



# City Council Minutes

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

April 20, 1999

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

Present on roll call: 9 - Baarsma, Crowley, De Forrest, Kirby, McGavick, Miller, Phelps, Silas, and Mayor Ebersole.

The Flag Salute was led by Council Member Silas.

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Mayor Ebersole stated that the City Council had just heard of the passing of Alberta Canada. The City Council Members then expressed their condolences.

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## CONSENT AGENDA

### RESOLUTIONS

#### **Resolution No. 34372**

Setting Monday, May 10, 1999, at 5:00 p.m., as the date for a hearing by the Hearing Examiner on LID No. 2632 for the placement of two-inch asphalt concrete surface with storm drainage on 27<sup>th</sup> Street NE from 55<sup>th</sup> Avenue NE to 56<sup>th</sup> Avenue NE, and 27<sup>th</sup> Street NE from 56<sup>th</sup> Avenue NE to 57<sup>th</sup> Avenue NE.

#### **Resolution No. 34373**

Setting Monday, May 10, 1999, at 5:00 p.m., as the date for a hearing by the Hearing Examiner on LID No. 8624 for the placement of permanent pavement with storm drainage on East N Street from East 55<sup>th</sup> to East 56<sup>th</sup> Streets, and Harrison Street from East J to East K Streets.

**ASSESSMENT ROLL**

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

- LID No. 8599 for the placement of permanent pavement on the alley between East F and East G Streets from East 40<sup>th</sup> to East 43<sup>rd</sup> Streets

Setting Tuesday, May 11, 1999, at 9:00 a.m., as the date for a hearing by the Hearing Examiner.

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

- a. Minutes of the Arts Commission, March 8, 1999.
- b. Minutes of the Landmarks Preservation Commission, March 24, 1999.
- c. Minutes of the Tacoma Community Redevelopment Authority, March 11, 1999.
- d. Minutes of the Tacoma-Pierce County Board of Health, March 3, 1999.
- e. Report of the Finance Director, December 1998.

Council Member Crowley moved that the Consent Agenda, including Resolution Nos. 34372 and 34373, and amending the Assessment Roll by correcting the LID number from 8599 to 8589 and the time of hearing from 9:00 a.m. to 1:30 p.m., be approved. Seconded by Mayor Ebersole. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 34372 and 34373, and amending the Assessment Roll, was declared approved.

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**R E G U L A R   A G E N D A**

**FINAL READING OF ORDINANCES**

**Ordinance No. 26367**

Vacating a portion of North 41<sup>st</sup> Street lying between Huson Street and the alley to the west. (Albert Udovich and Metropolitan Park District; File No. 124.1084)

Roll call vote was taken, resulting as follows:

Ayes:    9 – Baarsma, Crowley, De Forrest, Kirby, McGavick, Miller, Phelps, Silas,  
          and Mayor Ebersole

Nays:    0

The Ordinance was declared passed.

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**Ordinance No. 26400**

Amending Chapter 11.50 of the Municipal Code relating to City-owned parking facilities providing for two hours of free parking during business hours and a flat rate of \$2.00 for evenings and weekends.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Baarsma, Crowley, De Forrest, Kirby, McGavick, Miller, Phelps, Silas,  
and Mayor Ebersole

Nays: 0

The Ordinance was declared passed.

**Ordinance No. 26401**

Authorizing the execution of a Community Policing to Combat Domestic Violence grant award contract with the United States Department of Justice, Office of Community Oriented Policing Services, in the amount of \$187,500; accepting, depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for provisions under said grant.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Baarsma, Crowley, De Forrest, Kirby, McGavick, Miller, Phelps, Silas,  
and Mayor Ebersole

Nays: 0

The Ordinance was declared passed.

**Ordinance No. 26403**

Approving and confirming the Assessment Roll for LID No. 8583 for the placement of permanent pavement on the alley between North 28<sup>th</sup> and North 29<sup>th</sup> Streets from North Carr to North Steele Streets.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Baarsma, Crowley, De Forrest, Kirby, McGavick, Miller, Phelps, Silas,  
and Mayor Ebersole

Nays: 0

The Ordinance was declared passed.

**Ordinance No. 26404**

Approving and confirming the Assessment Roll for LID No. 8597 for the placement of permanent pavement on the alley between North 28<sup>th</sup> and North 29<sup>th</sup> Streets from North McCarver to North Carr Streets.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Baarsma, Crowley, De Forrest, Kirby, McGavick, Miller, Phelps, Silas, and Mayor Ebersole

Nays: 0

The Ordinance was declared passed.

**FIRST READING OF ORDINANCES**

**Ordinance No. 26405**

Vacating air rights over South 12<sup>th</sup> Street between Yakima Avenue and Altheimer Street. (Bates Technical College; File No. 124.1082)

Council Member Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Baarsma. 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. 26406**

Vacating a portion of Jackson Avenue adjacent to 1528 Jackson Avenue. (Pamela J. Hughley; File No. 124.1087)

Council Member Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Silas. 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. 26407**

Vacating a portion of Washington Street from South 58<sup>th</sup> to South 60<sup>th</sup> Streets. (Gary J. Gilchrist; File No. 124.1090)

Council Member Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Baarsma. 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.

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**Ordinance No. 26408**

Amending Chapter 12.10 of the Municipal Code, relating to the Water Regulations and Rates, and revising the system development charges for water service, effective May 9, 1999.

Speaking before the Council were:

<b>Name</b>	<b>Affiliation/Address</b>
Jerry Dinndorf	Director of Government Affairs, Master Builders Association of Pierce County
Susan Suess	Program Manager, Economic Development Board

The Ordinance was set over for final reading next week.

**Ordinance No. 26409**

Amending Chapter 12.10 of the Municipal Code, relating to the Municipal Water Supply system and revising the water rates, effective May 9, 1999.

Speaking before the Council was:

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

The Ordinance was set over for final reading next week.

**Ordinance No. 26410**

Amending Chapter 13.10 of the Municipal Code by deleting that portion pertaining to the transfer of development rights at Salmon Beach.

The Ordinance was set over for final reading next week.

**Ordinance No. 26411**

Amending Chapters 2.09 and 13.06 of the Municipal Code relative to permit fees and nonconforming billboard sign regulations.

The Ordinance was set over for final reading next week.

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Council Member Miller requested a moment of personal privilege and wished his wife a happy anniversary.

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## RESOLUTIONS

### **Resolution No. 34370** (Continued from the meeting of April 13, 1999)

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

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

### **Purchase Resolution No. 34374**

Awarding contracts to:

1. Brodsky's Uniforms, on its bid of \$28,630.61, for Fire Department nomex uniform pants – Informal Bid No. 8534;
2. National Railway Equipment Co., in the amount of \$175,200, for a three-year locomotive lease – Informal Request for Quotes;
3. W.S. Darley & Co., on its bid of \$697,972.20, for one or more 105-foot aerials and bodies mounted on Fire Department chassis – Specification No. G-003-99; and
4. Robison Construction, Inc., on its bid of \$1,789,383.30, for arterial street improvements on South 96<sup>th</sup> Street from Steele Street to Yakima Avenue – Specification No. G-207-99.

Council Member Crowley moved that the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 1 and 2, and removing Item No. 3 from the Agenda to review technical specifications at the request of staff, 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 Nos. 1 and 2, and removing Item No. 3 from the Agenda, was declared adopted.

### **Resolution No. 34375**

Authorizing the execution of an agreement with North American Energy Services, in the amount of \$900,000, to provide qualified professional and construction trade personnel for maintenance services at the Steam Plant and Resource Recovery Facility through December 31, 1999.

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.

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**Resolution No. 34376**

Authorizing the execution of an interlocal agreement with Tacoma School District No. 10, in the amount of \$7,500, to administer the Arts Project at the Bryant Elementary Media Center.

Council Member Crowley moved to suspend the rules to consider Substitute Resolution No. 34376. Seconded by Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted.

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

**UNFINISHED BUSINESS**

None.

**REPORTS BY CITY MANAGER**

City Manager Ray E. Corpuz Jr. requested an Executive Session to discuss pending litigation, the session not to exceed 30 minutes.

Mr. Corpuz reported on the Deming Conference and Symposium, which was held last weekend at the Tacoma Sheraton Hotel. He stated that the conference was well attended with six different countries being represented. He stated that the attendees from Mexico were interested in developing a sister-city relationship with Tacoma. He thanked the volunteers, including Forum 21, Lisa O'Hanlon and Betty Perry for all their hard work and recognized Genelle Birk and Peter Scholtes for their motivation and inspiration which brought the Conference and Symposium to Tacoma.

Mayor Ebersole congratulated City Manager Ray E. Corpuz Jr. for receiving a national award for his handling of quality management efforts, with which the Deming Project is involved. He also thanked Council Member Baarsma for his participation in the Deming Project.

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Council Member Crowley moved to accept the settlement of \$37,981.36, negotiated by our Legal Department in the matter of Ashley Jahner, et al. v. City of Tacoma, et al., Pierce County Superior Court Cause No. 98-02-06071-4. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Council Member Crowley moved to convene to Executive Session to discuss pending litigation, the session not to exceed 30 minutes. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

The City Council convened to Executive Session at 6:44 p.m. and reconvened at 7:01 p.m.

**COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

None.

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On proper motion, the meeting was adjourned at 7:01 p.m.



BRIAN EBERSOLE, MAYOR

ATTEST:



RICK ROSENBLADT, CITY CLERK

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