

**MINUTES  
PIERCE COUNTY COUNCIL MEETING  
OCTOBER 18, 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 3:02 p.m. by Chair Bunney.

**II. ROLL CALL**

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

Council Staff Present: Patty Face, Deputy Clerk; Susan Long, Administrator for Legal and Operations; Carolyn Pendle, Senior Legislative Analyst; Michael Transue, Budget Consultant; Thomas Weber, Administrator for Research and Policy, and Christine Wilson, Councilmember Assistant

There were approximately 15 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 and passed on a voice vote.

**V. CONSENT AGENDA**

- a. Approval of Minutes
1. The minutes of the September 20, 2005, regular Council meeting.
  2. The minutes of the August 23, 2005, regular Council meeting.
  3. The minutes of the August 16, 2005, regular Council meeting.
  4. The minutes of the August 9, 2005, regular Council meeting.
  5. The minutes of the May 31, 2005, regular Council meeting.
- b. Action on Ordinances (refer, set date of hearing)
1. PROPOSAL NO. 2005-71, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL FINDING THE PROPOSED NON-EXCLUSIVE TELECOMMUNICATIONS FRANCHISE TO MCI WORLDCOM NETWORK SERVICES INC., FOR A TELECOMMUNICATIONS NETWORK IN PIERCE COUNTY TO BE IN THE PUBLIC INTEREST; SETTING FORTH TERMS AND CONDITIONS ACCOMPANYING THE GRANTING OF THE TELECOMMUNICATIONS FRANCHISE; PROVIDING FOR THE REGULATION OF CONSTRUCTION, OPERATION, MAINTENANCE, AND USE OF THE NETWORK; PRESCRIBING REMEDIES FOR THE VIOLATION OF THE PROVISIONS OF THE FRANCHISE; AND AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO THE FRANCHISE AGREEMENT.  
Sponsored by: Councilmember Terry Lee  
Department contact person: Hudson Stansbury, 798-7477  
Council contact person: Steve Gross, 798-7579  
DO PASS RECOMMENDATION - ECONOMIC AND INFRASTRUCTURE DEVELOPMENT COMMITTEE ON OCTOBER 4, 2005  
Suggested date of Council hearing: November 15, 2005
  2. PROPOSAL NO. 2005-74, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO JOPP WATER COMPANY, FOR LOCATION OF WATERLINES ON CERTAIN COUNTYOWNEDRIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.  
Sponsored by: Councilmember Terry Lee  
Department contact person: Jerry West, 798-3687  
Council contact person: Thomas Weber, 798-6067

Pierce County Council Meeting  
October 18, 2005

DO PASS RECOMMENDATION - ECONOMIC AND INFRASTRUCTURE  
DEVELOPMENT COMMITTEE ON OCTOBER 4, 2005  
Suggested date of Council hearing: November 15, 2005

3. PROPOSAL NO. 2005-77, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NONEXCLUSIVE FRANCHISE TO THE CITY OF FIFE, A MUNICIPAL CORPORATION OF PIERCE COUNTY, WASHINGTON, FOR LOCATION OF WATERLINES ON CERTAIN COUNTY OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.  
Sponsored by: Councilmember Terry Lee  
Department contact person: Jerry West, 798-3687  
Council contact person: Thomas Weber, 798-6067  
DO PASS RECOMMENDATION - ECONOMIC AND INFRASTRUCTURE  
DEVELOPMENT COMMITTEE ON OCTOBER 4, 2005  
Suggested date of Council hearing: November 15, 2005
4. PROPOSAL NO. 2005-81, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 3.12 OF THE PIERCE COUNTY CODE TO UPDATE AND CLARIFY PORTIONS OF THE CODE OF ETHICS.  
Sponsored by: Councilmembers Roger Bush, Barbara Gelman and Dick Muri  
Council contact person: Susan Long, 798-6068  
For referral to the Rules and Operations Committee
5. PROPOSAL NO. 2005-83, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 1.26.060 OF THE PIERCE COUNTY CODE REGARDING THE COMPOSITION OF THE PERFORMANCE AUDIT COMMITTEE.  
Sponsored by: Councilmembers Shawn Bunney and Dick Muri  
Council contact person: Carolyn Pendle, 798-3635  
For referral to the Rules and Operations Committee
6. PROPOSAL NO. 2005-85, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 2.08 OF THE PIERCE COUNTY CODE, "SUPERIOR COURT CLERK - ELECTRONIC DATA ACCESS SERVICES," REVISING THE FEES TO BE CHARGED BY THE CLERK FOR SUBSCRIPTION ACCOUNTS FOR ELECTRONIC ACCESS TO SUPERIOR COURT RECORDS; AND SETTING AN EFFECTIVE DATE.

Pierce County Council Meeting  
October 18, 2005

Sponsored by: Councilmember Shawn Bunney  
Department contact person: Kevin Stock, 798-6886  
Council contact person: Susan Long, 798-6068  
For referral to the Rules and Operations Committee

7. PROPOSAL NO. 2005-86, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 13.13.085 OF THE PIERCE COUNTY CODE, "RATES AND CHARGES," ESTABLISHING NEW RATES AND CHARGES FOR THE AVAILABILITY AND FURNISHING OF SANITARY SEWER SERVICE; AND SETTING AN EFFECTIVE DATE.  
Sponsored by: Councilmember Shawn Bunney  
Department contact person: Tony Tipton, 798-4250  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005
8. PROPOSAL NO. 2005-87, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING ORDINANCE NO. 2003-112 IN ITS ENTIRETY; AMENDING THE NAME OF TITLE 10 OF THE PIERCE COUNTY CODE; ADOPTING A NEW CHAPTER 10.38, "FERRY FARES"; AND SETTING AN EFFECTIVE DATE.  
Sponsored by: Councilmember Terry Lee  
Department contact person: Don Peterson, 798-3147  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005
9. PROPOSAL NO. 2005-88, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING WAGE ADJUSTMENTS FOR NON-REPRESENTED EMPLOYEES; AND AMENDING THE PIERCE COUNTY SALARY CLASSIFICATION PLAN.  
Sponsored by: Councilmember Shawn Bunney  
Department contact person: Joe Carrillo, 798-6690  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005
10. PROPOSAL NO. 2005-89, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING PIERCE COUNTY CODE SECTIONS 2.05.060, "ENVIRONMENT FEES," 2.05.090, "SITE DEVELOPMENT REGULATION FEES," 2.05.110, "ADDITIONAL FEES," 2.05.130, "MISCELLANEOUS PLANNING FEES," AND 2.114.070, "FEES"; AND SETTING AN EFFECTIVE DATE.

Pierce County Council Meeting  
October 18, 2005

Sponsored by: Councilmember Shawn Bunney  
Department contact person: Chuck Kleeberg, 798-3130  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005

11. PROPOSAL NO. 2005-90, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTIONS 14.20.020, "SPRINKER RECREATION CENTER", 14.20.030, "LAKEWOOD COMMUNITY CENTER", AND 14.20.040 "FACILITY USER FEES" OF THE PIERCE COUNTY CODE BY AMENDING FEE SCHEDULES AND ADDING NEW FEES FOR PARKS AND RECREATION ACTIVITIES AND FACILITIES; AND ESTABLISHING AN EFFECTIVE DATE.  
Sponsored by: Councilmember Shawn Bunney  
Department contact person: Janel Krilich, 798-4008  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005
12. PROPOSAL NO. 2005-91, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL SETTING THE 2006 AD VALOREM TAX LEVIES FOR PIERCE COUNTY FOR LEVY IN 2005 AND COLLECTION IN 2006.  
Sponsored by: Councilmember Shawn Bunney  
Department contact person: Mary Schmidtke, 798-7512  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005
13. PROPOSAL NO. 2005-92, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING THE ANNUAL BUDGET OF PIERCE COUNTY FOR THE FISCAL YEAR 2006.  
Sponsored by: Councilmember Shawn Bunney  
Department contact person: Mary Schmidtke, 798-7512  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005
14. PROPOSAL NO. 2005-93, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 19B.100 OF THE PIERCE COUNTY CODE, "THE MID-COUNTY COMMUNITY PLAN"; REPEALING CHAPTER 19B.50, "SUMMIT-WALLER COMMUNITY PLAN"; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

Pierce County Council Meeting  
October 18, 2005

Sponsored by: Councilmembers Calvin Goings and  
Barbara Gelman

Department contact persons: Brynn Brady, 798-3667;  
and 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 31, 2005

Suggested date of Council hearing: December 6, 2005

15. PROPOSAL NO. 2005-94, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL IMPLEMENTING THE MID-COUNTY COMMUNITY PLAN; AMENDING TITLE 18A OF THE PIERCE COUNTY CODE, "PIERCE COUNTY DEVELOPMENT REGULATIONS - ZONING"; ADOPTING A NEW CHAPTER 18A.27, "MID-COUNTY USES AND DENSITY AND DIMENSION TABLES"; AMENDING THE PIERCE COUNTY ZONING ATLAS; ADOPTING A NEW CHAPTER 18B.160, "SIGN DESIGN - MID-COUNTY"; ADOPTING A NEW CHAPTER 18J.70, "MID-COUNTY COMMUNITY PLAN AREA DESIGN STANDARDS AND GUIDELINES"; SETTING AN EFFECTIVE DATE; AND ADOPTING FINDINGS OF FACT.

Sponsored by: Councilmembers Calvin Goings and  
Barbara Gelman

Department contact persons: Brynn Brady, 798-3667;  
and 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 31, 2005

Suggested date of Council hearing: December 6, 2005

16. PROPOSAL NO. 2005-95, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING A NEW CHAPTER 13.10 OF THE PIERCE COUNTY CODE, "LATECOMERS AGREEMENTS FOR SEWER FACILITIES"; AND AMENDING THE PIERCE COUNTY CODE, SECTION 1.22.080, "EXAMINER - POWERS AND DUTIES," SECTION 13.04.070, "ASSESSMENTS - DEPOSITS - CHARGES," AND SECTION 13.04.100, "CONNECTION CHARGE ESTABLISHMENT," TO AUTHORIZE THE COUNTY, WITHIN ITS SOLE DISCRETION, TO ENTER INTO LATECOMERS AGREEMENTS THAT REIMBURSE PARTIES TO THOSE AGREEMENTS FOR A PORTION OF THEIR COSTS.

Pierce County Council Meeting  
October 18, 2005

Sponsored by: Councilmember Terry Lee  
Department contact person: Steve Chanfrau, 798-4129  
Council contact person: Thomas Weber, 798-6067  
For referral to the Economic and Infrastructure  
Development Committee

17. PROPOSAL NO. 2005-96, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL IMPLEMENTING THE 2006 BUDGET BY DIRECTING CERTAIN COUNTY DEPARTMENTS, BOARDS, AND COMMISSIONS TO TAKE CERTAIN ACTIONS.

Sponsored by: Councilmember Shawn Bunney  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005

18. PROPOSAL NO. 2005-97, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL IMPLEMENTING THE 2006 BUDGET BY AMENDING THE POWERS, DUTIES OR RESPONSIBILITIES OF CERTAIN PIERCE COUNTY DEPARTMENTS, BOARDS, OR COMMISSIONS; AND AMENDING TITLE(S) \_\_\_\_\_ AND \_\_\_\_\_ OF THE PIERCE COUNTY CODE (PCC) IN CONNECTION THEREWITH.

Sponsored by: Councilmember Shawn Bunney  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005

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

1. PROPOSAL NO. R2005-137, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY OF TACOMA TO REPLACE THE PREVIOUS "AGREEMENT PROVIDING FOR CREATION AND OPERATION OF A COMBINED COUNTY CITY THE TACOMA PIERCE COUNTY HEALTH DEPARTMENT.

Sponsored by: Councilmembers Barbara Gelman and Dick Muri

Council contact person: Carolyn Pendle, 798-3631

For referral to the Public Safety and Human Services Committee

To be heard in the Public Safety and Human Services Committee on October 25, 2005

Suggested date of Council hearing: November 15, 2005

Pierce County Council Meeting  
October 18, 2005

2. PROPOSAL NO. R2005-138, A RESOLUTION OF THE PIERCE COUNTY COUNCIL IMPLEMENTING THE 2006 BUDGET, DECLARING CERTAIN COUNTY POLICY AND/OR REQUESTING INFORMATION FROM AGENCIES OF COUNTY GOVERNMENT.  
Sponsored by: Councilmember Shawn Bunney  
Council contact person: Michael Transue, 798-7777  
For referral to the Committee of the Whole  
Suggested date of Council hearing: November 22, 2005

d. Other Items

Lee moved approval of the Consent Agenda; motion seconded and passed on roll call vote of six to zero. Farrell was excused at the time of the vote.

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

Bunney moved to item 2. of Section VI. He returned to item 1. of Section VI. after completing Sections VII., VIII., and IX. of the Agenda.

1. Presentation of the Executive's Proposed 2006 Pierce County Budget - Executive John Ladenburg

Ladenburg made the presentation.

2. A message from the Executive transmitting the following Ordinance, which was approved and signed on September 30, 2005, was read into the record:

ORDINANCE NO. 2005-59, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 1. OF ORDINANCE NO. 2004-48s, WHICH VACATED A PORTION OF 204TH STREET EAST IN SECTION 6, TOWNSHIP 18 NORTH, RANGE 4 EAST OF THE WILLAMETTE MERIDIAN, IN THE FREDERICKSON AREA, TO CORRECT THE LEGAL DESCRIPTION CONTAINED THEREIN.

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

**PROPOSAL NO. R2005-139, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RECOGNIZING THE ACCOMPLISHMENTS OF DAVID MCINTYRE AND THANKING HIM FOR HIS SERVICE TO PIERCE COUNTY, THE RAINIER COMMUNICATIONS COMMISSION, AND THE RAINIER MEDIA CENTER.**

Pierce County Council Meeting  
October 18, 2005

Lee moved adoption; motion seconded. The Clerk read the Proclamation in its entirety into the record. The Chair called for public testimony.

Public Testimony

Ron Lucas, Mayor of Steilacoom, and President of the Rainier Communications Commission, testified and commended McIntyre for his accomplishments.

Marc Pease, Coordinator of the Rainier Communications Commission, testified and thanked McIntyre for his accomplishments.

Councilmembers thanked McIntyre for his many years of service to Pierce County.

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

McIntyre thanked the Council and stated his belief in the importance and value of the government's ability to communicate with its citizens.

**PROPOSAL NO. R2005-136, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF THREE NEW MEMBERS TO THE PIERCE COUNTY DEVELOPMENTAL DISABILITIES ADVISORY BOARD. (SHANNON CARLSON, WALLY NASH AND DIANA STADDEN)**

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

The Chair called for public testimony.

Public Testimony

Diana Stadden testified and stated the importance of representation for those individuals who are not able to represent themselves.

Farrell thanked Stadden for serving on the Board.

Muri thanked Wally Nash for serving on the Board.

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

**VIII. ORDINANCES - None**

Pierce County Council Meeting  
October 18, 2005

**IX. RESOLUTIONS - None**

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

**XI. CITIZENS' FORUM**

Tom White addressed the Council.

**XII. ADJOURNMENT**

There being no further business, the meeting was adjourned  
at 4:20 p.m.

Attest:

\_\_\_\_\_  
Patricia L. Face, Deputy Clerk

Approved:

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

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

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