

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
SEPTEMBER 9, 2003**

930 TACOMA AVENUE SOUTH, ROOM 1045  
TACOMA, WASHINGTON 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 3:15 p.m. by Chair Moss.

**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: Shawn Bunney, Barbara Gelman, Calvin Goings, Terry Lee, Harold Moss, and Kevin Wimsett. Paul Bocchi arrived after roll call.

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

There were approximately 50 visitors present.

**IV. APPROVAL OF AGENDA**

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

**V. CONSENT AGENDA**

a. Approval of Minutes

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

1. 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 30, 2003

**The Council may consider the following substitute:**  
PROPOSAL NO. 2003-72s, AN ORDINANCE OF THE PIERCE  
COUNTY COUNCIL AMENDING ORDINANCE NO. 2002-112s, AS  
AMENDED; AND AMENDING THE 2003 BUDGET.

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

Wimsett moved approval of the Consent Agenda; motion seconded  
and passed on a roll call vote of seven to zero.

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

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

**PROPOSAL NO. R2003-117, A RESOLUTION OF THE PIERCE COUNTY COUNCIL  
PROCLAIMING SEPTEMBER 11, 2003, TO BE 9.11: A DAY OF REFLECTION IN  
PIERCE COUNTY, AND ENCOURAGING THE PARTICIPATION OF ALL CITIZENS  
AND THE CITIES AND TOWNS OF PIERCE COUNTY.**

Wimsett moved adoption; motion seconded. The Clerk read the  
Proclamation into the record. The Chair called for public  
testimony; there was no response. Moss spoke in support of  
the Proclamation. The Proposal was adopted on a roll call  
vote of six to zero.

**VIII. ORDINANCES**

**PROPOSAL NO. 2003-52s, AN ORDINANCE OF THE PIERCE COUNTY  
COUNCIL AMENDING PCC 17C.80.025, "SECTION 203 AMENDED -  
VIOLATIONS" FOR THE PURPOSE OF MAKING CERTAIN VIOLATIONS OF  
CHAPTER 17C.80 PCC, "UNIFORM CODE FOR THE ABATEMENT OF  
DANGEROUS BUILDINGS," MISDEMEANORS.**

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

Staff Testimony

Pendle provided information on the Proposal, and explained the intent of the Proposal. She stated it will be a misdemeanor to re-enter a house when it has been closed. She explained the changes made from the original Proposal.

Wimsett moved to continue the Proposal to September 16, 2003; motion seconded and passed.

**PROPOSAL NO. 2003-81s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 14.20.040 OF THE PIERCE COUNTY CODE, "FACILITIES USE FEES", BY AMENDING PARK FACILITIES FEE SCHEDULES, ADDING NEW FEES FOR PARKS AND RECREATION ACTIVITIES AND FACILITIES; AND ESTABLISHING AN EFFECTIVE DATE FOR THE NEW FEES.**

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

Staff Testimony

Mike Dobb, Parks and Recreation Services Department, explained the Proposal, stating the improvements to Peninsula High School community athletic fields will be the first project to be completed with the sales tax monies. He explained the proposed fee rates, and answered questions from Lee regarding cost needs at Ft. Steilacoom Park. In response to Gelman's question, he stated only new fees for new projects are being addressed. He responded to Gelman's question regarding fees for boat launching on Spanaway Lake. Gelman asked for further discussion on the issue at a later date; Dobb concurred.

Public Testimony

Lee Berkli, Peninsula Football Board, spoke in support of the fees, and encouraged the Councilmembers to pass the Proposal.

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

**PROPOSAL NO. 2003-83, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH PIERCE COUNTY JUVENILE COURT GUILD; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.**

Wimsett moved approval; motion seconded. The Clerk read the title into the record.

Staff Testimony

Joe Carrillo, Labor Relations Manager, Personnel Department, stated an agreement had been reached with the County Juvenile Court Guild, and stated he was available for questions.

The Chair called for public testimony; there was no response. Moss stated that questions were asked of Carrillo during a thorough Committee meeting. The Proposal passed on a roll call vote of six to zero.

**PROPOSAL NO. 2003-86, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2003-43 TO CORRECT THE PARCEL NUMBER OF ONE OF FIVE PROPERTIES APPROVED FOR TIMBERLAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT. (APPLICATION OST17-02, WAYNE E. ARNOLD AND BONNIE JO CHRISTNER - TANWAX AREA)**

Wimsett moved approval; motion seconded. The Clerk read the title into the record.

Staff Testimony

Graham explained that since the passage of the Timberland Classification Ordinances, the Planning and Land Services Department has found errors during its review of the Ordinances. In response to Lee's question, Graham stated the Ordinance takes place next year, if the Proposal is approved. This Proposal corrects a parcel number error.

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

**PROPOSAL NO. 2003-87, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2003-41S TO CORRECT THE LEGAL DESCRIPTION OF PROPERTY APPROVED FOR OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT. (APPLICATION OS12-02, SCOTT RAMMELL - BUCKLEY AREA)**

Wimsett moved approval; motion seconded. The Clerk read the title into the record.

Staff Testimony

Graham explained this Proposal corrects the legal description of the area to be excluded from the Current Use Assessment.

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

**PROPOSAL NO. 2003-88, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2003-59 TO CORRECT THE PARCEL NUMBER, STREET ADDRESS, AND LEGAL DESCRIPTION OF TWO OF FIVE PROPERTIES APPROVED FOR TIMBER LAND CLASSIFICATION UNDER CURRENT USE ASSESSMENT. (APPLICATIONS OST40-02 AND OST42-02, MANKE LUMBER COMPANY, INC. - KEY PENINSULA AREA)**

Wimsett moved approval; motion seconded. The Clerk read the title into the record.

Staff Testimony

Graham stated this Proposal involves two different applications from the same applicant, which corrects the legal description, address, and parcel number.

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. R2003-101, A RESOLUTION OF THE PIERCE COUNTY COUNCIL APPOINTING FRANKLIN DACCA AS JUDGE, TO FILL A VACANCY IN PIERCE COUNTY DISTRICT COURT, POSITION NO. THREE.**

Wimsett moved approval; motion seconded. The Clerk read the title into the record.

Staff Testimony

Long stated the Resolution will appoint a judge to fill the District Court Judicial vacancy position. She explained the process that will be followed in conducting the candidate interviews.

Moss explained that the candidates were given parameters to discuss during the interview process.

After the interviewing of candidates, Wimsett moved that the Council move into Executive Session; motion seconded and passed. The Council entered into Executive Session at 4:18 p.m.; reconvened into regular session at 4:35 p.m.

Wimsett moved an oral amendment: on page 2 of 2, line 1, in the blank insert the date July 21, 2003; on line 5 in the blank insert the date September 9, 2003; on line 10 in Section 1., in the blank insert the name Franklin Dacca; and

on page 1 of 1, in the title, insert the name Franklin Dacca;  
motion seconded.

The Chair called for testimony on the amendment; there was  
no response. The amendment passed on a voice vote.

Lee commented on the difficulty of the decision since all the  
candidates were extremely qualified.

Public Testimony

Senator Rosa Franklin, stated although her support was for  
another applicant, she supports the Council's decision. She  
offered words of encouragement to the candidates.

The Chair thanked the candidates for their willingness to  
serve and their work in the community. He led the audience  
in a round of applause to the candidates.

**X. OTHER BUSINESS/ANNOUNCEMENTS**

1. The Council moved into Executive Session pursuant to RCW  
42.30.110(g)(i), 4:43 p.m.; reconvened into regular  
session at 5:12 p.m.

**XI. GENERAL PUBLIC COMMENTS**

**XII. ADJOURNMENT**

There being no further business, the meeting was adjourned at  
5:12 p.m.

Attest:

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

Approved:

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

Date Approved

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