

CITY COUNCIL MINUTES

City Council Chambers
August 22, 1995

The meeting was called to order at 5:09 p.m.

Present on roll call: 7 - Baarsma, De Forrest, Kirby, McGavick, Miller, Silas, and Deputy Mayor Evans. Absent: 2 - Crowley and Mayor Moss. (Council Member Crowley arrived at 6:00 p.m.)

The Flag Salute was led by Council Member Baarsma.

CONSENT AGENDA

Approval of the minutes of the Tacoma City Council meeting of August 8, 1995.

Resolution No. 33123

Approving the final plat of HIGH POINTE in the vicinity of 45th Street NE and High Point Drive for a 61-lot subdivision. (Pac Tech Engineering; File No. 125.318A)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearing Examiner agenda for August 22, 1995.
- b. Minutes of the meeting of the Environmental Commission, June 12, 1995.
- c. Minutes of the meeting of the Civil Service Board, June 19, 1995.
- d. Minutes of the meeting of the Tacoma-Pierce County Board of Health, July 5, and study session of July 20, 1995.
- e. Minutes of the meeting of the Public Utility Board and study session of July 26, 1995.
- f. Total Services Delivery Report for the Tacoma-Pierce County Humane Society, May 1995.
- g. Amended 1995 and 1996-2001 Six-Year Comprehensive Street Program.

Council Member Miller moved that the Consent Agenda, including Resolution No. 33123, be approved. Seconded by Council Member Baarsma. Voice vote was taken and carried. The Consent Agenda, including Resolution No. 33123, was declared approved.

REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 25750

Establishing Consolidated Local Improvement District No. 52 and creating the Consolidated Local Improvement District No. 52 Bond Redemption Fund in the amount of \$207,189.78 for L.I.D. Nos. 2618, 2619, 2621, 2622, 2623, 2624, 3950, 5712, 8562 and 8567.

Council Member Miller moved to suspend the rules to consider Substitute Ordinance No. 25750. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 7 -- Baarsma, De Forrest, Kirby, McGavick, Miller, Silas, and Deputy Mayor Evans.

Nays: 0.

Absent: 2 -- Crowley and Mayor Moss.

The Substitute Ordinance was declared passed.

Council Member McGavick proclaimed the day of August 26, 1995, to be "Women's Right to Vote 75th Anniversary Day," and presented a proclamation to Ms. Jill Stark of the Tacoma Branch of the American Association of University Women.

FIRST READING OF ORDINANCES:

Ordinance No. 25746 (Continued from the meeting of August 15, 1995)

Vacating portions of East 11th Street on either side of the Blair Waterway for the purpose of unifying the abutting properties following removal of the Blair Bridge. (Port of Tacoma; File No. 124.1012)

Council Member Miller moved to continue Ordinance No. 25746 to the meeting of August 29, 1995. Seconded Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 25746 will be considered at the regular City Council meeting of August 29, 1995.

Ordinance No. 25751

Amending Chapter 13.06 of the Official Code to reclassify the property located at 1621 Marine View Drive from a "M-1" Light Industrial District to a "M-2" Heavy Industrial District to allow for a construction debris recycling business. (Marine View Recycling; File No. 120.1380)

Council Member Miller moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 25752

Amending the Pay and Compensation Plan to implement rates of pay for the International Brotherhood of Electrical Workers Local 483 Water Division Unit from January 1, 1995 through December 31, 1997.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Purchase Resolution No. 33124

Awarding contracts to:

1. Kesslering Gun Shop, Inc., on their bid of \$38,520.40 for rifles and accessories - Specification No. G-040-95;
2. PRC Public Sector, Inc., on their bid of \$51,865 for expert services/programming for fire department computer-aided dispatch system - Sole Source;
3. Gelco Services, Inc., on their bid of \$2,697,366.21 for sanitary sewer reconstruction central plant collection basin 5A2 - Specification No. G-230-95; and
4. Motorola, Inc., on their bid of \$36,600.11 for portable radios - Kitsap County Contract No. KC09583.

Council Member Miller moved that the Purchase Resolution, including waiving formal bidding procedures on Item No. 2, be adopted. Seconded by Council Member McGavick.

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item No. 2, was declared adopted.

Resolution No. 33125

Authorizing the execution of a collective bargaining agreement with the International Brotherhood of Electrical Workers, Water Division, Local 483 from January 1, 1995 through December 31, 1997.

Council Member Miller moved that the Resolution be adopted. Seconded by Council Member Silas. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 33126

Accepting the petition for annexing the Manitou area into the city of Tacoma.

Council Member Silas moved that the Resolution be adopted. Seconded by Council Member Miller. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 33127

Authorizing the execution of a second interlocal cooperation agreement with Pierce County relative to the Tacoma/Pierce County Task Force on Alcohol/Driving.

Council Member Miller moved that the Resolution be adopted. Seconded by Council Member Silas. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 33128

Designating the North Slope Historic Special Review District generally located in the area along North J Street from North 3rd to Steele Streets to the Tacoma Register of Historic Places.

Council Member Miller moved that the Resolution be adopted. Seconded by Council Member Silas. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 33129

Amending the Rules of Procedure of the City Council by striking Section 3.C of Rule 10 relative to prohibiting candidates for public office from speaking before the Council except as to matters on the Council agenda where such a person has a direct and special interest.

Council Member Miller moved to table Resolution No. 33129. Seconded by Council Member Silas.

Roll call vote was taken , resulting as follows:

Ayes: 5- Baarsma, McGavick, Miller, Silas, and Mayor Deputy Evans.

Nays: 2-De Forrest and Kirby.

Absent: 2-Crowley and Mayor Moss.

Resolution No. 33129 was tabled.

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

Ray E. Corpuz, Jr., City Manager, requested an Executive Session for the purposes of considering the acquisition of real estate and to consider the minimum price at which real estate will be offered for sale, the session not to exceed 30 minutes.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Miller moved to excuse the absence of Mayor Moss and Council Member Crowley from tonight's meeting. Seconded by Council Member Silas. The motion was adopted by a voice vote.

Council Member Miller expressed concern about the City's enforcement of the tax code against nursery schools, preschools, daycare providers and privately operated kindergarteners. He stated he understood the need for even-handed enforcement of the code for all businesses, but he was disturbed by actions taken to target an industry so prone to being put out of business when current daycare resources are inadequate. He asked if the City can grant exemptions to small daycares and children under the age of eight and, if the City does not currently have the ability to do so, what actions would be necessary to effect this change.

Council Member De Forrest stated his disappointment that his colleagues tabled his resolution that would allow candidates for public office to speak on any issue during City Council meetings.

Deputy Mayor Evans asked the City Attorney if Council rules allow a Council Member to speak on a matter which has been tabled.

Robin Jenkinson, City Attorney, stated that Roberts Rules of Order and the Council rules prohibit discussion after a motion to table a resolution. However, she was uncertain if a Council Member could speak about the resolution during Council Comments.

Deputy Mayor Evans requested a legal opinion.

Council Member De Forrest said he attended the Lincoln District Street Festival last Saturday and expressed his support for community festivals.

Council Member Kirby expressed his concern over how the Council handled the motion to table Council Member De Forrest's resolution about candidates speaking during meetings.

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Council Member Baarsma urged his colleagues, as a matter of courtesy, to contact each other for discussion if they wished to place a Resolution on the Agenda that would affect all of the Council.

Council Member Baarsma also announced he had participated in the dunk tank at the Lincoln Business District Street Festival.

Council Member McGavick said she also had participated in the Lincoln Business District Street Festival dunk tank.

Council Member Silas expressed concern about the problem of graffiti and asked the City Manager to review ways to clean-up graffiti without causing a financial burden to City businesses.

Council Member Miller explained the Council rule that governs when candidates for public office can speak during Council meetings.

Council Member Miller stated that the second annual West End Neighborhood Council picnic was a great success and enjoyed a huge turnout. He complimented members of the West End Neighborhood Council.

Deputy Mayor Evans stated his concern over how daycare operators are notified of the various City tax and licensing requirements with which they must comply.

Deputy Mayor Evans asked the City Manager if there is a meeting planned with the Library Board and City Council.

Ray E. Corpuz, Jr., City Manager, stated there was a commitment by the Library Board to meet with Council, but no meeting was scheduled.

Deputy Mayor Evans moved to recess to Executive Session not to exceed 30 minutes to discuss the acquisition of real estate and to consider the minimum price at which real estate will be offered for sale. Seconded by Council Member Council Member Silas with Council Member De Forrest voting in opposition. Voice vote was taken and carried. The motion was declared adopted.

Council Member De Forrest did not attend the Executive Session.

The Council recessed to Executive Session at 5:59 p.m.

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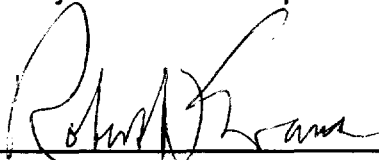
Council Member Crowley arrived at 6:00 p.m.

Deputy Mayor Evans reentered the Council Chambers at 6:25 p.m. and stated that the Executive Session would be extended an additional 15 minutes.


Council reconvened at 6:40 p.m.

Deputy Mayor Evans moved to approve the travel request of Mayor Moss to Tacoma Sister City of Davao, Philippines. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 6:45 p.m.



ROBERT W. EVANS, DEPUTY MAYOR

ATTEST: 

RICK ROSENBLADT, ACTING CITY CLERK

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