

CITY COUNCIL MINUTES

City Council Chambers
November 20, 1990

The meeting was called to order by Mayor Vialle at 5:07 p.m.

Present on roll call: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle. Absent: 1 - Moss. (Council Member Moss arrived at 5:37 p.m.)

The Flag Salute was led by Council Member Mykland.

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

Approval of the minutes of the meeting of November 6, 1990.

PETITIONS:

Joseph Harned, requesting the reclassification of the property located on the east side of South Pine Street between South 37th and South 35th Streets from a "R-2" One-Family Dwelling District to a "C-2" Commercial District. (Joseph Harned; File No. 120.1326)

For referral to the Hearing Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Civil Service Board, October 1, 1990.
- b. Minutes of the meeting of the Tacoma Arts Commission, October 8, 1990.
- c. Minutes of the meeting of The Municipal Authority, October 18, 1990.
- d. Final Report of the Tacoma Community Summit, October 1990.
- e. Final Environmental Impact Statement of the SR 509 East-West Corridor, I-705 to East 11th Street and Marine View Drive, Volumes 1 & 2, October 1990.

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

FINAL READING OF ORDINANCES:

Ordinance No. 24755 (Continued from the meeting of November 13, 1990.)

Appropriating and transferring \$3,950,000.00 from the General Fund to the Union Station Renovation Fund to provide funding for the construction of the Federal Courts at the Union Station site; and declaring an emergency making necessary the passage of this ordinance.

Deputy Mayor Stenger moved to suspend the rules to consider Substitute Ordinance No. 24755. Seconded by Mayor Vialle. Voice vote was taken and carried.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Substitute Ordinance was declared passed.

Ordinance No. 24763 (Continued from the meeting of November 13, 1990.)

Amending Sections 1.23.070, 5.20.010, and 5.20.050 and adding Section 5.20.320 to the Official Code to clarify the issuing of special permits for the collection, removal and disposal of solid and infectious wastes from within the City limits.

Mayor Vialle moved to suspend the rules to consider Substitute Ordinance No. 24763. Seconded by Council Member Nielsen. Voice vote was taken and carried.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Evans, McElliott, Miller, Nielsen, Stenger, Warnick and Mayor Vialle.

Nays: 0.

Absent: 2 - Moss and Mykland.

The Substitute Ordinance was declared passed.

Ordinance No. 24765

Amending Chapter 8.12 of the Official Code to restore the prohibition of soliciting alms within the City.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

Ordinance No. 24766

Appropriating \$120,000.00 from the Miscellaneous Trust Summary Fund to pay for narcotics law enforcement expenses of the Tacoma Police Department; and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

Ordinance No. 24767

Authorizing the execution of an agreement with Puget Sound Bank; accepting \$19,188.00 through September 30, 1991; and depositing in and appropriating said sum from the Miscellaneous Grant Summary Fund to provide Puget Sound Bank with child care resource and referral services.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

Ordinance No. 24768

Accepting \$9,743.00 from rents and fees from existing encumbrances and \$1,000.00 in various donations; depositing in and appropriating \$10,743.00 from the Miscellaneous Special Revenue Fund for financial support for the "Train to the Mountain"; and authorizing the execution of agreements with owners of property adjacent to the railroad right-of-way granting easements, crossing rights and other privileges.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

Ordinance No. 24769

Appropriating \$150,000.00 from the Baseball Park Operating Fund for staffing and supplies for the Cheney Stadium Parking Lot operations; and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

Ordinance No. 24770

Amending Section 6.68.270 of the Official Code to grant businesses in areas to be annexed to the City a three-year exemption from the business and occupation tax.

Mayor Vialle moved that Ordinance No. 24770 be amended to read as follows: "(j) Any person in respect to a business activity conducted in an area that, after the date hereof, has become part of the City by annexation; provided, however, that the business premises of such person be located in the said area on the date of annexation; and provided, further, that the exemption provided herein shall cease at the end of the calendar quarter following three years of the date of such annexation." Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance, as amended, was declared passed.

Ordinance No. 24771

Providing for the formation of L.I.D. No. 7712 for the conversion of existing overhead electrical primary, telephone, and cable television lines to underground in the vicinity of North 31st to North 33rd Streets from Junett Street to Alder Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

Mayor Vialle proclaimed the week of November 26 - December 1, 1990, to be Home Care Week, and presented the proclamation to Ms. Blanche Jones, President of the Home Care Association of Washington and Ms. Anne Ficca of Group Health.

FIRST READING OF ORDINANCES:

Ordinance No. 24772

Adopting a revised Energy Conservation Plan.

The Ordinance was set over for final reading next week.

Ordinance No. 24773

Amending Ordinance No. 24730 to correct the street address of the Pt. Defiance Senior Center from 4416 North Baltimore to 4716 North Baltimore.

The Ordinance was set over for final reading next week.

Ordinance No. 24774

Transferring \$2,800.00 appropriated in the General Fund to the Community Development Block Grant Summary Fund for the installation of a fire hydrant at the Family Counseling Center; and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 24775

Amending Chapter 5.20 of the Official Code to establish new refuse collection and disposal service rates effective January 1, 1991.

Council Member Moss arrived at 5:37 p.m.

Speaking to the Council was Randy Thompson, a resident of Northeast Tacoma.

The Ordinance was set over for final reading next week.

Ordinance No. 24776

Accepting donations totaling \$4,732.00 from Elizabeth Waters, Freighthouse Square, Boze Elementary School staff, Patricia Kramer Davidson, Jalopy Auto Racing Association, Simpson Fund, Grand Aerie F.O.E., Kentucky Fried Chicken, Crane's Creations and the Last Frontier; and depositing in and appropriating said sum from the Miscellaneous Trust Summary Fund for the Drug Awareness Resistance Education (D.A.R.E.) program.

The Ordinance was set over for final reading next week.

Ordinance No. 24777

Adopting the Biennial Budget of the City of Tacoma for the fiscal years 1991-1992.

Deputy Mayor Stenger moved to amend the 1991-1992 biennial preliminary budget as submitted by the City Manager in the following way:

I. CAPITAL IMPROVEMENT DOLLARS

Of the \$6,379,103 available, the dollars shall be appropriated as follows:

	<u>1991</u>	<u>1992</u>	<u>Biennium</u>
Broadway Theatre District	\$500,000	\$250,000	\$750,000
Tacoma Eastern Railroad Track Rebuild			?

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Municipal Court Relocation	400,000		400,000
TCI Building Renovation (added to \$124K in G.F.)	124,000		124,000
80th & D Park (tot/lot)	79,000		79,000
McKinley Park Phase II	96,000		96,000
Wright Park Lighting	149,000		149,000
Boys & Girls Club Project	35,000	90,000	125,000
Rescue Mission Heating	40,000		40,000
Tahoma Multi-Service Center	200,000	100,000	300,000
Urban League Security	10,000		10,000
Union Station Parking	500,000		500,000
Waterway Debt Service	770,000	770,000	1,540,000
Waterway Pedestrian Links	-0-	804,500	804,500
Unexpended/Prev. Allocated	<u>827,000</u>	<u> </u>	<u>827,000</u>
 BIENNIUM TOTAL			 <u>\$5,744,500</u>

In addition, \$187,000 shall be transferred to the Community Service dollars and shall be spent as community service dollars. \$447,500 shall be transferred to Council Discretionary dollars and shall be spent as Council Discretionary dollars.

Seconded by Mayor Vialle.

Council Member McElliott moved to amend Mr. Stenger's 1992 Budget amendment as follows: "Of the \$804,500 Capital Improvement Dollars identified for the Waterway Pedestrian Links, \$200,000 shall be used for an Eastside Police Precinct Building. Such dollars shall be appropriated if the Police site location study identifies the need for an Eastside location and shall be allocated for the Eastside location identified by such study." Seconded by Deputy Mayor Stenger. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on the amendment as amended. The motion was declared adopted.

Deputy Mayor Stenger moved the following amendment to Community Service:

COMMUNITY SERVICE

Of the \$2,814,000 available, plus \$187,000 from the identified Capital Improvement dollars, the community service dollars shall be appropriated as follows:

	<u>1991</u>	<u>1992</u>	<u>Biennium</u>
Urban Policy Allocated	\$1,200,000		\$1,200,000
Urban Policy to Allocate Council to Allocate		\$1,400,000 207,000	1,400,000 <u>401,000</u>
 BIENNIUM TOTAL			 <u>\$3,001,000</u>

Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Stenger moved the following amendment to Council Discretionary:

COUNCIL DISCRETIONARY

Of the \$2,025,459 available, plus \$447,500 from the identified Capital Improvement dollars, the Council Discretionary dollars shall be appropriated as follows:

(In addition to already budgeted dollars).

	<u>1991</u>	<u>1992</u>	<u>Biennium</u>
Contingency Fund	\$ 50,000	-0-	\$ 50,000
Community Schools	90,000	140,000	230,000
DWI Task Force	1,000	1,000	2,000
Library Hours-Current hours	395,000	509,000	940,000
Neighborhood Conference	5,500	5,500	11,000
People's Center Maint. & Capital - (Parks)	29,000	29,000	58,000
AIDS Program (Health-Requires Match)	50,000	50,000	100,000
Community Summit Plan	30,000	30,000	60,000
Cultural Plan (Arts Commission)	20,000	10,000	30,000
Landmarks Contracting & Grants	20,000	20,000	40,000
Rialto Theatre Start-up (PAF)	45,000	91,000	136,000
Tree Program (Parks/Pub.Works)	80,000	90,000	170,000
Salishan Recreation	10,000	11,000	21,000
People's Center AfterSchool Recreation	9,000	10,000	19,000
Eastside Recreation	12,000	12,000	24,000
Restor. of 76 Min staff, 1991	550,000	-0-	550,000
Fire Dept. Deployment Study	50,000	-0-	50,000

The 76 minimum staffing level shall be restored for the first year of the biennium (1991) only, at a cost of \$550,000. \$50,000 shall be appropriated to undertake a comprehensive study of the Fire Department in 1991 to include, but not be limited to, deployment, staffing levels, fire station location, and reimbursement of Fire Department patient transport.

	<u>1991</u>	<u>1992</u>	<u>Biennium</u>
EDB Contract	-0-	\$ 17,500	\$ 17,500

The Economic Development Board (EDB), in cooperation with the City of Tacoma, will have responsibility to carry out an organized and coordinated approach to economic development planning and implementation of economic development activities, including investigation, analysis, and dissemination of data and information concerning the local economy.

To measure the effects of the EDB, the City will develop with the EDB a City-specific scope of services to encompass development, recruitment, business assistance, and marketplace activities to be reported to the City on a quarterly basis for payment.

For the biennium 1991-1992, the Tacoma-Pierce County Economic Development Board will work with all of the economic development agencies in Tacoma-Pierce County to develop an equitable funding plan.

Seconded by Council Member McElliott. Voice vote was taken and carried. The motion was declared adopted.

Mayor Stenger moved the following amendment to Hotel/Motel Tax:

HOTEL/MOTEL TAX

Of the \$1,168,104 available of the Hotel/Motel Tax revenue, the dollars shall be appropriated as follows:

	<u>1991</u>	<u>1992</u>	<u>Biennium</u>
Convention Center Architect	\$ 10,000	\$ -0-	\$ 10,000
Cultural Mktg/Tourism Grants	75,000	75,000	150,000
Sports Commission	25,000	25,000	50,000
Tacoma Eastern Railroad Consult.	50,000	50,000	100,000
Tacoma Eastern Railroad Track Maintenance	60,000	60,000	120,000
Trade Exposition Center	7,500	7,500	15,000
VCB Contract	275,000	275,000	550,000

The VCB Contract shall be funded at \$550,000 for the biennium rather than \$640,000 that is contained in the preliminary budget.

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

Deputy Mayor Stenger moved to direct the City Manager to include the following additional agencies and projects in the forthcoming 1991-92 allocation resolution of community service dollars:

<u>PROJECT</u>	<u>1991</u>	<u>1992</u>
AIDS Foundation	\$50,000	\$50,000
AIDS Housing	7,500	0
Alpha House	25,000	27,500
Day Care Subsidy - We Care	55,000	60,000
Diabetes Screening	8,000	8,000
Encore (Marcourt) Adult Care	22,500	25,000
Mary Bridge Poison Center	8,000	18,500
SPRUCE (TCC)	18,000	<u>18,000</u>
 BIENNIUM TOTAL		 <u>\$401,000</u>

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

Deputy Mayor Stenger moved to direct the City Manager to consider the following items for inclusion in the first City Transportation Plan, as a prerequisite for the Parking Tax and the Street Utility:

- Antique Row
- City Entrances
- City Street Fund Restoration
- "K" Street
- Pacific Avenue
- Proctor District Streetscape
- Sixth Avenue
- 38th Street
- North Yakima Bridge Restoration

Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

Speaking to the Council was David Graybill, Executive Director of the Tacoma-Pierce County Chamber of Commerce.

The Ordinance, as amended, was set over for final reading next week.

Ordinance No. 24778

Appropriating \$2,220,000.00 from the General Fund unreserved fund balance to forgive repayment of said sum in outstanding General Fund loans to the Tacoma Dome Operation Fund.

Speaking to the Council was Louise Batchelor of 5123 North 45th Street.

The Ordinance was set over for final reading next week.

Council Member Evans moved to suspend the rules to consider Public Hearings and Appeals. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

PUBLIC HEARINGS AND APPEALS (Began at 6:13 p.m.)

This is the date set for a public hearing on the "Comprehensive Housing Plan."

Don Hines, Community Development Department, made a presentation to the Council regarding this matter.

Speaking to the Council were:

Tony Ginn, Chairman

Louise Batchelor

John Burtiz, Program Director

Maureen Howard

Alberta Canada, Executive Dir.

E. S. Brazil Public Benefit

Non-Profit Community Development Corporation

5123 North 45th Street

Local Initiative Support Corporation in Seattle & Tacoma

Tacoma Resident

Martin Luther King Housing Development Association

There being no further testimony, Mayor Vialle declared the public hearing closed at 6:47 p.m.

RESOLUTIONS:

Purchase Resolution No. 31131

Awarding contracts to:

1. Sea West Construction, Inc., on their bid of \$18,513.57 for a chain link fence for the South End Playground - Specification No. G-099-90;
2. J.J. Sprague, Inc., on their bid of \$51,850.00 to construct cement concrete curb ramps citywide - Specification No. G-244-90;
3. Sahlberg Equipment, Inc., in the amount of \$38,670.68 for the purchase of Two (2) Beuthling B300 Rollers with Two (2) BT-3 Trailers - Washington State Contract No. 011030; and
4. Rejecting all bids received for the Tacoma Landfill-Gas Probe Installation Work Order No. AU6501 - Specification No. G-242-90.

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

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

Resolution No. 31132

Authorizing the sale of surplus property located at Roosevelt Substation to Mr. and Mrs. Frank Mester for \$22,000.00.

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

Resolution No. 31133

Authorizing the sale of two small tracts of Water Division Pipeline No. 2 right-of-way located at the intersection of 112th Street East and Golden Given Road to Pierce County for \$2,100.00.

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

Resolution No. 31134

Authorizing the release of a surplus easement to allow approval for the final plat of Meadow Brook located in northeast Tacoma.

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

Resolution No. 31135

Authorizing the execution of an Amendment to the Lease Agreement with Lake Cushman Company to allow the Light Division to reacquire all undeveloped Cushman Hydroelectric Project lands for the wildlife mitigation program.

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

Resolution No. 31136

Authorizing the execution of an amended lease agreement with Mrs. Ting-Ling Yeh for the property located at 2367 Tacoma Avenue South.

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

Resolution No. 31137

Authorizing the execution of a lease renewal agreement with Sound Investments, Inc., for the property located at 212-A South 37th Street for a term of five years.

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

Resolution No. 31138

Approving the preliminary plat of SHERIDAN PLACE located at the southwest corner of South 74th Street and Sheridan Avenue to subdivide a parcel of land into eight single-family building sites. (Richard D. and Barbara J. Swanson; File No. 125.310)

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

Resolution No. 31139

Approving the preliminary plat of ALDERWOOD PARK located between 45th Avenue N.E. and 48th Avenue N.E. and north of 35th Street N.E. to subdivide 7.51 acres into 40 single-family building sites. (Veeder/Knutson; File No. 125.309)

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

Resolution No. 31140

Authorizing the execution of an agreement with Northern Automotive Corporation (Schucks) to permit oil collection containers to be located at Schucks' retail outlets in Tacoma.

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

Resolution No. 31141

Authorizing the execution of an "Agreement for Transfer of Property" with the Washington State Historical Society; and further authorizing the execution of a quitclaim deed for the property located south of the Union Station to the Washington State Historical Society as a trustee for the State of Washington for a State Historic Museum.

Mayor Vialle moved that the Resolution be adopted. Seconded by Council Member Mykland.

Speaking to the Council was Dave Nicandri, Director of the Washington State Historical Society.

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

REPORTS BY CITY MANAGER:

Jan Gilbertson, Human Resources Director, requested a temporary residence waiver for Korte Brueckmann to the appointed position of Community and Media Services Coordinator at Public Utilities, the waiver not to exceed six months.

Deputy Mayor Stenger moved to grant a one-time temporary waiver for six months. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.


COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Mayor Vialle moved to withdraw the further appeal of the Friends of Narrowmoor and remand the matter to the Hearing Examiner for final action consistent with the Hearing Examiner's decision of October 15, 1990 as modified by the agreement of the parties. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 7:10 p.m.


KAREN VIALLE, MAYOR

ATTEST:


GENELLE BIRK, CITY CLERK

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