



# City Council Minutes

<http://www.cityoftacoma.org>

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

January 14, 2003 – 5:00 p.m.

The meeting was called to order at 5:08 p.m.

Council Members Present: - 8 ~ Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Talbert, and Mayor Baarsma.

Council Members Absent: - 1 ~ Phelps.

The Flag Salute was led by Deputy Mayor Moss.

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## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Civil Service Board, June 3 and July 15, 2002.
- b. Minutes of the Joint Municipal Action Committee, December 20, 2002.
- c. Minutes of the Tacoma Arts Commission, December 9, 2002.
- d. Washington State Auditor's Accountability Audit Report No. 64224 for January 1, 2001 through December 31, 2001.
- e. Monthly Financial Reports for the Conservation Project Fund, Data Processing Fund, Fleet Services Fund, Geographic Information System Fund, Self-Insurance Claim Fund, Tacoma Power, Tacoma Rail, and Tacoma Water, November 2002.

## CONSENT AGENDA

Approval of the minutes of the Committee of the Whole meeting of December 10, 2002.

## ASSESSMENT ROLLS

The Director of Public Works presents the Assessment Rolls for the following:

- LID No. 6975 for the installation of modern street lighting along East 57<sup>th</sup> and East 58<sup>th</sup> Streets from East Q Street easterly to the City of Tacoma Pipeline R/W, also East S and Q Streets from East 57<sup>th</sup> to East 58<sup>th</sup> Streets;

- LID No. 8622 for the placement of permanent pavement with storm drainage on the alley between Trafton and Steele Streets from South 10<sup>th</sup> to South 12<sup>th</sup> Streets; on the alley between Cushman and Ainsworth Avenues from South 23<sup>rd</sup> to South 25<sup>th</sup> Streets; on the alley between Sheridan and Cushman Avenues from South 23<sup>rd</sup> to South 25<sup>th</sup> Streets; on the alley between South 12<sup>th</sup> and South 13<sup>th</sup> Streets from Cedar to Alder Streets; and
- LID No. 8623 for the placement of permanent pavement with storm drainage on the alley between North 26<sup>th</sup> and North 27<sup>th</sup> Streets from Lawrence to Warner Streets; on the alley between Tacoma Avenue North and E Street from North 11<sup>th</sup> Street northwesterly to the dead end; on the alley between Madison and Monroe Streets from North 37<sup>th</sup> to North 38<sup>th</sup> Streets; on the alley between Shirley and Winnifred Streets from North 21<sup>st</sup> to North 23<sup>rd</sup> Streets; and on the alley between North 30<sup>th</sup> to North 31<sup>st</sup> Streets from Huson to Orchard Streets.

Setting Tuesday, February 4, 2003, at 9:30 a.m. as the date for a hearing by the Hearing Examiner.

**APPEAL**

The Landmarks Preservation Commission, appealing the Findings of Fact, Conclusions of Law and Decision of the Hearing Examiner regarding the appeal of the denial of an application of Ronald and Steffi Zimmerman to demolish the former Elks Temple Building located at 565 Broadway.

Setting Tuesday, February 25, 2003, at approximately 5:30 p.m., as the date for the appeal before the City Council.

Deputy Mayor Moss moved that the Consent Agenda be approved. Seconded by Council Member McGavick. Voice vote was taken and carried. The Consent Agenda was declared approved.

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**PROCLAMATION**

Mayor Baarsma proclaimed the month of January as “National Volunteer Blood Donor Month” and presented the proclamation to Ms. Paula Wood, Donor Recruiter Field Representative, Cascade Regional Blood Services.

**RECOGNITION**

Mayor Baarsma recognized the Al Davies Boys and Girls Club Football Team, the Wolverines, who won the National Youth Football League Championship on November 20, 2002.

Mayor Baarsma and Deputy Mayor Moss presented each player, the Boys and Girls Club, and the coaches with certificates of recognition.

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**R E G U L A R   A G E N D A**

**ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS**

**Resolution No. 35739**

Appointing the Mayor and Council Members to various committees, boards, and commissions.

Deputy Mayor Moss moved that the Resolution be adopted. Seconded by Council Member McGavick.

Deputy Mayor Moss moved to amend Exhibit "A" of Resolution No. 35739 to add Council Member Ladenburg as an alternate to the Appointments Committee and the Joint Municipal Action Committee; and further moved to amend Exhibit "A" of Resolution No. 35739 to add Council Member Miller as an alternate to the Puget Sound Regional Council/Operations Committee. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Allen Douglass	612 South 18 <sup>th</sup> Street, Apt. 5

Voice vote was taken on Resolution No. 35739, including Exhibit "A" as amended, and carried. The Resolution was declared adopted.

**Resolution No. 35740**

Appointing Eric K. Alozie to serve on the Human Rights Commission, for a term to expire on May 12, 2004.

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

## **FINAL READING OF ORDINANCES**

### **Ordinance No. 26976**

Vacating a portion of the north 150 feet of the alley right-of-way between Yakima Avenue and South I Street, from South 16<sup>th</sup> to South 17<sup>th</sup> Streets, to provide a turnaround area at the north end of the remaining alleyway. (St. Joseph Medical Center; File No. 124.1161)

Deputy Mayor moved as a substitute, Substitute Ordinance No. 26976. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Phelps

The Substitute Ordinance was declared passed.

### **Ordinance No. 27036**

Authorizing the acquisition by negotiation and/or condemnation certain property located in the vicinity of the South Alaska Street Improvement Plan area; authorizing payment from the Arterial Street Summary Fund; and declaring the taking of such land, property, interest, and rights to be for a public purpose and use under the right of eminent domain.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Phelps

The Ordinance was declared passed.

**Ordinance No. 27037**

Authorizing the acquisition by negotiation and/or condemnation certain property located in the vicinity of the Norpoint Way Northeast Street Improvement Plan area; authorizing payment from the Arterial Street Summary Fund; and declaring the taking of such land, property, interest, and rights to be for a public purpose and use under the right of eminent domain.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Phelps

The Ordinance was declared passed.

**Ordinance No. 27038**

Accepting \$53,881.09 from the Puyallup Tribe of Indians; depositing said sum in the General Fund; and authorizing the execution of a Memorandum of Understanding with the Puyallup Tribe of Indians for reimbursement of fire service expenses incurred at the Emerald Queen Casino for 2001.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Phelps

The Ordinance was declared passed.

**Ordinance No. 27039**

Authorizing the issuance of water revenue bonds in the amount of \$20,000,000 to provide financing for capital projects of the Water System; authorizing a line of credit with Bank of America for said amount; and further, providing for the payment of principal and interest and fixing the form, terms and covenants of said note.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Phelps

The Ordinance was declared passed.

**RESOLUTIONS**

**Resolution No. 35709** (Continued from the meeting of December 17, 2002)

Approving the revised Water Rate Policy.

Deputy Mayor Moss moved that the Resolution be adopted. Seconded by Council Member McGavick.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Alton McDonald	Resident
Allen Douglass	612 South 18 <sup>th</sup> Street, Apt. 5

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

**Purchase Resolution No. 35741**

Awarding contracts to:

1. Concrete Barrier, Inc., on its bid of \$231,600.00 for seismic retrofit on the Yakima Avenue Bridge and the Union Avenue Viaduct – Specification No. G-238-02; and
2. Hoerbiger Service, Inc., in the amount of \$100,000.00 for parts for the secondary treatment generators at the Central Wastewater Treatment Plant – Sole Source.

Deputy Mayor Moss moved to adopt Purchase Resolution No. 35741, including waiving formal bidding procedures on Item No. 2. Seconded by Council Member McGavick.

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Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Alton McDonald	Resident
Terry Tietz	4430 South 10th Street

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

**Resolution No. 35742**

Authorizing the execution of an amendment to the professional services agreement with Mithun, Inc., in the amount of \$27,500 for a cumulative total of \$302,500, to provide services for the transition of leadership from the project panel to a new nonprofit board, and to build support for the Marine Research and Science Center project to be located along the Thea Foss Waterway.

Deputy Mayor Moss moved that the Resolution be adopted. Seconded by Council Member McGavick.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Dr. Ray McGroaty	Representative of the Urban Ecology Science Foundation
Alton McDonald	Resident

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

**UNFINISHED BUSINESS**

Council Member Miller moved to suspend the rules to consider Resolution No. 35717 at this time. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

**Resolution No. 35717** (Continued from the meeting of December 10, 2002)

Authorizing the execution of a purchase and sale agreement, in the amount of \$231,700, for the acquisition of a 1.29-acre parcel of land, located south of the southwest corner of North 37<sup>th</sup> and Pearl Streets, for use as a neighborhood community center.

Council Member Lonergan moved to amend Resolution No. 35717 to add the following: "Be it further resolved that the West End Neighborhood Council will not look to the City for any of the development or operating costs." Seconded by Council Member McGavick.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Virginia Eberhardt	West End Neighborhood Council

Roll call vote on the amendment was requested and taken resulting as follows:

Ayes: 4 – Lonergan, McGavick, Miller, and Mayor Baarsma

Nays: 4 - Evans, Ladenburg, Moss, and Talbert

Absent: 1 – Phelps

The motion was declared failed.

Roll call vote was requested and taken on Resolution No. 35717, resulting as follows:

Ayes: 4 – Evans, McGavick, Miller, and Mayor Baarsma

Nays: 4 - Ladenburg, Lonergan, Moss, and Talbert

Absent: 1 – Phelps

The Resolution was declared failed.

### REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz, Jr. stated that on Monday, January 20, 2003, the 15<sup>th</sup> Annual Dr. Martin Luther King, Jr. celebration will be held and that this is the largest indoor event of its kind in the State of Washington. Mr. Corpuz stated that the Human Rights and Human Services Department is sponsoring the event. He encouraged everyone to attend and stated that the festivities will start at 11:00 a.m.

### COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

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

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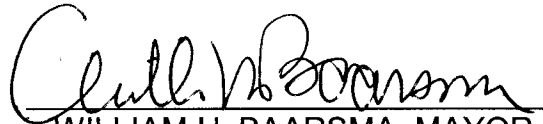
Council Member Evans stated that he attended a City Council meeting in the City of Copenhagen and they have 62 Council Members and meet twice a month.

Mayor Baarsma stated that the City of Toronto has nearly 100 City Council Members.

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On proper motion, the meeting was adjourned at 7:02 p.m.

  
WILLIAM H. BAARSMA, MAYOR

ATTEST:   
DORIS SORUM, CITY CLERK