

MINUTES
PIERCE COUNTY COUNCIL MEETING
SEPTEMBER 12, 2006

GIG HARBOR CIVIC CENTER
(IN THE COUNCIL CHAMBERS)
3510 GRANDVIEW STREET
GIG HARBOR, WA 98335
(COUNCIL DISTRICT NO. 7)

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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 5:30 p.m. by Chair Bunney.

II. ROLL CALL

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

Council Staff Present: Paul Bocchi, Legislative Budget Analyst; Anna Graham, Senior Legislative Analyst; Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Operations; Tom Weber, Administrator for Research and Policy; Cindy Willis, Councilmember Assistant.

There were approximately 30 visitors present.

The Chair passed the gavel to Councilmember Lee, Host Councilmember for the District No. 7 meeting.

III. PLEDGE OF ALLEGIANCE TO THE FLAG

Presentation of Colors was provided by Boys Scout Troop Pack 24. The pledge was led by Pack 24.

At the direction of Lee, Councilmember introductions were made.

The City of Gig Harbor's Mayor Chuck Hunter provided opening remarks and showed a video presentation entitled "City of Gig Harbor and Pierce County Partnership

Opportunities." A hard copy of the presentation material is contained in the Clerk's meeting file.

Lee introduced the Council staff and the City of Gig Harbor staff in attendance.

Lee recognized Former Gig Harbor Mayor Gretchen Swayze Wilbert. Wilbert provided remarks on the partnerships of Gig Harbor and Pierce County.

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

- 1. PROPOSAL NO. 2006-52, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 19B.110 OF THE PIERCE COUNTY CODE, "THE GRAHAM COMMUNITY PLAN"; AMENDING TITLE 19A, "COMPREHENSIVE PLAN," TO ESTABLISH A NEW RURAL FARM DESIGNATION AND MODIFY AGRICULTURAL RESOURCE LANDS POLICIES; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.
Sponsored by: Councilmembers Roger Bush and Shawn Bunney
Department contact person: Katherine Brooks, 798-3181
Council contact person: Anna Graham, 798-6253
To be heard in the Community Development Committee on September 18, 2006
Suggested date of Council hearing: October 10, 2006
- 2. PROPOSAL NO. 2006-53, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL IMPLEMENTING THE GRAHAM COMMUNITY PLAN; AMENDING TITLE 18A OF THE PIERCE COUNTY CODE, "PIERCE COUNTY DEVELOPMENT REGULATIONS - ZONING"; ADOPTING A NEW CHAPTER 18A.24, "GRAHAM USE AND DENSITY AND DIMENSION TABLES"; AMENDING THE PIERCE COUNTY ZONING ATLAS; ADOPTING A NEW CHAPTER 18B.180, "SIGN DESIGN - GRAHAM"; AMENDING CHAPTER 18E.50, "AQUIFER RECHARGE AND WELLHEAD PROTECTION AREAS"; AMENDING CHAPTER 18H.40, "TREE CONSERVATION"; AMENDING CHAPTER 18I.10, "GENERAL PROVISIONS" TO MODIFY THE DEFINITION FOR AGRICULTURAL LANDS; AMENDING SECTION 18J.10.055, "ADMINISTRATION"; ADOPTING A NEW CHAPTER 18J.80, "GRAHAM COMMUNITY

PLAN AREA DESIGN STANDARDS AND GUIDELINES"; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmembers Roger Bush and Shawn Bunney

Department contact person: Katherine Brooks,
798-3181

Council contact person: Anna Graham, 798-6253

To be heard in the Community Development Committee on September 18, 2006

Suggested date of Council hearing: October 10, 2006

3. PROPOSAL NO. 2006-90, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2005-92s; AS AMENDED BY ORDINANCE NO. 2006-42s; AND MODIFYING THE COUNTY 2006 BUDGET.

Sponsored by: Councilmember Shawn Bunney

Department contact person: Mary Schmidtke, 798-7512

Council contact person: Paul Bocchi, 798-7304

DO PASS RECOMMENDATION - RULES AND OPERATIONS COMMITTEE ON AUGUST 28, 2006

Suggested date of Council hearing: October 10, 2006

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

1. PROPOSAL NO. R2006-123, A RESOLUTION OF THE PIERCE COUNTY COUNCIL INITIATING THE PROCESS FOR AMENDING THE PIERCE COUNTY DEVELOPMENT REGULATIONS TO ADDRESS THE DEFINITION AND REGULATION OF USES THAT INVOLVE OUTDOOR STOCKPILING OF MATERIALS FOR RECYCLING, SALE OR DISPOSAL, SUCH AS CONTRACTOR YARDS, BUILDING MATERIAL AND GARDEN SUPPLY AND BUY-BACK RECYCLING; REQUESTING THE DEVELOPMENT OF NEEDED AMENDMENTS AND THE PREPARATION OF ENVIRONMENTAL DOCUMENTATION AND A STAFF REPORT FOR PRESENTATION TO THE PLANNING COMMISSION; REFERRING THE PROPOSED AMENDMENTS TO THE PLANNING COMMISSION AND LAND USE ADVISORY COMMISSIONS FOR REVIEW AND RECOMMENDATION; AND REQUESTING THAT RECOMMENDATIONS BE SUBMITTED TO THE COUNCIL BY APRIL 1, 2007.

Sponsored by: Councilmember Calvin Goings

Council contact person: Anna Graham, 798-6253

For referral to the Community Development Committee

To be heard in the Community Development Committee on September 18, 2006

2. PROPOSAL NO. R2006-124, A RESOLUTION OF THE PIERCE COUNTY COUNCIL APPROVING, AS CREATING MUNICIPALITY, RESOLUTION NO. 2006-04 OF THE ECONOMIC DEVELOPMENT CORPORATION OF PIERCE COUNTY, TAKING OFFICIAL ACTION REGARDING THE ISSUANCE OF NOT TO EXCEED \$5,800,000

OF NONRECOURSE REVENUE BONDS FOR THE BENEFIT OF SEA
TAC PACKAGING MFG. CORP.

Sponsored by: Councilmember Terry Lee

Department contact person: Susan Suess, 284-5892

Council contact person: Paul Bocchi, 798-7304

For referral to the Rules and Operations Committee

To be heard in the Rules and Operations Committee on
September 25, 2006

Suggested date of Council hearing: October 10, 2006

3. PROPOSAL NO. R2006-125, A RESOLUTION OF THE PIERCE
COUNTY COUNCIL RELATED TO THE OFFICE OF THE HEARING
EXAMINER; ADDING A DEPUTY HEARING EXAMINER; AND
AMENDING RESOLUTION NO. R2006-52 IN CONNECTION
THEREWITH.

Sponsored by: Councilmember Shawn Bunney

Council contact person: Steve Gross, 798-7579

For referral to the Rules and Operations Committee

To be heard in the Rules and Operations Committee on
September 18, 2006

Suggested date of Council hearing: September 19,
2006

d. Other Items

Bunney moved adoption 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 - None**

VII. ORDINANCES

**PROPOSAL NO. 2006-92, 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. OST90-05,
KEITH S. MOORES AND HEIDI C. AMUNDSON-MOORES - EATONVILLE AREA;
APPLICATION NO. OST93-05, ERIK HOLMSTROM - FOREST GLEN AREA;
APPLICATION NO. OST97-05, TOM A. TALLMAN - LAKEBAY AREA)**

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

Staff Testimony

Long reported the Planning Commission recommended approval at its July 26, 2006 meeting, and the Proposal received a do pass recommendation by the Community Development Committee on August 21, 2006.

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

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

PROPOSAL NO. 2006-93, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL PLACING THE CHAPEL ON ECHO BAY LOCATED AT 400 SIXTH AVENUE, FOX ISLAND, WASHINGTON, ON THE PIERCE COUNTY REGISTER OF HISTORIC PLACES; AND ADOPTING FINDINGS OF FACT. (PARCEL NUMBERS 5875000387 AND 5875000340).

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

Staff Testimony

Long reported the Proposal received a do pass recommendation by the Rules and Operations Committee on September 5, 2006.

Julia Park, Planning and Land Services Department, reported in July 2006 the Pierce County Landmarks Commission unanimously approved to place the Chapel on the Pierce County Register of Historic Places. Park provided background and historic information on the Chapel.

Public Testimony

Ralph Christ, President of Fox Island Chapel Preservation Society, testified on the Proposal.

Lee spoke to the Chapel being a historic landmark on Fox Island.

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

VIII. RESOLUTIONS

PROPOSAL NO. R2006-96, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REQUESTING THAT THE PLANNING AND LAND SERVICES DEPARTMENT DEVELOP RECOMMENDATIONS REGARDING THE STANDARDS APPLICABLE TO AQUACULTURAL

PRACTICES; THAT THE DEPARTMENT CONSULT WITH THE APPROPRIATE STATE AGENCIES IN THE DEVELOPMENT OF THE RECOMMENDATIONS; THAT THE DEPARTMENT COMPLETE ANY REQUIRED ENVIRONMENTAL REVIEW; AND THAT THE RECOMMENDATIONS, INCLUDING ANY REQUIRED AMENDMENTS TO TITLE 20, SHORELINE USE MANAGEMENT REGULATIONS, BE FORWARDED TO THE PIERCE COUNTY PLANNING COMMISSION FOR REVIEW BY A DATE CERTAIN.

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

Staff Testimony

Graham reported the Proposal received a do pass recommendation by the Community Development Committee on August 7, 2006. Graham explained the Proposal starts the process for the Planning and Land Services Department to take the led and to work with the state agencies to make recommendations for possible changes to the Shoreline Regulations. The Planning Department is to submit recommendations to the Planning Commission by December 1, 2006.

Lee spoke to geoduck farming in Pierce County.

Public Testimony

Lori Branise, Save Our Shorelines representative; Krystal Kyler, Tacoma Audubon Society; Catherine Rudolph; Laura Hendricks, Hendricks Bay Shoreline Association; and Kirk Kirkland testified on the Proposal.

In response to Farrell's question if a moratorium can be established, Lee explained that a moratorium is not an option at this point, per Prosecuting Attorney opinion.

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

PROPOSAL NO. R2006-97, A RESOLUTION OF THE PIERCE COUNTY COUNCIL REQUESTING THAT THE PLANNING AND LAND SERVICES DEPARTMENT DEVELOP RECOMMENDATIONS REGARDING THE MAXIMUM LENGTH OF SALTWATER DOCKS AND PIERS WHICH INCLUDE DISINCENTIVES FOR SINGLE USE STRUCTURES AND INCENTIVES FOR JOINT USE STRUCTURES AND RECOMMENDATIONS REGARDING FLOATING BOAT LIFTS; THAT THE DEPARTMENT CONSULT WITH THE PENINSULA ADVISORY COMMISSION IN THE DEVELOPMENT OF THE RECOMMENDATIONS; THAT THE DEPARTMENT COMPLETE ANY REQUIRED ENVIRONMENTAL REVIEW AND CONSULT WITH THE WASHINGTON STATE DEPARTMENT OF ECOLOGY, AS APPROPRIATE; AND THAT THE

RECOMMENDATIONS, INCLUDING ANY REQUIRED AMENDMENTS TO TITLE 20, SHORELINE USE MANAGEMENT REGULATIONS, BE FORWARDED TO THE PIERCE COUNTY PLANNING COMMISSION FOR REVIEW BY A DATE CERTAIN.

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

Staff Testimony

Graham reported the Proposal received a do pass recommendation by the Community Development Committee on August 7, 2006. Graham explained the Proposal starts the process for the Planning and Land Services Department to develop recommendations regarding changes to the Shoreline Management Use Regulations in regards to joint use of docks and boat lifts.

Lee spoke to the Peninsula Advisory Commission concerns with the Shoreline Master Program.

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

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

PROPOSAL NO. R2006-115, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RELATING TO CONTRACTING INDEBTEDNESS; EXPRESSING THE COUNCIL'S INTENT TO AUTHORIZE THE ISSUANCE OF APPROXIMATELY \$28,000,000 PAR VALUE LIMITED TAX GENERAL OBLIGATION BONDS FOR GENERAL COUNTY PURPOSES TO PROVIDE FUNDS WITH WHICH TO PAY THE COST OF ACQUIRING LAND FOR, DESIGNING, CONSTRUCTING, AND/OR EQUIPPING THE COUNTY PUBLIC WORKS AND UTILITIES DEPARTMENT CENTRAL MAINTENANCE FACILITY.

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

Bocchi reported the Proposal received a do pass recommendation by the Rules and Operations Committee on September 11, 2006. Bocchi described the Proposal as expressing the Council's intent to authorize the issuance of \$28 million in limited general obligation bonds to design and construct a central maintenance facility for the Public Works and Utilities Department, which will be located in the Fredrickson area. The total cost of the project is estimated to be \$43.4 million which is an increase from the \$35.9 million in the Capital Facilities Plan.

Bunney moved adoption of Council Amendment No. 1 on blue; motion seconded. A copy of the amendment is set forth in Attachment I to these minutes

Bocchi explained the purpose of the amendment is to change \$28 million bond authorization amount to \$22.2 million, which is the original estimate amount the bond sale was to be based on.

In response to Lee's question, Goings stated at this point the amendment would affect the sale of the bond, and the project cost is not being changed. Goings expressed his concern with the increase in project costs, stating the Department should stay within its approved budget.

At the Chair's request, Brian Ziegler, Director of Public Works and Utilities Department, responded to Councilmember questions.

Public Testimony

Ken Paulson and Chuck West testified on the proposed amendment.

Following Councilmember comments on the proposed amendment, Council Amendment No. 1 failed on a roll call vote of five to two (Bunney, Bush, Gelman, Lee, and Muri voted nay)

Zieger provided comments on the proposed Central Maintenance facility.

The Proposal was adopted on a roll call vote of five to two (Farrell and Goings voted nay).

X. OTHER BUSINESS/ANNOUNCEMENTS

1. For informational purposes, the Lee read the following Proclamations, which were adopted September 5, 2006:

PROPOSAL NO. R2006-116, A RESOLUTION OF THE PIERCE COUNTY COUNCIL COMMEMORATING THE FIFTH ANNIVERSARY OF THE SEPTEMBER 11, 2001, TERRORIST ATTACKS ON THE UNITED STATES; AND PROCLAIMING SEPTEMBER 11, 2006, AS "PATRIOT'S DAY" IN PIERCE COUNTY, WASHINGTON.

PROPOSAL NO. R2006-117, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RECOGNIZING THE SERVICE AND SACRIFICE OF OUR EMERGENCY SERVICES PERSONNEL, AND PROCLAIMING THE WEEK OF SEPTEMBER 10 TO 16, 2006, AS "FIRST RESPONDERS

RECOGNITION WEEK" IN PIERCE COUNTY, WASHINGTON.

2. Bunney moved to amend the Meeting Schedule for the week of September 18-22, 2006, by adding to the September 18, 2006, Rules and Operations Committee meeting the following item:

PROPOSAL NO. R2006-125, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RELATED TO THE OFFICE OF THE HEARING EXAMINER; ADDING A DEPUTY HEARING EXAMINER; AND AMENDING RESOLUTION NO. R2006-52 IN CONNECTION THEREWITH.

The motion was seconded and passed.

3. Bunney moved to amend the Council Agenda for September 19, 2006, by adding to Section IX. Resolutions, the following item:

PROPOSAL NO. R2006-125, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RELATED TO THE OFFICE OF THE HEARING EXAMINER; ADDING A DEPUTY HEARING EXAMINER; AND AMENDING RESOLUTION NO. R2006-52 IN CONNECTION THEREWITH.

The motion was seconded and passed.

XI. CITIZENS' FORUM

1. Ken Paulson addressed the Council regarding his concerns with the proposed traffic lanes for the new Narrows Bridge. Lee explained to Paulson that for safety reasons the lanes are being reduced from four to three.

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 7:30 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Shawn Bunney, Council Chair

Date Approved

