



# City Council Minutes

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City Council Chambers, 747 Market Street, First Floor, Tacoma, Washington 98402

March 14, 2000

The meeting was called to order at 5:07 p.m.

Present on roll call: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest. Absent: 3 – Miller, Moss, and Mayor Ebersole.

The Flag Salute was led by Council Member Kirby.

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## **C O N S E N T   A G E N D A**

Approval of the minutes of the City Council study session of March 7, 2000.

### **RESOLUTIONS**

#### **Resolution No. 34695**

Setting Tuesday, May 9, 2000, at 9:00 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of South 50<sup>th</sup> Street, east of Alaska Street for a future fire station site. (Tacoma Fire Department; File No. 124.1114)

#### **Resolution No. 34704**

Setting Tuesday, May 9, 2000, at 9:00 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of South 57<sup>th</sup> and Stevens Streets for a future church site. (Good Hope Community Church/Rev. Larry W. Carter; File No. 124.1115)

**ITEMS FILED IN THE OFFICE OF THE CITY CLERK**

- a. Minutes of the Landmarks Preservation Commission, February 23, 2000.
- b. Minutes of the Public Utility Board meeting, May 12, 1999.
- c. Minutes of the Rainier Communications Commission, November 17, 1999.
- d. Minutes of the Tacoma-Pierce County Board of Health, February 2, 2000.
- e. Minutes of the Transportation Committee, February 10, 2000.

Council Member Crowley moved that the Consent Agenda, including Resolution Nos. 34695 and 34704, be approved. Seconded by Council Member Phelps. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 34695 and 34704, was declared approved.

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**PROCLAMATION**

Deputy Mayor De Forrest presented a proclamation to Mr. John Ruby, honoring the Henry Foss High School basketball team and coaches for winning the State Crown.

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**R E G U L A R   A G E N D A**

**ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS**

**Resolution No. 34705**

Appointing individuals to the Foss Waterway Development Authority; Landmarks Preservation Commission; Planning Commission; Tacoma-Pierce County Commission on Children, Youth and Their Families; and the Tacoma Urban Network.

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

**FINAL READING OF ORDINANCES**

**Ordinance No. 26567**

Amending Chapter 16.01 of the Municipal Code by adding a new section to be known as 16.01.6.2.11, relating to wireless communication facilities in the public rights-of-way.

Council Member Crowley moved to suspend the rules to consider Substitute Ordinance No. 26567. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

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Speaking before the Council were:

<b>Name</b>	<b>Affiliation/Address</b>
Lisa Verner	Representative, MetroCom
Carol Sloman	Member, Wireless Communication Group
Terry Spencer	Representative, Voice Stream Wireless Services

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Substitute Ordinance was declared passed.

**Ordinance No. 26582**

Providing for the levy of the third year assessment for the Downtown Business Improvement Area (BIA); approving the BIA annual budget and work program; and appropriating \$515,935 for the purposes, project activities and services approved for the third annual period; and providing for the expenditure or distribution of excess funds.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26583**

Authorizing the execution of an agreement with the United States Equal Employment Opportunity Commission, in the amount of \$34,150; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for processing and resolving employment discrimination charges and for training.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26584**

Amending Title 5 of the Municipal Code to change the name of the “pound” to animal shelter and the “poundmaster” to the animal control officer.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26585**

Amending Chapters 1.23 and 13.05 of the Municipal Code relating to Land Use Permit Procedures allowing the Hearing Examiner to conduct joint hearings on land use permit applications that require permits from neighboring jurisdictions.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26586**

Approving and confirming the Assessment Roll for LID No. 5725 for the construction of water mains and fire hydrants on South Oakes Street, from South 76<sup>th</sup> to South 78<sup>th</sup> Streets; and in South 78<sup>th</sup> Street, from South Oakes to South Fife Streets.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

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The Ordinance was declared passed.

**Ordinance No. 26587**

Approving and confirming the Assessment Roll for LID No. 8601 for the construction of permanent pavement on the alley between Sheridan and Cushman Avenues, from South 17<sup>th</sup> to South 19<sup>th</sup> Streets.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26588**

Approving and confirming the Assessment Roll for LID No. 8606 for the construction of permanent pavement with storm drainage on the alley between South 9<sup>th</sup> and South 10<sup>th</sup> Streets, from Cedar to Alder Streets.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26589**

Approving and confirming the Assessment Roll for LID No. 3956 for the construction of sanitary sewers on 63<sup>rd</sup> Avenue NE, from 21<sup>st</sup> to 24<sup>th</sup> Streets NE; on 23<sup>rd</sup> Street NE (proposed), from 63<sup>rd</sup> Avenue NE west 250 feet; then north from the dead end of 23<sup>rd</sup> Street NE 150 feet; and on 24<sup>th</sup> Street NE, from 63<sup>rd</sup> Avenue NE east 130 feet.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26590**

Approving and confirming the Assessment Roll for LID No. 5724 for the installation of water mains and fire hydrants for Kurt Mayers' 1st Addition located at 63<sup>rd</sup> Avenue NE and 23<sup>rd</sup> Street NE.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26591**

Approving and confirming the Assessment Roll for LID No. 6973 for the installation of modern street lighting along 63<sup>rd</sup> Avenue NE, from 24<sup>th</sup> Street NE to 23<sup>rd</sup> Street NE (proposed); and on 23<sup>rd</sup> Street NE (proposed), from 63<sup>rd</sup> Avenue NE to the dead end.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**Ordinance No. 26592**

Approving and confirming the Assessment Roll for LID No. 7721 for the construction of an underground electrical primary system along 63<sup>rd</sup> Avenue NE, from 24<sup>th</sup> Street NE south approximately 300 feet; and on 23<sup>rd</sup> Street, from 63<sup>rd</sup> Avenue west approximately 250 feet to the dead end.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

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The Ordinance was declared passed.

**Ordinance No. 26593**

Approving and confirming the Assessment Roll for LID No. 8591 for the installation of permanent pavement with storm drainage on 63<sup>rd</sup> Avenue NE, from 24<sup>th</sup> Street NE south 300 feet; on 23<sup>rd</sup> Street NE, from 63<sup>rd</sup> Avenue NE west 250 feet, to the dead end; and on 24<sup>th</sup> Street NE, from 63<sup>rd</sup> Avenue NE to 64<sup>th</sup> Avenue NE.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Crowley, Evans, Kirby, McGavick, Phelps, and Deputy Mayor De Forrest

Nays: 0

Absent: 3 – Miller, Moss, and Mayor Ebersole

The Ordinance was declared passed.

**FIRST READING OF ORDINANCES**

**Ordinance No. 26594**

Vacating a portion of Sprague Avenue east of Tacoma Mall Boulevard and south of South 58<sup>th</sup> Street to place a pylon sign within the right-of-way. (Frank Mitchell; File No. 124.1105)

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

The Ordinance was set over for final reading to a date to be determined.

**Ordinance No. 26595**

Vacating portions of Colorado, Wyoming, Idaho, and Oregon Avenues north of South 37<sup>th</sup> Street to construct a new COSTCO store. (COSTCO Wholesale Corporation; File No. 124.1110)

Deputy Mayor De Forrest stated that it is the Council's intention that this hearing be fair in form and substance, as well as in appearance. He stated that Mr. William T. Lynn, Legal Counsel for the petitioners, has been provided with the substance of the comments that a representative of the Wheelman's Bicycle Club made with respect to this matter during Citizens' Forum on March 7, 2000. He stated that if Mr. Lynn wishes to rebut the substance of the communication, this is his opportunity to do so.

Speaking before the Council was:

<b>Name</b>	<b>Affiliation/Address</b>
Mr. William Lynn	Attorney, representing COSTCO Wholesale Corporation

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

The Ordinance was set over for final reading next week.

**Ordinance No. 26596**

Vacating portions of Oregon and Idaho Avenues north of South 37<sup>th</sup> Street for the construction of a new COSTCO store. (Grover G. Pettibon; File No. 124.1110)

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

The Ordinance was set over for final reading to a date to be determined.

**PUBLIC HEARINGS AND APPEALS (Began at 6:01 p.m.)**

This is the date set for a public hearing by the City Council regarding changes to the Land Use Regulatory Code concerning drive-through uses along the downtown light rail corridor and other minor changes.

Speaking before the Council was:

<b>Name</b>	<b>Address/Affiliation</b>
Jori Adkins	3724 North 38 <sup>th</sup> Street

The public hearing was declared closed at 6:12 p.m.

**RESOLUTIONS**

**Purchase Resolution No. 34706**

Awarding contracts to:

1. GK Industrial Refuse Systems, on its bid of \$47,188.69, for two 15-cubic-yard, self-contained trash compactors and accessories – Specification No. G-053-99;
2. Tacoma Daily Index, Inc., in the amount of \$100,000, to renew and increase its contract for official City legal printing – Specification No. G-011-99; and

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3. Solid Waste Equipment Sales Inc., in the amount of \$90,000, to sell used 60-and 90-gallon garbage containers – Surplus Sale No. 1913.

Council Member Crowley moved that the Purchase Resolution, including waiving formal bidding procedures on Item No. 3, be adopted. Seconded by Council Member Phelps. Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item No. 3, was declared adopted.

**Resolution No. 34707**

Authorizing the execution of an agreement with the Private Industry Council, in the amount of \$297,000, for implementation of the Youth Building Tacoma Training and Employment Project comprehensive job training and pre-apprenticeship program for youth.

Council Member Crowley moved that the Resolution be adopted. Seconded by Council Member McGavick.

Speaking before the Council were:

<u>Name</u>	<u>Affiliation/Address</u>
Laurie Hooks	Youth Building Tacoma Program
Nicole DeWater	Youth Building Tacoma Program

Voice vote was taken and carried. The Resolution was declared adopted.

**Resolution No. 34708**

Authorizing the execution of a Multi-Family Housing Limited Property Tax Exemption Agreement with V & G Services, LLC, to rehabilitate 14 units of market-rate, multi-family housing at 816 South 8<sup>th</sup> Street.

Council Member Crowley moved that the Resolution be adopted. Seconded by Council Member McGavick. Voice vote was taken and carried, with Deputy Mayor De Forrest voting in opposition. The Resolution was declared adopted.

**Resolution No. 34709**

Authorizing the execution of an amendment to the agreement with the Local Development Council, in the amount of \$38,400, for the administration of the Business Improvement Area for the period of May 1, 2000 through April 30, 2001.

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

## **PUBLIC HEARINGS AND APPEALS (Began at 6:01 p.m.)**

This is the date set for a public hearing by the City Council regarding changes to the Land Use Regulatory Code concerning drive-through uses along the downtown light rail corridor and other minor changes.

The public hearing was held earlier in the meeting.

## **UNFINISHED BUSINESS**

None.

## **REPORTS BY CITY MANAGER**

City Manager Ray E. Corpuz Jr. requested direction from the City Council as to whether or not a letter should be sent to the Pierce County Executive and the Pierce County Council encouraging them to use the Conservation Futures Program to set aside key parcels of land that would enhance the salmon habitat.

Mr. Corpuz then recommended that the City Council respond to a report that was given by Mr. Ross Boyle, Consultant, regarding the recommendation on image and marketing of the City of Tacoma. He stated that one of the recommendations is to change the name of the Tacoma-Pierce County Chamber of Commerce and the Tacoma-Pierce County Economic Development Board to the Greater Tacoma Chamber of Commerce and the Greater Tacoma Economic Development Board.

Deputy Mayor De Forrest asked the City Council whether or not there were any concerns or objections regarding the name changes of the two organizations. Deputy Mayor De Forrest then stated that there were no objections and directed the City Manager to go forward with a letter supporting the name change.

Deputy Mayor De Forrest also stated that he had no objections to sending a letter to the Pierce County Executive and the Pierce County Council encouraging them to use the Conservation Futures Program to set aside key parcels of land to enhance the salmon habitat. He then suggested that a Resolution may be a better vehicle to convey that message and that he would be willing to sponsor the Resolution.

## **COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

Council Member Crowley moved to excuse Council Members Miller and Moss and Mayor Ebersole from tonight's meeting. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

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Council Member Evans invited everyone to attend a tree-planting event this Saturday, March 18, 2000, sponsored by The Green Team and Citizen's for a Healthy Bay. He stated that they are planting 1,100 trees under the Proctor Street Bridge, which is a salmon habitat restoration site.

Council Member Kirby stated that he is unable to access the Internet from his workstation at the dais and asked for assistance with getting that issue addressed.

Council Member Kirby requested a copy of the City of Tacoma's Expense Reimbursement Policy.

Council Member Phelps expressed his excitement for the proposed name change for the Tacoma-Pierce County Chamber of Commerce and the Tacoma-Pierce County Economic Development Board. He stated the members of the Convention and Visitor's Bureau are anticipating changing their name to the Greater Tacoma Convention and Visitor's Bureau to better reflect the region. He stated that a survey showed a much stronger recognition of Tacoma; outside our market most people do not recognize county names.

Council Member Phelps requested an update on the Department of Public Utilities labor negotiations.

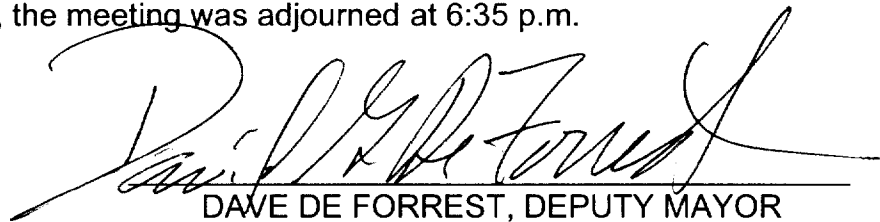
Council Member Phelps stated that the Sound Transit Board would be considering a Resolution authorizing Sound Transit to execute agreements with the three county sheriff departments to provide security for Sound Transit. He stated that this could mean that the Pierce County Sheriff's Department would be providing security for the LINK Light Rail in downtown and park and ride services. Council Member Phelps stated that before he takes a position on this issue, he would like to know if the City of Tacoma's Police Chief was contacted for bidding those services, and if we do respond on an interlocal agreement, will the City of Tacoma be compensated?

He then wished City Manager Ray E. Corpuz Jr. a happy birthday.

Council Member Crowley acknowledged and congratulated Mike Combs, Dome Director, and his staff for a job well done during the state basketball championships.

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On proper motion, the meeting was adjourned at 6:35 p.m.

  
DAVE DE FORREST, DEPUTY MAYOR

ATTEST:   
RICK ROSENBLADT, CITY CLERK