

**MINUTES
PIERCE COUNTY COUNCIL MEETING
DECEMBER 5, 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

The regular meeting of the Pierce County Council was called to order at 3:00 p.m. by Vice Chair Brown.

II. PLEDGE OF ALLEGIANCE TO THE FLAG

The pledge was led by Brown.

III. ROLL CALL

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

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

There were approximately 21 visitors present.

IV. APPROVAL OF AGENDA

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

V. CONSENT AGENDA

- a. Approval of Minutes
 - 1. The minutes of the October 31, 2000, regular Council meeting.
- b. Action on Ordinances (refer, set date of hearing)
 - 1. PROPOSAL NO. 2000-95, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING CHAPTER 2.52 OF THE PIERCE COUNTY CODE, COOPERATIVE EXTENSION CITIZENS' ADVISORY COMMISSION, TO REDUCE THE MEMBERSHIP OF THE COMMISSION FROM 19 MEMBERS TO 11 MEMBERS; TO ADJUST THE QUORUM AND VOTING REQUIREMENTS; AND TO CLARIFY THE FUNCTIONS OF THE COMMISSION.
Sponsored by: Councilmember Sarah Casada
Contact person: Joanne Ross, 798-7180

DO PASS RECOMMENDATION - RULES COMMITTEE (Sarah Casada, Chair; Wendell Brown, Vice Chair; Karen Biskey/excused; Harold Moss; Jan Shabro)
Suggested date of Council hearing: January 2, 2001

2. PROPOSAL NO. 2000-106, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO PARKLAND LIGHT AND WATER COMPANY, FOR LOCATION OF WATER LINES ON CERTAIN COUNTY-OWNED RIGHTS-OF-WAY; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SAID FRANCHISE.
Sponsored by: Councilmember Harold Moss
Contact person: Jerry West, 798-3687
For referral to the Public Works Committee
 3. PROPOSAL NO. 2000-107, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL GRANTING A NON-EXCLUSIVE FRANCHISE TO PARKLAND LIGHT AND WATER COMPANY, OF PIERCE COUNTY, FOR LOCATION OF ELECTRIC LINES ON CERTAIN COUNTY-OWNED RIGHT-OF-WAYS; AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE FRANCHISE.
Sponsored by: Councilmember Harold Moss
Contact person: Jerry West, 798-3687
For referral to the Public Works Committee
 4. PROPOSAL NO. 2000-108, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL APPROVING A LAND LEASE AGREEMENT BETWEEN PIERCE COUNTY AND PALENT CORPORATION FOR REAL PROPERTY AT PIERCE COUNTY AIRPORT (THUN FIELD).
Sponsored by: Councilmember Jan Shabro
Contact person: Bob Snyder, 798-7109
For referral to the Rules Committee
 5. PROPOSAL NO. 2000-109, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL AMENDING ORDINANCE NO. 99-113, AS AMENDED, AND MODIFYING THE 2000 BUDGET FOR THE TACOMA-PIERCE COUNTY HEALTH DEPARTMENT.
Sponsored by: Councilmember Jan Shabro
Contact person: Patrick Kenney, 798-7450
For referral to the Rules Committee
- c. Action on Resolutions (refer, set date of hearing)
1. PROPOSAL NO. R2000-169, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF EIGHT NEW MEMBERS TO THE COOPERATIVE EXTENSION CITIZENS' ADVISORY COMMISSION. (MARINA BECKER, ABEL CORPUS, WILLIAM HAVENS, MAGGIE KELLY, LIZ LATHROP, JAN PIERCY, DAVE VAN HULLE, AND MEL NEIGHBORS)
Sponsored by: Councilmember Sarah Casada
Contact person: Joanne Ross, 798-7180
DO PASS RECOMMENDATION - RULES COMMITTEE (Sarah

Casada, Chair; Wendell Brown, Vice Chair; Karen Biskey/excused; Harold Moss; Jan Shabro)
Suggested date of Council hearing: January 2, 2001

2. PROPOSAL NO. R2000-183, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONTINUING AND EXPANDING THE PIERCE COUNTY CRIMINAL JUSTICE TASK FORCE, TO REVIEW THE CRIMINAL JUSTICE SYSTEM IN PIERCE COUNTY; DIRECTING THE TASK FORCE TO MONITOR PROGRAM IMPLEMENTATION AND TO REPORT AND MAKE RECOMMENDATIONS TO THE COUNTY COUNCIL AND EXECUTIVE IN SEPTEMBER OF EACH YEAR; APPOINTING MEMBERS; AND ESTABLISHING A NEW SUNSET DATE OF THE TASK FORCE OF NOVEMBER 30, 2002.
Sponsored by: Councilmembers Sarah Casada and Wendell Brown
Contact person: Carolyn Pendle, 798-3631
For referral to the Rules Committee
To be heard in the Rules Committee on December 11, 2000, at 2:00 p.m.
Suggested date of Council hearing: December 12, 2000

d. Other Items

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

VI. MESSAGES FROM EXECUTIVE/JUDGES/PROSECUTING ATTORNEY

Joe Scorcio, Public Works and Utilities Department, introduced Ken Campbell from Abitibi Consolidated Paper Mill to recognize the donation of 15 acres near the County's dam at the Chambers Creek Road crossing.

Councilmembers extended their thanks on behalf of the County to Campbell. Documents describing the property are contained in the Clerk's meeting file.

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

PROPOSAL NO. R2000-180, A RESOLUTION OF THE PIERCE COUNTY COUNCIL APPOINTING A NEW COMMISSIONER, IVAN JENSEN, TO DRAINAGE DISTRICT NO. 23 BOARD OF COMMISSIONERS, TO FILL AN EXISTING VACANCY.

Biskey moved adoption; motion seconded. The Clerk read the title into the record. The Chair called for public testimony; there was no response. Councilmember O'Malley stated in his private practice he had represented Drainage District No. 23. The Proposal passed on a roll call vote of four to zero; O'Malley abstained.

PROPOSAL NO. R2000-182, A RESOLUTION OF THE PIERCE COUNTY COUNCIL CONFIRMING THE APPOINTMENT OF SIXTEEN NEW MEMBERS, AND THE REAPPOINTMENT OF THREE EXISTING MEMBERS TO THE TACOMA-PIERCE COUNTY COMMISSION ON CHILDREN, YOUTH, AND THEIR FAMILIES. (MARCIE BOULET, PATRICIA LANTZ, HELEN MYRICK, LYDIA JUAREZ, DIANNA KIELIAN, JUDI RICHARDSON, ED FAKER, SCOTT HEDLUND, NEEL PARIKH, STEEN ARMSTRONG, PATRICIA BASTIAN, BRIA BLAKEY, MARTHA DRIESSNACK, LEILANI JACKSON, ROLAND SANTOS, MARK SHAGREN, JOHN VANCE, ANDIE GERNON, AND ELYSE GITTENS-OWUSU.

Biskey 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 five to zero.

PROPOSAL NO. R2000-187, AN EMERGENCY RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING RESOLUTION NO. R2000-1 BY REPLACING COUNCILMEMBER KEN MADSEN WITH COUNCILMEMBER WENDELL BROWN ON THE COUNCIL'S PUBLIC WORKS STANDING COMMITTEE.

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

Madsen stated this proposed Emergency Resolution has been requested as he will be in Olympia on a date that the Public Works Committee wishes to meet, and they would, therefore, be unable to obtain a quorum. Madsen stated he supports the request to replace him on the Committee with Councilmember Brown.

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

VIII. ORDINANCES

PROPOSAL NO. 2000-47s, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL ADOPTING THE YEAR 2000 UPDATE TO THE TACOMA-PIERCE COUNTY SOLID WASTE MANAGEMENT PLAN PURSUANT TO REVISED CODE OF WASHINGTON (RCW) CHAPTER 70.95 AND PIERCE COUNTY CODE CHAPTER 8.28, TO REPLACE THE 1992 TACOMA-PIERCE COUNTY SOLID WASTE MANAGEMENT PLAN; AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO REVISED INTERLOCAL AGREEMENTS WITH THE CITIES AND TOWNS OF PIERCE COUNTY PURSUANT TO RCW CHAPTER 39.34, COMMITTING THE MUNICIPALITIES TO THE COUNTY'S DISPOSAL SYSTEM; AMENDING PIERCE COUNTY CODE CHAPTER 8.28, "SOLID WASTE MANAGEMENT," AND CHAPTER 19D.90, "TACOMA-PIERCE COUNTY SOLID WASTE MANAGEMENT PLAN," TO REFLECT CHANGES TO THE PLAN; AND ADOPTING FINDINGS OF FACT.

Biskey moved adoption; motion seconded. The Clerk read the title into the record. Biskey moved that the Proposal be continued to December 12, 2000. The Chair pointed out this meeting would be at 5:00 p.m. at the Fern Hill Library in Council District No. 5; the motion passed on a voice vote.

PROPOSAL NO. 2000-80, AN ORDINANCE OF THE PIERCE COUNTY COUNCIL VACATING A PORTION OF UNDEVELOPED 282ND STREET SOUTH AND 81ST AVENUE SOUTH RIGHTS-OF-WAY WHICH IS LOCATED IN THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 18 NORTH, RANGE 2 EAST OF THE WILLAMETTE MERIDIAN, IN THE ROY AREA.

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

Staff Testimony

Bob Snyder, Public Works and Utilities Department, stated the rights-of-way mentioned in this Ordinance are undeveloped rights-of-way that were assigned to the Public Works Department in 1954. The Department does not foresee a need for them in the County road system, and, therefore, recommends the vacation.

Public Testimony

Robert Anderson, an abutting property owner, stated he is opposed to vacating this property to the Town of Roy, and it should be kept in unincorporated Pierce County.

Pat Gibbons, an abutting property owner, stated the land should not be turned over to the Town of Roy; it should be left as an easement for those who use it.

John Wilson, an abutting property owner, said there is a wetland in the area, and does not feel that it should be vacated to the Town of Roy. He stated he has a circular drive, and was concerned that he would be unable to use it should this vacation be permitted.

Larry Anderson (no relationship to the previous speaker) stated he does not feel the property should be vacated to the Town of Roy, and was opposed to the vacation.

Lisa Walker-Anderson asked why this vacation was requested. She stated she is not in favor of the vacation.

Staff Testimony

Snyder stated that no one has paid taxes on this right-of-way for over 50 years. He stated the property came to the County because the previous owner had defaulted on taxes. He stated the vacation request was generated by one of the Councilmembers, and pointed out that if the right-of-way is to be used as a County road, it must be brought up to County road standards, which may be expensive because of the wetlands that are involved. He stated the Department would have no objection if the vacation is not approved.

Following a discussion by Councilmembers, the Proposal passed on a roll call vote of five to zero.

IX. RESOLUTIONS

PROPOSAL NO. R2000-177, A RESOLUTION OF THE PIERCE COUNTY COUNCIL SETTING JANUARY 9, 2001, AS THE HEARING DATE TO CONSIDER PROTESTS TO THE FINAL ASSESSMENT ROLL OF UTILITY LOCAL IMPROVEMENT DISTRICT

(ULID) NO. 90-4 (DUPONT'S NORTHWEST LANDING); AND FOR THE ISSUANCE OF THE FINAL ASSESSMENT ROLL, AS SET FORTH IN ORDINANCE NO. 2000-102.

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

Staff Testimony

Tony Tipton, Public Works and Utilities Department, stated this Resolution would set the date of a public hearing for the final assessment roll on this project, which is set forth in Ordinance No. 2000-102.

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

PROPOSAL NO. R2000-185, A RESOLUTION OF THE PIERCE COUNTY COUNCIL AMENDING RESOLUTION NO. R2000-171, THE APPOINTMENT OF VERA ANN NORTHINGTON TO THE LIBRARY DISTRICT BOARD OF TRUSTEES, BY CHANGING THE TERM EXPIRATION DATE FROM MARCH 31, 2001 TO MARCH 31, 2002.

Biskey 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 five to zero.

X. OTHER BUSINESS/ANNOUNCEMENTS

1. Biskey moved to amend the Meeting Schedule for December 11-15, 2000, by moving the Rules Committee from Monday December 11, to 2:00 p.m. on Tuesday December 12; motion seconded and passed.
2. Biskey moved to certify the following budget certifications, and instructed 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; motion seconded:
 - a. Fire District #1 (Fire Protection Districts & Emergency Medical Service)
 - b. Pierce County Fire District #27 (Emergency Medical Service)
 - c. Pierce County Fire District #14 (Fire Protection Districts & Emergency Medical Service)
 - d. City of Milton (Cities/Towns)
 - e. Town of Ruston (Cities/Towns)
 - f. Pierce County Fire District #6 (Fire Protection

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Districts & Emergency Medical Service)

XI. GENERAL PUBLIC COMMENTS - None

XII. ADJOURNMENT

There being no further business, the meeting was adjourned
at 4:45 p.m.

Attest:

Clerk of the Council

Approved:

Council Chair

Date Approved

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