

**MINUTES
PIERCE COUNTY COUNCIL MEETING
NOVEMBER 5, 2002**

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 Moss.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Moss.

III. ROLL CALL

Councilmembers Present: Karen S. Biskey, Wendell Brown, Harold Moss, and Jan Shabro; Calvin Goings and Kevin Wimsett were excused, and Pat O'Malley arrived after the roll call.

Council Staff Present: Susan Long, Legal Counsel; Gerri Johnson, Administrator/Clerks & Operations; and Tom Weber, Administrator/Research & Policy.

There were approximately 12 visitors present.

IV. APPROVAL OF AGENDA

Brown 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 10, 2002, regular Council meeting.
 - 2. The minutes of the October 1, 2002, regular Council meeting.
 - 3. The minutes of the October 8, 2002, regular Council meeting.
- b. Action on Ordinances (refer, set date of hearing)
 - 1. PROPOSAL NO. 2002-125, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF 204TH STREET EAST RIGHT-OF-WAY, LOCATED IN THE SOUTHWEST QUARTER OF

SECTION 3, TOWNSHIP 18 NORTH, RANGE 3 EAST,
WILLAMETTE MERIDIAN, IN THE SPANAWAY AREA.
Sponsored by: Councilmember Pat O'Malley
Contact person: Les Olsen, 798-3216
For referral to the Public Works Committee

2. PROPOSAL NO. 2002-126, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 2001-86s3, AS AMENDED, INCREASING THE 2002 BUDGET FOR THE DEPARTMENT OF ASSIGNED COUNSEL, THE FERRY SERVICES FUND, AND THE WORKERS' COMPENSATION FUND; ESTABLISHING THE LOW INCOME HOUSING FUND, AND PROVIDING A 2002 APPROPRIATION FOR THAT FUND.
Sponsored by: Councilmember Harold Moss
Contact person: Patrick Kenney, 798-7450
For referral to the Rules & Operations Committee
- c. Action on Resolutions (refer, set date of hearing)
 1. PROPOSAL NO. R2002-121, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AUTHORIZING THE PIERCE COUNTY EXECUTIVE TO EXECUTE THE JOINT RECREATION AGREEMENT BETWEEN PIERCE COUNTY AND PUYALLUP SCHOOL DISTRICT NO. 3 FOR DEVELOPMENT AND JOINT USE OF PUBLIC PARK AND ATHLETIC TEACHING STATIONS.
Sponsored by: Councilmembers Harold Moss and Calvin Goings
Contact person: Jan Wolcott, 798-4007
For referral to the Rules & Operations Committee
Suggested date of Council hearing: December 3, 2002
- d. Other Items
 1. Motion to certify the following Budget Certifications, and instruct the Clerk of the Council to forward the Certifications to the Pierce County Assessor-Treasurer's Office, pursuant to Revised Code of Washington 84.52.020:
 - Eatonville School District #404
 - Town of Steilacoom (Cities/Towns & Emergency/Medical Service)

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

VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY

1. A message from the Executive transmitting the following Ordinance, which was approved and signed on October 15, 2002, was read into the record:

ORDINANCE NO. 2002-120, AN EMERGENCY ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 9.52.020 OF THE PIERCE COUNTY CODE, "EXEMPTIONS", TO CLARIFY PIERCE COUNTY'S INTENT TO ABSOLUTELY PROHIBIT SOCIAL CARD GAMES, PURSUANT TO REVISED CODE OF WASHINGTON 9.46.295; AND DECLARING AN EMERGENCY.

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

PROPOSAL NO. R2002-115, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AND EXECUTIVE HONORING AND THANKING THE DEDICATED EMPLOYEES OF PIERCE COUNTY GOVERNMENT; AND DECLARING THE WEEK OF NOVEMBER 11-15, 2002, TO BE "PIERCE COUNTY EMPLOYEE APPRECIATION AND RECOGNITION WEEK" IN PIERCE COUNTY, WASHINGTON.

Brown moved adoption; motion seconded. The Clerk read the Proclamation into the record.

Staff Testimony

County Executive John Ladenburg thanked the Council for recognizing County employees, and urged everyone to attend the County employee recognition event.

The Proposal passed on a roll call vote of four to zero.

PROPOSAL NO. R2002-123, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE MENTAL HEALTH ADVISORY BOARD. (NINA COGSWELL)

Brown moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. The Proposal passed on a roll call vote of four to zero.

VIII. ORDINANCES

PROPOSAL NO. 2002-85, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF ALDERTON PUYALLUP ROAD IN THE PUYALLUP AREA IN THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 20 NORTH, RANGE 4 EAST, OF THE WILLAMETTE MERIDIAN; IN THE PUYALLUP AREA.

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

Staff Testimony

Les Olsen, Public Works and Utilities Department, stated this property is an undeveloped portion of Alderton Puyallup Road that is not needed in the road system. He stated the Department supports the request to vacate.

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

PROPOSAL NO. 2002-86, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF 94TH AVENUE NORTHWEST LOCATED IN THE NORTHWEST AND THE SOUTHWEST QUARTERS OF SECTION 15, TOWNSHIP 22 NORTH, RANGE 1 EAST, OF THE WILLAMETTE MERIDIAN, IN THE GIG HARBOR AREA.

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

Staff Testimony

Olsen stated this portion of 94th Avenue Northwest is an old section of road, and another road has been established so there is no need for this right-of-way in the County's road system. He stated the Department supports request to vacate.

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

PROPOSAL NO. 2002-90, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF UNIMPROVED SPANAWAY LOOP ROAD IN THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 19 NORTH, RANGE 3 EAST, W.M. IN THE SPANAWAY AREA.

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

Staff Testimony

Olsen stated passage of this Proposal would vacate five feet of right-of-way adjacent to Spanaway Loop Road. The five feet is not needed for the County's road system, and the Department agrees that it should be vacated to the adjoining property owner.

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

O'Malley arrived at the meeting.

PROPOSAL NO. 2002-100, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING ORDINANCE NOS. 2000-34s AND 2000-35s, AS AMENDED; AMENDING ORDINANCE NO. 99-93s2, WHICH AMENDED TITLE 19A OF THE PIERCE COUNTY CODE, THE PIERCE COUNTY COMPREHENSIVE PLAN, TO DELETE AREA-WIDE MAP AMENDMENT M-8 (CRYSTAL MOUNTAIN RESORT & MEEKS) AND DELETE FINDING OF FACT NO. 18; AMENDING ORDINANCE NO. 2000-17, WHICH AMENDS THE PIERCE COUNTY ZONING ATLAS, TO DELETE THE DESIGNATION OF CRYSTAL MOUNTAIN RESORT AS MASTER PLANNED RESORT; ALL PURSUANT TO THE FINAL DECISION AND ORDER ISSUED BY THE CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD IN DAVID AND MEREDITH KENYON AND GOLD HILL COMMUNITY CLUB V. PIERCE COUNTY AND DANA MEEKS AND ASSOCIATES, INC., CASE NO. 01-3-0001.

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

Staff Testimony

Lloyd Fetterly, Deputy Prosecuting Attorney, stated this Proposal was drafted in response to the final decision of the Central Puget Sound Growth Management Hearings Board regarding an appeal of the County's Map Amendment No. M-8. He stated the details are set forth in the preambles of the Ordinance, fully explaining this action. In response to Shabro's question, Fetterly stated the status of the Crystal Mountain land use designation would revert to the zoning that was in place on the affected properties prior to the adoption of Council's Ordinance No. 99-93s2.

Biskey moved adoption of Council Amendment No. 1 as set forth in Attachment I to these minutes; motion seconded. The Clerk read the amendment into the record.

Long explained this amendment is to clarify and emphasize that prior land use designations would be reinstated.

The Chair called for public testimony; there was no response. The amendment passed on a voice vote. The Chair called for public testimony; there was no response. The Proposal passed as amended on a roll call vote of five to zero.

PROPOSAL NO. 2002-101, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL PLACING THE KARSHNER BUILDING (PARCEL NO. 2960000170), LOCATED AT 124 SOUTH MERIDIAN, PUYALLUP, WASHINGTON, ON THE PIERCE COUNTY REGISTER OF HISTORIC PLACES; AND ADOPTING FINDINGS OF FACT.

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

Staff Testimony

Airyang Julia Park, Planning and Land Services Department, stated passage of this Proposal would place the Karshner Building on Pierce County's Register of Historical Places. She provided a biographical sketch of the contributions of Dr. Karshner, and an overview of the staff report.

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

- IX. RESOLUTIONS - None**
- X. OTHER BUSINESS/ANNOUNCEMENTS - None**
- XI. GENERAL PUBLIC COMMENTS - None**
- XII. ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:40 p.m.

Attest:

Gerri Johnson, Clerk of the Council

Approved:

Councilmember Harold Moss, Council Chair

Date Approved