

**MINUTES
PIERCE COUNTY COUNCIL MEETING
NOVEMBER 28, 2000**

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

Chair Casada called the regular meeting of the Pierce County Council to order at 3:10 p.m.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Casada.

III. ROLL CALL

Councilmembers Present: Wendell Brown, Sarah Casada, Ken Madsen, Harold Moss, Pat O'Malley, and Jan Shabro; Karen S. Biskey was excused.

Council Staff Present: Sandy Bassett, Deputy Clerk; Shawn Bunney, Research Analyst; Susan Long, Legal Counsel; Gerri Rainwater, Administrator/Clerks & Operations; and Tom Weber, Administrator/Research & Policy.

There were approximately 65 visitors present.

IV. APPROVAL OF AGENDA

Brown moved approval of the amended Agenda; motion seconded and passed.

V. CONSENT AGENDA

- a. Approval of Minutes
- b. Action on Ordinances (refer, set date of hearing)
 - 1. PROPOSAL NO. 2000-94, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 2.04.150 OF THE PIERCE COUNTY CODE, "COUNTY AUDITOR/ELECTION DEPARTMENT FEES" TO CLARIFY THE APPLICATION OF THE PROVISIONS.
Sponsored by: Councilmember Wendell Brown
Contact person: Susan Long, 798-6068
DO PASS RECOMMENDATION - RULES COMMITTEE (Sarah Casada, Chair; Wendell Brown, Vice Chair; Karen S. Biskey; Harold Moss; Jan Shabro)

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Suggested date of Council hearing: December 12,
2000

2. PROPOSAL NO. 2000-101, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ACKNOWLEDGING AND ENDORSING THE RECOMMENDATIONS OF THE PIERCE COUNTY CRIMINAL JUSTICE TASK FORCE; NOTING THE COUNCIL'S RESPONSE TO RECOMMENDATIONS; AND ALLOCATING THE \$1,000,000.00 CRIMINAL JUSTICE TASK FORCE RESERVE FUND, WHICH WAS APPROPRIATED IN THE PIERCE COUNTY YEAR 2000 BUDGET. Sponsored by: Councilmembers Wendell Brown and Sarah Casada

Contact person: Carolyn Pendle, 798-3631
DO PASS AS AMENDED RECOMMENDATION - RULES COMMITTEE
(Sarah Casada, Chair; Wendell Brown, Vice Chair;
Karen S. Biskey; Harold Moss; Jan Shabro)
Suggested date of Council hearing: December 12,
2000

3. PROPOSAL NO. 2000-105, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ESTABLISHING AND AUTHORIZING THE COLLECTION OF A FILING FEE FOR MANDATORY ARBITRATION MATTERS; AND SETTING AN EFFECTIVE DATE.

Sponsored by: Councilmember Jan Shabro
Contact person: Charles Gay, 798-7760
For referral to the Rules Committee

4. PROPOSAL NO. 2000-76, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTION 2.112.010 OF THE PIERCE COUNTY CODE, PIERCE COUNTY AIRPORT FEES, BY AMENDING THE FEE SCHEDULES FOR HANGARS, TIE DOWNS, STORAGE SPACES, AND BUILDING AND LAND RENTAL LEASE RATES; AND SETTING AN EFFECTIVE DATE.

Sponsored by: Councilmember Jan Shabro
Contact person: Bob Snyder, 798-7109
Removed from the Budget and Operations Committee
(Harold Moss, Sarah Casada, Jan Shabro, Wendell Brown)

For referral to the Rules Committee
To be heard by the Rules Committee on December 11,
2000

Suggested date of Council hearing: December 12, 2000

- c. Action on Resolutions (refer, set date of hearing)
- d. Other Items

Brown 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

1. Acknowledgement of Grandview Trail Donation -- Chambers

Creek Foundation and Robinson Construction, Inc.

Executive Sutherland recognized Tom Neilsen, Project Manager for Robison Construction Inc., and Mark Kahley, President of the Chambers Creek Foundation, for their donations which were instrumental in completion of a non-motorized trail at 64th and Grandview Drive. Joe Scorcio, Public Works and Utilities, narrated a short video showing the trail. Councilmembers were invited to attend the dedication ceremony on Saturday. Neilsen and Kahley thanked the County for the acknowledgement. O'Malley said the site is spectacular and thanked both individuals for their corporate citizenship.

Sutherland asked to announce the Kudo Award winner (Item 1 in Section VII on the agenda) at this time. His request was granted.

- VII. 1. Annual County-wide KUDO Winner: Doug Sutherland announced that Bob Brand's name was drawn from the year's KUDOS recipients at the Employee Recognition Banquet. Sutherland briefly explained the County's Kudo program. As the winner of the drawing, Brand won one night's lodging and breakfast at the Mt. Rainier National Park Inn.

Sutherland said he would also like to give the Council a kudo. He thanked the Council for their cooperation and said they have made great accomplishments. He also praised County staff.

2. A message from the Executive transmitting the following Ordinances, which were approved and signed on November 14, 2000, was read into the record:

ORDINANCE 2000-34s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RECONSIDERING THE DESIGNATION OF CERTAIN PROPERTIES IN COMPREHENSIVE PLAN AMENDMENT M-8, WHICH WAS APPROVED IN ORDINANCE NO. 99-93S2; AMENDING ORDINANCE NO. 99-93S2 BY ADDING FINDINGS OF FACT PURSUANT TO THE GROWTH MANAGEMENT ACT, CHAPTER 36.70A REVISED CODE OF WASHINGTON, TO RESOLVE AN APPEAL TO THE CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD, DAVID AND MEREDITH KENYON V. PIERCE COUNTY AND DANA MEEKS, CASE NO. 99-3-0020; AND SETTING AN EFFECTIVE DATE.

ORDINANCE NO. 2000-35s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING THE PIERCE COUNTY ZONING ATLAS TO IMPLEMENT PORTIONS OF MAP AMENDMENT M-8, ADOPTED IN ORDINANCE NO. 99-93S2 AND CONFIRMED IN ORDINANCE NO. 2000-34s; AND SETTING AN EFFECTIVE DATE.

ORDINANCE NO. 2000-82, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF BONNEY MILL ROAD WHICH IS LOCATED IN THE SOUTHWEST QUARTER OF SECTION 15, TOWNSHIP 20 NORTH, RANGE 5 EAST, IN THE SNAG ISLAND AREA.

ORDINANCE NO. 2000-89, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING TITLE 9 OF THE PIERCE COUNTY CODE BY ADOPTING A NEW CHAPTER 9.54, "REGULATION OF PURCHASE/SALE OF EPHEDRINE."

3. A message from the Executive transmitting the following Ordinance, which was approved and signed on November 15, 2000, was read into the record:

ORDINANCE NO. 2000-91As, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL RELATING TO CONTRACTING INDEBTEDNESS; PROVIDING FOR THE ISSUANCE OF \$37,000,000.00 PAR VALUE OF LIMITED TAX GENERAL OBLIGATION BONDS, 2000, OF THE COUNTY FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF CONSTRUCTING A NEW JAIL FACILITY, INCLUDING THE REPAYMENT OF INTERIM FINANCING THEREFOR, AND TO CAPITALIZE INTEREST ON AND PAY THE COSTS OF ISSUANCE AND SALE OF SUCH BONDS; FIXING THE DATE, FORM, MATURITIES, INTEREST RATES, TERMS AND COVENANTS OF THE BONDS; ESTABLISHING A BOND REDEMPTION FUND; AND APPROVING THE SALE AND PROVIDING FOR THE DELIVERY OF SUCH BONDS.

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

NOTE: The Annual County-wide KUDO Winner was announced by County Executive Sutherland under Section VI.

PROPOSAL NO. R2000-181, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF ONE NEW MEMBER TO THE PIERCE COUNTY PLANNING COMMISSION. (HEINZ HASKINS, COUNCIL DISTRICT NO. 6)

Brown moved adoption; motion seconded. The Clerk read the title into the record. There was no public testimony. Proposal No. R2000-181 passed on a roll call vote of six to zero.

Brown moved to suspend the rules to move to Section IX - Resolutions. The motion was seconded and passed on a voice vote.

IX. RESOLUTIONS

PROPOSAL NO. R2000-174, A RESOLUTION OF THE PIERCE COUNTY COUNCIL RATIFYING THE SALE OF THE SURPLUS TAX-TITLE REAL PROPERTY WHICH IS LOCATED AT 1113 & 1115 BROADWAY AVENUE, TACOMA, WASHINGTON, AS REQUIRED BY PIERCE COUNTY CODE 2.110.120.

Brown moved Proposal No. R2000-174; motion seconded. The Clerk read the title into the record.

Staff Testimony

Suzanne Hedlund, Facilities Management, said the final bid was awarded to Howe/Horizons Holdings L.L.C. for \$250,000.00. They are purchasing on contract and will be paying \$75,000 down and the remainder in ten 10 annual payments of \$17,500.00 at 12% interest.

The Chair called for public testimony; there was no response. Proposal No. R2000-174 passed on a roll call vote of six to zero.

PROPOSAL NO. R2000-175, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF SUMNER CITY COUNCILMEMBER, DAVID ENSLOW, TO HIS FIRST FULL TERM ON THE SOUND TRANSIT AUTHORITY.

Brown moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. Proposal No. R2000-175 passed on a roll call vote of six to zero.

PROPOSAL NO. R2000-163, A RESOLUTION OF THE PIERCE COUNTY COUNCIL ENDORSING THE PIERCE COUNTY SHERIFF DEPARTMENT'S ACCEPTANCE OF A GRANT AWARD OF \$380,584.00 IN DEPARTMENT OF JUSTICE LOCAL LAW ENFORCEMENT BLOCK GRANT FUNDS, FOR PUBLIC SAFETY SERVICES THAT ADDRESS CRITICAL NEEDS OF PIERCE COUNTY CITIZENS.

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

Staff Testimony

Larry Mock reported that the department plans to spend a portion of the money on Drug Court and law enforcement equipment, specifically laptop computers. Not all of the funds have been earmarked yet.

Proposal No. R2000-163 passed on a roll call vote of six to zero.

Brown moved to suspend the rules and move to the Section VIII on the agenda; motion seconded and passed on a voice vote.

VIII. ORDINANCES

PROPOSAL NO. 2000-61, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AUTHORIZING A \$650,000.00 LOAN FROM THE GENERAL FUND TO THE PATHS AND TRAILS FUND; AND INCREASING THE 2000 BUDGET FOR THE PATHS AND TRAILS FUND BY \$650,000.00 FOR THE PURCHASE OF AN ADDITIONAL SECTION OF THE TRAIL. (McMILLIN TO PUYALLUP)

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

NOTE: Proposal Nos. 2000-61, 2000-62 and 2000-63 pertain to the acquisition of the McMillan to Puyallup Trail. The following testimony often relates to all three proposals.

Staff Testimony

Jan Wolcott, Director of Parks and Recreation, explained that the three proposals are part of a proposal allowing for the purchase of a section of property intended to extend the Foothills Trail. Wolcott described the property. He said the railroad operation will continue through an easement to use the tracks and a right to add storage and run-around tracks. Wolcott said this easement arrangement has been approved by the County's Risk Management Department. He explained that both the sales price and the loan amount have been reduced. Wolcott said an alternate route on the bank of the Puyallup had been suggested. He said Tony Fantello and Mary Lynch would comment on that alternate route.

Tony Fantello, Public Works and Utilities Water Programs, distributed a handout outlining his testimony (copy in the meeting file). He testified that a trail on top of the levy would require new access rights. In addition, paved trails on top of a levy would make routine maintenance or repair very difficult and more expensive. He said they do not support a trail on top of the levy system.

Mary Lynch, Public Works and Utilities Environmental

Biologist, advised that the current proposed alignment is preferred from an environmental standpoint.

Charles Montang, legal Counsel for Pierce County, outlined the legal aspects of the sale which he described as a "Rails with Trail" project. Madsen asked if there would be room if the state decided to expand State Road 162. Montang said he could see no obstacle from a legal point of view.

Brown moved Council amendment No. 1 as set forth in **Attachment 1** to these minutes. The motion was seconded. The motion was read into the record. The Chair called for public comment; there was no response. The motion passed on a voice vote.

Brown moved the Committee amendment dated October 23, 2000 as set forth in **Attachment 2** to these minutes. The motion was seconded. The proposed amendment was read into the record.

Staff Testimony

Tom Weber explained that these amendments make references back to the budget and clarify that the trail section is outlined in Ordinance No. 2000-62.

The motion (Attachment 2) passed on a voice vote.

Public Testimony

Greg Clinkenbeard, who lives along the Puyallup River, said he would have to be paid if a trail were to be built across his property.

Peggy Fjetland spoke in support of the trail, saying it's an opportunity to preserve land.

Don Partington said he supports all three Proposals.

Arthur Robinson spoke in favor of all three Proposals.

Loren Combs, an attorney representing farmers and various property owners, requested that the Council delay action on Proposal Nos. 2000-61 and 2000-62; but act on 2000-63. He said he felt it was premature to spend taxpayer's money when the County may end up getting the land free when the railway right-of-way is abandoned.

Dan Williams, retired Seattle and Tukwilla Parks Departments, testified that a setback dike would be very expensive and he would not endorse that concept. He encouraged passage of the Proposals.

Betsy Schultz urged passage of the Proposals.

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Joe McQuade, of Commencement Bay Corrugated, said their company is at the end of the railroad line in question. He said they need the railroad line to operate. McQuade said they support the existing railroad line with other transportation services.

Ernest Bay, President of the Foothills Trail Coalition, said he feels the trail will benefit the farmers. He would like to see the County give farmers bargain leases.

Gordon Grant, Foothills Rails to Trails, said he's in favor of all three Proposals.

Chuck Morrison, of Tacoma, spoke in favor of the proposals.

Joan Miller, of Wilkeson, said she hoped Councilmembers read the News Tribune article in support of the trail. She said this trail section is a major link to Mt. Rainier.

Carla Gremlich, of the Tacoma Wheelmen's Bicycle Club, spoke in favor of the Proposals. She said the group raises funds to support the trail and picks up litter on the trail.

Mary Haire, spoke in favor of the Proposals. She said history hasn't shown any negative effects.

Lonnie Smith, of South Park Estates L.L.C., said he supports the trail. He questioned the validity of the argument that the County could get the trail free.

Bob Myrick, speaking for the Tacoma Wheelmen's Bicycle Club, expressed the group's support for the proposed trail.

State Representative Elect David Morrell, Chair of the Pierce County Advisory Board, said the group reviewed the trail project and passed it unanimously.

Fred Hoheim encouraged the Councilmembers to take advantage of this opportunity to extend the trail.

Wayne Mosby, of McMillin Associates, said he has worked for 20 years and spent 1.2 million dollars to keep this railway going. He said he would like the Council to provide him with a letter guaranteeing that they will keep the railway operating for 25 years. The Chair replied that she has heard nothing to indicate that the railroad is closing.

Randolph Lindblad said the County is getting a good price.

Terry Davies said if there's any possibility the railway will close and the County will get the land free, he hopes the County will consider that option and not spend taxpayer's money on the project.

Proposal No. 2000-61, as amended, passed on a roll call vote of five to one. Madsen voted no.

PROPOSAL NO. 2000-62, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL TO ENTER INTO AN AGREEMENT FOR THE PURCHASE AND SALE OF REAL PROPERTY BETWEEN BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY, THE SELLER, AND PIERCE COUNTY, THE PURCHASER.

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

Staff Testimony

Tom Weber said legal counsel is proposing a substitute Exhibit "A" to correct the legal description. Weber distributed copies of the language proposed for the new Exhibit "A" (see Attachment 3 to these minutes).

Lloyd Fetterly, Deputy Prosecuting Attorney, offered a replacement Exhibit "A". He said the new legal description cuts out pieces of land where the railroad had no possession. The Chair said she would sponsor the amendment. She moved Exhibit "A" be amended as contained on **Attachment 3** to these minutes; motion seconded. The motion passed on a voice vote.

Brown moved adoption of the Council amendment No. 1 as set forth in **Attachment 4** to these minutes; motion seconded. Brown read the amendment. There was no public testimony. The amendment passed on a voice vote.

Brown moved adoption of the Committee amendments as set forth in **Attachment 5** to these minutes; motion seconded. The amendment was read. There was no public testimony. The amendment passed on a voice vote.

Proposal No. 2000-62, as amended, passed on a roll call vote of five to one. Madsen voted no.

PROPOSAL NO. 2000-63, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL DECLARING THE INTENTION OF PIERCE COUNTY TO EMBRACE THAT CERTAIN RAILROAD RIGHT-OF-WAY CORRIDOR LOCATED BETWEEN PUYALLUP AND MCMILLIN, WASHINGTON (BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY) FOR THE PURPOSE OF A PUBLIC HIGHWAY FOR A NON-MOTORIZED PATH AND TRAIL.

Brown moved adoption; motion seconded.

Susan Long, Legal Counsel/Code Revisor, informed the Council of a correction that should be made on page 2 of 5 of the Ordinance.

Brown moved to delete the word "after" and insert the words "prior to" on line 3 of page 2 of 5 of the Ordinance. The

motion was seconded and passed on a voice vote.

The Chair called for public testimony; there was no response. Proposal No. 2000-63, as amended, passed on a roll call vote of five to one. Madsen voted no.

PROPOSAL NO. 2000-77, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL APPROVING THE TRANSFER OF ULTIMATE CONTROL OF THE TELECOMMUNICATIONS FRANCHISE OWNED BY YCOM NETWORKS, INC., TO FAIRPOINT COMMUNICATIONS, INC.

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

Staff Testimony

Shawn Bunney, Legal Research Analyst, reported that the transfer is consistent with the policies of the model telecommunications ordinance. He commented that Fairpoint Communications usually buys controlling interest in small telecommunications companies and leaves the management in place. He recommended approval of the transfer.

There was no public testimony. Proposal No. 2000-77 passed on a roll call vote of six to zero.

PROPOSAL NO. 2000-78, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO SPARTUS COMMERCIAL CORPORATION FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.

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

Staff Testimony

Bob Snyder, Public Works and Utilities Department, said this replaces an older franchise and has the support of the Department.

The Chair called for public testimony; there was no response. Proposal No. 2000-78 passed on a roll call vote of six to zero.

PROPOSAL NO. 2000-104, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING SECTIONS 14.20.020, "SPRINKER RECREATION CENTER" AND 14.20.040, "FACILITY USE FEES" OF THE PIERCE COUNTY CODE TO REMOVE PARKING FEES AT SPRINKER, FRONTIER, LAKE TAPPS, AND SPANAWAY COUNTY PARKS.

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

Staff Testimony

Janel Krilich, Business Manager for Parks & Recreation Services, said the parking fee and the presence of gatekeepers helps to monitor traffic and eliminate cruising. The gatekeepers also assist in emergency situations and collect boat launch fees. Krilich itemized revenue figures for the parks involved (see documentation in the meeting file).

Chuck Robbins, Executive Director of Public Safety, spoke in favor of keeping parking fees, citing increased incidents of drug use and other criminal behavior in the parks prior to the fees and presence of gatekeepers.

Weber explained the proposed amendments.

Brown moved Council amendment No. 1 as set forth in **Attachment 6** to these minutes. The motion was seconded and read into the record. The motion passed on a voice vote.

Brown moved Council amendment No. 2 as set forth in **Attachment 7** to these minutes. The motion was seconded and read into the record. Madsen explained that this amendment would address the problems that Chuck Robbins referred to. The motion failed on a voice vote.

Brown moved Council amendment No. 3 as set forth in **Attachment 8** to these minutes. The motion was seconded and read into the record. Following discussion, the motion passed on a voice vote.

Staff Testimony

Pierce County Sheriff Sgt. Jerry Lawrence said the Sheriff's Department doesn't have the resources to staff the Parks and the gatekeepers provide the first line of defense. He said Sheriff Pastor is not in support of the Proposal. Lawrence asked the Council not to pass the Proposal.

Moss spoke against removing the parking fees.

Brown said the intent is to enhance usage at the parks. If necessary, the parking fees can be reinstated.

Shabro said it's a question of equal access. Only a few parks have parking fees.

Public Testimony

Bruce Murphy, of Federal Way, said eliminating the fees would increase the subsidy and compromise security. He urged the Council to consider not passing the Proposal.

Following comments by Brown, Moss and Casada, Proposal No. 2000-104, as amended, passed on a roll call vote of four to two. Madsen and Moss voted no.

X. OTHER BUSINESS/ANNOUNCEMENTS

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:

- a. City of Buckley (Emergency Medical Service and Cities/Towns)
- b. City of Edgewood
- c. City of Fife (Cities/Towns)
- d. City of Gig Harbor (Cities/Towns)
- e. City of Tacoma (Emergency Medical Service and Cities/Towns)
- f. Pierce County Fire District #5 (Emergency Medical Service and Fire Protection Districts)
- g. Pierce County Fire District #12 (Emergency Medical Service and Fire Protection Districts)
- h. Pierce County Fire District #20 (Emergency Medical Service and Fire Protection Districts)
- i. Puget Sound Educational Service District (Pierce County School Districts/King County School District)
- j. Town of Carbonado (Cities/Towns)
- k. Town of South Prairie (Emergency Medical Service and Cities/Towns)
- l. Town of Steilacoom (Emergency Medical Service and Cities/Towns)

Brown moved adoption of the motion; motion seconded and passed on a voice vote.

XI. GENERAL PUBLIC COMMENTS

1. O'Malley thanked the Lakewood and University Place Journal newspapers for their great coverage. They will cease publishing soon.
2. Casada asked for a point of personal privilege to say that she has enjoyed working with members of the Council and is looking forward to serving in the Washington

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State Senate. Moss and O'Malley thanked her for the work she has done on the Council.

X. ADJOURNMENT

There being no further business, the meeting was adjourned at 5:49 p.m.

Attest:

/s/
Clerk of the Council

Approved:

/s/
Council Chair

1-9-01
Date Approved

Pierce County

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ATTACHMENT 1

December 22, 2006

COUNCIL AMENDMENT NO. 1 Lavender

TO: Councilmembers

FROM: Thomas J. Weber, Research Analyst

SUBJECT: **PROPOSED AMENDMENTS TO ORDINANCE NO. 2000-61
(TRAIL LOAN)**

The Parks and Recreation Services Department is recommending the Council consider the following amendments to Proposed Ordinance No. 2000-61. These amendments are needed because the Parks Department does not need as big a loan because: (1) they have received a Conservation Futures grant of \$300,000; and (2) the sales price has been reduced by \$50,000 during renegotiations. The proposed amendments are as follows:

1. On page 1 of 2, line 6 of the title, delete "~~\$650,000.00~~" and replace with "**\$300,000.00**".
2. On page 1 of 2, line 9 of the title, delete "~~\$650,000.00~~" and replace with "**\$300,000.00**".
3. On page 1 of 2, line 16, delete "~~\$650,000.00~~" and replace with "**\$600,000.00**".
4. On page 2 of 2, line 1, delete "~~\$650,000.00~~" and replace with "**\$300,000.00**".
5. On page 2 of 2, line 8, delete "~~\$650,000.00~~" and replace with "**\$300,000.00**".
6. On page 2 of 2, line 8, delete "~~\$2,182,250.00~~" and replace with "**\$1,832,250.00**".
7. On page 2 of 2, line 10, delete "~~\$650,000.00~~" and replace with "**\$300,000.00**".

TJW/lm

c: Gerri Rainwater, Clerk of the Council

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ATTACHMENT 2

Proposal No. 2000-61

COMMITTEE AMENDMENT(S) SHEET

Rules Committee
October 23, 2000

The following amendments **passed**:

- 1) On page 1 of 2, line 6, after "COUNCIL," insert "AMENDING ORDINANCE NO. 99-113 AND MODIFYING THE 2000 BUDGET AND"
- 2) On page 2 of 2, line 3, following "years" delete the remainder of the sentence.
- 3) On page 2 of 2, line 7, following "Section 2." insert "Ordinance No. 99-113 and"
- 4) On page 2 of 2, line 9, following "of" delete "~~this trail section~~" and insert "the trail section outlined in Ordinance No. 2000-62"

ATTACHMENT 3

EXHIBIT "A" TO ORDINANCE NO. 2000-62

All that portion of the Burlington Northern Santa Fe Railway Company (formerly Northern Pacific Railway Company) 66 foot wide right of way, being 33 feet wide on each side of said Railway's main track centerline, as now located and constructed upon, over and across the S 1/2 of the SE 1/4 of Section 26, Township 20 North, Range 4 East, W. M., Pierce County, Washington, bounded on the west by a line drawn at right angles to said centerline at a point 2,240 feet northwesterly, as measured along said centerline from the east line of said Section, also know as Mile Post 32.82, and bounded on the east by the east line of said Section, also;

All that portion of said Railway's 400 foot wide right of way, being 200 feet wide on each side of said Railway's main track centerline, as now located and constructed upon, over and across the SW 1/4 of the SW 1/4 of Section 25, Township 20 North, Range 4 East, W. M., Pierce County, Washington, bounded by the west and south lines of said Section,

EXCEPT the northerly 100 feet of said right-of-way quit claimed in a deed recorded with the Pierce County Auditor as Auditor's Fee Number 322442, also;

All that portion of said Railway's 400 foot wide right of way, being 200 feet wide on each side of said Railway's main track centerline, as now located and constructed upon, over and across the N 1/2 and the SE 1/4 of Section 36, Township 20 North, Range 4 East, W. M., Pierce County, Washington, bounded on the north by the west and north lines of said Section and on the south by the south line of said Section, also;

All that portion of said Railway's 200 foot wide right of way, being 100 feet wide on each side of said Railway's main track centerline, as now located and constructed upon, over and across the NE 1/4 of Section 1, Township 19 North, Range 4 East, W. M., Pierce County, Washington, bounded by the north and south lines of said NE 1/4, also;

All that portion of said Railway's 400 foot wide right of way, being 200 feet wide on each side of said Railway's main track centerline, as now located and constructed upon, over and across the SE 1/4 of Section 1, Township 19 North, Range 4 East, W. M., Pierce County, Washington, bounded by the north and south lines of said SE 1/4, also;

All that portion of said Railway's 400 foot wide right of way, being 200 feet wide on each side of said Railway's main track centerline, as now located and constructed upon, over and across the E 1/2 of Section 12, Township 19 North, Range 4 East, W. M., Pierce County, Washington, bounded by the north and south lines of said Section,

EXCEPT the easterly 167 feet of said right of way, situated in the S

1/2 of the NE 1/4 and the SE 1/4 of said Section, bounded on the north by the north line of said S 1/2 of the NE 1/4 and bounded on the south by the south line of said Section,

ALSO EXCEPT the westerly 160 feet of said right of way, situated in the N 1/2 of the NE 1/4 of said Section 12, bounded on the north by the north line of said Section and on the south by a line drawn at right angles to said main track centerline at a point 800 feet southerly of the north line of said Section, as measured along said main track centerline,

ALSO EXCEPT the westerly 133 feet of said right of way, situated in the SW 1/4 of the NE 1/4 and the NW 1/4 of the SE 1/4 of said Section, bounded on the north by the north line of said SW 1/4 of the NE 1/4 and bounded on the south by the south line of said NW 1/4 of the SE 1/4 of said Section, also;

All that portion of said Railway's 400 foot wide right of way, being 200 feet wide on each side of said Railway's main track centerline, as now located and constructed upon, over and across the W 1/2 of the NE 1/4 of Section 13, Township 19 North, Range 4 East, W. M., Pierce County, Washington, bounded on the north by the north line of said Section, and bounded on the south by a line drawn radially to said centerline at a point 500 feet northerly of the south line of said W 1/2 of the NE 1/4 of said Section, as measured along said centerline, also known as Mile Post 28.34,

EXCEPT the easterly 167 feet and the westerly 100 feet of said right of way;

Subject to rights of ways and easements of record.

ATTACHMENT 4

Pierce County

Office of the County Council

930 Tacoma Avenue So., Room 1046
Tacoma, WA 98402-2176
(253) 798-7777
FAX (253) 798-7509
1-800-992-2456

November 21, 2000

COUNCIL AMENDMENT NO. 1
Blue

TO: Councilmembers

FROM: Thomas J. Weber, Research Analyst

SUBJECT: **PROPOSED AMENDMENT TO ORDINANCE NO. 2000-62**

The Prosecuting Attorney's Office is recommending the Council consider the following amendment to Proposed Ordinance No. 2000-62:

- On page 2 of 3, beginning on line 18, after "Mile Post 28.32 (McMillin)", insert the following new language: ", as to the premises described in Exhibit "A", attached hereto and incorporated herein by reference."

TJW/lm

c: Gerri Rainwater, Clerk of the Council

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ATTACHMENT 5

Proposal No. 2000-62

COMMITTEE AMENDMENT(S) SHEET

Rules Committee

October 23, 2000

The following amendments **passed**:

- 1) On page 1 of 3, line 14, following "Council" insert the following new language "Authorizing the County Executive"
- 2) On page 2 of 3, line 16, following "Pierce County" delete, "~~through its Parkland Recreation Services Department, is authorized~~" and insert "Council Authorizing the County Executive"
- 3) On page 3 of 3, line 1, delete in it entirety.

ATTACHMENT 6

Pierce County

Office of the County Council

930 Tacoma Avenue So., Room 1046
Tacoma, WA 98402-2176
(253) 798-3635
FAX (253) 798-7509
1-800-992-2456

JAN SHABRO
Councilmember, District No. 1

November 22, 2000

COUNCIL AMENDMENT NO. 1
Yellow

TO: Councilmembers

FROM: Councilmember Jan Shabro

SUBJECT: **PROPOSED AMENDMENT TO ORDINANCE NO. 2000-104**
(PARKING FEES)

I recommend the following amendment to Exhibit "A" of Proposed Ordinance No. 2000-104. It was discussed at the Rules Committee meeting but no formal vote was taken. It is recommended by the Parks Department and currently provides about \$6,000.00 of revenue per year.

1. On page 2 of 9, line 12½, delete the overstrike language on "C. Sprinkler parking lot." to reinstate the language and reletter the remaining items accordingly.
2. On page 2 of 9, lines 16½ and 17, delete the overstrike language as shown below to reinstate the original language:

"Rental:
Per day or percentage of receipts, whichever is greater \$100.00 or 15%"

JS/lm

c: Gerri Rainwater, Clerk of the Council

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ATTACHMENT 7

Pierce County

Office of the County Council

930 Tacoma Avenue So., Room 1046
Tacoma, WA 98402-2176
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FAX (253) 798-7509
1-800-992-2456

KEN MADSEN
Councilmember, District No. 3

November 21, 2000

COUNCL AMENDMENT NO. 2 **Lime Green**

TO: Councilmembers

FROM: Councilmember Ken Madsen

SUBJECT: **PROPOSED AMENDMENTS TO ORDINANCE NO. 2000-104**
(PARKING FEES)

I recommend the following amendments to Exhibit "A" of Proposed Ordinance No. 2000-14. These amendments retain the parking fee at Spanaway Park Drive which helps control cruising and associated problems.

1. On page 8 of 9, beginning on line 12 and ending on line 18, delete the overstrike language on "K. Parking lots." to reinstate the original language in its entirety and reletter the remaining items accordingly.
2. On page 8 of 9, line 12½, delete "~~Tapps and~~".

KM/lm

c: Gerri Rainwater, Clerk of the Council

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ATTACHMENT 8

Pierce County

Office of the County Council

930 Tacoma Avenue So., Room 1046
Tacoma, WA 98402-2176
(253) 798-7777
FAX (253) 798-7509
1-800-992-2456

November 22, 2000

**COUNCIL AMENDMENT NO. 3
Blue**

TO: Councilmembers

FROM: Thomas J. Weber, Research Analyst

SUBJECT: **PROPOSED AMENDMENT TO ORDINANCE NO. 2000-104
(PARKING FEES)**

The Parks and Recreation Services Department is requesting your consideration of the following amendment to Exhibit "A" of Proposed Ordinance NO. 2000-104.

- On page 9 of 9, line 9½, after "\$50.00-200.00" insert the following new language:

"If gate charges are made for special events, Pierce County receives a percentage of total gate receipts, after deducting base rental fee, gatekeeper wage (if Pierce County provides), and Excise taxes (B & O and sales tax)25%"

TJW/lm

c: Gerri Rainwater, Clerk of the Council

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