

**MINUTES
PIERCE COUNTY COUNCIL MEETING
SEPTEMBER 5, 2000**

930 TACOMA AVENUE SOUTH, ROOM 1045
TACOMA, WASHINGTON 98402
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018

(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 Vice Chair Brown.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Brown.

III. ROLL CALL

Councilmembers Present: Karen S. Biskey, Wendell Brown, Ken Madsen, Harold Moss, Pat O'Malley, and Jan Shabro; Sarah Casada was excused.

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

There were approximately 32 visitors present.

IV. APPROVAL OF AGENDA

Brown moved approval of the Agenda as amended; motion seconded and passed.

V. CONSENT AGENDA

a. Approval of Minutes

1. The minutes of the August 1, 2000, regular Council meeting.
2. The minutes of the August 8, 2000, regular Council meeting.
3. The minutes of the August 15, 2000, special Council meeting.

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

1. PROPOSAL NO. 2000-66, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 2.93 OF THE PIERCE COUNTY CODE, "LODGING TAX ADVISORY COMMITTEE" TO INCREASE THE NUMBER OF MEMBERS FROM TEN TO TWELVE; MAKING ALL MEMBERS VOTING MEMBERS; AND ADJUSTING THE TERM EXPIRATION DATES.

Pierce County Council Meeting
September 5, 2000

Sponsored by: Councilmember Harold Moss
Contact person: Susan Long, 798-6068
DO PASS RECOMMENDATION - RULES COMMITTEE (Sarah Casada, Chair; Wendell Brown, Vice Chair/excused; Karen S. Biskey/excused; Harold Moss; Jan Shabro)
Suggested date of Council hearing: September 19, 2000

2. PROPOSAL NO. 2000-67, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF FOREST CANYON ROAD AND SUMNER-TAPPS HIGHWAY EAST RIGHT-OF-WAY, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 20 NORTH, RANGE 5 EAST OF THE WILLAMETTE MERIDIAN, IN THE LAKE TAPPS AREA.

Sponsored by: Councilmember Harold Moss
Contact person: Jennifer Andres, 798-7250
DO PASS RECOMMENDATION - PUBLIC WORKS COMMITTEE (Harold Moss, Chair; Ken Madsen, Vice Chair; Sarah Casada/excused; Pat O'Malley; Jan Shabro/excused)
Suggested date of Council hearing: October 3, 2000

3. PROPOSAL NO. 2000-72, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS, DISTRICT LODGE 160, ON BEHALF OF AUTOMOTIVE MACHINISTS LOCAL NO. 297; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

Sponsored by: Councilmember Sarah Casada
Contact person: Joe Carrillo, 798-6690
For referral to the Budget and Operations Committee

4. PROPOSAL NO. 2000-73, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW), AFL-CIO, LOCAL NO. 483 - TRAFFIC SIGNAL; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

Sponsored by: Councilmember Sarah Casada
Contact person: Joe Carrillo, 798-6690
For referral to the Budget and Operations Committee

5. PROPOSAL NO. 2000-75, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 99-113, AS AMENDED; AND MODIFYING THE 2000 BUDGET TO APPROPRIATE FUNDS FOR THE OPERATING EXPENSES OF THE BEHAVIORAL HEALTH FACILITY (FORMERLY KNOWN AS PUGET SOUND HOSPITAL), FOR THE REMAINDER OF FISCAL YEAR 2000.

Sponsored by: Councilmember Sarah Casada

Contact person: Patrick Kenney, 798-7450

For referral to the Budget and Operations Committee

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

Shabro 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 17, 2000, was read into the record.

ORDINANCE NO. 2000-49S, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE CHAPTER 4.34 (VEHICLE LICENSE FEE) BY CREATING SECTION 4.34.050, AN EXEMPTION FROM THE \$15.00 VEHICLE LICENSE FEE FOR PERSONS WHO HAVE A PHYSICAL DISABILITY OR WHO ARE SIXTY-ONE YEARS OF AGE AND ARE LOW INCOME, PURSUANT TO REVISED CODE OF WASHINGTON 82.80.020(5) AND SETTING AN EFFECTIVE DATE.

2. A message from the Executive transmitting the following Ordinance, which was approved and signed on August 28, 2000, was read into the record.

ORDINANCE NO. 2000-65, AN ORDINANCE OF THE PIERCE COUNTY AMENDING ORDINANCE NO. 99-93S2, WHICH AMENDS TITLE 19A OF THE PIERCE COUNTY CODE, THE PIERCE COUNTY COMPREHENSIVE PLAN; DELETING AREA-WIDE MAP AMENDMENT M-7 (72ND AND WALLER ROAD) AND TEXT AMENDMENTS T-2 (SEWER INTERCEPTORS OUTSIDE URBAN GROWTH AREAS) AND T-14 (RURAL AREAS OF MORE INTENSIVE DEVELOPMENT "RAID"); DELETING FINDINGS OF FACT NOS. 2, 13, AND 17 PURSUANT TO THE FINAL DECISION AND ORDER ISSUED BY THE CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD IN CITY OF TACOMA V. PIERCE COUNTY, CASE NO. 93-3-0023c.

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

Presentation to Fran Lewis, Director of Human Services, on receiving the National Alliance for the Mentally Ill (NAMI) Washington Person of Special Recognition Award -- David Soma, Executive Director, Community and Human Services Department.

Special Award from the Washington State Transportation Improvement Board -- To be continued; recipient was not available.

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PROPOSAL NO. R2000-150, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RECOGNIZING THE 100 YEAR CELEBRATION OF THE WESTERN WASHINGTON FAIR IN PUYALLUP, WASHINGTON; COMMENDING THE FAIR BOARD AND MANAGEMENT FOR THEIR 100 YEARS OF SUCCESS; URGING ALL PIERCE COUNTY RESIDENTS TO ATTEND THE FAIR SEPTEMBER 8-24, 2000; AND HEREBY DECLARING THE MONTH OF SEPTEMBER 2000 AS WESTERN WASHINGTON FAIR MONTH IN PIERCE COUNTY.

Shabro moved adoption; motion seconded. The Clerk read the Proclamation into the record.

Public Testimony

Tom Absher, Fair Board President, and Bob Carlson, Manager of the Western Washington Fair, accepted the Proclamation, and thanked the Council for their recognition. They presented mementos of the Puyallup Fair's 100th Anniversary to Councilmembers, and invited all to attend the Fair during September 8-24, 2000.

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

PROPOSAL NO. R2000-151, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND EXECUTIVE HONORING THE MEMORY OF REVEREND DR. EARNEST STONEWALL BRAZILL WHO FOR MORE THAN 45 YEARS SERVED WITH TIRELESS DEDICATION AS A CIVIC LEADER AND SPIRITUAL PATRIARCH TO OUR COMMUNITY.

Shabro moved adoption; motion seconded. The Clerk read the Proclamation into the record.

Moss stated this Proclamation would be read and presented to the family at an appropriate time during the celebration ceremonies of Reverend Brazill's life.

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

PROPOSAL NO. R2000-103, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE PIERCE COUNTY HOUSING AUTHORITY. (DEE GREEN)

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

Public Testimony

Dee Green thanked the Council for the appointment, and in response to Shabro's question, described her business background, and stated she looks forward to serving on the Pierce County Housing Authority.

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

PROPOSAL NO. R2000-147, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF FOUR MEMBERS TO THE PIERCE COUNTY SOLID WASTE ADVISORY COMMITTEE. (WILLIAM CHRISTIE, ADAM HIGHTON, MARY MANNING, AND DONNIE MCBRIDE)

Shabro moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of six to zero.

PROPOSAL NO. R2000-148, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF THREE NEW MEMBERS TO THE SOUTH HILL ADVISORY COMMISSION. (ED SCHERER, WILLIAM J. VANDERPAS, AND JANET G. BACCUS)

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

Public Testimony

Ed Scherer and William Vanderpas both thanked the Council for their appointment, and stated they look forward to serving on South Hill Advisory Commission. The Proposal passed on a roll call vote of six to zero.

PROPOSAL NO. R2000-149, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF TWO NEW MEMBERS TO THE COMMUNITY DEVELOPMENT CORPORATION BOARD. (JERRY HEITZMAN AND CRAIG GOEBBEL)

Shabro moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of six to zero.

VIII. ORDINANCES

PROPOSAL NO. 2000-51S, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 11.02.050 OF THE PIERCE COUNTY CODE "METHOD OF CALCULATING SERVICE CHARGES," (STORM DRAINAGE AND SURFACE WATER MANAGEMENT) TO REVISE THE METHOD BY WHICH CREDITS TO SURFACE WATER MANAGEMENT SERVICE CHARGES ARE CALCULATED.

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

Shabro moved adoption of Council Amendment No. 1 as set forth in Attachment I to these minutes; motion seconded and

passed.

Following testimony of the Staff and Public, Shabro moved that this Proposal be re-referred to Committee for further study; motion seconded and passed on a voice vote.

PROPOSAL NO. 2000-53, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO PENINSULA LIGHT COMPANY, INC., OF PIERCE COUNTY, TO LOCATE ELECTRIC LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY.

Shabro moved adoption of Council Amendment No. 1 as set forth in Attachment II to these minutes; motion seconded.

Staff Testimony

Jennifer Andres, Public Works and Utilities Department, stated passage of this Ordinance would extend a franchise to Peninsula Light Company to locate electric lines on all County rights-of-way west of the Narrows Bridge. The Chair called for public testimony; there was no response. The Proposal passed as amended on a roll call vote of six to zero.

PROPOSAL NO. 2000-54, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO WASHINGTON STATE PARKS AND RECREATION COMMISSION TO LOCATE WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

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

Staff Testimony

Andres stated granting this franchise to the Washington State Parks and Recreation Commission will allow them to run water lines from an off-site well to their Park at Kopachuck.

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

PROPOSAL NO. 2000-58, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 99-124S BY ADDING ADDITIONAL RIGHTS-OF-WAY TO THE RESTRICTED TELECOMMUNICATIONS FRANCHISE TO WILLIAMS COMMUNICATIONS, INC.

Shabro moved adoption; motion seconded. The Clerk read the

title into the record.

Staff Testimony

Weber stated passage of this Proposal would add additional rights-of-way to the franchise that has been granted to Williams Communications, Inc.

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

PROPOSAL NO. 2000-59, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL LEVYING AN ASSESSMENT IN 2000 FOR COLLECTION IN 2001, AGAINST LAND IN PIERCE COUNTY FOR THE CONTROL OF NOXIOUS WEEDS.

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

Staff Testimony

Tom Bertram, Weed Control Board, stated this is the annual Ordinance that allows the Weed Board to make assessments to finance the weed abatement in Pierce County.

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

IX. RESOLUTIONS

PROPOSAL NO. R2000-140, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE COUNTY EXECUTIVE TO MAKE APPLICATION FOR FUNDING ASSISTANCE TO THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION, AS PROVIDED FOR IN CHAPTER 79A.25 REVISED CODE OF WASHINGTON, BOATING FACILITIES PROGRAM, FOR A BOATING FACILITIES PROGRAM PROJECT TO BE LOCATED AT THE CHAMBERS CREEK PROPERTIES, AS PROVIDED FOR IN THE CHAMBERS CREEK PROPERTIES MASTER SITE PLAN.

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

O'Malley stated he strongly supports this request to apply for grant funding, stating the project would be beneficial to the County.

Shabro moved approval of Committee Amendment No. 1 to add a new Section 3 and renumber the remaining sections accordingly: "Section 3. Pierce County will be responsible for providing funding for the local match requirements of this project."; motion seconded and passed.

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

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Shabro moved to amend the September 11-15, 2000, Meeting Schedule by moving the Performance Audit Committee meeting from Friday, September 15, 2000 to Thursday, September 14, 2000; motion seconded and passed.
2. Shabro moved to amend the Agenda for the Pierce County Council meeting of September 12, 2000, by adding the following items to Section d. of Item V. Consent Agenda:

- a. Motion to grant authority to the Prosecuting Attorney and Risk Manager to proceed as requested in Executive Session on September 5, 2000, in Pierce County Cause No. 99-2-06784-9.
- b. Motion to grant authority to the Prosecuting Attorney and Risk Manager to enter into a settlement agreement in the amount requested in Executive Session on September 5, 2000, in Pierce County Cause No. 98-2-04406-9.

Motion seconded and passed.

3. Shabro moved that the Council Agenda for September 12, 2000, be amended to add Proposal No. R2000-97 under Section IX for final passage; motion seconded and passed.

XI. GENERAL PUBLIC COMMENTS - None

XI. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:40 p.m.

Attest:

/s/
Clerk of the Council

Approved:

/s/
Council Chair

10/3/00
Date Approved

