

**MINUTES
PIERCE COUNTY COUNCIL MEETING
SEPTEMBER 14, 2004**

930 TACOMA AVENUE SOUTH, ROOM 1045
TACOMA, WASHINGTON 98402
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018
www.co.pierce.wa.us/council

(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 3:04 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, Dick Muri, and Kevin Wimsett.

Council Staff Present: Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Operations; Hugh Taylor, Legislative Analyst; and Tom Weber, Administrator for Research and Policy.

There were nine 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

1. The minutes of the June 29, 2004, regular Council Meeting.
2. The minutes of the July 6, 2004, regular Council Meeting.
3. The minutes of the July 13, 2004, regular Council Meeting.
4. The minutes of the July 20, 2004, regular Council Meeting.

Meeting.

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

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

VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY

- 1. A message from the Executive transmitting the following Ordinances, which were approved and signed on August 30, 2004 was read into the record:

ORDINANCE NO. 2004-60, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH THE PIERCE COUNTY PROSECUTING ATTORNEYS' ASSOCIATION; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

ORDINANCE NO. 2004-73, AN EMERGENCY ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2003-103s; DELETING MAP AMENDMENTS M-10-DUNNING, M-10-ROZGOWSKI, AND M-10-THE BUTTES, AND RELATED FINDINGS OF FACT; AMENDING ORDINANCE NO. 2004-52s, WHICH IMPLEMENTS ORDINANCE NO. 2003-103s; IN RESPONSE TO A FINAL DECISION AND ORDER OF THE CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD IN "ORTON FARMS ET AL. V. PIERCE COUNTY, CASE NO. 04-3-0007c"; AND DECLARING AN EMERGENCY.

- 2. A message from the Executive transmitting the following Emergency Ordinance, which was approved and signed on August 31, 2004, was read into the record:

ORDINANCE NO. 2004-88, AN EMERGENCY ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2004-52s BY REMOVING PORTIONS OF THE PIERCE COUNTY ZONING ATLAS ERRONEOUSLY INCLUDED WITHIN EXHIBIT "E" TO THE ORDINANCE; IN RESPONSE TO PIERCE COUNTY ORDINANCE NO. 2004-37; AND DECLARING AN EMERGENCY.

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

PROPOSAL NO. R2004-127, A RESOLUTION OF THE PIERCE COUNTY EXECUTIVE AND PIERCE COUNTY COUNCIL PROCLAIMING SATURDAY, SEPTEMBER 18, 2004, AS "REVEREND DAVID T. ALGER DAY" IN PIERCE COUNTY, WASHINGTON.

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

Lyle Quasim, Chief of Staff, accepted the Proclamation on behalf of the Reverend David Alger, and spoke to his work with Alger. He stated the Proclamation will be presented to Alger at the September 18, 2004, event in his honor.

Gelman and Moss spoke to Alger's work in the community.

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

VIII. ORDINANCES

PROPOSAL NO. 2004-59, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING THE REMOVAL FROM OFFICE PROCEDURE IN SECTION 2.61.060 OF THE PIERCE COUNTY CODE REGARDING THE "ANDERSON ISLAND CITIZENS' ADVISORY BOARD."

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

Staff Testimony

Long stated the Proposal removes Code language that requires confirmation by a majority of the Council for removal of a member from the Committee.

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

IX. RESOLUTIONS

PROPOSAL NO. R2004-82s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL DIRECTING THE COUNTY ENGINEER TO REPORT ON THE MERIT AND VALUE OF A POSSIBLE NEW COUNTY ROAD THAT WOULD PROVIDE A CONNECTION BETWEEN THE SOUTHERN END OF THE BONNEY LAKE/CASCADIA PLATEAU AND STATE ROUTE 162 IN THE CITY OF ORTING.

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

Staff Testimony

Weber stated the Proposal received a do pass as substituted recommendation by the Community Development Committee on August 17, 2004.

Pat Baughman, Public Works and Utilities Department, stated he had no formal presentation and was available to answer questions.

Public Testimony

Dan Nueyes expressed concerns with the fifth Whereas clause in the Proposal, and requested that the South Plateau Connection and the Rhodes Lake Road Corridor be considered together as an additional alternative.

Bunney responded to Nueyes' request to link the two corridors, and recommended that the Council pass the Proposal as written.

Shari Tomkins asked what is a merit and value study, and spoke to the time of community planning.

Maxine Herbert-Hill asked if a merit and value study was done for the Rhodes Lake Road Corridor; if not, why was one done for the South Plateau Connection.

At Bunney's direction, Baughman spoke to the timeline chart contained in the Proposal, and responded to the questions asked of Tomkins and Herbert-Hill.

In response to Goings' question, Baughman explained study costs and the source of funding.

Recording technical difficulty occurred between the comments of Baughman and Herbert-Hill.

Herbert-Hill asked the Council for an explanation of the need for a traffic study for one corridor and not the other.

At Bunney's direction, Baughman responded to Herbert-Hill's question regarding the traffic study.

Bunney offered closing comments, and asked the Council to support the Proposal.

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

The Chair advanced to Section XI, General Public Comments, on the Agenda.

The Chair announced the conclusion of the televised portion of the business meeting.

XI. GENERAL PUBLIC COMMENTS

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

X. OTHER BUSINESS/ANNOUNCEMENTS

EXECUTIVE SESSION

1. Discussion pursuant to Revised Code of Washington (RCW) 42.30.110(i). To discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency.

Long announced the Executive Session is authorized under Revised Code of Washington 42.30.110(i).

Moss announced the Executive Session will end at 4:15 p.m. At 3:45 p.m. the Council convened into Executive Session; at 4:15 p.m. the Council meeting reconvened and Moss announced the Executive Session will conclude at 4:25 p.m. At 4:15 p.m. the Council reconvened into Executive Session; at 4:25 p.m. the Council meeting reconvened.

XII. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:25 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Councilmember Harold Moss, Council Chair

Date Approved