



City Council Minutes

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

December 18, 2001

The meeting was called to order at 5:14 p.m.

Present on roll call: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley.

The Flag Salute was led by Council Member Dahl.

CONSENT AGENDA

Approval of the minutes of the City Council meeting and study session of December 4, 2001.

RESOLUTIONS

Resolution No. 35390

Approving the final plat of LERI ADDITION, a 12-lot subdivision located north of East 92nd Street, between A and East B Streets. (Baseline Engineering; File No. PLT2001-00016)

Resolution No. 35391

Approving the final plat of FLETT CREEK, DIVISION ONE, a 29-lot subdivision located west of South Verde Street, between South 79th and South 80th Streets extended. (TACWOOD, LLC; File No. PLT2001-00004)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Committee of the Whole, December 11, 2001.
- b. Minutes of the Tacoma-Pierce County Board of Health, November 7, 2001.

- c. Humane Society Total Service Report, August 2001.

Deputy Mayor Phelps moved that the Consent Agenda, including Resolution Nos. 35390 and 35391, be approved. Seconded by Council Member McGavick. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 35390 and 35391, was declared approved.

RECOGNITION

Mayor Crowley recognized Mr. Evan McCord, President of the Tacoma Community Redevelopment Authority, for his outstanding service to the community.

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

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS

Resolution No. 35392

Appointing individuals to the Tacoma Area Task Force on Disabilities, Urban Policy Committee, Tacoma Community Redevelopment Authority, Human Rights Commission, and Landmarks Preservation Commission.

Council Member McGavick moved to amend Exhibit A of Resolution No. 35392 by correcting the term expiration dates for Sherrie Tinglum, Edward W. Troughton, and Roger Johnson from the year 2005 to 2002. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Council Member McGavick moved that the Resolution, including amended Exhibit A, be adopted. Seconded by Council Member Miller. Voice vote was taken and carried. The Resolution, including Amended Exhibit A, was declared adopted.

FINAL READING OF ORDINANCES

Ordinance No. 26902

Authorizing the execution of an amendment to the agreement with the Washington State Military Department; accepting, depositing in and appropriating \$2,045 from the General Fund for Emergency Management planning and training.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

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The Ordinance was declared passed.

Ordinance No. 26903

Accepting \$7,500.00 from the Frank Russell Company; \$5,000.00 from Pierce Transit; \$2,534.00 from Washington Mutual; \$4,000.00 from the Port of Tacoma; and \$110,159.03 from the Washington State Child Care Resource and Referral Network; depositing in and appropriating \$129,193.03 from the Miscellaneous Grants Summary Fund; and authorizing the execution of an agreement or amendments to current agreements with said agencies for a range of child care resource and referral services.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

Ordinance No. 26904

Ratifying and confirming Resolution No. 35129 relating to the acquisition and financing of natural gas water heaters and associated hardware and software for the Tacoma Dome.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

Ordinance No. 26905

Accepting \$191,714, from the United States Department of Justice, Office of Community Oriented Policing Services; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for technology designed to prevent racial profiling and increase officer safety.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

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The Ordinance was declared passed.

Ordinance No. 26906

Accepting a donation of \$125,000 from Jane and George Russell; depositing in and appropriating said sum from the Solid Waste Management Operating Fund for support of the Marine Sciences Center feasibility study.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

Ordinance No. 26907

Amending Chapter 1.12 of the Municipal Code relating to the Compensation Plan to implement rates of pay and compensation for represented employees of Teamsters Local 313 (General Unit), and changes in classification to reflect the organizational structure effective January 1, 2001 through December 31, 2003.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

Ordinance No. 26908

Amending Title 6 of the Municipal Code relating to boilers, pressure vessels, and the inspection and licensing of the same and extending the sunset provision for licensing boiler and pressure vessel operators to May 1, 2002; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Deputy Mayor Phelps moved to suspend the rules to consider Substitute Ordinance No. 26908. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Dahl, Davis, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

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Nays: 1 – Evans

The Substitute Ordinance was declared passed.

Ordinance No. 26909

Annexing approximately 3/4 of an acre of property at East 91st Street and McKinley Avenue.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

Ordinance No. 26912

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.

Speaking before Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Tim Strege, Chair	Public Utility Board

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

Ordinance No. 26913

Adopting the recommendations of the City Council Redistricting Committee and amending councilmanic district boundaries.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

Ordinance No. 26914

Amending Chapter 1.06 of the Municipal Code relating to administration by repealing and reenacting Sections 1.06.244 through 1.06.275 relative to purchasing procedures and increasing the purchasing, contracting and surplus sales authority to \$50,000.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

Ordinance No. 26915

Accepting \$22,000 and authorizing the execution of an amendment to the agreement with Pierce County; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund to provide child care resource and referral services.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Dahl, Davis, Evans, McGavick, Miller, Moss, Phelps, Scarbrough, and Mayor Crowley

Nays: 0

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 26916

Amending Chapter 11.05 of the Municipal Code relating to traffic and the establishment of maximum speed on designated City streets.

Speaking before Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Allen Douglas	Resident

The Ordinance was set over for final reading on January 8, 2001.

Ordinance No. 26917

Accepting \$299,910 from the Washington State Office of Financial Management, on behalf of the Law Enforcement Support Agency (LESA); designating as matching funds the amount of \$29,991 in the LESA Summary Fund; accepting \$3,332 from the City of Puyallup; depositing \$303,042 and appropriating \$333,233 from the LESA Summary Fund for improving the National Incident Based Reporting System.

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The Ordinance was set over for final reading on January 8, 2001.

RESOLUTIONS

Resolution No. 35345 (Continued from the meeting of December 11, 2001)

Authorizing the execution of an Option Agreement; a Development Agreement; and a Declaration of Covenants, Conditions, Restrictions and Easements with Cosmos International Corporation to develop binding terms governing the sale of Tacoma Dome Parking Lot C and a portion of Lot B.

Deputy Mayor Phelps moved to remove Resolution No. 35345 from the Agenda. Seconded by Council Member Dahl. Voice vote was taken and carried. The motion was declared adopted. Resolution No. 35345 was removed from the Agenda.

Purchase Resolution No. 35393

Awarding contracts to:

1. Saybr Contractors, Inc., on its bid of \$78,647.32, for the construction of a public park located at the corner of Yakima Avenue and 84th Street – Specification No. G-238-01;
2. A.M. James Co., Inc., on its bid of \$27,550.00, for the installation of a 16-foot wall in Cheney Stadium – Informal Bid No. 10993;
3. Consolidated Electrical Distributors, Inc., in the amount of \$39,702.86., to increase its contract for streetlight lamps – Washington State Contract No. WA08596;
4. TEC Construction, Inc., in the amount of \$156,483.00, to increase its contract for tenant improvements at the Municipal Building, Public Works office space – Specification No. G-252-00;
5. Diamaco, Inc., in the amount of \$338,520.00, to increase its contract for railroad trestle repairs in East Lewis County – Specification No. G-213-99;
6. ABM Janitorial Services, in the amount of \$433,491.24, to renew its contract for janitorial services – Specification No. F-005-98; and
7. Approving an interlocal agreement with Garfield County, Washington, for cooperative purchasing.

Deputy Mayor Phelps 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. 35394

Authorizing the execution of a master agreement with the Metropolitan Park District to redefine the roles and responsibilities of the two governing bodies in the provision of parks, recreation facilities, programs and services, and open space.

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

Resolution No. 35395

Authorizing the execution of an interlocal agreement with the City of Fircrest to construct facilities in Fircrest's public rights-of-way to provide transport for video, voice, and data signals from other Tacoma School District sites to Whittier and Wainwright elementary schools.

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

Resolution No. 35396

Authorizing the execution of a Consent to Assignment of the T.I.W. Partnership lease at the Tacoma Narrows Airport to Conquest II, L.L.C., to lease hangar space to current Airport tenants.

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

Resolution No. 35397

Authorizing the execution of an amendment to the lease agreement with Westroad Investment, L.L.C., to extend occupancy of its premises in downtown Tacoma until December 31, 2002.

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

Resolution No. 35398

Authorizing the execution of a sales and purchase agreement, use covenant, quitclaim deed, right of first refusal, and lease with Caracol Design, for the property located at 2308 South Holgate.

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

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Resolution No. 35399

Authorizing the execution of a two-year extension to the interest-bearing interfund loan for the Cheney Stadium baseball park marquee.

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

Resolution No. 35400

Adopting the Internal Revenue Code Section 401 Defined Contribution Plan.

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

Resolution No. 35401

Adopting the 2002-2007 Capital Budget.

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

Resolution No. 35402

Authorizing the execution of a professional services agreement with Mithun, Inc., in the amount of \$275,000, to perform a feasibility and development study for location of a Marine Research and Science Center on the Thea Foss Waterway.

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

Resolution No. 35403

Authorizing the execution of an agreement with Bates Technical College, in the amount of \$42,000, to provide training to Solid Waste Management's employees with Commercial Driver Licenses with Class A or Class B endorsements.

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

Speaking before Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Allen Douglas	Resident

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

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Resolution No. 35404

Authorizing the execution of Supplement No. 1 to the Local Agency Standard Consultant Agreement with Exeltech Consulting, Inc., in the amount of \$190,659, for professional services related to design and construction of the East D Street Grade Separation.

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

Resolution No. 35405

Authorizing the execution of a grade crossing agreement and crossing easements with the Washington State Department of Transportation for the widening of State Route 161.

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

Resolution No. 35406

Authorizing the execution of an agreement with the Martin Luther King Housing Development Association, in the amount of \$50,000, to provide technical and business assistance to the Upper Tacoma Business District.

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

Resolution No. 35407

Authorizing the execution of a Purchase and Sale Agreement with Hollander Investments, Inc., for the acquisition and development of the property located between Pacific Avenue and Commerce Street and South 15th and South 17th Streets, including the Waddell Building, for the construction of a 175-room hotel to support Convention Center operations and economic development.

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

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz, Jr. congratulated each of the outgoing Council Members and Mayor Crowley for their successful terms of office. He also thanked them for the contributions they made to the City of Tacoma.



COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Mayor Crowley inquired of the City Manager if the Council meetings could be close captioned for the hearing impaired.

Deputy Mayor Phelps stated Tacoma has the state's first Alcohol Impact Area designation. He thanked staff and citizens for their hard work in bringing this to pass. He stated there would be a planning meeting tomorrow to invite the industry to join in a partnership with the Health Department and City to look at prevention and treatment programs as they relate to this issue. He stated they hoped to convene a partnership task force meeting some time in the fourth week of January 2002.

Mayor Crowley reminded everyone that the City Council study sessions and meetings of December 25, 2001 and January 1, 2002 have been canceled. He stated the next regular study session and meeting would be held on January 8, 2002, including Citizen's Forum.

Tributes were paid to outgoing Council Members Davis, Dahl, Scarbrough, and Mayor Crowley. Each was presented with a proclamation, the City Seal, a photograph of the Council, and an autographed print of the "Three Domes of Tacoma." Mounted gavels were also presented to Deputy Mayor Phelps and Mayor Crowley.

Mayor Crowley thanked staff, citizens, and other Council Members for their service throughout his eight years on the City Council.

On proper motion, the meeting was adjourned at 8:10 p.m.



MIKE CROWLEY, MAYOR

ATTEST: 

DORIS SORUM, CITY CLERK

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