



City Council Minutes

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

January 26, 1999

The meeting was called to order at 5:05 p.m.

Present on roll call: 7 – Baarsma, Crowley, De Forrest, Kirby, Miller, Phelps, and Mayor Ebersole. Absent: 2 – McGavick and Silas.

The Flag Salute was led by Council Member Crowley.

CONSENT AGENDA

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner's Agenda, February 2, 1999.
- b. Minutes of the LESA Executive Board, October 28, 1998.
- c. Minutes of the Planning Commission, January 6, 1999.
- d. Minutes of the Public Utility Board study session and meeting, December 16, 1998.
- e. Disclosure of remote interests pursuant to Tacoma Municipal Code Section 1.46.030(O) as follows:

<u>Name</u>	<u>Affiliation</u>
Richard J. Emm, Jr.	Volume Services Security
Erik Berg	More Hits
- f. A Study of Washington State Veteran Population and the U.S. Department of Veterans Affairs, Economic Benefits, by County, Legislative and Congressional Districts – 1997.
- g. Monthly Financial Reports for the Belt Line Division, Conservation Project Fund, Data Processing Fund, Fleet Services Fund, Geographic Information System Fund, Light Division, Self-Insurance Claim Fund, and Water Division, November 1998.

Council Member Miller moved that the Consent Agenda be approved. Seconded by Council Member Crowley. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS

Mayor Ebersole welcomed Mr. Peter Callaghan, *The News Tribune*, to the City Council meeting.

Mayor Ebersole called on Council Member Crowley who commented on the Lincoln High School boys' basketball team. He stated that he had attended the Bellarmine Preparatory School vs. Lincoln High School basketball game last week and noticed that the Lincoln program not only shows each player individually, they post their statistics, grade, height, weight and grade point average. Council Member Crowley stated that the leading scorer and leader of the Lincoln High School basketball team has a 4.0 grade point average.

Mayor Ebersole called on Mr. Bill Pugh, Director of Public Works, who updated the City Council regarding the awards the City has received relating to the Solid Waste Utility Marketing Campaign.

FINAL READING OF ORDINANCES

Ordinance No. 26355

Accepting a grant award from the State of Washington Department of Community, Trade and Economic Development, in the amount of \$255,893; depositing in and appropriating said sum from the General Fund; and authorizing the execution of agreements with the Young Women's Christian Association, Centro Latino, Faith Homes, and Mary Bridge Children's Hospital to provide specific criminal justice prevention and treatment programs.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, De Forrest, Kirby, Miller, Phelps, and Mayor Ebersole

Nays: 0

Absent: 2 – McGavick and Silas

The Ordinance was declared passed.

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Ordinance No. 26356

Approving and confirming the Assessment Roll for LID No. 2625 for construction of two-inch asphalt surface treatment with storm drainage on Verde Street from North 16th to North 18th Streets.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, De Forrest, Kirby, Miller, Phelps, and Mayor Ebersole

Nays: 0

Absent: 2 – McGavick and Silas

The Ordinance was declared passed.

Ordinance No. 26357

Approving and confirming the Assessment Roll for LID No. 2626 for construction of two-inch asphalt surface treatment with storm drainage on East N Street from Fairbanks to Morton Streets.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, De Forrest, Kirby, Miller, Phelps, and Mayor Ebersole

Nays: 0

Absent: 2 – McGavick and Silas

The Ordinance was declared passed.

Ordinance No. 26358

Approving and confirming the Assessment Roll for LID No. 2627 for construction of two-inch asphalt surface treatment with storm drainage on South G Street, from South 60th to South 61st Streets.

Roll call vote was taken, resulting as follows:

Ayes: 6 – Baarsma, De Forrest, Kirby, Miller, Phelps, and Mayor Ebersole

Nays: 0

Absent: 3 – Crowley, McGavick and Silas

The Ordinance was declared passed.

Ordinance No. 26359

Approving and confirming the Assessment Roll for LID No. 3953 for construction of sanitary sewer on East C Street from East 50th Street north 350 feet.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, De Forrest, Kirby, Miller, Phelps, and Mayor Ebersole

Nays: 0

Absent: 2 – McGavick and Silas

The Ordinance was declared passed.

RESOLUTIONS

Council Member Baarsma moved to suspend the rules to consider Resolution No. 34296 at this time. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 34296

Paying tribute to the legacy of R. Franklin Thompson, former President of the University of Puget Sound, and recognizing his history of public service and contributions to the citizens of the City of Tacoma.

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

Council Member Baarsma moved to amend Resolution No. 34296, line 18, to correct the current number of students at the University of Puget Sound from over 5,000 to over 2,600. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Council Member De Forrest moved to amend Resolution No. 34296 by adding the name of each Council Member with the permission of those who are not here this evening and with the permission of Council Member Baarsma as the prime sponsor. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on Resolution No. 34296, as amended. The Resolution, as amended, was declared adopted.

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Resolution No. 34261 (Continued from the meeting of December 15, 1998)

Rejecting the recommended revisions to the System Development Charge; and recommending that the Public Utility Board revise the System Development Charge fee structure proposal for the Water Division to incorporate the differential fee structure developed by Black & Veatch.

Council Member Miller moved to continue Resolution No. 34261 to a date to be determined. Seconded by Deputy Mayor Kirby. Voice vote was taken and carried. The motion was declared adopted.

Purchase Resolution No. 34290

Awarding contracts to:

1. Chevron Products Company, in the amount of \$30,000, to extend and increase its contract for lubricants, including refined and used oil pickup service – Washington State Contract No. 15491; and
2. Don Small & Sons Oil Distributing, in the amount of \$80,000, for tank wagon bulk fuels – Washington State Contract No. 01595.

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

Resolution No. 34291

Authorizing the execution of an amendment to the agreement with Coast Rail, in the amount of \$110,000, for maintenance services on the railroad track between Chehalis and Tacoma.

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.

Resolution No. 34292

Stating the intent of the City Council to levy the second annual assessment upon property within the Downtown Business Improvement Area (BIA); and setting Tuesday, February 23, 1999, at approximately 6:00 p.m., as the date for a public hearing by the City Council on the budget, program and assessment rates for the second year of the Downtown BIA.

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

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Resolution No. 34293

Authorizing the execution of an agreement with the World Trade Center Tacoma, in the amount of \$138,000, to promote economic development and tourism.

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.

Resolution No. 34294

Recommending to the Sound Transit Board the City Council's preferred route for a LINK (light rail) alignment in Downtown Tacoma.

Council Member Crowley moved to suspend the rules to consider Substitute Resolution No. 34294. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

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

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Harrison	Downtown Merchants Group

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

Resolution No. 34295

Authorizing the execution of an agreement with the Private Industry Council, in the amount of \$56,000; an interlocal agreement with the Metropolitan Park District, in the amount of \$179,121; the Metropolitan Development Council, in the amount of \$63,000; the YMCA, in the amount of \$10,000; and the Boys and Girls Clubs, in the amount of \$92,000, for a variety of youth and family crime and violence prevention programs to support the Juvenile Curfew Ordinance.

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. 34296

Paying tribute to the legacy of R. Franklin Thompson, former President of the University of Puget Sound, and recognizing his history of public service and contributions to the citizens of the City of Tacoma.

Resolution No. 34296 was considered earlier in the meeting.

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UNFINISHED BUSINESS

Council Member Baarsma stated that the City Council received a letter from the New Tacoma Neighborhood Council, which was signed by former Council Member Tom Stenger. He stated that the letter inquired about the possibilities of placing a moratorium on the siting of prison release facilities in certain neighborhoods. He stated that the concern is that these facilities are being clustered in certain parts of Tacoma and that the City of Tacoma should have a policy to address that issue. Council Member Baarsma stated that he would forward the letter to the City Manager. He then requested a response to the issue as to what the policy implications are and an update to the circumstances.

Council Member Baarsma then inquired and requested information about the mini-casino issue. He stated that he was surprised to see how many pending applications there are from the establishments on Ruston Way . He stated that he would also appreciate a response from our public safety employees as to the potential implications and costs that might occur as a result of these applications being approved.

Council Member Phelps indicated that he would be sponsoring an Ordinance regarding prison release facilities located in certain neighborhoods. He stated that he has been working with the New Tacoma Neighborhood Council, the North Tacoma Neighborhood Council, the Wright Park Activities Group, the Stadium Activities Group, and the North Slope Association. He stated that a committee has been formed to look at the City of Tacoma’s land use and zoning issues as a whole due to the recent siting of the Class II Group Home on South 9th and J Streets. He stated that it is his intention to bring forth an Ordinance placing a moratorium on such facilities and asking the Planning Commission for recommendations.

Council Member De Forrest inquired about the procedures that are required for the placement of moratoriums.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz Jr. requested an Executive Session to discuss pending litigation, the session not to exceed 40 minutes.

Mr. Corpuz requested a 90-day residency waiver for Mr. Phillip Knudsen, Human Resources Director, who has had some difficulties with the purchase of his new home.

Council Member Miller moved to grant a 90-day residency waiver to Mr. Phillip Knudsen to fill the position of Human Resources Director. Seconded by Deputy Mayor Kirby. Voice vote was taken and carried. The motion was declared adopted.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Miller moved to excuse Council Members McGavick and Silas from tonight’s meeting. Seconded by Deputy Mayor Kirby. Voice vote was taken and carried. The motion was declared adopted.

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Deputy Mayor Kirby expressed his disappointment with not being able to participate in the discussion last week regarding the artwork at the Solid Waste Facility. He also expressed his disappointment with missing the study session in which Mr. Leo Hindery, Jr., CEO and President of Tele-Communications, Inc. (TCI), was present.

Mayor Ebersole stated that he would be attending a conference in Washington D.C. to discuss with the Housing and Urban Development officials the need to secure the money that would have gone for the demolition of Hillside Terrace and use it instead for the renovation of the Hillside Terrace. He stated that he will also be discussing the Tacoma Empowerment Zone to make sure the \$3 million set aside for Tacoma would indeed reach Tacoma.

Council Member Miller moved to convene to Executive Session to discuss pending litigation, the session not to exceed 40 minutes. Seconded by Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted.

The City Council convened to Executive Session at 6:17 p.m. and reconvened at 6:47 p.m.

Council Member Miller moved to authorize final settlement in the case of Loretta A. Cool v. Tacoma Police Department, et al. for the sum of \$150,000. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 6:48 p.m.


BRIAN EBERSOLE, MAYOR

ATTEST: 
RICK ROSENBLADT, CITY CLERK

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