council meeting.

Goings acknowledged that Solid Waste and Utilities has sent a letter answering his question's raised at the August 12, 2008 Council meeting.

Pendle answered questions of Gelman regarding Proposal No. R2008-117.

The Chair called for public testimony.

Public Testimony:

Marilyn Sanders, Senator Marilyn Rasmussen, Don Olson, Warren Olson, Dwight Baker, Barbara McCabe, Cindy Sable, Louise Carson, William Hill, James Halmo, Roy Waters, Carrie Hill, Heather Allred, George Wearn, Bob Commer, Wendy Hall, Andy Bails, Mark Abney, Matt Hamilton, Doug, Buman, Bud Rehberg, and Mark Johnson provided comments regarding Proposal No. R2008-117.

At Lee's request, Pendle, Steve Wamback, Public Works Solid Waster Division Administrator and John Sherman, Tacoma-Pierce County Health Department answered question raised during public testimony as well as questions raised by Councilmembers.

The question was called; Proposal No. R2008-89s was adopted on a roll call vote of 7-0.

The meeting recessed at 4:45 p.m.; the meeting reconvened at 4:50 p.m.

X. Other Business/Announcements - None

XI. Citizens' Forum

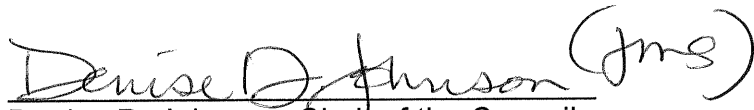
Don Donery, Mark Schooley, Heather Allred, Bud Rehberg, Judy Spiers, Dean Webber, Bruce Minker, provided testimony during the Citizens' Fourn.

Farrell responded to Minker's questions regarding vacant jail space.

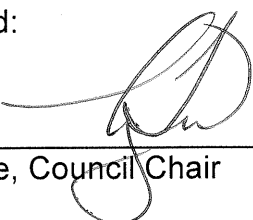
XII. Adjournment

There being no further business, the meeting was adjourned at 5:10 p.m.

Attest:


Denise D. Johnson, Clerk of the Council

Approved:


Terry Lee, Council Chair

10/14/2008
Date Approved