



City Council Minutes

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

September 28, 1999

The meeting was called to order at 5:03 p.m.

Present on roll call: 8 – Baarsma, Crowley, De Forrest, McGavick, Miller, Phelps, Silas, and Deputy Mayor Kirby. Absent: 1 – Mayor Ebersole.

The Flag Salute was led by Council Member De Forrest.

CONSENT AGENDA

Approval of the minutes of the City Council meeting of September 14, 1999, and study session of September 21, 1999.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Tacoma Area Task Force on Disabilities.
- b. Monthly Financial Reports for the Belt Line Division, Conservation Project Fund, Data Processing Fund, Fleet Services Fund, Geographic Information System Fund, Light Division, Self-Insurance Claim Fund, and Water Division, August 1999.

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

Council Member De Forrest moved to consider Ordinance Nos. 26515 and 26516 at the end of the agenda, prior to Unfinished Business, or at approximately 6:30 p.m. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

PROCLAMATION

Deputy Mayor Kirby reconfirmed the Clan Gordon Pipe Band’s designation as the “Official City of Tacoma Pipe Band” and proclaimed its members as “Millennium Ambassadors to New Zealand.”

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

FINAL READING OF ORDINANCES

Ordinance No. 26510

Authorizing the execution of a grant agreement with the State of Washington Department of Ecology, in the amount of \$91,231; accepting, depositing in and appropriating said sum from the Capital Improvements Summary Fund to partially reimburse the City for its Underground Storage Tank Removal Program.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Baarsma, Crowley, De Forrest, McGavick, Miller, Phelps, Silas, and Deputy Mayor Kirby

Nays: 0

Absent: 1 – Mayor Ebersole

The Ordinance was declared passed.

Ordinance No. 26511

Amending Chapter 1.12 of the Municipal Code relating to the Compensation Plan to implement rates of pay and compensation for certain represented and unrepresented employees and changes in classification to reflect the organizational structure.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Baarsma, Crowley, De Forrest, McGavick, Miller, Phelps, Silas, and Deputy Mayor Kirby

Nays: 0

Absent: 1 – Mayor Ebersole

The Ordinance was declared passed.

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Ordinance No. 26512

Amending Chapter 1.30 of the Municipal Code relating to the Retirement Code to streamline and clarify election procedures; and to provide the option to purchase partial service credit by making partial payment of previously received contributions and interest, effective October 1, 1999.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Baarsma, Crowley, De Forrest, McGavick, Miller, Phelps, Silas, and Deputy Mayor Kirby

Nays: 0

Absent: 1 – Mayor Ebersole

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 26513

Vacating a portion of North Baltimore Street south of North 23rd Street. (Brian B. Pearson; File No. 124.1102)

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 with Council Member De Forrest voting in opposition. The motion was declared adopted.

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

Ordinance No. 26514

Appropriating \$282,641 from the Communications Systems Fund to pay off all telephone system lease-purchases and for payment of the Emergency Operation Center telephone system costs, and providing up to \$20,000 for telephone and wiring costs for the relocation of the Police Sector One Substation.

The Ordinance was set over for final reading next week.

Ordinance No. 26515

Amending Title 8 of the Municipal Code by repealing and reenacting Chapter 8.36 prohibiting social card games conducted as a commercial stimulant within the City; creating a six-year amortization period for such activities; establishing violation of the prohibition as a misdemeanor; and terminating the moratorium established by Ordinance No. 26393, and further extended by Ordinance No. 26508.

Ordinance No. 26515 was considered later in the meeting.

Ordinance No. 26516

Amending Title 8 of the Municipal Code by repealing and reenacting Chapter 8.36 prohibiting social card games conducted as a commercial stimulant within the City; terminating the moratorium established by Ordinance No. 26393, and further extended by Ordinance No. 26508; creating a three-year amortization period for such activities; and establishing violation of the prohibition as a misdemeanor.

Ordinance No. 26516 was considered later in the meeting.

RESOLUTIONS

Purchase Resolution No. 34523

Awarding contracts to:

1. Macro Com Corporation, in the amount of \$360,000, to renew its contract for parts, installation and maintenance of inside communications wiring - Specification No. G-039-97; and
2. RCI Environmental Inc., on its bid of \$2,630,606.21, for environmental cleanup and roadway/utilities reconstruction, on Dock Street between East 15th and East 21st Streets – Specification No. G-211-99.

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

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Barrett	912 South Cushman

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution was declared adopted.

Resolution No. 34524

Authorizing the execution of a Quit Claim Deed releasing the City's interest of a triangular portion of the vacated area at 13th and A Streets.

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.

Resolution No. 34525

Authorizing the execution of an agreement with Mundy and Associates, in the amount of \$80,000, to conduct an assessment of the state-owned aquatic lands in support of the Thea Foss Waterway Arbitration Process.

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

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Resolution No. 34526

Authorizing the execution of agreements with Scudder Kemper Investments, Inc., in the amount of \$375,295, for investment services; Frank Russell Trust Company, in the amount of \$250,000, for investment services; The Northern Trust Company, in the amount of \$104,405, for custodial services; Milliman & Robertson, Inc., in the amount of \$70,000, for actuarial consultation services; Lend Lease Rosen Real Estate Securities, in the amount of \$600,000, for investment services; Deutsche Asset Management-Americas, in the amount of \$302,545, for investment services; Denver Investment Advisors LLC, in the amount of \$471,600, for investment services; Davis Wright Tremaine LLP, in the amount of \$50,000, for legal services; TT International, in the amount of \$500,000, for investment services for the period of January 1, 2000 to December 31, 2000; and authorizing the execution of amendments to the agreements with Davis Wright Tremaine LLP, in the amount of \$25,000, for legal services and Lend Lease Rosen Real Estate Securities, in the amount of \$142,430, for the period of January 1, 1999 through December 31, 1999.

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

Resolution No. 34527

Authorizing the execution of an amendment to the operations agreement with the Broadway Center for the Performing Arts to incorporate the Rental Rate Increase Proposal.

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

Resolution No. 34528

Authorizing the execution of Amendment No. 185 to the Tacoma Community Redevelopment Authority (TCRA) agreement to authorize the TCRA to enter into a loan agreement with the Washington State Housing Finance Commission to continue and expand the Down Payment Assistance program throughout the City.

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 5:37 P.M.)

This is the date set for a public hearing by the City Council regarding the extension of the moratorium on the acceptance of special property use permits and building permits for Group Care Home Class II facilities for an additional 180 days.

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Speaking before the Council was:

Name	Address/Affiliation
Skip Vaughn	7634 South Fife

The public hearing was declared closed at 5:46 p.m.

Council Member Miller moved to concur in the Findings of Fact, adopted in Substitute Ordinance No. 26361, which was extended by Ordinance No. 26487, justifying the continued imposition of the moratorium. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 26515

Amending Title 8 of the Municipal Code by repealing and reenacting Chapter 8.36 prohibiting social card games conducted as a commercial stimulant within the City; creating a six-year amortization period for such activities; establishing violation of the prohibition as a misdemeanor; and terminating the moratorium established by Ordinance No. 26393, and further extended by Ordinance No. 26508.

Council Member Miller moved to amend page 1, line 10, of Ordinance No. 26515 by correcting the number of tables a card room could operate from 16 to 15. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council were:

Name	Address/Affiliation
Linda Leuthaeuser	Tacoma Resident
Nelson Jeffers	1707 North Vassault
Mickie Jeffers	1707 North Vassault
Kathy Ursich	North End Resident
Will Baker	Piercecountyinsider.com
Phyllis Hager	North End Resident
Dr. Ray McGroarty	Tacoma Resident
Susan Malcom	Sherwood Inn
Darrick Felise	Surveillance Director, Silver Dollar Casinos
Frank Miller	Attorney for Habana Café and Lounge and the Sherwood Group
Steph Farber	LeRoy Jewelers
Donald Burrell	North Tacoma Resident

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Speaking before the Council were:

Douglas Boon	1554 South Walters Road General Manager, Jimmie G's Casino
Dale Santkuyl	Board Member, North End Neighborhood Council
Chris Webster	North End Resident
Jim Sandholm	502 East 82 nd Street
Nora Holbrook	South End Resident
Vito Chiechi	Recreation Gaming Association
Alton McDonald	Tacoma Resident
Carl Anderson	West End Resident
Wayne Brooks	Committee, Enhanced Card Rooms
Naomio Alexander	Paradise Casino
Jim Lovejoy	North End Resident
Trisha Dolge	South End Resident
Sandy Lane	South End Resident
Bernie Pelker	Tacoma Resident
Carol Paddock-Lail	Employee, Jimmy G's Casino
Steve Hanson	Board Member, Children's Museum
Cheryl Ware	South End Resident
James Hays	Partner, Proposed Monte Carlo Casino
Karen Shapiro	North End Resident
Mr. Bob	Habana Lounge and Café
Emiel Kandi	Chairman, Proposed Monte Carlo Casino and Managing Partner, Habana Lounge and Café
Laura Vaughn	South Tacoma Resident
Greg Wilson	Attorney, Great Wall
Rob Reynolds	North End Resident
Kevin Newburg	Executive Committee, South End Neighborhood Council Board of Directors
No name given	Tacoma Resident
Gina Crachetti	North End Resident
Mr. Chang	Owner, Great Wall
Tony Pasinato	901 North 3 rd Street
Ruth Swanson	Central Resident

Speaking before the Council were:

- Dan Hilger Owner, Luciano's Waterfront Ristorante and
 Katie Downs Tavern & Eatery
- Beth Richardson 4842 6th Avenue
- Skip Vaughn 7634 South Fife
- Liz Hanson Tacoma Resident
- VonMarie Melanson President, The Bridge Technology
 Innovation Center
- Ralph Tomberg North End Resident
- Rodney Flores Director of Restaurant and Bar, Habana
 Lounge and Café
- Rowland Green Tacoma Resident
- Scott Workman Tacoma Resident
- Annette Warbe South End Resident
- Mark Furloff Tacoma Resident
- Christopher Lauren Tacoma Resident
- Northend Neighbor Tacoma Resident
- Danielle Placitta North End Resident
- Mark Fletcher Tacoma Resident

The Ordinance was set over for final reading next week.

Ordinance No. 26516

Amending Title 8 of the Municipal Code by repealing and reenacting Chapter 8.36 prohibiting social card games conducted as a commercial stimulant within the City; terminating the moratorium established by Ordinance No. 26393, and further extended by Ordinance No. 26508; creating a three-year amortization period for such activities; and establishing violation of the prohibition as a misdemeanor.

Council Member Miller moved to amend page 1, line 10, of Ordinance No. 26516 by correcting the number of tables a card room could operate from 16 to 15. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Council Member Crowley moved to table Ordinance No. 26516. Seconded by Council Member Silas. Voice vote was taken and carried with Council Members Baarsma and McGavick voting in opposition. The motion was declared adopted.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

No Report.

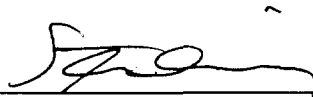
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COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Deputy Mayor Kirby moved to excuse Mayor Ebersole from the meeting tonight. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Council Member Miller moved to authorize the execution of a memorandum of understanding to support a joint utility effort between Tacoma Power, Tacoma Water and the Public Works Departments for Dock Street Phase I cleanup and reconstruction between East 15th and East 21st Streets. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 9:44 p.m.



STEVE KIRBY, DEPUTY MAYOR

ATTEST: 

RICK ROSENBLADT, CITY CLERK