

CITY COUNCIL MINUTES

City Council Chambers
July 16, 1991

The meeting was called to order by Mayor Vialle at 5:06 p.m.

Present on roll call: 7 - Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle. Absent: 2 - Mykland and Warnick.

The Flag Salute was led by Council Member McElliott.

C O N S E N T A G E N D A

Approval of the minutes of the meeting of July 9, 1991.

ASSESSMENT ROLLS:

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

L.I.D. No. 8520 for asphalt concrete alley pavement and storm drainage on the alley between East G Street and McKinley Avenue, from East 38th to East 40th Streets and on the alley between East G Street and McKinley Avenue, from Division Lane to East 36th Street.

Setting Monday, August 26, 1991, at 5:00 p.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, July 16, 1991.
- b. Minutes of the meeting of the Commission on Children, Youth and Families, June 13, 1991.
- c. The Municipal Authority 1989 Annual Report.

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

R E G U L A R A G E N D A

PROCLAMATIONS:

Mayor Vialle proclaimed the week of July 15, 1991, to be "Crime Stoppers Week," and presented the proclamation to Tacoma-Pierce County Crime Stoppers.

Mayor Vialle proclaimed the day of July 20, 1991, to be "Judge Jack E. Tanner's Day," and presented the proclamation to Mr. Gerald Burke.

COMMUNICATIONS:

Hearings Examiner recommending approval of Shoreline Management Substantial Development/Conditional Use Permit No. 141.501 to allow the construction of a two-story addition to an existing overwater single-family dwelling and a 7 foot by 15 foot overwater deck addition for the property located at #11 Salmon Beach. (Doug Boneske; File No. 141.501)

Mayor Vialle moved to concur in the findings, conclusions and recommendations of the Hearings Examiner. Seconded by Council Member Evans. Roll call vote was taken, resulting as follows: Ayes: 7 - Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle. Nays: 0. Absent: 2 - Mykland and Warnick. The motion was declared adopted.

FINAL READING OF ORDINANCES:

Ordinance No. 24944

Amending Section 11.18.010 of the Official Code to increase the penalty for operating a motor vehicle without a valid operator's license to comply with State law.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 2 - Mykland and Warnick.

The Ordinance was declared passed.

Ordinance No. 24945

Amending Chapter 9.20 of the Official Code relative to pruning or removal of vegetation on public property, to revise notification procedures and to allow for the hiring of an arborist when necessary to minimize damage to vegetation.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 2 - Mykland and Warnick.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 24946

Amending Chapter 12.06 of the Official Code relative to electric energy regulations and rates.

The Ordinance was set over for final reading next week.

Ordinance No. 24947

Vacating portions of the air rights over both Commerce Street and Broadway Plaza between South 9th and South 11th Streets to accommodate the balconies and/or roof overhangs of the new Broadway Theatre to be constructed on top of the Pierce Transit Turnaround and Layover Facility. (Department of Public Works; File No. 124.935)

Mayor Vialle moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Purchase Resolution No. 31399

Awarding contracts to:

1. Armstrong Gilthvedt Construction, Inc., on their bid of \$561,094.78 for a municipal solid waste receiving building for the Tacoma Refuse Utility - Specification No. G-215-91;
2. Randles Sand & Gravel, Inc., on their bid of \$32,280.00 for the purchase of chipseal rock - Specification No. G-037-91;
3. Westmark Excavating, Inc., on their bid of \$39,909.09 for a sanitary sewer extension in South 82nd Street from Tacoma to Fawcett Avenue - Specification No. G-225-91;

- 4. RT&T Construction, on their bid of \$337,402.41 for a storm sewer replacement and sanitary sewer extension - Cushman Avenue from South 53rd to South 58th Streets - Specification No. G-206-91; and
- 5. Holt Drilling, Inc., in the amount of \$82,000 to increase their contract for the Tacoma Landfill gas probe installation - Specification No. G-252-90.

Speaking before Council were:

Kirby Wright	Armstrong Gilthvedt Construction, Inc.
Klaus Snyder	Attorney representing Tom Snyder Construction Company

Council Member Moss moved to continue Item No. 1 of Purchase Resolution No. 31399 to July 23, 1991. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Council Member Nielsen moved that the Purchase Resolution, Item Nos. 2-5, be adopted. Seconded by Council Member Moss.

Voice vote was taken and carried on the Purchase Resolution, Item Nos.2-5. The Purchase Resolution, Item Nos. 2-5, was declared adopted.

PUBLIC HEARINGS AND APPEALS: (Began at 5:42 p.m.)

This is the date set for hearing the appeal of McDonald's Corporation on the decision of the Hearings Examiner relative to a request for reclassification of the property located approximately 150 feet south of the southeast corner of South 38th Street and Pacific Avenue from a "R-2" One-Family Dwelling District, a "R-4" Multiple-Family Dwelling District and a "C-1" Commercial District to a "C-2" Commercial District to allow the development of a 4,800 square-foot restaurant with a drive-thru service window. (McDonald's Corporation; File No. 120.1317)

Mr. William Chapman, Hearings Examiner Pro Tem, spoke regarding his decision relative to a reclassification of the property of McDonald's Corporation.

Mr. Chuck Blumenfeld, attorney representing McDonald's Corporation, the appellant, presented reasons for the appeal. Mr. Leo Ceccanti, owner of the property, also spoke in support of the appellant.

No one was present to speak in support of the Hearings Examiner's decision regarding this reclassification.

Council Member Miller moved to concur in the findings, conclusions and recommendations of the Hearings Examiner and deny the appeal. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

The hearing closed at 6:23 p.m.

Resolution No. 31400

Approving the preliminary plat of KIRKRIDGE PLAT to subdivide a parcel of land located at South Alaska and South 86th Streets into 50 single-family building sites. (Paul Redal and Wayne Brooks; File No. 125.306)

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

Resolution No. 31401

Authorizing the execution of a Memorandum of Cooperation with the Town of Ruston to facilitate a coordinated strategy regarding the ASARCO Superfund cleanup and future use of land and shoreline properties.

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

Resolution No. 31402

Authorizing the execution of an agreement with the Upper Tacoma Renaissance Association in the amount of \$44,000 to implement the Homeownership Counseling Program.

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

Resolution No. 31403

Authorizing the execution of agreements with the Tacoma Rescue Mission in the amount of \$25,680; AIDS Housing Association in the amount of \$25,000; Tacoma Area Coalition of Individuals with Disabilities in the amount of \$29,714; and Pierce County Community Action Agency in the amount of \$36,021 to implement public service projects with the 17th Year Community Development Block Grant Funds.

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

Resolution No. 31404

Authorizing the execution of an agreement with Robert E. Mack in the amount of \$9,000 to coordinate legislative liaison and other related activities through December 31, 1991.

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

UNFINISHED BUSINESS:

Mayor Vialle moved to cancel the July 30, 1991 public hearing on Tacoma's Master Program for Shoreline Development, adopted by Resolution No. 31388, on July 2, 1991, per request of staff. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

REPORTS BY CITY MANAGER:

Mr. Ray E. Corpuz, Jr. clarified that employees participating in the upcoming employees Golf Tournament on July 19, 1991 will be taking vacation leave during working hours.

Mr. Corpuz introduced Randall Lewis, newly appointed Government Relations Officer, who started employment with the City on July 15, 1991.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Mayor Vialle reminded Council and the public that "Cityline" (the live call-in talk show hosted by Bill Ogden) will be on the Municipal channel Wednesday, July 17, 1991 at 6:30 p.m. Mr. Ogden will interview Mayor Karen Vialle.

Mayor Vialle announced that Operations Homecoming, Tacoma-Pierce County Salute to the Military, will be held at the Tacoma Mall on Saturday, July 20, 1991, from noon to 8:00 p.m. and on Sunday, July 21, 1991, from noon to 6:00 p.m.


Mayor Vialle moved to excuse the absences of Council Members Mykland and Warnick. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Council Member McElliott reported that the Martinac trawler was a welcomed business addition to the community, and that it would be ready to sail in early November.

Mayor Vialle announced that Senator Brock Adams informed her that Tacoma will be receiving a \$1 million special appropriation for new infill housing in the Hilltop area.

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On proper motion, the meeting was adjourned at 6:30 p.m.

ATTEST: 
GENELLE BIRK, CITY CLERK


KAREN L. R. VIALLE, MAYOR

OS.48598.