

RESOLUTION NO. 656

A RESOLUTION OF THE CITY OF GIG HARBOR AUTHORIZING THE PIERCE COUNTY EXECUTIVE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITIES AND TOWNS OF PIERCE COUNTY, THEREBY AMENDING THE INTERLOCAL AGREEMENT AS RECOMMENDED BY THE PIERCE COUNTY REGIONAL COUNCIL.

WHEREAS, On January 31, 1995, the Pierce County Council passed Resolution R95-17 affirming the commitment of the County to continue discussions with other local jurisdictions to resolve implementation of the Growth Management Act; and

WHEREAS, The Pierce County Regional Council was created in 1992 by interlocal agreement among the cities and towns of Pierce County and Pierce County, and charged with responsibilities, including: serving as a local link to the Puget Sound Regional Council, promoting intergovernmental cooperation, facilitating compliance with the coordination and consistency requirements of the Growth Management Act (Chapter 36.70A RCW) and the Regional Transportation Planning Organization (Chapter 47.80 RCW), and developing a consensus among jurisdictions regarding the development and modification of the Countywide Planning Policies; and

WHEREAS, The Pierce County Regional Council conducted negotiations in open public meetings during 2003 AND 2004 to address substantive policy changes necessary to respond to current issues related to the coordination and consistency with the Growth Management Act; and

WHEREAS, The Pierce County Regional Council subsequently recommended adoption of the proposed amendments to the Interlocal Agreement on May 19, 2005, which address policy updates; and

WHEREAS, amendments to the Interlocal Agreement must be adopted through amendment of the original Interlocal Agreement or by a new Interlocal Agreement and will become effective when sixty- percent (60%) of the cities, towns and County government representing seventy-five percent (75%) of the population within Pierce County become signatories to the agreement; and

WHEREAS, The proposed amendments to the Interlocal Agreement are not subject to SEPA review in accordance with WAC 197-11-800(20), procedural actions; and

WHEREAS, after a properly noticed public hearing, the Community Development Committee of the County Council considered oral and written testimony and forwarded do pass recommendation to the full Council, and

WHEREAS, The Gig Harbor City Council finds that it is in the public interest to authorize the Pierce County Executive to execute the interlocal agreement, attached hereto as Exhibit "A"; NOW THEREFORE,

BE IT RESOLVED by the City Council of the City of Gig Harbor;

Section 1. The Pierce County Executive is hereby authorized to execute the Interlocal Agreement, attached hereto as Exhibit "A" and by this reference incorporated herein, thereby ratifying the attached amendments to the Interlocal Agreement as recommended by the Pierce County Regional Council.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF GIG HARBOR
this 14th day of November, 2005.

APPROVED:



GRETCHEN A. WILBERT, MAYOR

ATTEST/AUTHENTICATED:



MOLLY M. TOWSLEE, CITY CLERK

FILED WITH THE CITY CLERK: 10/24/05
PASSED BY THE CITY COUNCIL: 11/14/05
RESOLUTION NO. 656

INTERLOCAL AGREEMENT

CREATION OF AN INTRACOUNTY ORGANIZATION

This agreement is entered into by and among the cities and towns and special purpose district(s) of Pierce County and Pierce County. This agreement is made pursuant to provisions of the Interlocal Cooperation Act of 1967, Chapter 39.34 RCW. This agreement has been authorized by the legislative body of each jurisdiction pursuant to formal action and evidenced by execution of the signature page of this agreement.

I. NAME:

~~THE NAME OF THE ORGANIZATION WILL BE THE PIERCE COUNTY REGIONAL COUNCIL (PCRC).~~ The name of the organization will be the Pierce County Regional Council (PCRC).

II. MISSION:

The Pierce County Regional Council is created to promote intergovernmental cooperation on issues of broad concern, and to assure coordination, consistency, and compliance in the implementation of State law covering growth management, comprehensive planning, and transportation planning by county government and the cities and towns within Pierce County. It is the successor agency to the Growth Management Steering Committee and serves as the formal, multi-government link to the Puget Sound Regional Council.

III. CREATION:

This agreement shall become effective when sixty percent (60%) of the cities, towns and county government representing seventy-five percent (75%) of the population within Pierce County become signatories to the agreement. The agreement may be terminated by vote of two or more legislative bodies collectively representing sixty percent (60%) of the population within Pierce County.

IV. MEMBERSHIP AND REPRESENTATION:

- A. Membership is available to all cities and towns within Pierce County, the Port of Tacoma, and Pierce County.
- B. Associate membership is available to such nonmunicipal governments as transit agencies, tribes, federal agencies, state agencies, ~~port authorities~~, school districts, and other special purpose districts as may be interested. Associate members are non-voting.

- C. The General Assembly of the organization PCRC shall be comprised of all elected officials from the legislative authorities and the chief elected executive official of the member cities, towns, and county government. Associate members and staff from the various jurisdictions shall be encouraged to participate in General Assembly meetings, but without a vote.
- D. The Executive Committee of the organization PCRC-Council shall be comprised of representatives from member jurisdictions as follows: four (4) representatives from Pierce County including the County Executive and three members of the County Council; three (3) representatives from the City of Tacoma; and one (1) two (2) representatives from the City of Lakewood, City of Puyallup, and City of University Place; and one (1) representative from each of the remaining jurisdictions. Each representative shall have one vote.
- E. One representative from the Puyallup Tribal Council, one representative from the Port of Tacoma Commission, one representative from Pierce Transit, and one representative of WSDOT District 3 will be ex officio, non-voting members of the Executive Committee Council. At its discretion, the Executive Committee Council may create additional ex officio, non-voting positions from among other Associate members.
- F. ~~Voting members of the Executive Committee shall be elected officials and shall be appointed by the local jurisdictions they represent. Alternate representatives to the Executive Committee may be designated who are elected officials and are of the same number as the authorized membership for each jurisdiction or group of jurisdictions. Other elected officials and staff from the various jurisdictions shall be encouraged to participate in Executive Committee discussions, but without a vote.~~

V. GENERAL ORGANIZATION:

A. Structure

1. ~~Organization: The PCRC shall be organized into a General Assembly; a Council; an Executive Committee; and other such task forces and committees as established by the Council. The organization shall consist of a General Assembly, an Executive Committee, and advisory committees and task forces as created by the Executive Committee.~~
2. ~~Members: Pierce County, the Port of Tacoma and each city or town in Pierce County shall be a member upon adoption of the Interlocal Agreement, provided however, a city or town partially located in Pierce County and partially in any other county must have a population of at least 500 persons or 500 employees in Pierce County before obtaining full voting privileges.~~

3. Ex Officio Associate Members: The Puyallup Tribal Council, Pierce Transit, and WSDOT District 3 shall be ex officio associate members. Ex officio associate members may each provide a representative to serve as a non-voting member of the Council.
4. **Other Associate Members: Other non-municipal governments such as federal agencies, other state agencies, other tribes, school districts and other special purpose districts may become associate members upon approval of the Council. Associate members are non-voting.**
25. The organization will utilize a calendar year for purposes of terms of office of members of the Executive Committee, Council, and the work program.

B. ~~Executive Committee Council~~

1. The ~~Executive committee~~Council shall carry out all powers and responsibilities of the organization between meetings of the General Assembly. The ~~Executive Committee~~ Council may take action when a quorum is present. One-third of the voting members shall constitute a quorum. Except as specified in the ~~By-laws~~, actions voted upon shall be approved by simple majority vote of the quorum. The ~~By-laws~~ shall provide for special voting processes and the circumstances when such processes are to be used.
2. A ~~president~~ Chair and ~~vice president~~ Chair shall be selected by the ~~Executive Committee~~ Council from among its voting members. The ~~president~~ Chair and ~~vice president~~ Chair shall serve for one-year terms and shall constitute the Executive Committee.
3. The Executive Committee shall establish a regular meeting time and place for Council meetings. ~~Executive Committee m~~Meetings shall be conducted in accordance with the Open Public Meetings Act (~~RCW~~ Chapter 42.30 RCW).
4. Committees or task forces shall be established as required and may utilize citizens, elected officials and staff from the member jurisdictions in order to enhance coordination and to provide advice and recommendations to the ~~Executive Committee~~ Council on matters of common interest including, but not limited to, planning, transportation, and infrastructure.

C. General Assembly

1. The General Assembly shall meet at least annually and may hold additional meetings as needed. The General Assembly may take action

when a quorum is present. Thirty percent (30%) of the voting members representing a majority of the various jurisdictions shall constitute a quorum. Except as specified in the By-laws, actions voted upon shall be approved by a simple majority vote of the quorum. The By-laws shall provide for special voting processes and the circumstances when such processes are to be used.

2. The ~~president and vice president~~ of the Executive Committee shall serve as ~~president~~ Chair and ~~Vice president~~ Chair of the General Assembly.
3. The General Assembly shall adopt an annual work program.
4. The General Assembly meetings shall be conducted in accordance with the Open Public Meetings Act (RCW Chapter 42.30 RCW).

VI. FUNCTIONS AND AUTHORITY:

A. The Pierce County Regional Council will:

1. Promote intergovernmental coordination within Pierce County.
2. Facilitate compliance with the coordination and consistency requirements of the state growth management laws.
3. Provide a forum to promote cooperation among and/or between jurisdictions with respect to urban growth boundaries, comprehensive plan consistency, development regulations, siting of facilities, highway, rail, air and water transportation systems, solid waste issues and other area of mutual concern.
4. Develop consensus among jurisdictions regarding review and modification of eCountywide pPlanning pPolicies.
5. Serve as the formal, multigovernment link to the Puget Sound Regional Council.
6. Develop recommendations, as required, for distribution of certain federal, state, and regional funds.
7. Provide educational forums on regional issues.
8. Make recommendations to federal, state, and regional agencies on plans, legislation, and other related matters.
9. Serve as the successor organization to the Growth Management Steering Committee which developed the eCountywide pPlanning pPolicies, and

complete such tasks as may have been begun by the Steering Committee, including the following responsibilities:

- a. develop model implementation methodologies;
 - b. assist in the resolution of jurisdictional disputes;
 - c. provide input to joint planning issues in Urban Growth Areas;
 - d. provide input in respect to countywide facilities;
 - e. advise and consult on policies regarding phased development, short plats, vested rights and related issues;
 - f. review and make a recommendation to Pierce County on the respective location of Urban Growth Area boundaries;
 - g. make a recommendation to Pierce County regarding dissolution of the Boundary Review Board;
 - h. monitor development, including population and employment growth; and
 - i. provide advice and consultation on population disaggregation.
- B. The organization shall adopt by-laws to govern its proceedings. By-laws shall be adopted by the ~~Executive Committee~~ Council and shall be in effect unless contrary action is taken by the General Assembly.
- C. Nothing in this agreement shall restrict the governmental authority of any of the individual members.

VII. AMENDMENTS:

Amendments to this agreement may be proposed by any member of the ~~General Assembly~~ Council and shall be adopted by affirmative resolution of the ~~Executive Committee~~ and of the individual legislative bodies of sixty percent (60%) of the member jurisdictions representing seventy-five percent (75%) of the population of Pierce County.

VIII. SEVERABILITY:

If any of the provisions of this agreement are held illegal, invalid or unenforceable, the remaining provisions shall remain in full force and effect.

IX. FILING:

A copy of this agreement shall be filed with the County Auditor, and each city/town clerk, the Secretary of State, and the Washington State Department of Community Trade and Economic Development.

IN WITNESS WHEREOF, this agreement has been executed by each member jurisdiction as evidenced by signature pages affixed to this agreement.