

MINUTES
PIERCE COUNTY COUNCIL MEETING
October 9, 2007

930 Tacoma Avenue South, Room 1045
Tacoma, WA 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 3:00 p.m. by Chair Lee.

II. Roll Call

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

Council Staff Present: Jeff Cox, Deputy Legal Counsel; Anna Graham, Administrator for Research and Policy; Denise Johnson, Clerk of the Council; Susan Long, Administrator for Legal and Clerks; and Hugh Taylor, Senior Legislative Analyst.

There were 17 visitors present.

III. Pledge of Allegiance to the Flag

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

IV. Approval of Agenda

Goings moved approval of the agenda; motion seconded and passed on a voice vote.

V. Consent Agenda

No final action on any Ordinance or Resolution was taken under this Section.

a. Approval of Minutes

1. The Minutes of the September 25, 2007, Regular Council Meeting
2. The Minutes of the September 18, 2007, Regular Council Meeting
3. The Minutes of the July 10, 2007, Regular Council Meeting
4. The Minutes of the July 3, 2007, Regular Council Meeting

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

1. Proposal No. 2007-76, An Ordinance of the Pierce County Council Repealing Chapter 2.04 of the Pierce County Code, "Public Records Inspection and Copying Procedures"; and Adopting a New Chapter 2.04 of the Pierce County Code, "Public Records Inspection and Copying Procedures."

Sponsored by: Councilmember Shawn Bunney

Council contact person: Jeff Cox, (253) 798-7579

To be heard in the Rules and Operations Committee on October 15, 2007

Suggested date of Council hearing: November 13, 2007

2. Proposal No. 2007-92, An Ordinance of the Pierce County Council Vacating a Portion of "A" Street located in the Southwest and Southeast Quarter of Section 33, Township 19 North, Range 3 East of the Willamette Meridian, in the Spanaway Area.

Sponsored by: Councilmember Roger Bush

Department contact person: Jerry West, Public Works and Utilities,
(253) 798-3687

Council contact person: Hugh Taylor, (253) 798-3665

For referral to the Economic and Infrastructure Development Committee

3. Proposal No. 2007-93, An Ordinance of the Pierce County Council Adopting Year 2007 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

Department contact person: Julia Airyang Park, Planning and Land
Services, (253) 798-2783

Council contact person: Hugh Taylor, (253) 798-3665

For referral to the Community Development Committee

To be heard in the Community Development Committee on October 15,
2007

Suggested date of Council hearing: November 20, 2007

4. Proposal No. 2007-94, An Ordinance of the Pierce County Council Adopting a New Ferry Fare Schedule; Amending Chapter 10.38 of the Pierce County Code, "Ferry Fares"; and Setting an Effective Date.

Sponsored by: Councilmember Dick Muri

Department contact person: Don Peterson, (253) 798-3147

Council contact persons: Paul Bocchi, (253) 798-7304, and
Michael Transue, (253) 798-7777

For referral to the Committee of the Whole

Suggested date of Council hearing: November 20, 2007

5. Proposal No. 2007-95, An Ordinance of the Pierce County Council Establishing New Rates and Charges for the Availability and Furnishing of Sanitary Sewer Service; Amending Section 13.13.085 of the Pierce County Code, "Rates and Charges"; and Setting an Effective Date.

Sponsored by: Councilmember Dick Muri

Department contact person: Tony Tipton, Public Works and Utilities,
(253) 798-4250

Council contact person: Paul Bocchi, (253) 798-7304

For referral to the Economic and Infrastructure Development Committee

Suggested date of Council hearing: November 20, 2007

6. Proposal No. 2007-96, An Ordinance of the Pierce County Council Authorizing Wage Adjustments for Non-Represented Employees; Amending the Pierce County Salary Classification Plan; and Setting an Effective Date.

Sponsored by: Councilmember Dick Muri

Council contact persons: Paul Bocchi, (253) 798-7304, and
Michael Transue, (253) 798-7777

For referral to the Committee of the Whole

Suggested date of Council hearing: November 20, 2007

7. Proposal No. 2007-97, An Ordinance of the Pierce County Council Amending Fee Schedules for Parks and Recreation Activities and Facilities, Including Golf Course Fees, and Adding New Fees for Certain Parks and Recreation Activities and Facilities; Amending Chapter 14.20 of the Pierce County Code, "Parks and Recreation Services Fees"; and Setting an Effective Date.

Sponsored by: Councilmember Dick Muri

Department contact person: Janel Krilich, Parks and Recreation Services,
(253) 798-7304

Council contact persons: Paul Bocchi, (253) 798-7304, and
Michael Transue, (253) 798-7777

For referral to the Committee of the Whole

Suggested date of Council hearing: November 20, 2007

8. Proposal No. 2007-98, An Ordinance of the Pierce County Council Adopting the 2008-2013 Parks Improvement Plan Pursuant to Section 14. of Pierce County Ordinance No. 2006-115s; Providing Information on Funding and Expenditures for the Six-Year Period, 2008-2013; Finding That Each Project Contained in the Plan is a Public Necessity; Authorizing the Prosecuting Attorney to Commence Condemnation Proceedings to Acquire Real Property for Only Those Capital Improvement Projects Contained in the Plan for Expenditure of Funds in 2008; and Adopting Findings of Fact.

Sponsored by: Councilmember Calvin Goings

Department contact person: Skip Ferrucci, Parks and Recreations
Services, (253) 798-4009

Council contact persons: Anna Graham, (253) 798-6253, and
Paul Bocchi, (253) 798-7304
For referral to the Community Development Committee
Suggested date of Council hearing: November 20, 2007

9. Proposal No. 2007-99, An Ordinance of the Pierce County Council Adopting a New Surface Water Management Fee Schedule and Amending the Funding Methodology; Amending Chapter 11.02 of the Pierce County Code, "Storm Drainage and Surface Water Management"; Adding a National Pollutant Discharge Elimination System Surcharge to Fund State Mandated Permit Requirements; Authorizing Foreclosure of Liens in the Manner Authorized by Revised Code of Washington 36.94.150 and 36.89.090; Eliminating the Rate Structure Sunset Clause; and Setting an Effective Date.

Sponsored by: Councilmember Roger Bush
Department contact person: Harold Smelt, Public Works and Utilities,
(253) 798-2952

Council contact persons: Paul Bocchi, (253) 798-7304, and
Jeff Cox, (253) 798-7579

For referral to the Economic and Infrastructure Development Committee
Suggested date of Council hearing: November 20, 2007

10. Proposal No. 2007-100, An Ordinance of the Pierce County Council Adjusting the Fee Schedule for Planning and Land Services Department Services; Amending Pierce County Code Section 2.05.060, "Environmental Fees," Section 2.05.070, "Land Use Regulations Fees," Section 2.05.090, "Engineering Review Fees," and Section 2.05.110, "Additional Fees"; and Setting an Effective Date.

Sponsored by: Councilmember Dick Muri
Department contact person: Kelly Bergh, Planning and Land Services,
(253) 798-3143

Council contact person: Paul Bocchi, (253) 798-7304

For referral to the Committee of the Whole

Suggested date of Council hearing: November 20, 2007

11. Proposal No. 2007-103, An Ordinance of the Pierce County Council Implementing the 2008 Budget; Amending the Powers, Duties or Responsibilities of Certain Pierce County Departments, Boards or Commissions; and Setting an Effective Date.

Sponsored by: Councilmember Dick Muri

Council contact persons: Paul Bocchi, (235) 798-7304, and
Michael Transue, (253) 798-7777

For referral to the Committee of the Whole

Suggested date of Council hearing: November 20, 2007

12. Proposal No. 2007-104, An Ordinance of the Pierce County Council Implementing the 2008 Budget by Requesting Certain County Departments, Boards and Commissions to Take Certain Actions.
Sponsored by: Councilmember Dick Muri
Council contact persons: Paul Bocchi, (235) 798-7304, and Michael Transue, (253) 798-7777
For referral to the Committee of the Whole
Suggested date of Council hearing: November 20, 2007
13. Proposal No. 2007-105, An Ordinance of the Pierce County Council Adopting the 2008-2013 Storm Water Improvement Program (SWIP), Pursuant to Pierce County Ordinance 2006-115s, and the Revised Code of Washington (RCW) 36.70A.040, and 36.70.530, Finding that Each Project Contained in the Program is a Public Necessity.
Sponsored by: Councilmember Roger Bush
Department contact person: Hans Hunger, Public Works and Utilities, (253) 798-6162
Council contact person: Jeff Cox, (253) 798-7579
For referral to the Economic and Infrastructure Development Committee
Suggested date of Council hearing: November 20, 2007
14. Proposal No. 2007-106, An Ordinance of the Pierce County Council Adopting the 2008-2013 Sewer Improvement Program (SIP), Pursuant to Pierce County Ordinance 2006-115s, and the Revised Code of Washington (RCW) 36.70A.040, and 36.70.530, Finding that Each Project Contained in the Program is a Public Necessity.
Sponsored by: Councilmember Roger Bush
Department contact person: Steve Kamieniecki, Public Works and Utilities, (253) 798-3094
Council contact person: Jeff Cox, (253) 798-7579
For referral to the Economic and Infrastructure Development Committee
Suggested date of Council hearing: November 20, 2007
15. Proposal No. 2007-101, An Ordinance of the Pierce County Council Setting the 2008 Ad Valorem Tax Levies for Pierce County for Levy in 2007 and Collection in 2008; and Setting an Effective Date.
Sponsored by: Councilmember Dick Muri
Department contact person: Aaron BeMiller, Budget and Finance, (253) 798-7512
Council contact persons: Paul Bocchi, (253) 798-7304, and Michael Transue, (253) 798-7777
For referral to the Committee of the Whole
Suggested date of Council hearing: November 20, 2007

16. Proposal No. 2007-102, An Ordinance of the Pierce County Council Adopting the Annual Budget of Pierce County for Fiscal Year 2008; and Setting an Effective Date.

Sponsored by: Councilmember Dick Muri

Department contact person: Aaron BeMiller, Budget and Finance,
(253) 798-7512

Council contact persons: Paul Bocchi, (253) 798-7304, and
Michael Transue, (253) 798-7777

For referral to the Committee of the Whole

Suggested date of Council hearing: November 20, 2007

17. Proposal No. 2007-109, An Emergency Ordinance of the Pierce County Council Responding to the Final Decision and Order Issued by the Central Puget Sound Growth Management Hearings Board in "James Halmo et al. v. Pierce County, Case No. 07-3-0004c," Regarding the Graham Community Plan and Implementing Regulations, and Technical Amendments to County-Wide Regulations and to Frederickson, Gig Harbor Peninsula, Parkland-Spanaway-Midland, and Upper Nisqually Regulations; Re-Adopting Exhibit A of Ordinance No. 2006-53s to Provide the Notice Required by the Decision; Amending Pierce County Code Section 19A.30.230, "Comprehensive Plan Land Use Designations Map," Chapter 19B.110, "The Graham Community Plan," Chapter 18A.17, "Pierce County (Outside Community Plan Areas) Use and Density/Dimension Tables," Chapter 18A.22, "Frederickson Use and Density/Dimension Tables," Chapter 18A.23, "Gig Harbor Peninsula Use and Density/Dimension Tables," Chapter 18A.28, "Parkland-Spanaway-Midland Use and Density/Dimension Tables," Chapter 18A.31, "Upper Nisqually Use and Density/Dimension Tables," Chapter 18A.33, "Zone Classifications," and the Pierce County Zoning Atlas; Adopting Findings of Fact; Establishing an Effective Date; and Declaring an Emergency.

Sponsored by: Councilmember Terry Lee

Council contact persons: Anna Graham, (253) 798-6253, and
Mike Kruger, (253) 798-6067

For referral to the Community Development Committee

To be heard in the Community Development Committee on October 22,
2007

Suggested date of Council hearing: October 30, 2007

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

1. Proposal No. R2007-119, A Resolution of the Pierce County Council Implementing the 2008 Budget; Declaring Certain County Policy and Requesting Information from Agencies of County Government.

Sponsored by: Councilmember Dick Muri

Council contact persons: Paul Bocchi, (253) 798-7304, and
Michael Transue, (253) 798-7777

For referral to the Committee of the Whole

Suggested date of Council hearing: November 20, 2007

d. Other Items

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

- VI. Messages from Executive/Judges/Prosecuting Attorney - None
- VII. Proclamations, Awards, and/or Appointments to Boards and Commissions - None
- VIII. Ordinances - None
- IX. Resolutions

Proposal No. R2007-117, A Resolution of the Pierce County Council Amending Resolution No. R2007-11, as Amended by Resolution No. R2007-46, Regarding Appointments of Councilmembers and Staff to Positions on External Boards, Commissions, Committees, and Other Organizations for the Year 2007.

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

Staff Testimony

Long explained the Proposal adds two alternate positions to the Pierce Transit Board.

Goings moved Council Amendment No.1 on blue; motion seconded.

Long explained the amendment allows Goings to be an alternate and Farrell to be a Board member.

Lee remarked that he looks to working with Farrell on the Board.

The Chair called for public testimony on the amendment; there was no response. The Chair called for Council comments on the amendment; there was no response.

The Chair called for public testimony on the Proposal as amended; there was no response. The Chair called for Council comments on the amended Proposal; there was no response.

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

Proposal No. R2007-118, A Resolution of the Pierce County Council Amending Resolution No. R2007-10s, as Amended by Resolution No. R2007-56, to Revise the Committee Membership for the Select Committee on Emergency Preparedness for 2007.

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

Staff Testimony

Long explained the Proposal adds Anna Graham as a new member to the Committee and strikes the name of Tom Weber.

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

The question was called; the Proposal was adopted on a roll call vote of six to zero.

X. Other Business/Announcements

1. Puyallup River Project Presentation

The Chair acknowledged the attendance of Harold Smelt, Public Works and Utilities Department; and Steve Bailey, Director of Emergency Management.

Mary Lou Tkach provided a PowerPoint presentation on issues affecting the river walk community along the Puyallup River. A copy of the presentation material is contained in the Clerk's meeting file.

Harold Smelt responded to Council questions regarding the lower eight-mile study, river comprehensive plan study, mapping of the Puyallup River, the philosophy approach of the County in controlling the Puyallup River flooding, and dredging of the Puyallup River.

Pear Mance provided information on the flooding of Rainier Manor Mobile Home Court, and urged the Council to work with the City of Sumner on flood control. A copy of the presentation material is contained in the Clerk's meeting.

The Chair encouraged Tkach and Mance to stay in contact with their Council representative, as well as with Harold Smelt. In addition, he thanked them for bringing the issue before the Council and asked that they keep the Council updated.

XI. Citizens' Forum - None

XII. Adjournment

There being no further business, the meeting was adjourned at 3:35 p.m.

Attest:

Denise D. Johnson, Clerk of the Council

Approved:

Terry Lee, Council Chair

Date Approved

Pierce County

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December 10, 2007

COUNCIL AMENDMENT NO. 1 Blue

TO: Councilmembers

FROM: Susan Long, Legal Counsel

SUBJECT: **PROPOSED AMENDMENT TO RESOLUTION NO. R2007-117**

I recommend the following amendment to Proposed Resolution No. R2007-117:

1. On page 3 of 5, line 15, remove "~~Calvin Goings~~" and replace with "**Tim Farrell**".
2. On page 3 of 5, line 18, remove "**Tim Farrell**" and replace with "**Calvin Goings**".

lm

c:Denise Johnson, Clerk of the Council

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