

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
OCTOBER 11, 2005**

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 3:00 p.m. by Chair Bunney.

**II. 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.

**III. ROLL CALL**

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

Council Staff Present: Steve Gross, Deputy Legal Counsel; 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.

**IV. APPROVAL OF AGENDA**

Lee 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. 2005-49, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING THE GUIDELINES FOR FUNDING PREVENTION PROGRAMS BY AMENDING ORDINANCE NO. 2001-82, WHICH SET PRIORITIES FOR FUNDING PREVENTION PROGRAMS AND CREATED THE ALLOCATION ADVISORY COMMITTEE TO MAKE RECOMMENDATIONS AND MONITOR THE DISTRIBUTION OF THE 25 PERCENT PREVENTION REVENUES FROM THE ONE-TENTH OF ONE PERCENT CRIMINAL JUSTICE

SALES AND USE TAX, AS SPECIFIED IN PIERCE COUNTY  
CODE 4.28.130.

Sponsored by: Councilmember Shawn Bunney

Council contact person: Carolyn Pendle, 798-3631

DO PASS RECOMMENDATION - PUBLIC SAFETY AND HUMAN  
SERVICES COMMITTEE ON SEPTEMBER 27, 2005

Suggested date of Council hearing: November 1, 2005

2. PROPOSAL NO. 2005-78, AN ORDINANCE OF THE PIERCE  
COUNTY COUNCIL AMENDING SECTION 2.92.040 OF THE  
PIERCE COUNTY CODE TO EXTEND UNTIL MARCH 30 THE TERM  
OF OFFICE FOR SOLID WASTE ADVISORY COMMITTEE  
MEMBERS.

Sponsored by: Councilmember Terry Lee

Department contact person: Stephen Wamback, 798-4656

Council contact person: Carolyn Pendle, 798-3631

For referral to the Economic and Infrastructure  
Development Committee

To be heard in the Economic and Infrastructure  
Development Committee on October 18, 2005

Suggested date of Council hearing: November 8, 2005

3. PROPOSAL NO. 2005-79, AN ORDINANCE OF THE PIERCE  
COUNTY COUNCIL ADOPTING YEAR 2005 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: Airyang Julia Park,  
798-2783

Council contact person: Hugh Taylor, 798-3665

For referral to the Community Development Committee,  
and the Economic and Infrastructure Development  
Committee

To be heard in the Community Development Committee  
on October 17, 2005

To be heard in the Economic and Infrastructure  
Development Committee on October 18, 2005

Suggested date of Council hearing: November 22,  
2005

4. PROPOSAL NO. 2005-80, AN ORDINANCE OF THE PIERCE  
COUNTY COUNCIL RESPONDING TO THE FINAL DECISIONS  
AND ORDERS ISSUED BY THE CENTRAL PUGET SOUND GROWTH  
MANAGEMENT HEARINGS BOARD IN "TAHOMA AUDUBON  
SOCIETY, PEOPLE FOR PUGET SOUND, AND CITIZENS FOR A  
HEALTH BAY V. PIERCE COUNTY, PARK JUNCTIONS  
PARTNERS, AND SNOHOMISH COUNTY, CASE NO. 05 3 0004C"

AND "BONNEY LAKE ET AL. V. PIERCE COUNTY, CASE NO. 05 3 0016C," REGARDING THE DESIGNATION AND PROTECTION OF MARINE SHORELINE CRITICAL SALMON HABITAT AND SHORELINE DENSITY EXCEPTIONS; AMENDING PIERCE COUNTY CODE SECTIONS 18.25.030, "DEFINITIONS," AND 18A.35.020, "DENSITY AND DIMENSION," AND PIERCE COUNTY CODE CHAPTERS 18E.10, "GENERAL PROVISIONS," AND 18E.40, "REGULATED FISH AND WILDLIFE SPECIES AND HABITAT CONSERVATION MEASURES"; ADOPTING FINDINGS OF FACT; AND ESTABLISHING AN EFFECTIVE DATE.

Sponsored by: Councilmember Terry Lee

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 26, 2005

Suggested date of Council hearing: November 15, 2005

5. PROPOSAL NO. 2005-82, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING THE 2006-2011 TRANSPORTATION IMPROVEMENT PROGRAM AND 2006-2019 FOURTEEN-YEAR FERRY PROGRAM, PURSUANT TO REVISED CODE OF WASHINGTON SECTIONS 36.81.121, 36.81.122, 36.81.130, AND 36.54.015, AND WASHINGTON ADMINISTRATIVE CODE 136, CHAPTERS 15 AND 16; 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 DOCUMENT FOR EXPENDITURE OF FUNDS IN 2006; AND ADOPTING FINDINGS OF FACT. (ANNUAL ROAD PROGRAM, SIX-YEAR ROAD PROGRAM, AND THE FOURTEEN-YEAR FERRY PROGRAM)

Sponsored by: Councilmember Terry Lee

Department contact person: Troy Lee, 798-3555

Council contact person: Hugh Taylor, 798-3665

For referral to the Economic and Infrastructure Development Committee

To be heard in the Economic and Infrastructure Development Committee on October 18, 2005.

Suggested date of Council hearing: November 22, 2005

6. PROPOSAL NO. 2005-84, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING AMENDMENTS TO THE PIERCE COUNTY CODE, CHAPTER 18.15, "DEFINITIONS," TITLE 18A, "PIERCE COUNTY DEVELOPMENT REGULATIONS-ZONING," AND TITLE 18J, "DEVELOPMENT REGULATIONS-DESIGN STANDARDS AND GUIDELINES"; ADDRESSING MINIMUM DENSITY REQUIREMENTS, RECREATIONAL VEHICLE PARKS,

PARKING STANDARDS, RURAL PATHWAYS, SR 7 STREETSCAPE PLANTINGS, GIG HARBOR PENINSULA STANDARDS, AND OTHER CLARIFYING AND TECHNICAL AMENDMENTS AFFECTING VARIOUS USE TYPES, DESIGN STANDARDS, AND DEFINITIONS; ADOPTING FINDINGS OF FACT; AND SETTING AN EFFECTIVE DATE.

Sponsored by: Councilmember Calvin Goings

Department contact person: Sean Gaffney, 798-2724

Council contact person: Anna Graham, 798-6253

For referral to the Community Development Committee

To be heard in the Community Development Committee on October 26, 2005

Suggested date of Council hearing: November 29, 2005

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

d. Other Items

1. Motion to certify the following Budget Certification, and instruct the Clerk of the Council to forward the Certification to the Pierce County Assessor-Treasurer's Office, pursuant to the Revised Code of Washington (RCW) 84.52.020:

- Franklin Pierce School District

Lee moved approval of the Consent Agenda; motion seconded and passed as amended on a roll call vote of five to zero (Farrell and Goings were excused)

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

1. A message from the Executive transmitting the following Ordinances, which were approved and signed on September 26, 2005, was read into the record:

ORDINANCE NO. 2005-6s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING CHAPTER 8.64 OF THE PIERCE COUNTY CODE, "ALARM SYSTEMS", AS ADOPTED BY ORDINANCE NO. 92-170 AND AMENDED, AND ADOPTING A NEW CHAPTER 8.64, "ALARM SYSTEMS", RELATING TO ALARM SYSTEM PERMITTING, ALARM BUSINESS REGISTRATION, ALARM RESPONSES, REVOCATIONS, AND PRESCRIBING PENALTIES FOR VIOLATIONS; AND SETTING AN EFFECTIVE DATE.

ORDINANCE NO. 2005-12s2, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTIONS 14.20.050 AND 14.20.070 OF THE PIERCE COUNTY CODE CHAPTER 14.20, "PARKS AND RECREATION SERVICES FEES," BY AMENDING FEE SCHEDULES; AND ESTABLISHING AN EFFECTIVE DATE.

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ORDINANCE NO. 2005-53s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO PENINSULA LIGHT COMPANY, INC., OF PIERCE COUNTY, WASHINGTON, FOR LOCATION OF ELECTRIC LINES ON CERTAIN RIGHTS OF WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.

ORDINANCE NO. 2005-57, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING CERTAIN COUNTY-OWNED PROPERTY AS SURPLUS, LOCATED AT 1425 210th AVENUE EAST, SUMNER, WASHINGTON; AND AUTHORIZING THE COUNTY EXECUTIVE TO PURSUE DISPOSAL OF THE PROPERTY BY SALE PURSUANT TO PIERCE COUNTY CODE CHAPTER 2.110.

ORDINANCE NO. 2005-63, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING ITS FUNDING INTENTIONS RELATED TO THE CHAMBERS BAY GOLF COURSE; REAFFIRMING THAT THE PRINCIPAL FUNDING SOURCE FOR ALL COSTS ASSOCIATED WITH THE FINANCING, CONSTRUCTION, OPERATION, AND MAINTENANCE OF THE GOLF COURSE WILL BE THE REVENUES GENERATED BY THE CHAMBERS BAY GOLF COURSE; AND DIRECTING THAT THE PIERCE COUNTY EXECUTIVE DEVELOP A STRATEGY TO UTILIZE AVAILABLE LAND WITHIN THE CHAMBERS CREEK PROPERTIES FOR ADDITIONAL REVENUE GENERATION, IF NEEDED.

ORDINANCE NO. 2005-66, 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. OS116-04, JAMES F. AND SALLY JO HOMOLA - CARONADO AREA; APPLICATION NO. OS117-04, DUANE R. AND KATHLEEN K. GWYNNE - ROY AREA; APPLICATION NO. OS118-04, DONALD WATKINS - ROY AREA; APPLICATION NO. OS121-04, KIRT P. AND DANA M. ALEXANDER - ROY AREA; APPLICATION NO. OS122-04, PMCIT, LLC - SPANAWAY AREA; APPLICATION NO. OS123-04, RICK A. AND SANDRA K. GIENGER - GRAHAM AREA; APPLICATION NO. OS124-04, LANNY A. WAREING - ROY AREA; APPLICATION NO. OS128-04, L. PAUL AND LISA N. ALVESTAD - WAUNA AREA; APPLICATION NO. OS129-04, CAROLE S. PRIEST - PUYALLUP AREA; APPLICATION NO. OS130-04, RONALD D. DENNING, SR. - KAPOWSIN AREA)

ORDINANCE NO. 2005-67, 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. OST115-04, WILLIAM AND KAREN LANE - FOREST GROVE AREA; APPLICATION NO. OST120-04, MICHAEL NATZKE AND SUNNY SUN - SILVER LAKE HIGHLANDS

AREA; APPLICATION NO. OST125-04, MICHAEL M. HANOVER -  
TULE LAKE AREA; APPLICATION NO. OST126-04, CAROL AND BOB  
EATON - EATONVILLE AREA; APPLICATION NO. OST127-04,  
MANKE TIMBER COMPANY, INC. - ELGIN AREA; APPLICATION NO.  
OST131-04, JAMES KENDALL ZAUGG - FOREST GROVE AREA)

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

1. NACO County Courthouse Award to Pierce County - Executive John Ladenburg.

Ladenburg recognized Steve Wamback, Public Works & Utilities, for his work on the award winning program. Ladenburg announced this is the first time Pierce County received the award.

Councilmembers congratulated Ladenburg and Wamback on winning the award.

2. Superior Award for Internal Publications, Magazine Format (County Line) - Ron Klein, Department of Communications, provided information on the award.
3. Excellence Award for Special Projects, Citizen Education (The New Primary: As Easy As 1,2,3) - Ron Klein, Department of Communications, provided information on the award.
4. Meritorious Award for News Writing (Council chair ends distinguished career) - Ron Klein, Department of Communications, provided information on the award.
5. Meritorious Award for Special Projects, Citizen Education (Citizen Education project) - Harold Smelt, Public Works and Utilities Department, provided information on the award
6. Meritorious Award for Special Projects, Public Participation (Pierce County Neighborhood Emergency Teams) - John Ladenburg, on behalf of Emergency Management Department, provided information on the award.

**PROPOSAL NO. R2005-135, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE PIERCE COUNTY FARM ADVISORY COMMISSION. (TIM D. KENNEDY)**

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

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

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Goings spoke in support of Kennedy's appointment, and he noted that Kennedy is a constituent of Council District 2.

**VIII. ORDINANCES** - None

**IX. RESOLUTIONS** - None

**X. OTHER BUSINESS/ANNOUNCEMENTS** - None

**XI. CITIZENS' FORUM**

1. Eino Kuki spoke in opposition to the proposed commercial motor cross track in the Buckley area. He read letter a from George Sraub and part of Bonnie Kuki's letter into the record. Copies of the letters are contained in the Clerk's meeting file.
2. Patty Lamb finished reading Bonnie Kuki's letter into the record, and summarized her personal letter opposing the motorcycle track. She presented photos showing flooding problems in the proposed motorcycle track area. Copies of the letters and photos are contained in the Clerk's meeting file.
3. Janay Floyd expressed her concern with the proposed motor cross track. She presented letters on behalf of Robert and Elooiie DeCristofaro in opposition to the proposed track. Copies of the letters are contained in the Clerk's meeting file.

Councilmembers Bunney, Farrell and Goings responded to Floyd's comments. Bunney will work with Floyd on the process.

**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:

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

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