



City Council Minutes

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

June 29, 1999

The meeting was called to order at 5:17 p.m.

Present on roll call: 8 – Crowley, De Forrest, Kirby, McGavick, Miller, Phelps, Silas, and Mayor Ebersole. Absent: 1 – Baarsma. (Council Member Baarsma arrived at 5:18 p.m.)

The Flag Salute was led by Deputy Mayor Kirby.

CONSENT AGENDA

Approval of the minutes of the City Council meetings of April 27, and May 4, 1999.

RESOLUTIONS

Resolution No. 34439

Setting Tuesday, July 20, 1999, at approximately 5:30 p.m., as the date for a public hearing by the City Council regarding Chapter 13.06 of the Municipal Code and the Land Use Management Plan policies on items relative to Work Release Facilities.

Resolution No. 34440

Setting Tuesday, July 27, 1999, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate Bennett Street north of South 11th Street to the alley. (Ronald Wilcoxson; File No. 124.1098)

Resolution No. 34441

Setting Tuesday, July 27, 1999, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of Center Street east of Gove Street and west of SR-16. (Nathaniel Burwell; File No. 124.1097)

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Resolution No. 34442

Setting Tuesday, July 27, 1999, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of Mason Avenue north of South 12th Street. (Robert Newell; File No. 124.1096)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Citizens Recognition Committee, April 15, 1999.
- b. Minutes of the Human Rights Commission, May 20, 1999.
- c. Minutes of the Landmarks Preservation Commission, June 9, 1999.
- d. Minutes of the LESA Executive Board, April 21, 1999.
- e. Minutes of the Tacoma Area Task Force on Disabilities, May 27, 1999.
- f. Minutes of the Urban Policy Committee, May 13, 1999.

(Council Member Baarsma arrived at 5:18 p.m.)

Council Member Crowley moved that the Consent Agenda, including Resolution Nos. 34439 through 34442, be approved. Seconded by Deputy Mayor Kirby. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 34439 through 34442, was declared approved.

PROCLAMATION

Mayor Ebersole proclaimed full support of and participation in the overwhelming success of Census 2000 through the formation of a "Complete Count Committee" for Tacoma-Pierce County and presented the proclamation to Ms. Melannie Denise Cunningham.

PRESENTATION

Mayor Ebersole called on Ms. Susan Odenchantz, Acting Library Director, who introduced the Summer Reading Program for 1999.

RECOGNITION

Council Member Baarsma presented the Association of Washington Cities, Municipal Achievement Award, that the City of Tacoma received for the recycling campaign featuring the City's very own rock group "The Collectors."

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

The City Council convened to Executive Session at 5:37 p.m.

At 6:05 p.m. Deputy Mayor Kirby extended the Executive Session for an additional 15 minutes.

At 6:20 p.m. Deputy Mayor Kirby extended the Executive Session another 10 minutes.

The City Council reconvened at 6:30 p.m.

REGULAR AGENDA

Council Member De Forrest moved to suspend the rules to consider Resolution No. 34438 at this time. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 34438 (Continued from the meeting of June 22, 1999)

Paying tribute to the legacy of John O. Jarstad and recognizing his history of public service and contributions to the citizens of the City of Tacoma.

Council Member Crowley moved that the Resolution be adopted. Seconded by Council Member De Forrest.

Speaking before the Council was

<u>Name</u>	<u>Affiliation/Address</u>
Ms. Barbara Jarstad	Widow of Mr. John Jarstad

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

FINAL READING OF ORDINANCES

Ordinance No. 26112

Vacating a portion of Union Avenue north of South 30th Street. (Roy T. Murphy; File No. 124.1051)

Roll call vote was taken, resulting as follows:

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

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Nays: 0

The Ordinance was declared passed.

Ordinance No. 26461

Creating and establishing a new fund to be known and designated as the “Tacoma Housing Development Trust Fund” to assist in preserving and expanding the stock of affordable housing in the City of Tacoma; directing the Tacoma Community Redevelopment Authority to retain \$1 million in Urban Development Action Grant repayment funds for future use by the Tacoma Housing Development Trust Fund; and directing the City Manager to seek ongoing funding for said fund.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Crowley

The Ordinance was declared passed.

Substitute Ordinance No. 26462

Designating the 1999 Downtown Housing Project as a Special Project of Limited Duration; accepting \$66,500 from the Weyerhaeuser Company, depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund to retain a loaned executive working on market-rate housing development and the recruitment of developers to build in Tacoma.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Crowley

The Substitute Ordinance was declared passed.

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Ordinance No. 26463

Authorizing the execution of a cost reimbursement agreement with the Tacoma Housing Authority to implement a neighborhood-based Crime Prevention program through Environmental Design mini-grants for repairs and improvements; authorizing a non-interest bearing loan for said sum from the General Fund to the Miscellaneous Special Revenue Fund to provide interim financing for said program; accepting and depositing \$62,580 from the Tacoma Housing Authority into the Miscellaneous Special Revenue Fund; appropriating \$62,580 from the Miscellaneous Special Revenue Fund to the General Fund for payment of said loan by July 31, 2000; and amending the 1999-2000 Biennial Budget for said expenditures.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Crowley

The Ordinance was declared passed.

Council Member Miller moved to suspend the rules to consider First Reading of Ordinances at this time. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

FIRST READING OF ORDINANCES

Ordinance No. 26465

Granting a nonexclusive franchise to Level 3 Communications, LLC, to construct, operate and repair a telecommunications system throughout the City of Tacoma.

Speaking before the Council was

<u>Name</u>	<u>Affiliation/Address</u>
Mozella Pooley	8041 E Sherwood

The Ordinance was set over for final reading on July 20, 1999.

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Ordinance No. 26466

Accepting \$400,000 from the United States Department of Housing and Urban Development; depositing in and appropriating said sum from the Miscellaneous Trust Summary Fund to assist in the development of market-rate housing in the downtown area.

The Ordinance was set over for final reading on July 13, 1999.

Ordinance No. 26467

Authorizing the execution of a Amendment No. 2 to the Memorandum of Understanding with the Tacoma Housing Authority, in the amount of \$59,389; accepting, depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the implementation of the Elderly Services Coordination Program.

Deputy Mayor Kirby moved to correct Ordinance No. 26467 to amend the words from "Pierce County Department of Aging and Long Term Care" to "Tacoma Housing Authority" wherever it appears in the document. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over for final reading on July 13, 1999.

Ordinance No. 26468

Authorizing the execution of an interlocal agreement with Pierce County for the disbursement and use of Washington State Department of Community, Trade, and Economic Development funds to cooperatively develop a buildable lands inventory and analysis program; accepting, depositing in and appropriating \$25,165 from the Miscellaneous Grants Summary Fund for said program.

The Ordinance was set over for final reading on July 13, 1999.

With the consent of the City Council, Mayor Ebersole returned to Final Reading of Ordinances.

FINAL READING OF ORDINANCES

Ordinance No. 26464

Authorizing the execution of a Property and Development Agreement with the Tacoma Art Museum (TAM) for the construction, maintenance, and operation of a first-class public art museum; and further authorizing the execution of additional documents with the United States through the Administrative Offices of the United States Courts, General Services Administration and the Tacoma Art Museum for said project; appropriating \$100,000 from the Capital Improvements Summary Fund for project management services; and amending the 1999-2000 Biennial Budget.

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Council Member Crowley moved to direct the City Manager to amend the Property and Development Agreement for the Tacoma Art Museum to remove the reference to the \$600,000 maximum contribution by the City under Section XIII, Subsection D, to indemnify or reimburse Tacoma Art Museum for environmental conditions and insert language that provides that the City Council shall determine the maximum contribution not to exceed \$600,000 within 60 days of the completion and delivery of the geotechnical and environmental soils investigation to be conducted by Tacoma Art Museum pursuant to the same subsection. Seconded by Deputy Mayor Kirby. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken on Ordinance No. 26464, including the amended Property and Development Agreement, resulting as follows:

Ayes: 8 – Baarsma, Crowley, Kirby, McGavick, Miller, Phelps, Silas, and Mayor Ebersole

Nays: 1 – De Forrest

The Ordinance was declared passed.

RESOLUTIONS

Resolution No. 34438 (Continued from the meeting of June 22, 1999)

Paying tribute to the legacy of John O. Jarstad and recognizing his history of public service and contributions to the citizens of the City of Tacoma.

Resolution No. 34438 was considered earlier in the meeting.

Purchase Resolution No. 34443

Awarding contracts to:

1. Tucci and Sons, Inc., on its bid of \$3,698,202.11, for arterial street improvements on McKinley Avenue, from East 72nd to East 96th Streets, and East 96th Street, from Pacific to McKinley Avenues; and for sanitary sewer extensions on McKinley Avenue from East 93rd to East 96th Streets and East 75th to East 80th Streets – Specification No. G-210-99; (Continued from the meeting of June 22, 1999);
2. Lombardi Construction, Inc., on its bid of \$276,783.20, for cement concrete sidewalk construction in Northeast Tacoma – Specification No. G-208-99; and
3. Boise Cascade Office Products, on its bid of \$800,000, for office supplies – Specification No. F-006-99.

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



Speaking before the Council were:

Name	Affiliation/Address
Mitchele Kirby	3306 Viewpoint Circle NE
Andrew Albreck	President, Robison Construction
Tim Tucci	Secretary and Treasurer, Tucci and Sons
Craig Holly	Attorney representing Robison Construction

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

Resolution No. 34444

Authorizing the execution of a 90-day License Agreement with Level 3 Communications, LLC, for the construction of a Telecommunications System 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.

Resolution No. 34445

Requesting the Pierce County Council to place before the voters of Pierce County on the September 14, 1999 ballot, the question of authorizing a one-tenth of one percent sales and use tax for the support of the Point Defiance Zoo and Aquarium and Northwest Trek Wildlife Park.

Council Member Miller moved to continue Resolution No. 34445 to a date to be determined. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 34446

Authorizing the execution of an agreement with Safe Streets, in the amount of \$100,000, for the continuation of the Safe School Zones Program at McIlvaigh, Jason Lee, Stanley, and McKinley schools.

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

Speaking before the Council was:

Name	Affiliation/Address
Phyllis Barrett	912 South Cushman

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

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Resolution No. 34447

Authorizing the execution of an amendment to the agreement with Burgess Fitzer, P.S., in the amount of \$18,500, for legal services in the matter of James and Jean Skinner v. City of Tacoma.

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

Resolution No. 34448

Authorizing the execution of an agreement with Bates Technical College, in the amount of \$42,000, to provide training to Solid Waste Utility Division's collectors and drivers possessing a Commercial Driver's License with a Class A or Class B endorsement.

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

UNFINISHED BUSINESS

Council Member Baarsma stated that last week, during the City Council meeting while introducing potential members of the Urban Policy Committee, that of the eight members that are currently on that committee, six lived north of Sixth Avenue, and that five of those six lived in the 5th District. He corrected his statement to say that those members live in the 2nd District.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz Jr. stated that this is Mike Slevin's last City Council meeting as special assistant to the City Manager. He stated that Ron Stephens from the Fire Department will be the next special assistant for the next three months.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

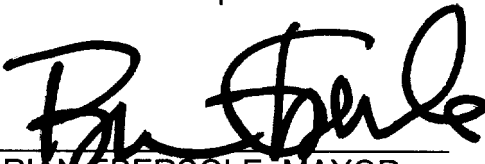
Council Member Miller announced that the City Council meeting and study session of July 6, 1999, have been canceled, and that the next regularly scheduled meetings will be on Tuesday, July 13, 1999, in the Council Chambers; and the study session will be held at 12:00 noon in Room 16 of the Tacoma Municipal Building North, 733 Market Street.

Council Member Miller congratulated Council Member McGavick on her recent engagement.

Council Member De Forrest stated that he read in the newspaper that Channel 11 is for sale and he wanted to know if staff had looked at the possibilities of it becoming the new police headquarters, or a place for TV Tacoma or CLICK! Network. He stated that maybe the Department of Public Utilities would be interested in putting their headquarters there. Council Member De Forrest stated that Bates Technical College may also be willing to join in.

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On proper motion, the meeting was adjourned at 7:55 p.m.



BRIAN EBERSOLE, MAYOR

ATTEST: 

RICK ROSENBLADT, CITY CLERK

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