

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
OCTOBER 7, 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 3:03 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 Armed Forces.

**III. ROLL CALL**

Councilmembers Present: Paul Bocchi, Calvin Goings, Terry Lee, Harold Moss, and Kevin Wimsett. Barbara Gelman was excused at time of roll call. Shawn Bunney was excused.

Council Staff Present: Patty Face, Deputy Clerk of the Council; Susan Long, Administrator for Legal and Operations; Carolyn Pendle, Research Analyst; and Tom Weber, Administrator for Research and Policy.

There were approximately 25 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. 2003-98, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL APPROVING AN AMENDMENT TO A LAND LEASE AGREEMENT FOR REAL PROPERTY AT THE PIERCE COUNTY AIRPORT--THUN FIELD WITH HANGAR, INC.; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID AMENDMENT TO LEASE AGREEMENT.

Sponsored by: Councilmember Shawn Bunney  
Contact person: Jennifer Walker, 798-7025  
For referral to the Public Works Committee

2. PROPOSAL NO. 2003-99, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING THE CHAMBERS CREEK PROPERTIES STANDARDS AND GUIDELINES, APRIL 2003; ESTABLISHING STANDARDS AND GUIDELINES BY WHICH DEVELOPMENT OF THE CHAMBERS CREEK PROPERTIES SHALL BE SUBJECT IN ACCORDANCE WITH SECTION 6 OF THE CHAMBERS CREEK PROPERTIES JOINT PROCEDURAL AGREEMENT.  
Sponsored by: Councilmembers Paul Bocchi and Terry Lee  
Contact persons: Joe Scorcio at 798-4661, and M. Peter Philley at 798-4173  
For referral to the Public Works Committee  
Suggested date of Council hearing: November 4, 2003
3. PROPOSAL NO. 2003-100, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING YEAR 2003 AMENDMENTS TO THE CAPITAL FACILITIES ELEMENT OF THE PIERCE COUNTY COMPREHENSIVE PLAN; AMENDING TITLE 19E OF THE PIERCE COUNTY CODE, CAPITAL FACILITIES - SIX YEAR FINANCING PLAN; AMENDING CHAPTER 19A.100 OF THE PIERCE COUNTY CODE, CAPITAL FACILITIES ELEMENT; SETTING FORTH AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.  
Sponsored by: Councilmember Calvin Goings  
Contact person: Anna Graham, 798-6253  
For referral to the Planning & Environment Committee  
To be heard by the Planning & Environment Committee on October 15 and 22, 2003  
Suggested date of Council hearing: November 25, 2003
4. PROPOSAL NO. 2003-101, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RESPONDING TO THE SEPTEMBER 4, 2003, FINAL DECISION AND ORDER OF THE CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD REGARDING CASE NO. 02-3-0010; AMENDING CHAPTER 19B.40 OF THE PIERCE COUNTY CODE, PARKLAND-SPANAWAY-MIDLAND COMMUNITIES PLAN; AMENDING CHAPTER 18A.25, ZONE CLASSIFICATIONS AND USE TABLES, TO MODIFY THE ZONING ATLAS; AND ADOPTING FINDINGS OF FACT.  
Sponsored by: Councilmember Terry Lee  
Contact person: Anna Graham, 798-6253  
Suggested date of Council hearing: November 4, 2003
5. PROPOSAL NO. 2003-102, 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 Harold Moss  
Contact person: Joe Carrillo, 798-6690  
For referral to the Rules & Operations Committee  
Suggested date of Council hearing: November 4, 2003

6. PROPOSAL NO. 2003-103, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING THE 2003 AMENDMENTS TO THE PIERCE COUNTY COMPREHENSIVE PLAN; AMENDING TITLE 19, TITLE 19A, AND TITLE 19D OF THE PIERCE COUNTY CODE, PIERCE COUNTY COMPREHENSIVE PLAN; SETTING FORTH AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmember Calvin Goings  
Contact person: Anna Graham, 798-6253  
For referral to the Planning & Environment Committee  
To be heard by the Planning & Environment Committee on October 22 and 29, 2003  
Suggested date of Council hearing: November 18, 2003

- 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 five 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 September 23, 2003, was read into the record:

ORDINANCE NO. 2001-22s2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL CREATING A NEW CHAPTER 2.46 OF THE PIERCE COUNTY CODE, "PIERCE COUNTY AIRPORT/THUN FIELD ADVISORY COMMISSION."

ORDINANCE NO. 2003-44s2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 2.89 OF THE PIERCE COUNTY CODE, "TACOMA NARROWS AIRPORT ADVISORY COMMISSION"; AND AMENDING CHAPTER 2.58 OF THE PIERCE COUNTY CODE, "GIG HARBOR PENINSULA ADVISORY COMMISSION" TO TRANSFER ITS REVIEW RESPONSIBILITIES REGARDING THE TACOMA NARROWS AIRPORT TO THE TACOMA NARROWS AIRPORT ADVISORY COMMISSION.

ORDINANCE NO. 2003-52s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE 17C.80.025, "SECTION

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203 AMENDED - VIOLATIONS," FOR THE PURPOSE OF MAKING

CERTAIN VIOLATIONS OF CHAPTER 17C.80 PIERCE COUNTY CODE,  
"UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS,"  
MISDEMEANORS.

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

**PROPOSAL NO. R2003-123, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND COUNTY EXECUTIVE RECOGNIZING AND COMMEMORATING THE 150th ANNIVERSARY OF THE CROSSING OF THE NACHES PASS TRAIL.**

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

Wimsett acknowledged and thanked Dr. Carl Vest and Paul Hackett of the South Hill Historical Society for their work to preserve history.

Goings commented on the history of the Naches Pass trail and expressed appreciation to the South Hill Historical Society for their work.

Public Testimony

Dr. Carl Vest of the South Hill Historical Society thanked Councilmembers for the proclamation and encouraged continued support for the preservation of South Hill history.

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

Presentation - Puyallup Fair Putting Challenge Proceeds

Executive Ladenburg thanked those involved for their contributions and success of Pierce County's Puyallup Fair Putting Challenge and presented putting proceeds checks to Ann Eft of the Pierce County Domestic Violence Commission, and to David Ottey, of the Pierce County Emergency Food Network.

Presentation - Special Recognition to Pierce County for its Puyallup Fair Exhibits in 2003 and prior years

Puyallup Fair Manager, Ron Carlson, presented a proclamation to Pierce County for recognition of its Puyallup Fair exhibits. Ron Klein, Director of Communications, accepted the proclamation, and thanked County employees for their extraordinary efforts on the Puyallup Fair project.

**PROPOSAL NO. R2003-130, A PROCLAMATION OF THE PIERCE COUNTY EXECUTIVE AND COUNCIL COMMENDING ED AND KATHY GLEASON OF PARKLAND PUTTERS FOR EXTRAORDINARY COMMUNITY SERVICE AS PARTNERS IN PIERCE COUNTY'S BENEFIT PUTTING CHALLENGE AT THE PUYALLUP FAIR.**

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

Ladenburg acknowledged the Carlson's for their work and introduced Dick Ferguson of the Communications Department. Ferguson accepted the proclamation on behalf of the Carlson's.

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

**PROPOSAL NO. R2003-129, A PROCLAMATION OF THE PIERCE COUNTY EXECUTIVE AND COUNCIL DECLARING THE DAY OF OCTOBER 7, 2003, AS A DAY TO RECOGNIZE AND CONGRATULATE BEN MEEKER'S ART STUDENTS FROM BELLARMINI PREPARATORY SCHOOL FOR PARTNERING WITH PIERCE COUNTY BY CREATING MURALS AT THE PUYALLUP FAIR EXHIBIT FOR THE LAST TWO YEARS.**

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

Ladenburg presented the proclamation to Meeker and his art students. Meeker thanked the Executive and Councilmembers for the proclamation and introduced several of his art students.

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

**PROPOSAL NO. R2003-126, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW COMMISSIONER TO THE PIERCE COUNTY ROAD SERVICE DISTRICT NO. 1, PONDEROSA ESTATES. (SANDRA KNAUS)**

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

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

**VIII. ORDINANCES**

**IX. RESOLUTIONS**

**PROPOSAL NO. R2003-128s, A RESOLUTION OF THE PIERCE COUNTY COUNCIL COMMITTING TO PERFORMANCE AUDITS OF CRIMINAL JUSTICE SYSTEM IMPROVEMENTS FUNDED BY THE PROPOSED SALES AND USE TAX ON THE NOVEMBER 6, 2003, BALLOT, AND DIRECTING THE CRIMINAL JUSTICE TASK FORCE TO DEVELOP, AND THE PERFORMANCE AUDIT COMMITTEE TO REVIEW, CRITERIA FOR EVALUATING THE IMPACT OF PROGRAMS AND STAFF FUNDED BY THE NEW REVENUE.**

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

Staff Testimony

Pendle provided an overview of the Proposal Sections.

Wimsett moved Council Amendment No. 1 on the lime; motion seconded. A copy of the amendment is included with these minutes as Attachment I.

Pendle explained the technical amendment.

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

Wimsett moved Council Amendment No. 2 on the blue; motion seconded. A copy of the amendment is included with these minutes as Attachment II.

Pendle explained the amendment.

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

The Chair called for public testimony on the amended Proposal.

Executive Ladenburg endorsed the Proposal.

Lee noted that supporting resolutions for a .03 percent public safety sales tax had been adopted by several cities.

Paul Pastor, Pierce County Sheriff, urged Councilmembers to adopt the Proposal.

Eileen Bisson, Chief of Corrections, explained how Corrections would utilize revenues if the public safety sales tax measure were successful.

Eileen O'Brien, Prosecuting Attorney's Office, encouraged Councilmembers to adopt the Proposal and stated the revenues would provide access to victims for services.

Dan Erker, Administrator of Juvenile Court, explained that the Juvenile Court would utilize their revenues on enhanced prevention services for at risk youth, juvenile offender drug court, probation and court services, mental health and medical staff needs.

David Vance, Public Health Manager, Tacoma-Pierce County Health Department, endorsed the Proposal, and stated that the Health Department would improve and expand programs.

Ann Eft, Director of Pierce County Commission Against Domestic Violence, voiced support for the sales tax measure, and stated the Commission would be able to increase accessibility to services throughout the County, and provide increased follow-up tracking.

James Heller, District Court Presiding Judge, spoke in favor of the Proposal, and stated District Court would use their revenues for processing increased caseloads, and for increased communications between victims and probation officers.

Kathleen Geller, Deputy Director of District Court Probation, spoke in favor of the Proposal, and stated Probation would use revenues to hold offenders accountable.

Mike Kilborn, Administrator for District Court, said added resources would increase public safety by holding offenders more accountable, resolving cases in a more timely manner, and by increased access to court services.

Jerry Horne, Prosecuting Attorney, spoke to current efficiencies within the Prosecuting Attorney's office, despite heavy caseloads. Horne noted the Prosecutor's Office would like to do more in the area of domestic violence, vulnerable adults, and the aging.

Paul Pastor, Sheriff, explained that if the public safety sales tax measure passes, the Department would gain 75 new deputies, and a number of priorities could be accomplished.

Public Testimony

Dale Washam testified in support of the Proposal.

Kirk Kirkland testified in support of the Proposal, and thanked Councilmembers for putting the .03% public safety sales tax measure on the ballot for the public to decide.

Louise Batchelor testified about inmate releases due to a lack of criminal justice funding.

Gelman thanked the Criminal Justice Task Force Members and Carolyn Pendle for their efforts and work on the Proposal.

Bocchi stated the Proposal pushes accountability.

Lee stated accountability should be a part of every piece of legislation and encouraged passage of the Proposal.

The Proposal was adopted as amended on a roll call vote of six to zero.

**X. OTHER BUSINESS/ANNOUNCEMENTS**

1. The Council convened into Executive Session from 4:40 p.m. until 5:10 p.m. pursuant to RCW 42.30.110 (b) to consider the selection of a site or the acquisition of real estate by lease or purchase when public knowledge regarding such consideration would cause a likelihood of increased price.

**XI. GENERAL PUBLIC COMMENTS**

Dale Washam expressed his concerns regarding the public safety sales tax measure and Council Corner programming as it relates to RCW 41.17.130.

Long recited RCW 41.17.130, and noted it does not prevent the public office or agency from making an objective and fair presentation of facts relevant to a ballot proposition, if such action is part of the normal and regular conduct of the office or agency. Long stated that any discussion on Council Corner; assuming that a fair and objective presentation is part of the normal activity of the Rainier Communications Commission, would not be prohibited by RCW 42.17.130.

**XII.** There being no further business, the meeting was adjourned at 5:20 p.m.

Attest:

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Patricia L. Face, Deputy Clerk of the Council

Approved:

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

Date Approved

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