



City Council Minutes

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

July 21, 1998

The meeting was called to order at 5:11 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 Baarsma.

CONSENT AGENDA

Approval of the minutes of the City Council meetings of June 23 and 30, 1998.

RESOLUTIONS

Resolution No. 34115

Setting Monday, August 24, 1998, at 5:00 p.m., as the date for a hearing by the Hearing Examiner on LID No. 5725 for the installation of water mains and fire hydrants in South Oakes Street, from South 76th to South 78th Streets; and in South 78th Street, from South Oakes to South Fife Streets.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner's Agenda, July 21, 1998.
- b. Minutes of the Landmarks Preservation Commission, June 24, 1998.
- c. Minutes of the Planning Commission, June 17, 1998.
- d. Minutes of the Public Utility Board study session and regular meeting of June 10, 1998, and special meeting of June 30, 1998.

- e. Minutes of the Tacoma-Pierce County Board of Health regular meeting of June 3, 1998 and special meeting of June 18, 1998.

Deputy Mayor Crowley moved that the Consent Agenda, including Resolution No. 34115, be approved. Seconded by Council Member McGavick. Voice vote was taken and carried. The Consent Agenda was declared approved.

PROCLAMATION

Mayor Ebersole proclaimed Wednesday, July 22, 1998, as "All-America City Day" and presented the proclamation to Ms. Marion Weed, Chair of the Community Council.

REGULAR AGENDA

FINAL READING OF ORDINANCES

Ordinance No. 26267

Authorizing the extension of the cable television franchise agreement with TCI of Tacoma, Inc., through August 31, 1998.

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. 26268

Authorizing the extension of the cable television franchise agreement with Cable TV Puget Sound, Inc., through August 31, 1998.

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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FIRST READING OF ORDINANCES

Ordinance No. 26273

Appropriating \$165,000 from the Capital-Reserve Communications Equipment Replacement Fund for the purchase of communications equipment; and declaring an emergency, making necessary the passage of this Ordinance and its taking effect immediately upon publication.

Speaking before Council was:

Name	Address/Affiliation
Phyllis Barrett	912 South Cushman

The Ordinance was set over for final reading next week.

Deputy Mayor Crowley moved to suspend the rules to allow Police Chief Arreola the opportunity to report on the events that took place regarding the Trang Dai Café. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Police Chief Arreola stated that he had met with leaders of the Vietnamese Community who were concerned about how the Vietnamese Community is being portrayed by the media. He stated that the Police Department will be working with the Vietnamese Community to continue to nurture the relationship that has developed. He stated that since July 5, 1998, the Police Department and the Vietnamese Community have been working on identifying the individuals responsible for the tragedy at the Trang Dai Café. Chief Arreola stated that a well planned deliberate effort to seek out evidence and arrest individuals who were involved in the killings took place this past weekend. He stated that this morning two more individuals who were being sought decided to take their own lives. He stated that the Police Department is looking for one more individual who may have left the state. He stated that it is his hope that this tragedy will come to an end with a successful prosecution.

RESOLUTIONS

Purchase Resolution No. 34116

Awarding contracts to:

1. H & B Fuel Co., Inc., in the amount of \$65,040, to renew its contract for sandy soil - Specification No. G-038-96;
2. Developing Services, Inc., on its bid of \$237,800, for Phase II of the Sector 4 Police Station remodel located at 3524 McKinley Avenue - Specification No. G-216-98; and

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3. Star Construction, in the amount of \$58,387.25, to increase its contract for completion of the Fire Training Center construction project located at 2124 Marshall Avenue - Specification No. G-224-97.

Deputy Mayor Crowley moved that the Purchase Resolution be adopted. .
 Seconded by Council Member McGavick.

Speaking before the Council was:

Name	Address/Affiliation
Phyllis Barrett	912 South Cushman

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

Resolution No. 34117

Declaring the Centralia Steam Plant and associated property surplus to the City's needs; approving the minimum acceptable sale price for Tacoma's share of \$16.1 million and authorizing the execution of the auction sale agreement.

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

Resolution No. 34118

Authorizing the execution of a ten-year cable agreement between the General Services Department and the Light Division to use City street rights-of-way to operate a cable system, provide cable services and an Institutional Network for Public, Education and Government.

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

Speaking before the Council were:

Name	Address/Affiliation
Chris Lunn	President, Creative Community Access Television
Connie Walle	Board Member, Creative Community Access Television
Dan Small	Director Public Relations, Tacoma Community College
David Freeman	Board Member, Creative Community Access Television
Robert Neal	1108 North Cedar Street

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Council Member Phelps moved to amend the agreement to add language on page 43 to Section 6.4, Subsection A, after "TCL shall pay to the City as support for PEG Access, one percent (1%) of Gross Revenues" to include:

". . . , less bad debt expense using the direct write-off method, payable monthly with agreement fees."

Seconded by Deputy Mayor Crowley. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was requested and taken, resulting as follows:

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

Nays: 0

The Resolution was declared adopted.

Resolution No. 34119

Approving the proposed pricing for the Light Division's Click! Network for cable television products and services as set forth on the Rate Card dated July 21, 1998.

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

Council Member De Forrest moved for a short recess. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

The City Council recessed at 7:14 p.m. and reconvened at 7:26 p.m.

Resolution No. 34120

Authorizing the execution of Amendment No. 161 to the Neighborhood Preservation Agreement, to rename the agreement to the Tacoma Community Redevelopment Authority Agreement, "TCRA Agreement," and authorizing the execution of Amendment No. 162 to the TCRA agreement allocating \$120,000 of 1998-1999 Community Development Block Grant funds for payments on the 108 Demonstration Program Notes.

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

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Resolution No. 34121

Authorizing the submittal of project prospectuses and the execution of agreements with the Washington State Transportation Improvement Board, in the amount of \$5,541,000, for various grant programs.

Deputy Mayor 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. 34122

Authorizing the execution of an amendment to the agreement with Motorola, Inc., in the amount of \$394,402, for radio equipment, maintenance, repair, and installation through August 16, 1999.

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

Resolution No. 34123

Authorizing the execution of a Legal Services Agreement with Mikkellborg, Broz, Wells and Freyer, in the amount of \$35,000, to assist in the recovery of remedial action costs incurred on Parcel 7, known as the Morris Property, located adjacent to the Thea Foss Waterway.

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

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz Jr. requested an extension of a six-month residency waiver for Nancy Agnew, Municipal Court Operations Supervisor, for one year.

Deputy Mayor Crowley moved to extend the six-month residency waiver for Nancy Agnew, Municipal Court Operations Supervisor, for one year. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Mr. Corpuz then requested an Executive Session to consider the acquisition of real estate, the session not to exceed 45 minutes.

Mayor Ebersole presented a Certificate of Recognition to City Manager Ray E. Corpuz Jr. for completing 25 years of dedicated and responsible service to the City of Tacoma. He then thanked the City Manager for all his dedicated years and stated that Mr. Corpuz is the best city manager the City of Tacoma has ever had and that he is held in the highest regard by the City Council.

City Manager Corpuz thanked Mayor Ebersole and members of the City Council. Mr. Corpuz then stated that this is a great place to work and that he really enjoys coming to work everyday, working with Mayor Ebersole and members of the City Council along with the rest of the City employees.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member De Forrest thanked Police Chief Arreola and his staff for the excellent job they did last Saturday in apprehending the suspects involved in the tragedy at the Trang Dai Café. He stated that after today it appears there is only one more suspect on the loose. He reminded everyone that there would still be a trial and a lot of trauma to individuals. Council Member De Forrest stated that he was saddened to see the ages and faces of the suspects.

Mayor Ebersole commended the Police Department and Police Chief Arreola for their fine work in handling this situation in a very professional and skilled manner in conjunction with the federal authorities. He then echoed Council Member De Forrest in stating it is tragic that five lives were lost in the shooting, and it is tragic that another five lives or so will be lost in the punishment for the crime. He stated that these are teenagers and that he knew two of the arrested and accused teenagers through his work with the School District. He stated that he had helped one of the teenagers enroll in the commercial cooking program at Bates Vocational College and was involved with the other teenager at Centro Latino SER. Mayor Ebersole stated that it was a tragedy for all of the families involved and an American tragedy that teenagers are settling their conflicts with guns and automatic weapons. He hoped that the City would recognize that this was a struggle that had nothing to do with race or color. He stated that it had to do with individuals who made tragically wrong decisions. Mayor Ebersole stated that he is sure the City will overcome this tragedy, heal and have better days.

Council Member Phelps stated that the Mayor's remarks were well stated.

Council Member Phelps requested information as to whether or not the City of Tacoma requires an exact placement of posts for mailboxes.

Council Member Phelps then reminded his constituents that "Coffee with Kevin" will be held this Saturday at Pomodoro's Restaurant, from 8:30-10:00 a.m.

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Deputy Mayor Crowley moved to cancel the City Council meeting of August 18, 1998. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Council Member Miller requested information regarding the City of Tacoma's bond rating and how that relates to the national average.

Council Member Miller then thanked Fire Chief Dick Moore and Deputy Fire Chief Eileen Lewis for giving him the opportunity to help burn a building down. He stated that this opportunity gave him a better sense of what our firefighters face on an ongoing basis in fighting some of the major fires around town. He also thanked the firefighters that watched out for him and stated that his respect for firefighting has increased ten-fold.

Council Member Kirby inquired as to whether or not the City Council dais is wired for the network.

City Manager Corpuz replied that staff is still working on it.

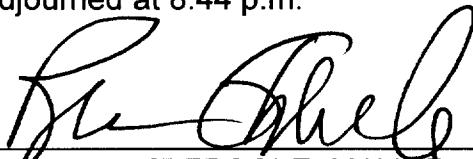
Deputy Mayor Crowley moved to convene to Executive Session to consider acquisition of real estate, the session not to exceed 45 minutes. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

The City Council convened to Executive Session at 7:45 p.m.

At 8:30 p.m. Mayor Ebersole returned to the Council Chambers and extended the Executive Session for an additional 45 minutes.

At 8:44 p.m. the City Council reconvened.

On proper motion, the meeting was adjourned at 8:44 p.m.



BRIAN EBERSOLE, MAYOR

ATTEST: 

RICK ROSENBLADT, CITY CLERK