

C I T Y C O U N C I L M I N U T E S

City Council Chambers
May 5, 1992

The meeting was called to order by Mayor Vialle at 5:15 p.m.

Present on roll call: 8 - Baarsma, Evans, McElliott, Miller, Mykland, Nielsen, Silas, and Mayor Vialle. Absent: 1 - Moss.

The Flag Salute was led by Council Member Silas.

Mayor Vialle proclaimed the week of May 18-22, 1992, to be "Car Less Commute Week."

Council Member Moss arrived at 5:25 p.m.

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

Approval of the minutes of the Tacoma City Council meeting of April 28, 1992.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, May 5, 1992.
- b. Minutes of the meeting of the Appointments Committee, April 27, 1992.
- c. Minutes of the meeting of the Tacoma Employes' Retirement System Quarterly Managers' Meeting, February 27, 1992.
- d. Minutes of the meetings of the Tacoma Employes' Retirement Board, January 30 and February 27, 1992.
- e. Minutes of the special meeting of the Public Utility Board, April 7, 1992.
- f. Minutes of the meetings of the Public Utility Board Noon Study Session, April 8, 1992 and the Public Utility Board, April 8, 1992.
- g. Minutes of the meeting of the Landmarks Preservation Commission, April 4, 1992.
- h. Annual Financial Reports of the Beltline Division, Data Processing Fund, Fleet Services Fund, and Self-Insurance Claim Fund, March 1992.

Council Member Nielsen moved that the Consent Agenda be approved. Seconded by Council Member Miller. 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

COMMUNICATIONS:

- a. Hearings Examiner recommending approval of the request for site plan modifications for a self-storage facility located at the southeast corner of North 11th and Pearl Streets. (Chris C. Leady; File Nos. 120.1319, 121.1192 and 122.451)

Mayor Vialle moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

- b. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.522 to allow improvements at a fuel distribution and bulk storage terminal facility located at 250 East D Street. (Superior Oil Company; File No. 141.522)

Mayor Vialle moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Miller. Roll call vote was taken, resulting as follows: Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle. Nays: 0. The motion was declared adopted.

FINAL READING OF ORDINANCES:

Ordinance No. 25068

Amending Chapter 13.06 of the Official Code to reclassify the property located on the northwest corner of California Avenue and Skagit Place from a "R-4" Multiple-Family Residential District to a "C-2" Commercial District to allow the development of a parking lot and landscaping for a previously-approved retail commercial building. (COSTCO Wholesale Corporation; File No. 120.1345)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Ordinance was declared passed.

Substitute Ordinance No. 25102

Amending Chapter 12.10 of the Official Code to revise water rates and regulations effective May 16, 1992.

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Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Substitute Ordinance was declared passed.

Ordinance No. 25103

Amending Sections 6.02.050 and 6.69.020 of the Official Code and adding Section 6.32.030 relative to the date of payment for the annual business and gas and oil vehicle license fees and allowing the Director of Finance to approve extensions of time for payment of license fees.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 25104

Authorizing an extension of the franchise held by Viacom Cablevision for the operation of a cable television system within the City of Tacoma to April 7, 1995.

In accordance with City Charter, Section 8.1, extensions of a franchise shall be passed at least 15 days after its introduction.

The Ordinance was set over for final reading to May 26, 1992.

Ordinance No. 25105

Amending Chapter 2.09 of the Official Code to waive building fees for the alteration and repair of low-income multi-family residential structures by non-profit agencies.

Speaking before Council was:

Louise Batchelor

Resident

The Ordinance was set over for final reading next week.

Ordinance No. 25106

Authorizing the execution of a grant award agreement with the National Park Service in the amount of \$100,000; depositing in and appropriating said sum into the Miscellaneous Grants Summary Fund for a youth "at-risk" recreation program; and authorizing the execution of an agreement with the Metropolitan Park District to implement said program.

Speaking before Council was:

Ms. Tilgado

Resident

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 31712 (Continued from the meeting of April 28, 1992.)

Authorizing the execution of a real estate option to purchase agreement with U. S. Generating Company in the amount of \$3,250,000 for 17 acres of surplus property between Taylor Way and Alexander Avenue.

Mayor Vialle moved to remove Resolution No. 31712 from the agenda per request of staff. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 31714 (Continued from the meeting of April 21, 1992.)

Adopting the "Thea Foss Waterway Design and Development Plan" as an element of the "Land Use Management Plan."

Mayor Vialle moved to continue Resolution No. 31714 to the meeting of May 19, 1992. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

The Resolution No. 31714 will be considered at the regular City Council meeting of May 19, 1992.

Purchase Resolution No. 31736

Awarding a contract to:

Young Equipment, on their bid of \$162,872.86 for four transfer trailers - City of Seattle Bid No. 99535.

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

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

Resolution No. 31737

Providing that the City not maintain a central index of City documents and that departments maintaining indexes of their public documents make them available for public review unless exempted by law.

Speaking before Council was:

Louise Batchelor

Resident

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

Resolution No. 31738

Authorizing the execution of an amendment to the agreement with the Local Initiative Support Corporation in the amount of \$30,000 for the Hilltop Neighborhood Development Program.

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

Mayor Vialle moved to suspend the rules to consider an additional Resolution. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 31739

Urging the President of the United States and the Washington Congressional delegation to direct the Attorney General of the United States to fully investigate the Rodney King incident and to bring appropriate charges under federal law as necessary.

Speaking before Council was:

Louise Batchelor

Resident

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

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

Mr. Ray E. Corpuz, Jr., City Manager, requested an Executive Session to discuss potential litigation.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Deputy Mayor Mykland requested that the Mayor not represent him at a meeting with the Port of Tacoma on the fireboat issue, and that a joint Council and Port of Tacoma meeting be held with the full Council to discuss this issue. Council Members McElliott and Baarsma also supported the opportunity for meeting of the full Council with the Port of Tacoma.


Council Member Nielsen moved to recess to Executive Session to discuss potential litigations, the session not to exceed 30 minutes. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 6:20 p.m. and reconvened at 6:40 p.m.

Mayor Vialle moved that the proper officers of the City of Tacoma be authorized and directed to compromise and settle Pierce County Cause No. 89-2-08984-5, entitled Overlook Rim General Partnership, Et Al. V. the City of Tacoma, all in accordance with the settlement agreement on file with the City Clerk. By the terms of the agreement, the City will acquire title to the Overlook Rim and Nob Hill properties, and the Superior Court judgment will be vacated. The City will be obliged to pay the sum of \$13,825,000. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 6:42 p.m.

ATTEST: 
GENELLE BIRK, CITY CLERK


KAREN L. R. VIALLE, MAYOR

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