

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
SEPTEMBER 19, 2006**

930 TACOMA AVENUE SOUTH, ROOM 1045  
TACOMA, WASHINGTON 98402  
(253) 798-7777 -- FAX: (253) 798-7509 -- TDD: (253) 798-4018  
[www.piercecountywa.org/council](http://www.piercecountywa.org/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 3:08 p.m. by Chair Bunney.

**II. ROLL CALL**

Councilmembers Present: Shawn Bunney, Roger Bush, Dick Muri, Timothy M. Farrell, Calvin Goings, and Terry Lee; Barbara Gelman arrived after the roll call.

Council Staff Present: Anna Graham, Senior Legislative Analyst; Steve Gross, Senior Legal Analyst; Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Operations; and Tom Weber, Administrator for Research and Policy.

There were 13 visitors present.

**III. PLEDGE OF ALLEGIANCE TO THE FLAG**

The pledge was led by Bunney, followed by a Moment of Silence in tribute to our men and women in the Military.

**IV. APPROVAL OF AGENDA**

Lee moved approval of the Agenda; motion seconded.

In response to Goings' question, Long explained the Agenda had been adopted by the Rules and Operations Committee; therefore, to approve the Amended Agenda will take a two-thirds vote of the Council.

Due to dissention of the voice vote, the Chair called for a roll call vote. The motion to approval the Agenda failed on a roll call vote of five to three (Farrell, Gelman and Goings voted no).

**Clerk Note: Due to the Amended Agenda not being approved on a two-thirds vote, no Council action was taken on the below Agenda items. All Agenda items will be continued to the September 26, 2006 Council meeting.**

**V. CONSENT AGENDA**

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

1. PROPOSAL NO. 2006-101, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 10.38.010 OF THE PIERCE COUNTY CODE, "PASSENGER AND VEHICLE FARES," BY AMENDING THE FEE SCHEDULE; AND SETTING AN EFFECTIVE DATE.  
Sponsored by: Councilmember Dick Muri  
Department contact person: Don Peterson, 798-3147  
Council contact person: Paul Bocchi, 798-7304  
For referral to the Committee of the Whole
  
2. PROPOSAL NO. 2006-103, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING VARIOUS TITLES OF PIERCE COUNTY CODE ADOPTED THROUGH ORDINANCE NOS. 2004-56s, 2004-57s, AND 2004-58s, COMMONLY KNOWN AS THE "DIRECTIONS" LEGISLATION, TO CORRECT TECHNICAL ERRORS AND PROVIDE CLARIFICATION OF REGULATORY INTENT AS NEEDED; AMENDING TITLE 18 OF THE PIERCE COUNTY CODE, "PIERCE COUNTY DEVELOPMENT REGULATIONS - GENERAL PROVISIONS"; AMENDING TITLE 18E OF THE PIERCE COUNTY CODE, "PIERCE COUNTY DEVELOPMENT REGULATIONS - CRITICAL AREAS"; AMENDING TITLE 18H OF THE PIERCE COUNTY CODE, "PIERCE COUNTY DEVELOPMENT REGULATIONS - FOREST PRACTICE AND TREE CONSERVATION"; AMENDING TITLE 18J OF THE PIERCE COUNTY CODE, "PIERCE COUNTY DEVELOPMENT REGULATIONS - DESIGN STANDARDS AND GUIDELINES"; AMENDING TITLE 17A OF THE PIERCE COUNTY CODE, "PIERCE COUNTY CONSTRUCTION AND INFRASTRUCTURE REGULATIONS - SITE DEVELOPMENT AND STORMWATER DRAINAGE; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.  
Sponsored by: Councilmember Calvin Goings  
Department contact person: Debby Hyde, 798-7110  
Council contact person: Hugh Taylor, 798-3665  
For referral to the Community Development Committee  
To be heard in the Community Development Committee  
on October 2, 2006

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

1. PROPOSAL NO. R2006-119, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING THE CONTINUITY OF OPERATIONS PLAN (COOP) FOR THE OFFICE OF THE PIERCE COUNTY COUNCIL.

Sponsored by: Councilmember Roger Bush

Council contact person: Thomas Weber, 798-6067

DO PASS RECOMMENDATION - SELECT COMMITTEE ON EMERGENCY PREPAREDNESS on September 13, 2006

Suggested date of Council hearing: October 17, 2006

2. PROPOSAL NO. R2006-126, A RESOLUTION OF THE PIERCE COUNTY COUNCIL APPROVING THE PIERCE COUNTY BOARD OF EQUALIZATION'S REQUEST TO CONVENE TO ACT ON TIMELY FILED TAXPAYER PETITIONS WHICH EXCEED THE REQUIREMENTS OF REVISED CODE OF WASHINGTON 84.48.010.

Sponsored by: Councilmember Shawn Bunney

Council contact person: Thomas Weber, 798-6067

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: September 26, 2006

3. PROPOSAL NO. R2006-127, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RELATED TO THE STORM DRAINAGE AND SURFACE WATER MANAGEMENT UTILITY; FINDING THAT THE PUBLIC WORKS AND UTILITIES DEPARTMENT HAS PARTIALLY COMPLIED WITH PROVISIONS OF THE 2006 BUDGET AND AUTHORIZING ACQUISITION OF THE FILUCY BAY HORSE FARM.

Sponsored by: Councilmember Terry Lee

Department contact person: Dan Wrye, 798-4672

Council contact person: Steve Gross, 798-7579

For referral to the Economic and Infrastructure Development Committee

To be heard in the Economic and Infrastructure Development Committee on October 3, 2006

Suggested date of Council hearing: October 10, 2006

d. Other Items

**VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY**

1. A message from the Executive transmitting the following Ordinances, which were approved and signed on September 5, 2006:

ORDINANCE NO. 2006-40, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING AN ALLEY WAY IN THE PLAT OF HOWELL ADDITION IN THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 19 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, IN THE SPANAWAY AREA.

ORDINANCE NO. 2006-64, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 2.46.070 OF THE PIERCE COUNTY CODE BY CHANGING THE COMPOSITION OF THE OFFICERS OF THE PIERCE COUNTY AIRPORT/THUN FIELD ADVISORY COMMISSION TO ELIMINATE THE POSITION OF SECRETARY.

ORDINANCE NO. 2006-65, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL APPROVING A LAND LEASE AGREEMENT FOR REAL PROPERTY AT THE PIERCE COUNTY/AIRPORT THUN FIELD WITH D & D HANGAR, LLC; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID LEASE.

ORDINANCE NO. 2006-67s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING SECTION 2. AND EXHIBIT A OF ORDINANCE NO. 2004-51, THE ORGANIZATION CHART FOR THE OFFICE OF THE PIERCE COUNTY COUNCIL.

ORDINANCE NO. 2006-77, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RATIFYING THE COLLECTIVE BARGAINING AGREEMENT REACHED WITH TEAMSTERS LOCAL UNION NO. 117, AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, GENERAL UNIT; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.

ORDINANCE NO. 2006-78, 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. OST62-05, IRENE B. KOPEL 1993 TRUST - FOREST GLEN AREA; APPLICATION NO. OST63-05, WILLIE R. AND ADRIENE L. TILLMAN - TAHOMA RIDGE AREA; APPLICATION NO. OST64-05, IRENE B. KOPEL 1993 TRUST - FOREST GLEN AREA; APPLICATION NO. OST70-05, RODNEY MCLEAN - FOREST GLEN AREA; APPLICATION NO. OST71-05, SCOTT CANDOO AND JEFFREY HAUGH - TAHOMA RIDGE AREA; APPLICATION NO. OST72-05, RODNEY MCLEAN - TAHOMA RIDGE AREA; APPLICATION NO. OST73-05, LORI HAMILTON-VOLLER - FOREST GLEN AREA; APPLICATION NO. OST74-05, MARK LACKERMAYER - FOREST GROVE AREA; APPLICATION NO. OST76-05, ROBERT AND HANNE SYROVATKA - NISQUALLY HIGHLANDS AREA; APPLICATION NO. OST77-05,

CHERI HILL - FOREST GLEN AREA)  
ORDINANCE NO. 2006-83, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE APPROVAL OF APPLICATIONS FOR OPEN SPACE CLASSIFICATION UNDER CURRENT USE ASSESSMENT ON CERTAIN PROPERTIES LOCATED WITHIN THE UNINCORPORATED BOUNDARIES OF PIERCE COUNTY; AND ADOPTING FINDINGS OF FACT. (APPLICATION NO. OS78-05, TS DEVELOPMENT, LLC - ORTING AREA; APPLICATION NO. OS80-05, MICHAEL AND BETH WHELIHAN - EATONVILLE AREA; APPLICATION NO. OS83-05, DONALD L. CARSON AND CHARLENE L. FELLER - GRAHAM AREA; APPLICATION NO. OS85-05, NICHOLE NYLUND - SUMMIT-WALLER AREA; APPLICATION NO. OS86-05, GRACE E. NILSSON - SUMMIT-WALLER AREA; APPLICATION NO. OS87-05, DAVID K. AND CLARA M. PETERSON - SUMMIT-WALLER AREA)

ORDINANCE NO. 2006-84, 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. OST79-05, THOMAS WALKER AND CAROL FREDERICK - FOREST GLEN AREA; APPLICATION NO. OST81-05, DAVID AND LESLIE GIGNAC - EATONVILLE AREA; APPLICATION NO. OST84-05, MARILYN NEUMAN NELSON - FOREST GLEN AREA; APPLICATION NO. OST88-05, MICHAEL S. HARRIS - EATONVILLE AREA)

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

PROPOSAL NO. R2006-118, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER (MATT M. HAMILTON) AND THE REAPPOINTMENT OF ONE MEMBER (ROBERT D. NELSON) TO THE GRAHAM ADVISORY COMMISSION.

**VIII. ORDINANCES**

PROPOSAL NO. 2006-69, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF EAST "B" STREET (CARSON STREET) LOCATED IN THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 19 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, IN THE PARKLAND AREA.

**IX. RESOLUTIONS**

PROPOSAL NO. R2006-78, A RESOLUTION OF THE PIERCE COUNTY COUNCIL INITIATING THE PROCESS FOR AMENDING THE PIERCE COUNTY CODE, TITLE 17B, "CONSTRUCTION AND INFRASTRUCTURE REGULATIONS - ROAD AND BRIDGE DESIGN AND CONSTRUCTION STANDARDS," AND OTHER REGULATIONS,

Pierce County Council Meeting  
September 19, 2006

AS NECESSARY, TO REQUIRE ACCESS TO PUBLIC ROADS FOR PUBLIC FACILITIES SUCH AS PUBLIC SCHOOLS; REQUESTING THE PUBLIC WORKS AND UTILITIES DEPARTMENT TO DEVELOP THE NEEDED AMENDMENTS AND CONDUCT THE NECESSARY ENVIRONMENTAL REVIEW; REFERRING THESE AMENDMENTS TO THE PLANNING COMMISSION AND LAND USE ADVISORY COMMISSIONS; AND SETTING A DATE FOR THE PLANNING COMMISSION TO SUBMIT ITS REPORT AND RECOMMENDATION TO THE COUNCIL.

PROPOSAL NO. R2006-98, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING RESOLUTION NO. R2006-13s TO MODIFY THE TRANSMITTAL PROCESS AND TIMELINE FOR THE HOUSING AFFORDABILITY TASK FORCE.

PROPOSAL NO. R2006-105, A RESOLUTION OF THE PIERCE COUNTY COUNCIL APPROVING THE FEBRUARY 2005 COMPREHENSIVE PLAN OF THE LAKEWOOD WATER DISTRICT.

PROPOSAL NO. R2006-114, A RESOLUTION OF THE PIERCE COUNTY COUNCIL DECLARING ITS INTENDED DISTRIBUTION OF NATIONAL FOREST RELATED SAFETY-NET PAYMENTS BETWEEN TITLE II AND TITLE III OF THE SECURE SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000.

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.

**X. OTHER BUSINESS/ANNOUNCEMENTS**

**XI. CITIZENS' FORUM**

**XII. ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:11 p.m.

Attest:

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

Approved:

\_\_\_\_\_  
Shawn Bunney, Council Chair

\_\_\_\_\_  
Date Approved

f:\wpfiles\minutes\cou 09-19-06 min.doc