



Pierce County Council

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Rules and Operations Committee

Douglas G. Richardson, Chair
Dan Roach, Vice Chair
Connie Ladenburg, Executive Pro Tempore
Jim McCune, Alternate

MEETING AGENDA

June 4, 2018 - 10:00 AM

1. Call to Order
2. Roll Call
3. Approval of Agenda
4. Approval of Minutes: May 29, 2018
5. Approval of the Meeting Schedule for the week of June 11-15, 2018
6. Approval of the Council Agenda for June 12, 2018
7. [Proposal No. 2018-24](#), Charter Amendment - Biennial Budget
An Ordinance of the Pierce County Council Proposing Amendments to Article 6 of the Pierce County Charter to Revise the Annual Budget to a Biennial; Requesting the Auditor to Submit These Amendments to the Voters at the November 2018 General Election; and Requesting the Prosecuting Attorney to Draft an Appropriate Ballot Title.
Sponsored by: Councilmembers Rick Talbert, Connie Ladenburg, Douglas G. Richardson, and Derek Young
Council contact person: Susan Long, (253) 798-6068
Department contact persons: Finance Department – Jim Dickman, (253) 798-7512 and Gary Robinson, (253) 798-7450
Date of final Council hearing: June 12, 2018
8. [Proposal No. 2018-31](#), Charter Amendment - Direct Legislation Procedures
An Ordinance of the Pierce County Council Proposing Amendments to Sections 5.10, 5.40, 5.50, 5.60, 5.70 and 8.65 of the Pierce County Charter to Streamline and Clarify Direct Legislation Procedures; Adopting New Sections 5.15 and 8.15 to Provide Definitions; Requesting the Auditor to Submit these Amendments to the Voters at the November 2018 General Election; and Requesting the Prosecuting Attorney to Draft an Appropriate Ballot Title.

*Regularly scheduled meetings are broadcast live and replayed on channel 22 (Comcast and Click! Network) and on channel 20 (Rainier Connect).
Electronic meeting material can be accessed at www.piercecountywa.org/councilcommittees.
Video archives are available at www.piercecountytv.org.*

Sponsored by: Councilmember Douglas G. Richardson
Council contact person: Susan Long, (253) 798-6068
Date of final Council hearing: June 12, 2018

9. [Proposal No. 2018-37](#), Claims Against the County

An Ordinance of the Pierce County Council Amending Section 4.36.040 of the Pierce County Code, "Claims Against the County – Approval or Denial."

Sponsored by: Councilmember Douglas G. Richardson
Council contact person: Susan Long, (253) 798-6068
Date of final Council hearing: June 12, 2018

10. [Proposal No. R2018-70](#), Authorizing Expenditures for Studies and Evaluations

A Resolution of the Pierce County Council Accepting Reports and Authorizing Expenditures for Certain Studies and Evaluations Enumerated in Section 7 of the 2018 Budget Ordinance.

Sponsored by: Councilmember Douglas G. Richardson
Council contact person: Paul Bocchi, (253) 798-7304
Department contact persons: Finance Department – Julie Demuth, (253) 798-8534 and Gary Robinson, (253) 798-7450
Date of final Council hearing: June 12, 2018

11. [Proposal No. R2018-71](#), For and Against Committees - Charter Amendment No. 48

A Resolution of the Pierce County Council Creating a Committee to Prepare Arguments Advocating Voter Approval of Charter Amendment No. 48, Said Arguments to Be Included in the 2018 General Election Voters' Pamphlet; Creating a Committee to Prepare Arguments Advocating Voter Rejection of Charter Amendment No. 48, Said Arguments to Be Included in the 2018 General Election Voters' Pamphlet; and Appointing Members to the Newly Created Committees.

Sponsored by: Councilmember Douglas G. Richardson
Council contact person: Susan Long, (253) 798-6068
Date of final Council hearing: June 12, 2018

12. [Proposal No. R2018-72](#), For and Against Committees - Charter Amendment No. 49

A Resolution of the Pierce County Council Creating a Committee to Prepare Arguments Advocating Voter Approval of Charter Amendment No. 49, Said Arguments to Be Included in the 2018 General Election Voters' Pamphlet; Creating a Committee to Prepare Arguments Advocating Voter Rejection of Charter Amendment No. 49, Said Arguments to Be Included in the 2018 General Election Voters' Pamphlet; and Appointing Members to the Newly Created Committees.

Sponsored by: Councilmember Douglas G. Richardson
Council contact person: Susan Long, (253) 798-6068
Date of final Council hearing: June 12, 2018

13. Other Business
14. Adjournment

Minutes
Special Rules and Operations Committee
May 29, 2018

(Note: These minutes are not verbatim. Video recordings are available at <http://wa-piercecountytv.civicplus.com/index.aspx?NID=100>. Audio recordings are available upon request.)

1. Call to Order

The Rules and Operations Committee was called to order at 11:02 a.m. by Chair Richardson.

2. Roll Call

The Clerk called the roll. There were 2 members present and a quorum.

Committee Members present: Douglas G. Richardson, Chair; and Connie Ladenburg, Executive Pro Tem were present. Councilmember Dan Roach was excused.

Staff present: Hugh Taylor, Senior Legislative Analyst; Mike Kruger, Senior Legislative Analyst; Paul Bocchi, Budget Analyst; Tom Swanson, Legislative Analyst; Councilmember Assistants: Tammi Lewis and David Prutzman; Erin Babbo, Communications. There was 1 guest present.

3. Approval of Agenda:

The Agenda was approved as presented.

4. Approval of Minutes:

Roach moved approval of the minutes of the May 21, 2018, Rules and Operations Committee meeting. The minutes were approved as presented.

6. Approval of the Meeting Schedule

Taylor reviewed the Meeting Schedule for the week of June 4-8, 2018.

Ladenburg moved approval of the meeting schedule; motion seconded and passed on a voice vote.

7. Approval of the Council Agenda

Taylor reviewed the Council Agenda for the June 5, 2018, Council Meeting.

Ladenburg moved approval; motion seconded and passed on a voice vote.

8. **Proposal No 2018-27**, Collective Bargaining Agreement
An Ordinance of the Pierce County Council Ratifying the Collective Bargaining Agreement Reached with AFSCME Local 120W and Amending the Pierce County Salary Classification Plan.

The Clerk read the title into the record. Bocchi briefed the Rules and Operations Committee on Proposal No. 2018-27.

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

Ladenburg moved to forward Proposal No. 2018-27 to the full Council with a do pass recommendation; motion seconded and passed on a voice vote.

9. **Proposal No. 2018-29**, Collective Bargaining Agreement
An Ordinance of the Pierce County Council Ratifying the Collective Bargaining Agreement Reached with International Brotherhood of Electrical Workers, AFL-CIO, Local 483, and Amending the Pierce County Salary Classification Plan.

The Clerk read the title into the record. Bocchi briefed the Rules and Operations Committee on Proposal No. 2018-29 and answered questions of Councilmembers.

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

Debbie Young, Human Resources, answered questions of Councilmembers.

Ladenburg moved to forward Proposal No. 2018-29 to the full Council with a Do Pass recommendation; motion seconded and passed on a voice vote.

10. **Proposal No. 2018-30**, Collective Bargaining Agreement
An Ordinance of the Pierce County Council Ratifying the Collective Bargaining Agreement Reached with the Washington Alliance of Technology Workers Local No. 37083 of The Newspaper Guild, Communications Workers of America, AFL-CIO, CLC and Amending the Pierce County Salary Classification Plan.

The Clerk read the title into the record. Bocchi briefed the Rules and Operations Committee on Proposal No. 2018-30 and answered questions of Councilmembers.

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

Debbie Young, Human Resources, answered questions of Councilmembers.

Ladenburg moved to forward Proposal No. 2018-30 to the full Council with a Do Pass recommendation; motion seconded and passed on a voice vote.

11. Other Business: None

12. Adjournment

There being no further business, the meeting was adjourned at 11:17 a.m.

Attest:

Jenifer Schultz, Committee Clerk

Approved:

Douglas G. Richardson, Chair

Date

DRAFT

1 Sponsored by: Councilmembers Rick Talbert, Connie Ladenburg, Derek Young,
2 and Douglas G. Richardson
3 Requested by: Finance Dept./Executive's Office
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8 ORDINANCE NO. 2018-24
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11
12 **An Ordinance of the Pierce County Council Proposing Amendments to**
13 **Article 6 of the Pierce County Charter to Revise the Annual**
14 **Budget to a Biennial; Requesting the Auditor to Submit**
15 **These Amendments to the Voters at the November 2018**
16 **General Election; and Requesting the Prosecuting Attorney**
17 **to Draft an Appropriate Ballot Title.**
18

19 **Whereas**, Revised Code of Washington (RCW) 36.40.250 grants any County the
20 authority by Ordinance or a Resolution to provide for a biennial budget; and
21

22 **Whereas**, Section 8.50 of the Pierce County Charter (Charter) grants authority to
23 the County Council (Council) to propose Charter amendments to be submitted to the
24 voters at the next November General Election occurring at least 90 days after filing; and
25

26 **Whereas**, Section 8.60 of the Charter requires a minimum of two-thirds
27 affirmative vote of the Council to enact an Ordinance proposing Charter amendments;
28 and
29

30 **Whereas**, an Ordinance proposing Charter amendments is not subject to the
31 veto power of the Executive; and
32

33 **Whereas**, pursuant to Section 8.50(1) of the Charter, "...an amendment which
34 embraces a single or interrelated subject may be submitted as a single proposition even
35 though it is composed of changes to one or more articles."; and
36

37 **Whereas**, the Council finds that amendments to Article 6 of the Charter,
38 providing for a Biennial Budget, will serve the needs and best interests of the citizens of
39 Pierce County; **Now Therefore**,

40
41 **BE IT ORDAINED by the Council of Pierce County:**
42

43 Section 1. The Pierce County Council hereby proposes amendments to Article 6
44 of the Charter as set forth in Exhibit A, which is attached hereto and incorporated herein
45 by reference, for submittal to the voters at the November 2018 General Election. If
46 approved, the first biennial budget will be for the period beginning January 1, 2020, and
47 ending December 31, 2021.
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Section 2. The Pierce County Prosecuting Attorney is hereby requested to draft an appropriate ballot title for the proposed Charter amendments set forth in Exhibit A, which is attached hereto and incorporated herein by reference.

Section 3. This Ordinance shall be filed with the Auditor immediately upon adoption for submittal to the voters at the November 2018 General Election.

PASSED this _____ day of _____, 2018.

ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

Denise D. Johnson
Clerk of the Council

Douglas G. Richardson
Council Chair

Signature not required, per

Section 8.60 Pierce County Charter
Bruce F. Dammeier
Pierce County Executive
Approved _____ Vetoed _____, this
_____ day of _____,
2018.

Date of Publication of
Notice of Public Hearing: _____

Effective Date of Ordinance: _____

1
2
3 *Only those portions of Article 6 that are proposed to be amended are shown.*
4 *Remainder of text is unchanged.*
5

6
7 **Article 6 -- FINANCIAL ADMINISTRATION**
8

9
10 **Section 6.10 -- Presentation and Adoption of the Budget**

11 At least 100 days prior to the end of each ~~fiscal year~~biennial budget, the Executive
12 shall present to the Council a complete budget and budget message, proposed current
13 expense, road fund, and capital budget appropriation ordinances, and proposed tax and
14 revenue ordinances necessary to raise sufficient revenues to balance the budget. At
15 least 30 days prior to the end of the ~~fiscal year~~biennial budget, the Council shall adopt
16 appropriation, tax and revenue ordinances for the next ~~fiscal year~~biennium.
17

18 **Section 6.15 -- Presentation of a Six-Year Plan**

19 The Executive shall prepare and present to the Council, within one year of being
20 installed into office, a 6-year plan which shall be updated annually, and shall include
21 proposed capital improvement and economic development programs and general
22 administrative goals. The 6-year plan shall be presented to the Council at least 100
23 days prior to the end of each ~~fiscal year~~biennium.
24

25 **Section 6.20 -- Budget Information**

26 At least 135 days prior to the end of the ~~fiscal year~~biennium, all agencies of County
27 government shall submit to the Executive information necessary to prepare the budget.
28

29 **Section 6.25 -- Contents of the Budget**

30 The budget shall include all funds, revenues and reserves; shall be divided into
31 categories, projects, and objects of expense; and shall include supporting data deemed
32 advisable by the Executive or required by ordinance; shall indicate as to each category,
33 project or object of expense the actual expenditures of the preceding ~~fiscal year~~
34 biennium, the estimated expenditures of the current ~~fiscal year~~biennium, and requested
35 appropriations for the next ~~fiscal year~~biennium. The expenditures included in the budget
36 for the ensuing ~~year~~biennium shall not exceed the estimated revenues.
37

38 **Section 6.30 -- Budget Control**

39 At the beginning of each quarterly period during the ~~fiscal year~~biennium, and more
40 often if required, the Executive shall submit to the Council a written report showing the
41 relation between the estimated income and expense and actual income and expenses
42 to date; and if it shall appear that the income is less than anticipated, the Council may
43 reduce appropriations, except amounts required to meet contractual obligations and for
44 debt, interest and other fixed charges, to such a degree as may be necessary to keep
45 expenditures within the cash income.
46
47



1 **Section 6.50 -- Consideration and Adoption of the Budget**

2 (1) Prior to the adoption of any appropriation ordinances for the next ~~fiscal year~~
3 ~~biennium~~, the Council shall hold a public hearing to consider the budget presented by
4 the Executive, and shall hold any other public hearings on the budget, and any part
5 thereof, that it deems advisable. The Council, in considering the appropriation
6 ordinances proposed by the Executive, may delete or add items, may reduce or
7 increase the proposed appropriation ordinances submitted by the Executive.

8 (2) The appropriation ordinances adopted by the Council shall not exceed the
9 estimated revenues of the County for the next ~~fiscal year~~~~biennium~~ for each fund
10 including surpluses and reserves, but the Council may increase the amount of the
11 estimated revenues contained in the budget presented by the Executive by reestimating
12 the amount by a motion, passed by a minimum of five affirmative votes or by creating
13 additional sources of revenue which were not included in the proposed tax and revenue
14 ordinances presented by the Executive.

15
16 **Section 6.60 -- Contingency Appropriations**

17 The ~~annual~~~~biennial~~ budget ordinance shall include contingency funds which shall
18 not be expended unless the Executive certifies in writing that sufficient funds are
19 available and the Council adopts an additional appropriation ordinance after being
20 requested to do so by the Executive.

21
22 **Section 6.70 -- Additional Capital Budget Appropriations**

23 The Council shall not adopt an additional or amended capital budget appropriation
24 ordinance during the ~~fiscal year~~~~biennium~~ unless requested to do so by the Executive.

25
26 **Section 6.75 -- Lapses in Appropriations**

27 Unless otherwise provided by the appropriation ordinances, all unexpended and
28 unencumbered appropriations in the current expense appropriation ordinances shall
29 lapse at the end of the ~~fiscal year~~~~biennium~~. An appropriation in the capital budget
30 appropriation ordinances shall lapse when the project has been completed or
31 abandoned, or when no expenditure or encumbrance has been made for three years.

32
33 **Section 6.80 -- Illegal Contracts**

34 Except as otherwise provided by ordinance, any contract in excess of an
35 appropriation shall be null and void; and any officer, agent or employee of the County
36 knowingly responsible shall be personally liable to anyone damaged by this action. The
37 Council, when requested to do so by the Executive, may adopt an ordinance permitting
38 the County to enter into contracts requiring the payment of funds from appropriations of
39 subsequent ~~fiscal~~ years, but real property shall not be leased to the County for more
40 than one year, unless it is included in a capital budget appropriation ordinance.



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General Contacts Interested Parties Documents Code & Proposals **Fiscal** Comments Distri

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Balance

	2018	2019	2020	2021-2023	Total
Total FTEs	0	0	0	0	
Total Expenditures	0	0	0	0	0
Total Revenues	0	0	0	0	0
Balance (Revenues - Expenditures)	0	0	0	0	0

Expenditures

Manage Programs Expand Hide Summary Comments

Expenditure Type	2018	2019	2020	2021-2023	Total	Comments
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Revenue Sources

New Edit Delete Comments

Revenue Source	2018	2019	2020	2021-2023	Total	Comments
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Change Start Year Change Fiscal Impact Fiscal Note Prepared by: Carron Boucher (BNF BUDG)

Ready

SUMMARY

1 Sponsored by: Councilmember Douglas G. Richardson
2 Requested by: Pierce County Council

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4
5 ORDINANCE NO. 2018-31
6
7

8 **An Ordinance of the Pierce County Council Proposing Amendments to**
9 **Sections 5.10, 5.40, 5.50, 5.60, 5.70 and 8.65 of the Pierce**
10 **County Charter to Streamline and Clarify Direct Legislation**
11 **Procedures; Adopting New Sections 5.15 and 8.15 to Provide**
12 **Definitions; Requesting the Auditor to Submit these**
13 **Amendments to the Voters at the November 2018 General**
14 **Election; and Requesting the Prosecuting Attorney to Draft**
15 **an Appropriate Ballot Title.**
16

17 **Whereas**, Section 8.50 of the Pierce County Charter (Charter) grants authority to
18 the County Council (Council) to propose Charter amendments to be submitted to the
19 voters at the next November general election occurring at least 90 days after filing; and
20

21 **Whereas**, Section 8.60 of the Charter requires a minimum of two-thirds
22 affirmative vote of the Council to enact an ordinance proposing Charter amendments;
23 and
24

25 **Whereas**, an Ordinance proposing Charter amendments is not subject to the
26 veto power of the Executive; and
27

28 **Whereas**, pursuant to Section 8.50(1) of the Charter, "...an amendment which
29 embraces a single or interrelated subject may be submitted as a single proposition even
30 though it is composed of changes to one or more articles."; and
31

32 **Whereas**, the Charter Review Commission (Commission) met in 2016 to review
33 the Charter's adequacy and suitability to the needs of the County; and
34

35 **Whereas**, the Commission concluded its work in June 2016, sending four
36 proposed Charter amendments to the Auditor for placement on the November 2016
37 ballot and forwarding four proposed amendments to the Council for consideration,
38 including those contained in Exhibit A hereto; and
39

40 **Whereas**, in its transmittal letter to the Council dated July 8, 2016, the
41 Commission described the proposed amendments which are the subject of this
42 Ordinance as largely "'housekeeping' measures to correct inconsistencies and policies
43 within the Charter." The Commission noted that while it was firmly in favor of the
44 amendments, it felt that they could wait to be placed on a ballot that was less crowded
45 than the General Election ballot in 2016 and it recommended that the Council place
46 these measures on the ballot in one of the next two general elections following the 2016
47 election; and



1
2 **Whereas**, the proposed Charter amendments set forth in Exhibit A hereto affect
3 Sections 5.10, 5.40, 5.50, 5.60, 5.70 and 8.65, and include two new definitional
4 Sections. These proposed amendments are intended to streamline and clarify existing
5 direct legislation procedures; **Now Therefore**,

6
7 **BE IT ORDAINED by the Council of Pierce County:**

8
9 Section 1. The Pierce County Council hereby proposes amendments to Sections
10 5.10, 5.40, 5.50, 5.60, 5.70 and 8.65 of the Charter, and the adoption of new Sections
11 5.15 and 8.15, as set forth in Exhibit A, which is attached hereto and incorporated
12 herein by reference, for submittal to the voters at the November 2018 General Election.

13
14 Section 2. The Pierce County Prosecuting Attorney is hereby requested to draft
15 an appropriate ballot title for the proposed Charter amendments set forth in Exhibit A.

16
17 Section 3. This Ordinance shall be filed with the Auditor immediately upon
18 adoption for submittal to the voters at the November 2018 General Election.

19
20
21 **PASSED this _____ day of _____, 2018.**

22
23 ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

24
25
26
27
28 _____
29 **Denise D. Johnson**
30 Clerk of the Council

Douglas G. Richardson
Council Chair

31
32
33 _____
34 **Bruce F. Dammeier**
35 Pierce County Executive
36 Approved _____ Vetoed _____, this
37 _____ day of _____,
38 2018.

39 Date of Publication of
40 Notice of Public Hearing: _____

41
42 Effective Date of Ordinance: _____



Article 5 – THE PUBLIC INTEREST

Section 5.10 -- Direct Government

The people of Pierce County reserve to themselves the power to make certain proposals at their option, and to enact or reject them at an election~~the polls~~, independent of the Council. The veto power of the Executive shall not extend to measures initiated by or referred to the people.
(Originally Adopted November 4, 1980)

Section 5.15 -- Definitions

As used in this Article, the following terms shall have the following meanings:

- (1) "Business day" means all days except Saturdays, Sundays, and holidays officially recognized by Pierce County.
- (2) "Overvote" and "undervote" mean what they are defined to mean in the current edition of the Washington State Secretary of State Voter Intent manual or any successor publication.
- (3) "Votes cast" means votes cast for candidates and write-ins, not to include overvotes or undervotes.

Section 5.40 -- Initiative Procedures

(1) Any legal voter, or organization of legal voters of Pierce County may file an initiative proposal with the filing officer, who, within five business days after receipt thereof, ~~excluding Saturday, Sunday, and holidays shall confer with the petitioner to review the proposal as to form and style.~~ The filing officer shall give the proposed initiative a number, which shall thereafter be the identifying number for the measure. The filing voter or organization shall submit the petition in substantially the same form and style as prescribed for state initiatives by Chapter 29A.72 RCW and Chapter 434-379 WAC, as now enacted or hereinafter amended.

(2) The filing officer shall then transmit a copy of the proposal to the Prosecuting Attorney, who, ~~shall confer with the petitioner to review the legal aspects of the proposal, and who~~ within ten business days after receipt thereof, shall formulate a concise statement, posed as a positive question, not to exceed 20 words, which shall express and give a true and impartial statement of the purpose of the measure. Such concise statement will be the ballot title.

(3) The petitioner shall then ~~have~~ ~~has~~ 120 calendar days to collect the signatures of the registered voters of the County equal in number to not less than 10 percent of the number of votes cast in the County in the last ~~executive~~ election for the office of Executive. Each petition shall contain the full text of the proposed measure, ordinance, or amendment to an ordinance and the ballot title.

(4) The filing officer shall verify the sufficiency of the signatures on the petition, and if it is validated, submit the proposal to the people at the next general election that is not less than 120 calendar days after the registering of the petition is validated, unless the Council enacts the proposal without change or amendment.



1 (5) If the Council does not adopt the proposed measure and adopts a substitute
2 measure concerning the same subject matter, the substitute proposal shall be placed on
3 the same ballot with the initiative proposal; and the voters shall be given the choice of
4 accepting either or rejecting both and then be given the choice of accepting one and
5 rejecting the other. If a majority of the voters voting on the first issue is for accepting
6 either, then the measure receiving the majority of the votes cast on the second issue
7 shall be deemed approved. If a majority of those voting on the first issue is for rejecting
8 both, then neither measure shall be approved regardless of the vote on the second
9 issue.

10 (Originally Adopted November 4, 1980)

11 12 **Section 5.50 -- Agenda Petition**

13 Any ordinance or amendment to an existing ordinance or the Charter may be
14 proposed to the Council by ~~filing~~ registering with the filing officer agenda petitions
15 bearing the signatures of registered voters equal in number to not less than 3 percent of
16 the number of votes cast in the County in the last ~~Executive~~ election for the office of
17 ~~Executive~~. Upon verifying the sufficiency of the signatures, the filing officer shall
18 transmit the agenda petition to the Council which shall hold a public hearing on the
19 proposed ordinance and enact or reject the ordinance within 60 calendar days.

20 (Originally Adopted November 4, 1980)

21 22 **Section 5.60 -- The Referendum**

23 The people reserve the power of referendum. A referendum may be ordered on
24 any ordinance, or any section thereof, passed by the Council, except such ordinances
25 as may be necessary for the immediate preservation of the public peace, health, safety,
26 or support of the County government and its existing public institutions. Upon
27 ~~registration and validation of the signatures on a referendum petition by the filing officer,~~
28 the measure will be ineffective pending the outcome of the referendum procedure. The
29 ~~validation~~ registering of a referendum petition against one or more sections of any
30 ordinance shall delay only those sections from taking effect.

31 (Originally Adopted November 4, 1980)

32 33 **Section 5.70 -- Referendum Procedures**

34 (1) Any legal voter, or organization of legal voters of Pierce County may file a
35 referendum proposal against any enacted ordinance, or portion thereof, with the filing
36 officer within 15 calendar days after the ordinance is passed by the Council. The filing
37 voter or organization shall submit the referendum proposal in substantially the same
38 form and style as prescribed for state referenda by Chapter 29A.72 RCW and Chapter
39 434-379 WAC, as now enacted or hereinafter amended.

40 (2) Within five business days after receipt thereof, ~~excluding Saturday, Sunday,~~
41 ~~and holidays the filing officer shall confer with the petitioner to review the proposal as to~~
42 ~~form and style.~~ The filing officer shall give the referendum proposal a number, which
43 shall thereafter be the identifying number for the measure. The filing officer shall then
44 transmit a copy of the proposal to the Prosecuting Attorney, who within 15 business
45 days after receipt thereof shall formulate a concise statement, posed as a positive
46 question, not to exceed 20 words, which shall express and give a true and impartial
47 statement of the measure being referred. Such concise statement will be the ballot title.



1 Also within the same 15-day period, the Prosecuting Attorney or designee shall notify
2 the petitioner if, in the Prosecutor's opinion, the referendum is not legal.

3 (3) The petitioner shall then have ~~has~~ 120 calendar days to collect the signatures
4 of registered voters of the County equal in number to not less than 8 percent of the
5 number of votes cast (to include votes cast for candidates and write-ins, not to include
6 overvotes or undervotes) in the County in the last ~~Executive~~ election for the office of
7 Executive. Each petition shall contain the full text of the measure being referred and the
8 ballot title. The filing officer shall verify the sufficiency of the signatures on the petition,
9 and if it is validated, submit the measure to the people at the next general election that
10 is not less than 120 days after the registering of the petition.

11 (4) Should the County file a legal challenge to any referendum and the court
12 determine that the referendum filer is the prevailing party, the referendum filer may, in
13 the discretion of the court, be entitled to reasonable attorney's fees incurred in
14 defending the challenge. The 120-day signature gathering period is tolled (suspended)
15 for up to 45 days while awaiting the outcome of the legal challenge.

16 (5) The County Council may establish, by Ordinance, a referendum filing fee not
17 to exceed the amount imposed by the State for each referendum filed.
18 (Amendment No. 43, Approved November 8, 2016; Amendment No. 35 proposed by
19 Ordinance No. 2007-66, Approved November 6, 2007; Originally Adopted November 4,
20 1980)

21



1 **Article 8 – CHARTER REVIEW AND AMENDMENT**

2
3 **Section 8.15 -- Definitions**

4 As used in this Article, the following terms shall have the following meanings:

- 5 (1) "Business day" means all days except Saturdays, Sundays, and holidays
6 officially recognized by Pierce County.
- 7 (2) "Overvote" and "undervote" mean what they are defined to mean in the
8 current edition of the Washington State Secretary of State Voter Intent
9 manual or any successor publication.
- 10 (3) "Votes cast" means votes cast for candidates and write-ins, not to include
11 overvotes or undervotes.

12
13 **Section 8.65 -- Amendments by the Public**

14 (1) The people may propose amendments to the Charter by filing a charter
15 initiative petition with the filing officer.

16 (2) Any legal voter, or organization of legal voters of Pierce County may file a
17 charter initiative proposal with the filing officer, who within five business days after
18 receipt thereof, ~~excluding Saturday, Sunday, and holidays shall confer with the~~
19 ~~petitioner to review the proposal as to form and style. The filing officer shall give the~~
20 proposed charter initiative a number, which shall thereafter be the identifying number for
21 the measure. The filing voter or organization shall submit the petition in substantially
22 the same form and style as prescribed for state initiatives by Chapter 29A.72 RCW and
23 Chapter 434-379 WAC, as now enacted or hereinafter amended.

24 (3) The filing officer shall then transmit a copy of the proposal to the Prosecuting
25 Attorney, who, ~~shall confer with the petitioner to review the legal aspects of the~~
26 ~~proposal, and who within ten business days after receipt thereof, shall formulate a~~
27 concise statement, posed as a positive question, not to exceed 75 words, which shall
28 express and give a true and impartial statement of the purpose of the measure. Such
29 concise statement will be the ballot title.

30 (4) The petitioner then has 180 calendar days to collect the signatures of the
31 registered voters of the County equal in number to not less than 20 percent of the
32 number of votes cast in the County in the last ~~executive~~ election for the office of
33 Executive. Each petition shall contain the full text of the proposed amendment to the
34 Charter and the ballot title.

35 (5) The filing officer shall verify the sufficiency of the signatures on the petition,
36 and if it is validated, submit the proposal to the people at the next general election that
37 is not less than 120 days after the registering of the petition.

38 (Originally Adopted November 5, 1996, Amendment No. 16)



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This Proposal has No or De minimis Fiscal Impact

SUMMARY

1 Sponsored by: Councilmember Douglas G. Richardson
2 Requested by: Pierce County Council

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4
5 **ORDINANCE NO. 2018-37**
6

7
8 **An Ordinance of the Pierce County Council Amending Section 4.36.040 of**
9 **the Pierce County Code, "Claims Against the County –**
10 **Approval or Denial."**
11

12 **Whereas**, the process for approving and denying claims filed against the County,
13 and the authority for settling claims, are set forth in Section 4.36.040 of the Pierce
14 County Code (PCC); and

15
16 **Whereas**, PCC 4.36.040 has not been reviewed or amended by the Council
17 since 2001; and

18
19 **Whereas**, the revisions contained in Exhibit A hereto will streamline the process
20 for approving and denying claims filed against the County; **Now Therefore**,

21
22 **BE IT ORDAINED by the Council of Pierce County:**
23

24 Section 1. Section 4.36.040 of the Pierce County Code, "Claims Against the
25 County – Approval or Denial," is hereby amended as shown in Exhibit A, which is
26 attached hereto and incorporated herein by reference.
27

28 **PASSED this _____ day of _____, 2018.**
29

30 ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

31
32
33
34
35 _____
36 **Denise D. Johnson**
Clerk of the Council

37 _____
38 **Douglas G. Richardson**
Council Chair

39
40 _____
41 **Bruce F. Dammeier**
Pierce County Executive
42 Approved _____ Vetoed _____, this
43 _____ day of _____,
44 2018.

45 Date of Publication of
46 Notice of Public Hearing: _____
47

48 Effective Date of Ordinance: _____



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4.36.040 Claims Against the County – Approval or Denial.

The Finance Department is authorized to investigate claims and shall ~~notify~~ promptly request the Prosecuting Attorney ~~of its~~ to provide an advisory opinion as to liability, which opinion shall be provided within 60 days after receipt thereof and thereupon make its recommendation of payment, denial, in whole or in part, of the claim as presented. The 60 day period may be extended upon recommendation by the Prosecuting Attorney to a more appropriate time period. ~~Upon the concurrence of the Prosecuting Attorney, of the claim. †~~The Finance Department will ~~may~~ deny claims and advise claimants of the denials except as provided in PCC [4.36.050](#). ~~Upon concurrence of the Prosecuting Attorney, †~~The Executive or designee may settle claims up to a maximum of \$250,000.00 without the approval of the County Council; provided, however, that the Risk Manager shall report to the Council, on a quarterly basis, all outstanding claims, and settlements made, during the reporting period. All proposed settlements in excess of \$250,000.00 ~~which have been approved by the Prosecuting Attorney shall be submitted by the Prosecuting Attorney and the Executive to the County Council for approval.~~



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This Proposal has No or De minimis Fiscal Impact

SUMMARY

1 Sponsored by: Councilmember Douglas G. Richardson
2 Requested by: County Executive/Finance Department

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6 RESOLUTION NO. R2018-70
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8

9 **A Resolution of the Pierce County Council Accepting Reports and**
10 **Authorizing Expenditures for Certain Studies and Evaluations**
11 **Enumerated in Section 7 of the 2018 Budget Ordinance.**
12

13 **Whereas**, the County Council passed the 2018 County Budget in
14 Ordinance No. 2017-73s3. Section 7 of that Ordinance provided:

15
16 “For the studies and evaluations enumerated in this Section, the Executive or his
17 designee shall submit a report to the Council regarding the details, need,
18 efficacy, scope, and use for each study or evaluation and the Council adopts a
19 Resolution authorizing the expenditure for the study or evaluation to move
20 forward”; and
21

22 **Whereas**, the Human Services Department has submitted a report on the Public
23 Health Capacity/Poor Health Conditions Feasibility Study; and
24

25 **Whereas**, the Communications Department has submitted a report on Customer
26 Satisfaction Surveys; and
27

28 **Whereas**, the Finance Department has submitted a report on the Evaluation and
29 Potential Replacement of the Sewer Billing System; and
30

31 **Whereas**, the County Council has determined it is in the best interest of the
32 health, safety, and welfare of the citizens of Pierce County to approve expenditures to
33 implement the studies and evaluations enumerated above; and
34

35 **Whereas**, the 2018 Budget includes funding for these purposes; **Now Therefore**,

36
37 **BE IT RESOLVED by the Council of Pierce County:**
38

39 Section 1. The County Council accepts the reports on the need, efficacy, scope,
40 and use for the following studies or evaluations enumerated in Section 7 of Ordinance
41 No. 2017-73s3 (2018 Budget Ordinance):
42

- 43 • Public Health Capacity/Poor Health Conditions Feasibility Study
- 44 • Customer Satisfaction Surveys
- 45 • Evaluation and Potential Replacement of the Sewer Billing System
- 46



1 Section 2. The County Council authorizes the expenditure of funds identified in
2 Section 7 of Ordinance No. 2017-73s3 (2018 Budget Ordinance) for the implementation
3 of the studies and evaluations enumerated in Section 1 of this Resolution.

4
5 **ADOPTED this _____ day of _____, 2018.**

6
7 ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

8
9
10
11 _____
12 **Denise D. Johnson**
13 Clerk of the Council

Douglas G. Richardson
Council Chair





March 30, 2018

MEMORANDUM

TO: Paul Bocchi, Senior Legislative Analyst, County Council

FROM: Libby Catalinich, Director, Office of Communication

RE: Customer Satisfaction Surveys

The County Council amendment to Ordinance 2017-73s3, inserts a new section to the Budget, requiring certain departments to report to the County Council on specific studies or evaluations and adopt a resolution authorizing the use of funds. Section 7 of Ordinance 2017-73s3 states:

For the studies and evaluations enumerated in this Section, the Executive or his designee shall submit a report to the Council regarding the details, need, efficacy, scope, and use for each study or evaluation and the Council adopts a Resolution authorizing the expenditure for the study or evaluation to move forward.

PROJECT TITLE:

Internal Customer Service Survey

DESCRIPTION:

On behalf of several Executive departments, the Office of Communication distributes an internal customer service survey to employees across the County on a biennial basis.

BUDGETED AMOUNT: \$0

SCOPE OF WORK:

The survey is sent out to all County employees and seeks feedback on the following Executive departments that provide internal services to other County departments: Communications, Facilities Management, Finance, and Human Resources.

Internal customers are asked questions pertaining to satisfaction levels, responsiveness, and other attributes of service.

The survey has 38 questions, including space for open-ended responses.

SCHEDULE:

The survey is sent out biennially and is scheduled to be distributed in 2018. It was last sent out in 2016.



March 30, 2018

MEMORANDUM

TO: Paul Bocchi, Senior Legislative Analyst, County Council
FROM: Peter Ansara, Director, Pierce County Human Services
RE: Public Health Capacity/Poor Health Conditions Feasibility Study

The County Council amendment to Ordinance 2017-73s3, inserts a new section to the Budget, requiring certain departments to report to the County Council on specific studies or evaluations and adopt a resolution authorizing the use of funds. Section 7 of Ordinance 2017-73s3 states:

For the studies and evaluations enumerated in this Section, the Executive or his designee shall submit a report to the Council regarding the details, need, efficacy, scope, and use for each study or evaluation and the Council adopts a Resolution authorizing the expenditure for the study or evaluation to move forward.

PROJECT TITLE:

Improving Public Health Outcomes in Pierce County

DESCRIPTION:

“For the second year in a row,” Pierce County has been rated 24th among Washington’s 39 counties as having the lowest health outcomes including premature death, drug overdoses, smoking education, pollution and housing statistics. “As the state’s second-most-populous county, and the U.S. county with the highest increase in net domestic migration by a recent Census estimate, it is in a tier of health outcomes associated largely with Washington’s most rural places. Anthony Chen, director of health for the Tacoma-Pierce County Health Department (TPCHD), said the county’s four-year improvement plan calls for attention to the social, economic and environmental disparities that have kept Pierce County’s health rankings low.” “We have a long way to go to ensure that all of our residents can experience good health outcomes, regardless of where they live, learn, work or play,” Chen said in the statement.”¹

Significant mapping conducted by TPCHD found that life expectancy differs throughout Pierce County and highlighted these with areas of red having the worst health (average life expectancy 65.7-73.2 years) and orange (life expectancy 73.3-77.6 years) as compared to the highest-level expectancy in green areas (84.1-94.1 years). One of the lowest areas of Pierce County performance is in Buckley/White River where a Family Support Center, Early Childhood Education and Assistance Program (ECEAP), and the

¹ “Survey: Pierce County’s health ranks 24th in state again,” The News Tribune, March 31, 2017

White River School District are independently providing services to low income families. Pierce County Human Services (PCHS) and Tacoma-Pierce County Health Department (TPCHD) propose to leverage existing programs, staff, and assets to focus on health behaviors in this area of east Pierce County, and ultimately, improve health rankings. This pilot project will have the ability to be replicated in other areas of Pierce County where low health outcomes exist.

SCOPE OF WORK:

In collaboration with PCHS staff, TPCHD will implement a demonstration project in the Buckley/White River area that builds on community assets to improve health behaviors. This project will convene a steering committee of representatives from the White River School District, Buckley Early Childhood Education and Assistance Program (ECEAP), White River Family Support Center, Buckley Senior Center, elected officials and community leaders to conduct a cross-sector analysis of health outcomes and, through community engagement, develop a plan to address identified measures to improve health. The project will culminate with a final report and serve as the pilot to replicate in other communities throughout Pierce County.

This project will build on the existing assets and momentum to improve health outcomes in the following way:

1. Establish a community-driven cross-sector steering committee (education, local government, community-based organizations, community leaders) focused on improving health outcomes in east Pierce County. Conduct a pre- and post- social network analysis with key community partners;
2. Convene a community summit to develop an actionable prevention plan driven by community input to improve health outcomes that will result in recommendations for strengthening coordination of investments and data;
3. Develop a report with recommendations to inform long term public health strategies and investments.

BUDGETED AMOUNT:

Budget	
Convene a steering committee of community leaders to conduct a cross-sector analysis of health outcomes	\$5,000
Convene a summit to choose health outcomes to address, determine way to address them, and implement pilot services	\$15,000
Complete a report of outcomes, findings, and recommendations for replication in other Pierce County communities	\$5,000
Total	\$25,000

SCHEDULE:

May 1 through December 31, 2018



March 30, 2018

MEMORANDUM

TO: Paul Bocchi, Senior Legislative Analyst, County Council

FROM: Gary Robinson, Director, Finance Department

RE: Evaluation and Potential Replacement of the Sewer Billing System

The County Council amendment to Ordinance 2017-73s3, inserts a new section to the Budget, requiring certain departments to report to the County Council on specific studies or evaluations and adopt a resolution authorizing the use of funds. Section 7 of Ordinance 2017-73s3 states:

For the studies and evaluations enumerated in this Section, the Executive or his designee shall submit a report to the Council regarding the details, need, efficacy, scope, and use for each study or evaluation and the Council adopts a Resolution authorizing the expenditure for the study or evaluation to move forward.

PROJECT TITLE:

Evaluation and Potential Replacement of the Sewer Billing System

DESCRIPTION:

Pierce County seeks a commercial application to replace the existing custom-built sewer billing application. The current Sewer Billing application was first developed by Pierce County Information Technology in 2004 and is now nearing the end of its useful life. Information Technology staff predict that the technology upon which this application was built will be unsupported in its current state by the end of 2019. The existing sewer billing application supports the billing process for 62,000+ sewer utility accounts, producing roughly \$66 million in annual revenues for the utility. Debt service payments on revenue bonds issued by the County for sewer system and treatment improvements rely solely on system revenue, so operating a reliable billing system is an integral part of meeting County obligations to bond owners.

BUDGETED AMOUNT:

\$ 1,995,000 (includes implementation and licensing costs for the first year)

SCOPE OF WORK:

The Pierce County Finance Department, in conjunction with Planning and Public Works, seeks to procure and implement a third-party application that will both replace the existing

sewer billing application and incorporate billing for surface water management. The following requirements have been identified:

1. Scheduled and ad hoc bill generation.
2. Configurable electronic and paper bill delivery.
3. Certified mail and collection letter tracking.
4. Annual ACH schedule generation.
5. Water usage calculations.
6. Configurable payment workflows and calculations including payment arrangement billing, multi-account payment options, and configurable rate structures/methods.
7. Foreclosure, lien, and bankruptcy processing (including fees and milestones).
8. Customer self-service portal with configurable workflows and online help.
9. Integrations with existing Assessor Treasurer, Auditor, Finance, GIS, Cashiering, IVR, and Planning and Public Work systems.
10. Configurable reports and rules.

SCHEDULE:

Estimated Project Timeline	Project Deliverable
June 2018	Solution Procured with Statement of Work
March 2019	Pierce County's Environment Configured
April 2019	Historical Data Migrated
May 2019	Pierce County Applications Integrated with Solution
June 2019	End-Users Trained
June 2019	Production Environment Tested
July 2019	New Sewer Billing Solution Available for Production

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This Proposal has No or De minimis Fiscal Impact

SUMMARY

1 Sponsored by: Councilmember Douglas G. Richardson
2 Requested by: County Council
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5

6 RESOLUTION NO. R2018-71
7
8

9 **A Resolution of the Pierce County Council Creating a Committee to Prepare**
10 **Arguments Advocating Voter Approval of Charter**
11 **Amendment No. 48, Said Arguments to Be Included in the**
12 **2018 General Election Voters' Pamphlet; Creating a**
13 **Committee to Prepare Arguments Advocating Voter Rejection**
14 **of Charter Amendment No. 48, Said Arguments to Be Included**
15 **in the 2018 General Election Voters' Pamphlet; and**
16 **Appointing Members to the Newly Created Committees.**
17

18 **Whereas**, Revised Code of Washington (RCW) 29A.32.280 provides that for
19 each measure from a unit of local government that is included in a local voters'
20 pamphlet, the legislative authority of that jurisdiction shall, not later than 45 days before
21 the publication of the pamphlet, formally appoint a committee to prepare arguments
22 advocating voters' approval of the measure and shall formally appoint a committee to
23 prepare arguments advocating voters' rejection of the measure; and
24

25 **Whereas**, RCW 29A.32.280 further provides that the local legislative authority
26 shall appoint persons known to favor the measure to serve on the committee advocating
27 approval and shall, whenever possible, appoint persons known to oppose the measure
28 to serve on the committee advocating rejection; and
29

30 **Whereas**, RCW 29A.32.280 further provides that each committee shall have not
31 more than three members; and
32

33 **Whereas**, Section 1.20.050 of the Pierce County Code (PCC) provides that
34 members of committees appointed pursuant to RCW 29A.32.280 shall be residents and
35 registered voters of Pierce County for at least one year immediately prior to their
36 appointment, shall have a demonstrated ability to communicate rapidly by email, and
37 shall agree to work collaboratively with co-committee members; and
38

39 **Whereas**, on _____, 2018, the County Council passed Ordinance No.
40 2018-24, placing proposed amendments to Article 6 of the Pierce County Charter on the
41 November 2018 General Election ballot (Charter Amendment No. 48); and
42

43 **Whereas**, the proposed Charter amendments would provide for a Biennial
44 Budget; **Now Therefore**,
45
46



1 **BE IT RESOLVED by the Council of Pierce County:**

2
3 Section 1. A committee is hereby created to prepare arguments advocating voter
4 approval of Charter Amendment No. 48 to be included in the 2018 General Election
5 voters' pamphlet. The Appointees to this committee shall be _____.

6
7 Section 2. A committee is hereby created to prepare arguments advocating voter
8 rejection of Charter Amendment No. 48 to be included in the 2018 General Election
9 voters' pamphlet. The appointees to this committee shall be _____.

10
11
12 **ADOPTED this _____ day of _____, 2018.**

13
14 ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

15
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19 _____
20 **Denise D. Johnson**
Clerk of the Council

Douglas G. Richardson
Council Chair



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This Proposal has No or De minimis Fiscal Impact

SUMMARY

1 Sponsored by: Councilmember Douglas G. Richardson
2 Requested by: County Council
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6 RESOLUTION NO. R2018-72
7
8

9 **A Resolution of the Pierce County Council Creating a Committee to Prepare**
10 **Arguments Advocating Voter Approval of Charter**
11 **Amendment No. 49, Said Arguments to Be Included in the**
12 **2018 General Election Voters' Pamphlet; Creating a**
13 **Committee to Prepare Arguments Advocating Voter Rejection**
14 **of Charter Amendment No. 49, Said Arguments to Be Included**
15 **in the 2018 General Election Voters' Pamphlet; and**
16 **Appointing Members to the Newly Created Committees.**
17

18 **Whereas**, Revised Code of Washington (RCW) 29A.32.280 provides that for
19 each measure from a unit of local government that is included in a local voters'
20 pamphlet, the legislative authority of that jurisdiction shall, not later than 45 days before
21 the publication of the pamphlet, formally appoint a committee to prepare arguments
22 advocating voters' approval of the measure and shall formally appoint a committee to
23 prepare arguments advocating voters' rejection of the measure; and
24

25 **Whereas**, RCW 29A.32.280 further provides that the local legislative authority
26 shall appoint persons known to favor the measure to serve on the committee advocating
27 approval and shall, whenever possible, appoint persons known to oppose the measure
28 to serve on the committee advocating rejection; and
29

30 **Whereas**, RCW 29A.32.280 further provides that each committee shall have not
31 more than three members; and
32

33 **Whereas**, Section 1.20.050 of the Pierce County Code (PCC) provides that
34 members of committees appointed pursuant to RCW 29A.32.280 shall be residents and
35 registered voters of Pierce County for at least one year immediately prior to their
36 appointment, shall have a demonstrated ability to communicate rapidly by email, and
37 shall agree to work collaboratively with co-committee members; and
38

39 **Whereas**, on _____, 2018, the County Council passed Ordinance No.
40 2018-31, placing proposed amendments to Articles 5 and 8 of the Pierce County
41 Charter on the November 2018 General Election ballot (Charter Amendment No. 49);
42 and
43

44 **Whereas**, the proposed Charter amendments would streamline and clarify direct
45 legislation procedures and provide definitions; **Now Therefore**,
46
47



1 **BE IT RESOLVED by the Council of Pierce County:**

2
3 Section 1. A committee is hereby created to prepare arguments advocating voter
4 approval of Charter Amendment No. 49 to be included in the 2018 General Election
5 voters' pamphlet. The Appointees to this committee shall be _____.

6
7 Section 2. A committee is hereby created to prepare arguments advocating voter
8 rejection of Charter Amendment No. 49 to be included in the 2018 General Election
9 voters' pamphlet. The appointees to this committee shall be _____.

10
11
12 **ADOPTED this _____ day of _____, 2018.**

13
14 ATTEST:

PIERCE COUNTY COUNCIL
Pierce County, Washington

15
16
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18
19 _____
20 **Denise D. Johnson**
Clerk of the Council

Douglas G. Richardson
Council Chair



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