

**MINUTES
PIERCE COUNTY COUNCIL MEETING
SEPTEMBER 3, 2002**

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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 Moss.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Moss.

III. ROLL CALL

Councilmembers Present: Karen S. Biskey, Wendell Brown, Harold Moss, Pat O'Malley, and Jan Shabro; Calvin Goings and Kevin Wimsett were excused.

Council Staff Present: Susan Long, Legal Counsel; Gerri Rainwater, Administrator/Clerks & Operations; and Tom Weber, Administrator/Research & Policy.

There were approximately 11 visitors present.

IV. APPROVAL OF AGENDA

O'Malley moved approval of the Agenda; motion seconded and passed.

V. CONSENT AGENDA

a. Approval of Minutes

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

1. PROPOSAL NO. 2002-92, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 8.92 OF THE PIERCE COUNTY CODE, "DISPOSITION OF THE REMAINS OF INDIGENT DECEDENTS", ALLOWING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH UNIFORM RATES FOR SERVICES.

Sponsored by: Councilmember Harold Moss

Contact person: Thomas Weber, 798-6067

For referral to the Rules and Operations Committee

2. PROPOSAL NO. 2002-93, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL APPROVING A LAND LEASE AGREEMENT FOR REAL PROPERTY AT THE PIERCE COUNTY AIRPORT--THUN FIELD WITH HANGAR, INC.; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID LEASE.

Sponsored by: Councilmember Harold Moss

Contact person: Bob Snyder, 798-7109

For referral to the Rules and Operations Committee

3. PROPOSAL NO. 2002-94, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 18I.35, "RIGHT TO FARM", TO SUPPORT AND ENCOURAGE CONTINUED AGRICULTURAL OPERATIONS IN PIERCE COUNTY BY ESTABLISHING METHODS OF DISCLOSURE, GRIEVANCE PROCEDURES, AND PENALTIES; AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmember Calvin Goings

Contact person: Brynn Brady, 798-3667

For referral to the Planning and Environment Committee

4. PROPOSAL NO. 2002-95, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING CHAPTER 17A.50 OF THE PIERCE COUNTY CODE, "FLOODPLAIN MANAGEMENT;" ADOPTING A NEW CHAPTER 17A.50, "FLOOD HAZARD AREAS;" AMENDING SECTION 17A.10.060, "DEFINITIONS;" SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmember Karen Biskey

Contact person: Lloyd Fetterly, 798-6730

For referral to the Planning and Environment Committee

Suggested date of Council hearing: October 1, 2002

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

O'Malley moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of five to zero.

VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY - None

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

PROPOSAL NO. R2002-98, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND EXECUTIVE DECLARING SEPTEMBER 11, 2002 TO BE "9.11: A DAY OF MEMORY, HOPE AND ACTION IN PIERCE COUNTY" AND ENCOURAGING THE PARTICIPATION OF ALL THE CITIES, TOWNS, AND CITIZENS OF PIERCE COUNTY.

O'Malley moved adoption; motion seconded. The Clerk read the Proclamation into the record. The Proposal passed on a roll call vote of five to zero.

PROPOSAL NO. R2002-99, A RESOLUTION OF THE PIERCE COUNTY COUNCIL COMMENDING U.S. ARMY GENERAL JAMES T. HILL FOR HIS LEADERSHIP AND DEDICATION WHILE SERVING AS COMMANDING GENERAL OF THE I CORPS AND FORT LEWIS, BEGINNING SEPTEMBER 1999.

O'Malley moved adoption; motion seconded. The Clerk read the Proclamation into the record.

O'Malley stated that General Hill has moved to Florida, and the Proclamation will be mailed to him. O'Malley commended Hill for the many contributions he and his family made to this community.

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

PROPOSAL NO. R2002-101, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE PIERCE COUNTY ETHICS COMMISSION. (HUNTER NICKELL)

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

Public Testimony

Hunter Nickell stated he is looking forward to working with the Ethics Commission, and outlined some of his previous work experience and background.

The Chair thanked Nickell for volunteering to serve in this capacity.

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

VIII. ORDINANCES

PROPOSAL NO. 2002-78s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DIRECTING THE PERFORMANCE AUDIT COMMITTEE TO ENGAGE THE SERVICES OF AN INDEPENDENT CONSULTANT TO CONDUCT A PERFORMANCE REVIEW OF PUGET SOUND BEHAVIORAL HEALTH.

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

O'Malley announced he will abstain from voting on this Proposal.

Staff Testimony

Weber explained passage of this Ordinance would call for the hiring of an independent consultant to conduct a performance review of Puget Sound Behavior Health that asks for a report to the County Council on the projected financial conditions, physical plant improvements required, and to present an action plan for current management structure and expertise, to determine if it is capable of executing recommending improvements.

Fran Lewis, Director of Human Services Department, stated she is available for questions of Councilmembers.

Brown stated the Performance Audit Committee has been coordinating a performance review of various departments of the County to get a better understanding of all operations. He stated the requirement is that the audit be independent and done in a timely manner.

In response to Shabro's question, Matt Temmel, Performance Audit Coordinator, explained the process of how independent outside consultants are employed. He outlined the RFP process.

Biskey stated she is interested in discussing the possibility of changing the makeup of the Performance Audit Committee, stating that it may be appropriate to bring Ad Hoc Members on to the Committee during consideration of special areas of interest.

The Proposal passed on a roll call vote of four to zero; O'Malley abstained.

IX. RESOLUTIONS

PROPOSAL NO. R2002-102, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ENDORSING THE PIERCE COUNTY SHERIFF DEPARTMENT'S ACCEPTANCE OF A GRANT AWARD OF \$210,889.00 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.

O'Malley moved adoption; motion seconded. The Clerk read the title into the record.

Staff Testimony

Mike Carson, Sheriff's Department, spoke in support of the Resolution, stating it would allow for acceptance of Federal Block Grant funds, which are a major funding for the technology enhancements for the Sheriff's Department and other agencies. The funds are used basically to purchase laptop computers for the officers, and require matching funds.

The Chair called for public testimony; there was no response. Following Councilmember remarks, the Proposal passed on a roll call vote of five to zero.

X. OTHER BUSINESS/ANNOUNCEMENTS

1. United Way Human Services Assessment in Pierce County: Debbie Carter. (A copy of Carter's handout is contained in the Clerk's meeting file.)
2. O'Malley moved that Ordinance No. 2002-87 be deleted from the Meeting Schedule; motion seconded and passed on a voice vote.

XI. GENERAL PUBLIC COMMENTS

1. John Shaw spoke to the Council regarding problems he and neighbors are experiencing at Wollochet Bay regarding wakeboarders. (A copy of his statement is contained in the Clerk's meeting file.)

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:05 p.m.

Attest:

/s/
Gerri Rainwater, Clerk of the Council

Approved:

/s/
Harold Moss, Council Chair

10/8/02
Date Approved