

"We the people..."

**A HOME RULE CHARTER
BY AND FOR
THE PEOPLE OF PIERCE COUNTY**



**PIERCE COUNTY BOARD OF FREEHOLDERS
SEPTEMBER 1980**

**AMENDED BY THE VOTERS OF PIERCE COUNTY
NOVEMBER 1987**

TO THE PEOPLE OF PIERCE COUNTY:

Home Rule for Pierce County depends on your vote November 4, 1980.

In November of last year, you elected twenty-three of your fellow citizens as freeholders and gave them a charge to review county government and to draft a home rule charter that would serve as a county constitution, freeing the county from government by the state legislature. The present form of Pierce County government with three commissioners was established long ago when Washington was a territory and Pierce County had a very small population.

The proposed Home Rule Charter would make basic changes in the structure of government. The principle of separation of powers has been followed to create distinct legislative and executive branches.

The legislative branch, which is now made up of the three commissioners, would, by adoption of the proposed charter, consist of a full-time, seven member County Council, nominated and elected by district. The initial council districts would each contain an approximate estimated population of 60,000 and are designed to improve the representation and responsiveness of Pierce County government.

The executive branch, which is now made up of the three commissioners and seven other elected officials, would, by adoption of the proposed charter, be integrated in the hands of an elected County Executive, who would be aided in the administration of the county by three other elected officials, an Assessor-Treasurer, an Auditor, and a Prosecuting Attorney.

The voters of Pierce County, who now elect ten county officials on a partisan basis, would, after adoption of the proposed charter, elect eleven county officials, also on a partisan basis.

In addition, the charter provides for the rights of initiative and referendum, an integrated system of financial management, a personnel system based on merit, and periodic charter review.

During their nine and a half months of deliberation, the freeholders, who come from all areas of the county and represent diverse philosophical and political viewpoints, have listened to experts on county government and spokespersons from a wide variety of civic and political groups, have studied the structure and operation of government in Pierce County, and have spent many hours in debate. The freeholders have actively sought the input of the public at hearings and other meetings throughout the county as well as through questionnaires, informational brochures, fair exhibits, and polls.

This Home Rule Charter presents the best effort of twenty-three differing perspectives on the Board of Freeholders. It was approved by the freeholders by a vote of 18 to 5.

Respectfully submitted,

THE PIERCE COUNTY BOARD OF FREEHOLDERS

Donald R. Farmer

Donald R. Farmer, Chairperson

FREEHOLDERS' CERTIFICATE

We, the undersigned, the duly elected members of the Pierce County Board of Freeholders, having been elected on November 6, 1979, pursuant to Article 11, Section 4 of the Constitution of the State of Washington, as amended, and having been empowered to prepare and propose a Home Rule Charter for the government of Pierce County, hereby certify that we have prepared and do hereby propose the foregoing Pierce County Charter for adoption by the voters of Pierce County. We request the Board of Pierce County Commissioners to take whatever action may be necessary to place the following question before the voters of the County at the general election to be held on November 4, 1980:

Shall the proposed Home Rule Charter for Pierce County providing for the separation of legislative and executive powers, and reserving the rights of initiative and referendum to the people be adopted?

For Home Rule Charter
Against Home Rule Charter

Donald R. Farmer	Greg Stewart
Dennis Simpfeld	Earl Hamlock
Barrie F. Wilson	Wally White
Oscar Larsen	Bill Shea
Tim R. O'Leary	Jerry Lauch
Dickerson	Thomas R. Stenger
John Furber	Gary M. Johnson
Wayne H. Anderson	Robert S. Durkee
Pamela L. Kocha	C.W. "Bud" Trisman
Bill Sharp	Charles McCoy
John Fritz	Joseph R. (J.R.) Foster

TABLE OF CONTENTS

ARTICLE 1 -- POWERS OF THE COUNTY Page 5

The provisions of this Article allow the County the power to take any action not expressly forbidden by State Law, thus providing "home rule." It also maintains the name of Pierce, and Tacoma as the County seat.

ARTICLE 2 -- THE LEGISLATIVE BRANCH Page 6

A legislative branch of government is established that consists of a full time, seven member County Council, nominated and elected by district on a partisan basis. This Article also grants the legislative branch specific powers, and establishes its organization and procedures. The procedures for adoption of ordinances and resolutions is also determined.

ARTICLE 3 -- THE EXECUTIVE BRANCH Page 9

This Article provides for the establishment of an Executive Branch of County government, consisting of an elected Executive, Assessor-Treasurer, and Auditor, and the executive departments of Clerk of the Superior Court, Coroner and Sheriff, and grants them administrative powers.

ARTICLE 4 -- ELECTIONS Page 11

Election procedures, qualifications for office, boundaries of council districts, and provisions for redistricting based on the federal census are established. Also established are procedures for filling vacancies, terms of office, and limitations on consecutive terms in office.

ARTICLE 5 -- THE PUBLIC INTEREST Page 13

This article grants the people of Pierce County the rights of initiative, referendum, recall and agenda petition, and establishes the procedures for their use. Also established is the position of filing officer.

ARTICLE 6 -- FINANCIAL ADMINISTRATION Page 15

Established in this Article are the procedures for financial planning through the requirements of a six-year plan and a comprehensive budget. The procedures for the preparation and presentation of the budget, and the provisions for appropriations are also included.

ARTICLE 7 -- PERSONNEL SYSTEM Page 17

This Article mandates a personnel system with limited exemptions. Also required is a personnel board to oversee the administration of the system.

ARTICLE 8 -- CHARTER REVIEW AND AMENDMENT Page 18

Provisions for Charter review, amendment, and repeal are established. Also set forth are procedures for electing a Charter Review Commission including terms of office and filling of vacancies.

ARTICLE 9 -- GENERAL PROVISIONS Page 20

This Article provides for concerns not covered elsewhere including those governing purchasing, the granting of franchises, efficiency, public disclosure, veterans' policy, an ethics code and commission, nondiscrimination, and information management.

ARTICLE 10 -- TRANSITIONAL PROVISIONS Page 22

Included in this Article are provisions for the transition between the Commissioner form of government and the new government under the Charter. These provisions include establishing initial council districts, providing for elections and terms of office, the setting of initial salaries, continuation of ordinances, vested rights, county employees, current boards and commissions, and the county budget. Also established are the dates by which Charter mandated ordinances must be adopted by the Council.

PREAMBLE

We, the people of Pierce County, Washington, in order to secure the benefits of home rule, establish separate legislative and executive branches, provide responsible and integrated county government, claim the rights of initiative and referendum, and encourage citizen participation, in accordance with the Constitution of the State of Washington, do hereby adopt this Charter.

ARTICLE 1 -- POWERS OF THE COUNTY

Section 1.10 -- General Powers

The County shall have all powers possible that a home rule county may have under the Constitution and laws of the United States and the State of Washington.

Section 1.20 -- Intergovernmental Relations

(1) The County may, in any manner permitted by law, exercise any of its powers or perform any of its duties, functions, projects, or activities jointly or in cooperation with any one or more governments, governmental agencies, municipal corporations, or any private agency or corporation, and participate in the financing thereof.

(2) It shall be the policy of the County to enhance in every way possible inter-governmental cooperation.

(3) The County shall provide professional guidance and coordination for the fire protection agencies within Pierce County and shall support the concept of consolidated emergency services.

Section 1.30 -- Construction

(1) The power of the County shall be liberally construed; it is intended that this Charter confer the greatest power of local self-government consistent with the Constitution of the State. Specific mention of a particular power or authority shall not be construed as a limitation on general power of the County, but shall be considered as an addition to and supplementary to, or explanatory of, the powers conferred in general terms by this Charter.

(2) References to adoption of ordinances by the Council shall not be construed as impairing the right of the people to initiate or refer ordinances. The word "law" shall mean the Constitution and laws of the State of Washington unless context indicates otherwise.

Section 1.40 -- Name, Boundaries, County Seat

(1) The corporate name of this County shall remain Pierce County, and it shall have those boundaries provided by the legislature.

(2) The County seat shall be Tacoma, Washington. Branch offices of the County government are authorized, and branches hereafter established shall be by ordinance.

ARTICLE 2 -- THE LEGISLATIVE BRANCH

Section 2.10 -- Powers

The Council shall be the policy determining body of the County and shall have all the powers of the County which are not otherwise reserved to the people, the Executive, and general law.

Section 2.15 -- Composition

The Council shall consist of seven members. The County shall be divided into seven districts, and one council member shall be nominated and elected by the voters of each district, which shall comprise as nearly as possible one-seventh of the population of the County.

Section 2.20 -- Exercise of Powers

(1) The Council shall exercise its legislative power by adoption and enactment of ordinances or resolutions. It shall have the power:

- (a) subject to the limitations provided by law, to levy taxes, appropriate revenue, and adopt budgets for the County.
- (b) to establish the compensation to be paid to all County officers and employees, and to provide for the reimbursement of expenses, except that council members shall be paid 60% of the Executive's compensation, but no council member may receive a salary increase for the term of office during which the ordinance is adopted.
- (c) except as otherwise provided for herein, to establish, abolish, combine and divide by ordinance, all departments and boards with quasi-judicial powers, and to establish their powers and responsibilities.
- (d) to adopt, by ordinance, comprehensive plans, zoning regulations, and other land use regulations including capital improvement and economic development plans for the present and future development of the County.
- (e) to employ personnel to advise the council.
- (f) to appoint or employ competent professional personnel to conduct performance audits which shall evaluate the effectiveness and efficiency of County programs and departments on a timely basis, no less often than every two years.
- (g) to specify qualifications of appointed county officials.

(2) The enumeration of particular legislative powers shall not be construed as limiting the legislative powers of the Council.

Section 2.25 -- Council Subpoena Powers

The Council may, in connection with the legislative process, make investigations into the affairs of the County and conduct of any County department, office or agency and for this purpose may subpoena witnesses, administer oaths, take testimony and require the production of evidence, and may invoke the aid of any court of competent jurisdiction to carry out such powers, provided that any witness shall have the right to be represented by counsel. The Council, as a whole, or by committee, may conduct public hearings on matters of public concern.

Section 2.30 -- Organization

The Council shall annually elect one of its members as chair, and another as vice-chair who shall act in the absence of the chair. It shall be responsible for its own organization, the rules of conduct of its business and for the employment and supervision of such persons as it deems necessary to assist it in the performance of its duties. A majority of the Council shall constitute a quorum at all meetings. Council action shall require at least a majority of the entire Council except as provided by the Charter or resolution. The Council shall conduct at least one evening meeting each year in each council district.

Section 2.35 -- Rules of Procedure

The Council shall enact by resolution rules of procedure governing the time, place and conduct of its meetings and hearings and the introduction, publication, consideration and adoption of ordinances. The Council shall meet at least once in each of fifty weeks during the calendar year. All meetings shall be open to the public except to the extent that executive sessions are authorized by law. A verbatim public record shall be kept of each public meeting by electronic or mechanical means for a reasonable period of time as provided by state law. In addition, written minutes shall be promptly recorded, said minutes to include a summation of the actions and discussions forthcoming from each council meeting, as well as a record of the vote of each council member. The Council shall provide for the preparation and maintenance of records of proceedings of the Council as required by this Charter, state law, or County ordinance.

Section 2.40 -- Relationship with Other Branches

Except in the performance of its legislative functions under this Charter, the Council, its staff, and individual council members shall have no power to direct, either publicly or privately, any officer or employee subject to the supervision of the Executive or other elected officials.

Section 2.45 -- Ordinances

(1) Every legislative act shall be by ordinance except as provided for resolutions and referenda.

(2) The subject of every ordinance shall be clearly stated in the title, and no ordinance shall contain more than one subject. Ordinances, or summaries of them, the places where copies are filed, and the times when they are available for inspection, shall be published when the ordinances are proposed and again upon enactment.

(3) Ordinances may, by reference, adopt Washington State statutes, or any recognized, printed codes or compilations in whole or in part.

(4) No ordinance shall be amended unless the new ordinance sets forth each amended section or subsection at full length.

(5) At least thirteen (13) days shall pass between the introduction and the final passage of every ordinance, except emergency ordinances. Every ordinance shall be introduced in its entirety in writing.

(6) Every ordinance which passes the Council must be presented to the Executive. If approved by the Executive, the ordinance shall be signed by the Executive and become law as provided in this section. If not approved by the Executive, the entire ordinance shall be vetoed and returned with the Executive's written objections, which shall be entered in the journal of council proceedings. If, within thirty (30) days after being returned to the Council, the ordinance receives the affirmative vote of two-thirds (2/3) of the entire council it shall become law. If the Executive does not either sign or veto an ordinance within ten (10) days, Saturdays, Sundays, and holidays excepted, after presentation of the ordinance by the Council, it shall become law without the Executive's signature.

(7) Except as otherwise provided in this Charter, all ordinances shall take effect ten (10) days after the date they are signed by the Executive or otherwise enacted, or at a later date if stated in the ordinance.

(8) Opportunity for public testimony shall be provided prior to final passage of every ordinance, except emergency ordinances.

Section 2.50 -- Emergency Ordinances

An ordinance necessary for the immediate preservation of the public peace, health, or safety, or support of the County government and its existing institutions, may be passed by a two-thirds (2/3) vote of the Council, which shall be effective immediately when approved by the Executive. No emergency ordinances may levy taxes, grant, renew, or extend a franchise, regulate the rate charged by any utility, or authorize the borrowing of money for more than one hundred twenty (120) days. An emergency ordinance shall be introduced and passed in the manner prescribed for ordinances generally, except that the emergency and the facts creating it shall be stated in a separate section of the emergency ordinance.

Section 2.55 -- Resolutions

The Council shall, by resolution, confirm or reject appointments by the Executive within thirty (30) days of the date the name or names are submitted to it; may pass resolutions to make declarations of policy which do not have the force of law, and to request information from any other agency of County government. If the Council fails to act on an appointment within the thirty (30) day period, it will be deemed to have approved the appointment. Resolutions shall not be subject to the veto power of the Executive, and the Council in passing resolutions need not comply with the procedural requirements for the introduction, consideration and adoption of ordinances.

Section 2.60 -- Codification of Ordinances

All ordinances of the County which are of a general and permanent nature or impose any fine, penalty, or forfeiture shall be codified and known as the Pierce County Code. The Code shall be kept current to reflect newly adopted, amended, or repealed ordinances. A current copy shall be placed in all public libraries and in such other places as the Council deems appropriate.

ARTICLE 3 -- THE EXECUTIVE BRANCH

Section 3.10 -- Composition and Powers

The executive branch shall be composed of the Executive and all executive departments established by this Charter or by ordinance, and the members of boards and commissions, except boards which have quasi-judicial powers. The executive branch shall have all executive powers of the County under this Charter.

Section 3.15 -- The Executive

The Executive shall be the Chief Executive Officer of Pierce County.

Section 3.20 -- Election of Executive

The Executive shall be nominated and elected by the voters of the County.

Section 3.25 -- Powers and Duties

(1) As Chief Executive Officer, the Executive shall have all the executive powers of the County which are not expressly vested in other specific elective offices by this Charter. The Executive shall have the power:

- (a) to supervise and manage all administrative offices and executive departments established by this Charter or created by the Council, and all expenditures of the County to the extent permitted by law.
- (b) to execute and enforce all ordinances and state statutes within the County.
- (c) to present to the Council an annual statement of the governmental affairs of the County and any other report which the Executive may deem necessary.
- (d) to prepare and present to the Council budgets and a budget message setting forth proposals for the County during the next fiscal year.
- (e) to prepare and present to the Council comprehensive plans including capital improvement and economic development plans for the present and future development of the County.
- (f) to veto any ordinance adopted by the Council except as otherwise provided in this Charter.
- (g) to assign duties to administrative offices and executive departments which are not specifically assigned by this Charter or by ordinance.
- (h) to sign, or cause to be signed, on behalf of the County, all claims, deeds, contracts and other instruments.
- (i) to serve, personally, or through a designee, on all boards and commissions on which a county commissioner was required to serve prior to the adoption of this Charter, but if more than one commissioner was required to serve, the Council shall appoint a councilperson or councilpersons to serve on the board or commission with the Executive.
- (j) to employ personnel to advise the Executive.
- (k) at least every three years, to conduct a review and evaluation of every county administrative office, department, board and commission, and make a written report with recommendations to the Council as to whether or not the services provided by such agencies warrant their continued existence.

- (2) The specific statement of particular executive powers shall not be construed as limiting the executive powers of the Executive.

Section 3.30 -- Appointments by Executive and Confirmation

Except for those positions filled by election, the Executive shall appoint the chief officer of each executive department; and shall appoint the members of all boards and commissions except as otherwise provided in this Charter. The appointments by the Executive shall be subject to confirmation by a majority of the Council. The Executive may appoint a confidential secretary and administrative assistant without Council confirmation. A term of office for any board or commission shall not be longer than four (4) years. Members of boards and commissions shall be limited to two (2) consecutive full terms.

Section 3.35 -- Appointments by the Chief Officers

The chief officer of each executive department shall comply with the rules of the personnel system when appointing officers and employees to positions covered by the personnel system.

Section 3.40 -- Executive Pro Tempore

- (1) The Council, at its annual election, by majority vote, may designate one of its members as Executive pro tempore.

- (2) The Executive pro tempore shall hold office at the pleasure of the council, and in case of the absence or temporary disability of the Executive, perform the duties of Executive except for the power to appoint or remove any officer, or to veto any acts of the Council.

Section 3.45 -- Executive Departments

- (1) All elected executive department heads shall receive compensation determined by ordinance; provided such compensation shall be no less than the compensation received for the equivalent office at the time of the adoption of the Charter.

- (2) All departments shall have the powers and duties provided by ordinance.

- (3) All executive departments shall be subject to the personnel, budgeting, expenditure and any other policies of general application established by the Executive.

Section 3.50 -- Assessor-Treasurer

There is hereby created the executive department of Assessor-Treasurer. The Assessor-Treasurer shall be nominated and elected by the voters of the County.

Section 3.55 -- Auditor

There is hereby created the executive department of Auditor. The Auditor shall be nominated and elected by the voters of the County.

Section 3.60 -- Clerk of the Superior Court

There is hereby created the executive department of Clerk of the Superior Court. The Clerk shall be appointed by the Executive and confirmed by a majority of the Council.

Section 3.65 -- Coroner

There is hereby created the executive department of Coroner. The Coroner shall be appointed by the Executive and confirmed by a majority of the Council.

Section 3.70 -- Sheriff

There is hereby created the executive department of Sheriff. The Sheriff shall be appointed by the Executive and confirmed by a majority of the Council.

ARTICLE 4 -- ELECTIONS

Section 4.10 -- Election Procedures

The nominating primaries and elections of the Council members, Executive, Assessor-Treasurer, and Prosecuting Attorney, shall be conducted in accordance with general law governing the election of partisan county officers.

Section 4.20 -- Independent Candidates

(1) On or before the last day for filing a declaration of candidacy as a candidate in a major political party primary, anyone qualified to assume office if elected may file a declaration of candidacy as an "Independent."

(2) Any candidate who files a declaration of candidacy as an independent shall be placed on the primary ballot under the title "Independent."

(3) Anyone who files a declaration of candidacy as an independent shall not be a candidate for any political party in that primary or in the succeeding general election, and shall pay the filing fee required for a declaration of candidacy for a major political party primary.

(4) The candidate who receives a plurality of the votes cast for independent candidates for that office shall be placed on the ballot at the ensuing general election under the heading "Independent," provided that candidate receives one percent (1%) of the total vote cast for that office.

Section 4.30 -- Qualifications

Each county officer holding an elective office shall be, at the time of appointment or filing for election, and at all times while holding office, a citizen of the United States, and a resident and registered voter of Pierce County. In addition, all council members shall be residents and registered voters of their council districts for at least one year immediately prior to filing for the council position, and shall maintain residency in the council district during the term for which the council member was elected. No council district boundary change shall disqualify the council member from holding office during the remainder of the term of office.

Section 4.40 -- District Boundaries

The boundaries of each district shall correspond as nearly as practicable with the boundaries of election precincts and shall be drawn to produce districts with compact and contiguous territory, composed of geographic units and natural communities, which are approximately equal in population.

Section 4.50 -- Districting Committee

Within sixty (60) days after the 1980, and each succeeding Federal census is published, a five-member districting committee shall be appointed. The Council shall appoint four persons to the Committee, two from each major political party, from a list of five submitted by the party's central committee, the four to appoint the fifth, who shall serve as the Chair. Members of the Districting Committee shall serve without salary, but shall be compensated for expenses. The Districting Committee shall, within thirty (30) days of its appointment, meet and appoint a Districting Master who shall be qualified by education, training, and experience to draw a redistricting plan. If a Districting Committee is unable to agree upon the appointment of a Districting Master within thirty (30) days, the Council shall appoint a Districting master within thirty (30) days thereafter.

Section 4.60 -- Districting Plan

Within two months after appointment, the Districting Master shall draw a districting plan for the County which shall be submitted to the Committee for adoption. The Districting Committee shall adopt the districting plan within fifteen (15) days as submitted, or as amended by four affirmative votes of the committee members. If the districting plan is neither adopted nor modified within fifteen (15) days after submission, the plan shall be deemed adopted. The plan, upon adoption, shall be filed with the filing officer by the Districting Committee. The plan shall become effective upon filing.

Section 4.70 -- Vacancies

(1) An elective office shall become vacant when one of the following occurs:

- (a) death;
- (b) total permanent incapacity as determined by a panel of three physicians;
- (c) resignation;
- (d) recall of the officer;
- (e) a council members absence from three (3) consecutive regular meetings of the Council, without being excused by the Council;
- (f) absence from the county for thirty (30) days without being excused by the Council; or
- (g) failure to maintain residence within the district from which elected.

(2) The Council shall fill a vacancy from a list of three people submitted by the County central committee of the party represented by the official in office immediately prior to the declaration of vacancy. In the event that this official was elected as an independent, the vacancy shall be filled by the Council with an individual who certifies to be of the same affiliation.

(3) Vacancies in an elective position shall be filled at the next November general election, unless the vacancy occurs after the last day for filing declarations of candidacy, in which case the vacancy shall be filled at the next succeeding November general election. The person elected shall take office upon certification of the results of the election, and shall serve the unexpired term of the vacated office. Until a successor has been elected and certified, a majority of the Council shall fill the vacancy by appointment. All persons appointed to fill vacancies shall meet the qualifications set in Section 4.30.

(4) An elective official shall be suspended with pay upon an information or indictment for a felony being filed against the official, such suspension continued until conviction, acquittal or dismissal of such charges, and shall be removed from office upon being convicted thereof.

Section 4.80 -- Commencement of Terms of Office

The election of county officials provided for in this Charter shall be held on even-numbered years as provided by general law and the provisions of this Charter. The term of office of each elected official and department head shall be for four years commencing January 1 following election and until a successor is elected, qualified, and has commenced to serve.

Section 4.90 -- Limitation on Terms of Office

No person shall be allowed to serve in County elective office for more than two consecutive four year terms in the same position, as a council member, Executive, or separately elected department head. Service as an elected County official prior to the commencement of this Charter shall not be counted as part of any official's two consecutive terms. Establishment of residency in an alternate district will not circumvent this restriction.

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 the polls, independent of the Council. The veto power of the Executive shall not extend to measures initiated by or referred to the people.

Section 5.20 -- The Initiative

The people reserve the power of initiative. Any ordinance or amendment to an ordinance may be proposed by filing, with the filing officer an initiative petition. No ordinance enacted as a result of initiative shall be amended or repealed within two (2) years after enactment except as a result of a subsequent initiative or referendum.

Section 5.30 -- Initiative Limitations

No initiative proposal requiring the expenditure of additional funds for an existing activity, or of any funds for a new activity or purpose, shall be filed unless provisions are specifically made therein for new or additional sources of revenue which may thereby be required.

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 (5) days, 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.

(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 (10) days after receipt thereof, shall formulate a concise statement, posed as a positive question, not to exceed twenty (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 then has one hundred twenty (120) days to collect the signatures of the registered voters of the county equal in number to not less than ten (10%) of the number of votes cast in the County in the last executive election. 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 one hundred twenty (120) days after the registering of the petition, unless the Council enacts the proposal without change or amendment.

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

Section 5.50 -- Agenda Petition

Any ordinance or amendment to an existing ordinance or the Charter may be proposed to the Council by registering with the filing officer agenda petitions bearing the signatures of registered voters equal in number to not less than three percent (3%) of the number of votes cast in the County in the last Executive election. Upon verifying the sufficiency of the signatures, the filing officer shall transmit the agenda petition to the Council which shall hold a public hearing on the proposed ordinance and enact or reject the ordinance within sixty (60) days.

Section 5.60 -- The Referendum

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

Section 5.70 -- Referendum Procedures

(1) Any legal voter, or organization of legal voters of Pierce County may file a referendum proposal against any enacted ordinance, or portion thereof, with the filing officer within fifteen (15) days after the ordinance is passed by the Council.

(2) Within five (5) days, excluding Saturday, Sunday, and holidays the filing officer shall confer with the petitioner to review the proposal as to form and style. The filing officer shall give the referendum proposal a number, which shall thereafter be the identifying number for the measure. The filing officer shall then transmit a copy of the proposal to the Prosecuting Attorney, who within ten (10) days after receipt thereof shall formulate a concise statement, posed as a positive question, not to exceed twenty (20) words, which shall express and give a true and impartial statement of the measure being referred. Such concise statement will be the ballot title.

(3) The petitioner then has one hundred twenty (120) days to collect the signatures of registered voters of the county equal in number to not less than eight percent (8%) of the number of votes cast in the County in the last Executive election. Each petition shall contain the full text of the measure being referred and the ballot title. The filing officer shall verify the sufficiency of the signatures on the petition, and if it is validated, submit the measure to the people at the next general election that is not less than one hundred twenty (120) days after the registering of the petition.

Section 5.80 -- The Recall

The people further reserve the power of recall as provided in the Constitution and laws of the State of Washington.

Section 5.90 -- Filing Officer

The term filing officer as used throughout this Charter shall mean the Auditor or such other county department head as may be designated by ordinance.

ARTICLE 6 -- FINANCIAL ADMINISTRATION

Section 6.10 -- Presentation and Adoption of the Budget

At least seventy-five (75) days prior to the end of each fiscal year, the Executive shall present to the Council a complete budget and budget message, proposed current expense, road fund, and capital budget appropriation ordinances, and proposed tax and revenue ordinances necessary to raise sufficient revenues to balance the budget. At least thirty (30) days prior to the end of the fiscal year, the Council shall adopt appropriation, tax and revenue ordinances for the next fiscal year.

Section 6.15 -- Presentation of a Six-Year Plan

The Executive shall prepare and present to the Council, within one year of being installed into office, a six-year plan which shall be updated annually, and shall include proposed capital improvement and economic development programs and general administrative goals.

Section 6.20 -- Budget Information

At least one hundred thirty-five (135) days prior to the end of the fiscal year, all agencies of County government shall submit to the Executive information necessary to prepare the budget.

Section 6.25 -- Contents of the Budget

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

Section 6.30 -- Budget Control

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

Section 6.40 -- Comprehensive Planning Message

At least seventy-five (75) days prior to the end of each even numbered fiscal year, the Executive shall present to the Council a comprehensive two-year plan which includes, but is not limited to, capital improvement and economic development plans for the present and future development of the County. This report shall include variances from previous two-year plans as well as amendments to the six-year plan.

Section 6.45 -- Copies of the Budget

Copies of the budget and budget message shall be delivered to the County Auditor and each council member. The budget message and supporting tables shall be furnished to any person upon request, and shall be available for public inspection from the time the budget message is delivered.

Section 6.50 -- Consideration and Adoption of the Budget

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

(2) The appropriation ordinances adopted by the Council shall not exceed the estimated revenues of the County for the next fiscal year for each fund including surpluses and reserves, but the Council may increase the amount of the estimated revenues

contained in the budget presented by the Executive by reestimating the amount by a motion, passed by a minimum of five (5) affirmative votes or by creating additional sources of revenue which were not included in the proposed tax and revenue ordinances presented by the Executive.

Section 6.55 -- Additional Appropriations

Additional funds may be appropriated by contingency or emergency appropriation.

Section 6.60 -- Contingency Appropriations

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

Section 6.65 -- Emergency Appropriations

The Council may adopt an emergency appropriation ordinance which may appropriate contingency funds, revenues received in excess of the revenues estimated in the budget, and funds from any other source available to the County in an emergency.

Section 6.70 -- Additional Capital Budget Appropriations

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

Section 6.75 -- Lapses in Appropriations

Unless otherwise provided by the appropriation ordinances, all unexpended and unencumbered appropriations in the current expense appropriation ordinances shall lapse at the end of the fiscal year. An appropriation in the capital budget appropriation ordinances shall lapse when the project has been completed or abandoned, or when no expenditure or encumbrance has been made for three (3) years.

Section 6.80 -- Illegal Contracts

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

ARTICLE 7 -- PERSONNEL SYSTEM

Section 7.10 -- Purpose

The Council shall, by ordinance, establish and maintain a personnel system for the County which shall assure recruitment, selection and retention of County employees on the

basis of merit; the development of a County career service; promotion on the basis of demonstrated ability; and compensation and personnel practices which will keep the County system competitive.

Section 7.20 -- Exemptions

- (1) The provisions of this article shall apply to all County positions except:
 - (a) contract employees.
 - (b) all volunteer members of boards and commissions appointed by the Council or Executive.
 - (c) all elected officials and no more than two other persons in each department of an elected official of the executive branch.
 - (d) those employees of the Prosecuting Attorney and Superior and District courts according to State law; provided the above independent elected officials may request and the Council and Executive may grant, by ordinance, modifications to this exemption.
 - (e) those employees of the Executive Department of Sheriff to the extent required by State law.
 - (f) the chief officer of each executive department.
 - (g) all employees of the Council.
 - (h) other employees as may be necessary as determined by the Council.
- (2) Exemptions provided by this section shall not limit the County's responsibility to fulfill its affirmative action and nondiscrimination policies.

Section 7.30 -- Administration

The Executive shall administer the personnel system of the County in accordance with the personnel rules adopted by the Council by ordinance.

Section 7.40 -- Personnel Board

There shall be a personnel board, consisting of five resident and qualified voters, three to be appointed from the County at large by the Executive, and ratified by the Council, and two to be elected by the classified merit employees of the County in a manner of their choosing.

ARTICLE 8 -- CHARTER REVIEW AND AMENDMENT

Section 8.10 -- Charter Review Commission

This Charter shall be reviewed periodically by a Charter Review Commission as provided in this Article.

Section 8.20 -- Election and Period of Office

Within no less than four (4) years, and no more than six (6) years of the effective date of this Charter, and thereafter at least every ten (10) years, the Council shall cause an election of a Charter Review Commission, hereinafter referred to as the Commission. The Commission shall consist of twenty-one (21) persons, an equal number from each Council district, nominated and elected by position on a non-partisan ballot in accordance

with general law. Candidates for the Commission must have been residents of the County for a period of at least five years preceding their election, and must also be registered voters. There shall be a fifteen dollar (\$15.) filing fee. The member of the Commission who receives the greatest number of votes shall convene the Commission. The term of office shall be no more than six (6) months. The Commission may meet at such times and in such places as it deems appropriate upon having given public notice.

Section 8.30 -- Vacancy

Any vacancy on the Commission shall be filled by the remaining members of the Commission within thirty (30) days, provided that within fourteen (14) days of the declaration of a vacancy, notice shall be given to the residents of the district in which the vacancy occurs in such manner as the Commission in its discretion deems advisable. Selection of the person to fill the vacancy shall be from those residing in the district in which there is a vacancy by a majority vote of the Commission.

Section 8.40 -- Procedures

The Commission shall review the Charter to determine its adequacy and suitability to the needs of the County and may propose amendments. The Commission may also make recommendations to the Council and publish its findings. Members of the Commission shall serve without salary, but shall be reimbursed for reasonable expenses. The Council shall provide to the Commission reasonable funds, facilities and services appropriate to an elected County agency. Provisions for expenditures shall be made in the budget. Expenditures of the Commission shall be budgeted for their scheduled term of office.

Section 8.50 -- Charter Amendment, General Provisions

(1) Charter amendments may be proposed by the Commission or the Council. Any proposed Charter amendment shall be filed and registered with the filing officer and submitted to the voters at the next November general election occurring at least ninety (90) days after registration of the proposed amendment with the filing officer. If more than one amendment is submitted on the same ballot, each shall be submitted in such a manner that the people may vote for or against the amendment separately, except that an amendment which embraces a single or interrelated subject may be submitted as a single proposition even though it is composed of changes to one or more articles.

(2) If the proposed amendment is approved by a majority of the voters voting on the issue, it shall be effective ten (10) days after the results of the election are certified, unless a later date is specified in the petition or ordinance proposing the amendment. Any implementing ordinance required by any charter amendment shall be enacted by the Council within one hundred eighty (180) days after the amendment is effective unless the amendment provides otherwise.

Section 8.60 -- Amendments by the Council

The Council may propose amendments to the Charter by enacting an ordinance to submit a proposed amendment to the voters at the next November general election occurring at least ninety (90) days after enactment. A minimum of two-thirds (2/3) affirmative vote of the Council shall be required to enact such an ordinance. An

ordinance proposing an amendment to the Charter shall not be subject to the veto power of the Executive.

Section 8.70 -- Repeal of the Charter

Any proposal to repeal the Charter shall include provisions for transition, and shall be processed in the same manner as an amendment.

ARTICLE 9 -- GENERAL PROVISIONS

Section 9.10 -- Severability and Construction

The provisions of this Charter are severable. If any provision should be declared to be unconstitutional or invalid, it shall not affect the constitutionality or validity of any other provision of this Charter.

Section 9.15 -- Purchasing, Contracts, Claims and Bonds

(1) The Council shall, by ordinance, establish procedures for supplies, services, materials, and equipment, the awarding of claims, and the sale or refunding of bonds. All public works construction shall be performed following competitive bidding by independent contractors, when the projected value of a project exceeds twenty-five thousand dollars (\$25,000.00). The ordinance shall provide how invitations for bids shall be advertised.

(2) The ordinance shall establish procedures to procure professional services on the basis of negotiated fees with professionals selected as most appropriate for the particular service, and shall require advertising and written proposals prior to the selection process. Selection may include consideration of experience, facilities, ability, equal opportunity and location.

(3) All purchases, contracts and bonds subject to bid procedures shall be advertised and, unless all bids are rejected, shall be awarded on the basis of sealed bidding to the lowest and best responsible bidder. The County shall demand a deposit by each bidder in the form of a certified or cashier's check or bid bond in an amount not less than five percent (5%) of the total bid, such amount to be specified in the call for bids for the following projects:

- (a) construction projects issued subject to sealed bids, and
- (b) other contracts made subject to sealed bids by the county purchasing agent, when he deems it appropriate.

(4) All contracts shall be prepared in coordination with and approved to legal form by the Prosecuting Attorney.

Section 9.20 -- Franchises

All franchises granted by the Council shall be for a fixed term not to exceed twenty five (25) years, shall be awarded by resolution, by the bid process, and shall not grant an exclusive franchise for the use of any street, road or public place. All franchises shall be subject to the power of eminent domain and the right of the Council, or the people acting for themselves through the referendum, to repeal for cause, amend, or modify the franchise in the interest of the public; and every ordinance granting a franchise shall contain a reservation of these rights. The power of referendum, including the number of

voter signatures to be collected, elections, and other actions related thereto shall apply to only those registered voters from within the area served from the franchise, provided that the initiator(s) of this referendum shall pay the cost of the election. All utilities of whatever description shall use public property only pursuant to a franchise and any conditions attached thereto.

Section 9.25 -- Avoiding Duplication and Waste in Equipment, Services and Facilities

It shall be mandatory that all County policy makers avoid waste and duplication in equipment, services and facilities of a nature common to Pierce County and adjacent municipal corporations in such matters as public works, social services, utilities, police and fire protection through common usage wherever possible.

Section 9.30 -- Public Disclosure

Public disclosure of financial interest of Pierce County public officials and employees shall be governed by County ordinance and general law.

Section 9.35 -- Veteran's Policy

The Council will adopt a policy in regard to Veteran's Affairs for the County.

Section 9.40 -- Code of Ethics

The County Council shall establish a Code of Ethics and shall establish penalties for the violation of this code. The Ethics Code must be adhered to by all departments and entities that receive funding through the County budget, and all officials elected or appointed to administer County government.

Section 9.45 -- Conflicts of Interest

No county elected official shall hold any other office or employment within County government or accept any employment or compensation from any county contractor during his term of office.

Section 9.50 -- Ethics Commission

The ethics commission as set forth by the Council will be budgeted through the office of the Executive and will remain an autonomous body.

Section 9.55 -- Oath of Office and Bonds

(1) An oath or affirmation to support the Constitutions of the United States and the State of Washington and the Charter and ordinances of Pierce County and to perform faithfully, impartially, and honestly the duties of office, shall be made by each elected and appointed officer before entering upon the duties of office.

(2) A surety bond shall be required for all elected officials, except members of the Charter Review Commission and Freeholders elected pursuant to Article 11, Section 4, of the Washington State Constitution, and such county employees as may be designated by ordinance. Bonds shall be in the form and amount required by ordinance and the cost borne by the County.

Section 9.60 -- Information Management

(1) The Executive shall establish procedures for maintaining a modern, efficient system for processing, maintaining and disposing of information and records; shall maintain a means to store and maintain, in retrievable manner, all county records which should not be destroyed and which are not necessary for the current operation of County government; and shall provide needed services for all branches of County government in a way that shall be deemed desirable for the efficient operation of the County government.

(2) These procedures shall be in compliance with applicable general law or ordinance and shall affect all departments of the County, elective or appointed.

Section 9.65 -- Nondiscrimination

In the exercise of its powers or in the performance of its duties, the County shall ensure that no person is discriminated against because of race, creed, color, sex, age, handicap, or any other basis not reasonably related to the accomplishment of a legitimate governmental purpose, and after consideration of veterans' preference, shall take whatever affirmative action necessary to accomplish this purpose as defined in the State and Federal constitutions and applicable court interpretations.

ARTICLE 10 -- TRANSITIONAL PROVISIONS

Section 10.10 -- Exceptions

The provisions of this Article relate to the form of government established by this Charter, and where inconsistent with the foregoing Articles of this Charter, the provisions of this Article shall constitute exceptions.

Section 10.15 -- Continuation of Ordinances and Vested Rights

All ordinances, administrative rules and resolutions in force at the time this Charter takes effect, to the extent they are not inconsistent with the provisions of this Charter, shall remain in force until amended or repealed. All rights, claims, obligations, proceedings and liabilities existing on the effective date of this Charter shall not be affected by the adoption of this Charter. The power of the County to control, improve, establish, extend or vacate roads and other public ways, and all other powers of the County shall continue and shall not be affected by the adoption of this Charter.

Section 10.20 -- Effective Date and Elections

The effective date of this Charter shall be May 1, 1981, except that special nominating primaries and a special election shall be held on February 3, 1981, and March 10, 1981, respectively, to elect four of the first Council members, the Executive, and the initial Assessor-Treasurer to be elected after adoption of this Charter. The nominating primaries and election shall be conducted in accordance with the provisions of Article 4, except the declarations of candidacy for the nominating primaries shall be filed December 15 to 19, 1980. A candidate may withdraw his nomination in accordance with general law and a vacancy on a party ticket may be filled in accordance with the provisions of general law.

Section 10.25 -- Initial Districts

(1) Seven districts from which the initial council members shall be elected are hereby established following County precincts as published August 4, 1980.

(2) Council District 1

Alder	Firgrove 1-3	Orton
Alderton	Graham	Prairie Ridge 1-2
Ashford	Holz	Rhododendron Park
Benbow	Johnson	Roy
Bethel	Kapowsin	Shady Acres 1-2
Bonney Lake 1-5	Kelly Lake	Silver Lake
Buckley 1-4	Lacamas	South Prairie
Carbonado	Lake	Tapps 1-3South Prairie (Rural)
Carbonado (Rural)	Lockwood #1	Sumner 1-8
Crocker	McCutcheon	Tanwax 1-2
Crystal Mountain	McKenna	Theil
Dupont	McMillin	Thrift 1-2
Dupont (Rural)	Mt. View 1-2	Victor Falls
Eatonville 1-3	Muck 1-2	Webstone
Elbe	National	Wilkeson
Elk Plain	Orting 1-3	Wilkeson (Rural)
Federal		

(3) Council District 2

Andrain	Gardella	Puyallup, W-1, 1-7
Ardena	Gardenville	Puyallup, W-2, 1-5
Breckon	Hanford	Puyallup, W-e, 1-6
Caldwell	Hillcrest	Rainier
Canyon	Hudson	Riverside
Cedar Crest	Hylebos	Shaw
Central	Kendall	Shea
Chrisella	Lidford	Shelton
Clear Creek	Lockwood #2	Spinning
Colony	Meeker	Summit
Crestview	Melody	Sunrise
Delano	Meridian	Tidehaven
Edgewood	Milton 1-6	Valley 1-2
Fairland	Mulvey 1-2	Waller
Fairview	Nolan	Woodland Heights
Fife 1-3	North Puyallup	Woodridge
Firwood	Patzner	Woodrow
Fruitland	Pioneer	Yukon

(4) Council District 3

Adams	Flett	Pacific
Allison	Franklin	Park
Armour	Garfield	Parkland 1-6
Belmont	Garland	Pawnee
Bingham	Garlo	Plaza

Brentwood 1-2
Brook Sales
Brookdale
Candlewyck
Cleveland
Clover Creek
Clover Park
College
Collins
Cooper
Crescent Park 1-2
Dower
Fane
Faucett

(5) Council District 4

Brown's Point
Dash Point

Legislative District 27: 1-33, 36-81, 83-97, 103-104, 118-122

Legislative District 29: 78-81, 93-95

(6) Council District 5

Dawson
Harrison
Harvard
Legislative District 29: 1-77, 82-92, 96

(7) Council District 6

Alameda
American Lake
Amer. Lake Gardens
Arena
Avondale
Belmar
Bridgeport
Bridgeview 1-2
Chambers 1-2
Crystal
Curtis 1-2
Custer
Day Island
Dekoven
Elwood
Fairway
Fir Glen
Fircrest 1-11
Firloch
Glenwood
Grandview

Gayle
Grant
Kline
Lakeview
Lakewood
Laurel
Mayfair 1-3
Meadow
Melville
Midland
Navy Base
Nyanza
Oak Park

Hyada Park

Hill Garden
Larchmont
Lincoln

Hemlock
Highland
Holden
Hunts Prairie
Interlaaken
Island
Jackson
Juniper
Kelly Park
Ketron Island
Kirkwood
Kootnai
Lagoon
Lake City
Lake Louise
Lakeholme
Lawndale
Locust
Lucerne
Menlo
Moreland

Polk
Ponders
Sales
Southgate
Spanaway 1-11
Steele
Sylvan
Tule Lake
Tyee Park
Vickery
Village
Wildwood
Woodbine

Madrona

McKinley
Monroe

Olympic
Park Lodge
Piermont
Seaview 1-2
Soundview
Starlite
Steilacoom 1-7
Sunset
Tahoma
Terrace
Tillicum
University Place
Vernon
Waverly
Westland
Westmont
Westwood
Whitman
Whittier
Winona
Wood Lake 1-2

Gravelly Lake
Greenwood

(8) Council District 7

Anderson Island
Artondale 1-3
Fox Island 1-2
Gig Harbor 1-3
Hales Passage 1-2
Home

Legislative District 26: 1-47

Legislative District 27: 82, 98-102, 105-117

Narrowsview
Oakbrook 1-9

Lakebay
Longbranch
McNeil Island
Minter 1-2
Purdy 1-2
Richmond 1-3

Tacoma L.D. 28: 1

Rosedale 1-4
Ruston
Shore Acres 1-3
Vaughn 1-2
Wollochet 1-2

Section 10.30 -- Commencement of Terms of Office

(1) Commissioners elected in Commissioner Districts One (1) and Two (2) at the general election in 1980, may serve as council members of their respective districts from the effective date of this Charter until their successors are elected at the general election of 1984, have qualified and have commenced their terms of office. Should these individuals reside in the same council district, the Commissioner residing on the date of election closest to another council district, other than District 7, shall be deemed to represent that other district for the remainder of the term for which elected. The Commissioner residing further from any other such district shall be deemed to represent the district in which such Commissioner resides.

(2) The Commissioner elected in the general election of 1978 for Commissioner District Three (3) may serve as council member from the effective date of this Charter until a successor has been elected at the general election of 1982, has qualified and has commenced to serve.

(3) The Executive and council members in the four (4) remaining districts shall be elected at the special election pursuant to Section 10.20 hereof, and may serve until their successors are elected, have qualified, and have commenced to serve. These four elected council members, immediately following their assuming office, shall draw lots to determine their initial terms of office. Two shall serve until their successors have been elected at the general election of 1982, have qualified, and have commenced to serve. The other two and the executive shall serve until their successors have been elected at the general election of 1984, have qualified, and have commenced to serve.

(4) The Assessor-Treasurer elected at the special election of March 10, 1981, may serve until a successor is elected at the general election of 1984, has qualified, and has commenced to serve.

(5) Thereafter, all county elected officials shall be elected every four years pursuant to Section 4.90 of this Charter.

Section 10.35 -- Original Council Organization

The first Council shall convene at 10:00 a.m. May 1, 1981, in the Pierce County Courthouse. The Auditor shall serve as the temporary presiding officer until each elected official is administered the oath of office and the Chair is elected from the membership of the Council.

Section 10.40 -- Compensation, County Council

Council members shall receive initial compensation of \$28,800 per year.

Section 10.45 -- Compensation, Executive

The first Executive shall serve full time and receive an initial salary of \$48,000 per year, and thereafter the salary shall be established by ordinance.

Section 10.50 -- Compensation, Assessor-Treasurer

The first Assessor-Treasurer shall serve full time and receive compensation at the rate paid the pre-Charter office of Treasurer on the effective date of the Charter.

Section 10.55 -- Elective County Officers, Terms, Compensation

(1) The Clerk, Coroner, and Sheriff who hold office on the effective date of this Charter may choose to be continued in County employment in the equivalent department head position until the date when the term of office to which that official was elected would have expired, and be compensated for such time period at the rate of compensation specified by ordinance for the office to be held on the effective date of this Charter. Thereafter, that person shall be entitled to be appointed at the same initial rate of compensation to an administrative position designated by the Executive, subject to all the rules of the personnel system including rules concerning compulsory retirement, but excluding the rules concerning initial appointment.

(2) The Auditor who holds office on the effective date of this Charter may choose to serve as official of the equivalent executive department, and shall receive compensation at a rate no less than the compensation received on the effective date of this Charter, until a successor is elected at the general election of 1982, has qualified, and commenced to serve.

(3) The Assessor and Treasurer who hold office on the effective date of this Charter may choose to be continued in County employment in an administrative position designated by the Executive at an initial rate of compensation no less than that received on the effective date of this Charter until the date when the term of office to which such person was originally elected would have expired but for the adoption of this Charter.

(4) The Commissioners holding office at the effective date of this Charter shall receive compensation at the rate paid to the Commissioner from the pre-charter Commissioner District Three (3) at the time of the adoption of this Charter, until their respective terms of office have expired.

Section 10.60 -- Continuation of County Employees

(1) All non-elective County employees, excluding department heads and the County Administrator, employed by the County on the effective date of this Charter shall continue in County employment at as nearly as similar a position as possible and shall receive not less than the same rate of compensation which they were receiving on the effective date of this Charter, and thereafter shall be covered by the personnel system, unless appointed to an exempt position and shall be subject to all its rules, except the rules concerning initial employment.

(2) The terms department head and County Administrator shall refer to those department heads and the County Administrator as existing on April 1, 1980, or those substituted with substantially similar duties.

Section 10.65 -- Continuation of Boards and Commissions

All boards and commissions existing when this Charter takes effect shall continue until modified or abolished by ordinance.

Section 10.70 -- Continuation of the County Budget

The budget for 1981 which is in effect when this Charter takes effect shall remain effective until revised or superseded by the provisions of this Charter.

Section 10.75 -- Required Ordinances

The following ordinances, required by this Charter, shall be adopted by the dates indicated:

- (a) Affirmative Action Ordinance, January 1, 1982; (Section 9.65)
- (b) Fair Housing Ordinance, January 1, 1982
- (c) Growth Management Ordinance, January 1, 1983
- (d) Office of Fire Prevention and Arson Control, January 1, 1982
- (e) Personnel System, July 1, 1982; (Article 7)
- (f) Purchasing Procedures, August 1, 1981; (Section 9.15)
- (g) Rules of Procedure -- County Council, June 1, 1981; (Section 2.35)
- (h) Surety Bond, County Employees, Amount and Form, August 1, 1981; (Section 9.55)
- (i) Veterans' Affairs Policy, September 1, 1982; (Section 9.35)

INDEX

SUBJECT	SECTION	PAGE
Affirmative Action Ordinance	10.75	C-27
Agenda Petition	5.50	C-14
Amendment, Charter	8.50	C-19
Appointments	3.35	C-10
Appropriations, Additional	6.55	C-17
additional capital budget	6.70	C-17
contingency	6.60	C-17
emergency	6.65	C-17
lapses in	6.75	C-17
Arson Control	10.75	C-27
Assessor-Treasurer	3.50	C-10
election	10.55	C-26
initial compensation	10.50	C-26
initial term of office	10.30	C-25
Auditor	3.55	C-10
continuation in office	10.50	C-26
Boards, Personnel	7.40	C-18
Boards, continuation of	10.65	C-27
Bonds	9.15	C-20
Bonds, employee surety	9.55, 10.75	C-21, C-27
Boundaries, County	1.40	C-5
Boundaries, District	4.40	C-11
Budget		
adoption	6.10, 6.50	C-15, C-16
consideration	6.50	C-16
contents	6.25	C-15
continuation	10.70	C-27
control	6.35	C-16
copies	6.45	C-16
information	6.20	C-16
message	6.30	C-16
presentation	6.10	C-15
Candidates		
independent	4.20	C-11
qualifications	4.30	C-11
Charter Amendment	8.50	C-19
by Commission	8.50	C-19
by Council	8.60	C-19
Charter, effective date	10.20	C-22
Charter, repeal of	8.70	C-20

Charter Review Commission	8.10	C-18
filling vacancies on	8.30	C-19
procedures	8.40	C-19
Claims	9.15	C-20
Clerk of the Superior Court	3.60	C-10
Code of Ethics	9.40	C-21
Codification of Ordinances	2.60	C-8
Composition, Council	2.15	C-6
Comprehensive Planning Message	6.40	C-16
Conflicts of Interest	9.45	C-21
Continuation		
boards	10.65	C-27
budget	10.70	C-27
ordinances	10.15	C-22
vested rights	10.15	C-22
Contracts	9.15	C-20
Contracts, Illegal	6.80	C-17
Coroner	3.65	C-11
Council		
composition	2.15	C-6
initial compensation	10.40	C-26
initial terms of office	10.30	C-25
organization	2.30, 10.35	C-7, C-25
powers	2.20	C-6
procedures	2.35, 10.75	C-7, C-27
relationships	2.40	C-7
subpoena powers	2.25	C-6
County		
boundaries	1.40	C-5
council	2.10	C-6
name	1.40	C-5
seat	1.40	C-5
Departments, Executive	3.45	C-10
District Boundaries	4.40	C-11
District Boundaries, Initial	10.25	C-23
Districting Committee	4.50	C-12
Districting Plan	4.60	C-12
Disclosure, Public	9.30	C-21
Duplication and Waste	9.25	C-21
Elections		
of Charter Review Commission	8.20	C-18
of Executive	3.20	C-9
initial	10.20	C-22
procedures	4.10	C-11
Emergency Appropriations	6.65	C-17

Emergency Ordinances	2.50	C-8
Emergency Services	1.20	C-5
Employees, Surety Bond	9.55, 10.75	C-21, C-27
Ethics Code	9.40	C-21
Ethics Commission	9.50	C-21
Executive Departments	3.45	C-10
Executive		
election of	3.20	C-9
initial compensation	10.45	C-26
initial term of office	10.30	C-25
powers	3.25	C-9
Executive Pro Tempore	3.40	C-10
Executive Branch, Composition	3.10	C-9
Fair Housing Ordinance	10.75	C-27
Fire Protection Agencies	1.20	C-5
Fire Prevention and Arson Control	10.75	C-27
Franchises	9.20	C-20
Growth Management Ordinance	10.75	C-27
Illegal Contracts	6.80	C-17
Independent Candidates	4.20	C-11
Information Management	9.60	C-22
Initial Council Districts	10.25	C-23
Initiative	5.20	C-13
Initiative, limitations	5.30	C-13
Initiative, procedures	5.40	C-13
Intergovernmental Cooperation	1.20	C-5
Intergovernmental Relations	1.20	C-5
Nondiscrimination	9.65	C-22
Oath of Office	9.55	C-21
Officials, Elective, Suspension of	4.70	C-12
Ordinances	2.45	C-7
codification of	2.60	C-8
continuation of	10.15	C-22
emergency	2.50	C-8
required	10.75	C-27
Organization, Council	2.30	C-7
Personnel Board	7.40	C-18
Personnel System	7.10	C-17
exemptions from	7.20, 10.75	C-18, C-27
administration of	7.30	C-18
Planning Message	6.40	C-16

Powers		
of the Council	2.10	C-6
of the County	1.10	C-5
of the Executive	3.25	C-9
liberally construed	1.30	C-5
Procedures		
Charter Review Commission	8.40	C-19
Council	2.35	C-7
elections	4.10	C-11
purchasing	9.15	C-20
Public Disclosure	9.30	C-21
Public Interest		
initiative	5.20	C-13
recall	5.80	C-15
referendum	5.60	C-14
Purchasing	9.15	C-20
Qualifications, Candidates	4.30	C-11
Recall	5.80	C-15
Referendum	5.60	C-14
Referendum, procedures	5.70	C-15
Repeal of Charter	8.70	C-20
Required Ordinances	10.75	C-27
Resolutions	2.55	C-8
Rules of Procedure, Council	2.35, 10.75	C-7, C-27
Severability and Construction, Charter	9.10	C-20
Sheriff	3.70	C-11
Six-year Plan	6.15	C-15
Subpoena Powers	2.25	C-6
Superior Court, Clerk of	3.60	C-10
Surety Bond, Employees	9.55, 10.75	C-21, C-27
Term of Office	4.80	C-13
commencement of	4.80	C-13
initial	10.30	C-25
limitation on	4.90	C-13
Vacancies		
Charter Review Commission	8.30	C-19
Elective Offices	4.70	C-12
Vested Rights	10.15	C-22
Veterans' Policy	9.35, 10.75	C-21, C-27
Veterans' Preference	9.65	C-22
Waste and Duplication	9.25	C-21

**PIERCE COUNTY BOARD OF FREEHOLDERS
PERSONAL DATA**

Legislative District #2

Jack J. Erickson, M.D.
12181 So. C St.

60; Physician, Family Practice; BS, MS, M.D.
University of Utah.

Pamela Kocha
2020 Brookdale Rd. E.

27; staff member, Washington State House of
Representatives; attended University of Puget
Sound; Board Vice-Chairperson.

Charles McCoy
6502 E. 152nd St.
Puyallup

61; businessman.

Barrie Wilcox
40400 Harts Lake Valley Rd.
Roy

40; President, Wilcox Farms, Inc.; graduate of
University of Puget Sound.

Legislative District #25

Wayne Anthony
8121 Waller Rd.

23; salesperson; graduate of Pacific Lutheran
University.

Robert S. Durkee
7512 80th St. East
Puyallup

66; Secretary-treasurer, Pierce County Housing
Authority; member of Executive Committee.

Gary Johnson
5323 View Drive
Sumner

33; engineer technician and surveyor; attended
Green River Community College.

Oscar Larsen
5808 48th Avenue E.

50; Tacoma Educator; graduate, Central
Washington State University.

Legislative District #26

Lawrence J. Faulk
3932 North Mason

44; marketing director; graduate, Seattle University.

Bud Kinsman
2108 No. Winnifred

50; professional parliamentarian; graduate, Tacoma
Community College.

John Lantz
151 Raft Island
Gig Harbor

41; general manager; graduate, Stanford University; graduate degree University of California, Berkeley; member, Executive Committee.

Legislative District #27

Dennis G. Seinfeld
516 North "C"

40; principal in law firm; graduate Stanford University and Yale University Law School.

Thomas R. Stenger
5338 Broadview NE

22; janitor; graduate, University of Puget Sound; student at University of Washington Law School.

Greg Stewart
3630 S. "J"

24; salesperson; graduate Whitman College; member of Executive Committee.

Bud Thorp
1316 South "K"

56; president, Thorp's Quality Shade Shop, graduate Pacific Lutheran University.

Legislative District #28

Tom S. Galbraith, Jr.
6926 75th St. S.W.

36; Assistant Chief of Staff, Governor's Office; graduate of U.S. Naval Academy, Tacoma Community College.

Don Grindell
3912 Soundview Dr. W.
University Place

62; Colonel (Ret.) U.S. Army; graduate Maryland University, attended Washington and Missouri Universities; member of Executive Committee.

Earl Mamlock
2616 Cascade Pl. W.

59; real estate broker, apartment house developer; attended University of Puget Sound.

Ned Shera
P.O. Box 1896

49; president, Schwarz, Shera & Assoc. Inc. -- Insurance Brokers; graduate, Yale University.

Legislative District #29

Dick Brown
4846 S. Thompson

42; teacher, realtor; graduate Washington State University.

Don Farmer
9107 East "D" St.

58; professor of political science, Pacific Lutheran University; Ph.D. University of Minnesota; Board Chairperson.

Joe Fortier
7426 So. Prospect

58; retired street maintenance supervisor, City of Tacoma, Master Chief Petty Officer, U.S. Naval Reserve, volunteer worker; Board Secretary-Treasurer.

Tim O'Grady
4836 So. "J" St.

32; industrial relations agent; graduate Western
Washington State University.

ACKNOWLEDGEMENTS:

Freeholder Staff:

Mary Williams, Executive Administrator
Shirley Lee, Office Assistant
Linda Palmer, Office Assistant

Advisors:

Roger Miener, Counsel
Dr. Richard Morrill, Districting Master
Emmett Fiske, Community Development Specialist, W.S.U.