



# City Council Minutes

<http://www.ci.tacoma.wa.us/agendas/council>  
City Council Chambers, 747 Market Street, First Floor, Tacoma, Washington 98402

October 12, 1999

The meeting was called to order at 5:08 p.m.

Present on roll call: 8 – Baarsma, Crowley, De Forrest, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole. Absent: 1 – Miller.

The Flag Salute was led by Council Member Phelps.

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## CONSENT AGENDA

Approval of the minutes of the City Council meeting of September 21, 1999, and the study session of October 5, 1999.

## RESOLUTIONS

### **Resolution No. 34537**

Setting Tuesday, October 19, 1999, at approximately 5:30 p.m., as the date for a public hearing by the City Council on the annexation of approximately 23 acres located at 58<sup>th</sup> Avenue NE and 12<sup>th</sup> Street NE in unincorporated Pierce County.

### **Resolution No. 34538**

Setting Tuesday, October 26, 1999, at approximately 5:30 p.m., as the date for a public hearing by the City Council regarding the Neighborhood Action Strategies for the South, Southend, Northend and Northeast Tacoma Neighborhoods.

**ITEMS FILED IN THE OFFICE OF THE CITY CLERK**

- a. Minutes of the Arts Commission, September 13, 1999.
- b. Minutes of the Citizens Recognition Committee, June 16, 1999.
- c. Minutes of the Planning Commission, September 15, 1999.
- d. Minutes of the Urban Policy Committee, August 12, 1999.

Council Member Crowley moved to suspend the rules to consider Substitute Resolution No. 34537 which corrects the legal description. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Council Member Crowley moved that the Consent Agenda, including Substitute Resolution No. 34537 and Resolution No. 34538, be approved. Seconded by Council Member McGavick. Voice vote was taken and carried. The Consent Agenda, including Substitute Resolution No. 34537 and Resolution No. 34538, was declared approved.

**PROCLAMATIONS**

Mayor Ebersole proclaimed Tuesday, October 12, 1999, as "Tacoma Opera Day" and presented the proclamation to Mr. Rod Gideons.

He then proclaimed Friday, October 15, 1999, as "Raise the Roof Day" and presented the proclamation to Ms. Lisa Wojtanowicz, Tacoma CARES Program Coordinator.

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**R E G U L A R   A G E N D A**

**ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS**

**Resolution No. 34539**

Appointing individuals to the Board of Building Appeals, Environmental Commission, Foss Waterway Development Authority, Human Rights Commission, Tacoma Area Task Force on Disabilities, Tacoma Arts Commission, Tacoma Community Redevelopment Authority, and Urban Policy Committee.

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 Barrett	912 South Cushman

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

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## **FINAL READING OF ORDINANCES**

### **Ordinance No. 26290**

Vacating portions of Ferry Street, south of Grant Street, and an unnamed right-of-way in the Jason Lee campus to combine the vacated right-of-way with other school property for the relocation and expansion of the school's playfields. (Tacoma School District No. 10; File No. 124.1073)

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole

Nays: 1 – De Forrest

Absent: 1 – Miller

The Ordinance was declared passed.

### **Ordinance No. 26419**

Vacating Ferry Street south of Grant Avenue and north of that portion of Ferry Street previously vacated under Ordinance No. 28290. (Tacoma School District No. 10; File No. 124.1094)

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole

Nays: 1 – De Forrest

Absent: 1 – Miller

The Ordinance was declared passed.

### **Ordinance No. 26499**

Vacating the west 8 feet of East D Street adjacent to 9436 East D Street. (City of Tacoma, Department of Public Works; File No. 124.1100)

Roll call vote was taken, resulting as follows:

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

Nays: 0

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Absent: 1 – Miller

The Ordinance was declared passed.

**Ordinance No. 26509**

Vacating the west 220 feet of South 18<sup>th</sup> Street between Dock Street and the Thea Foss Waterway. (Department of Public Works; File No. 124.1099)

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole

Nays: 1 – De Forrest

Absent: 1 – Miller

The Ordinance was declared passed.

**Ordinance No. 26517**

Providing for the establishment of a line of credit in the amount of \$1,400,000 to provide interim financing for capital projects included in the approved 1999-2000 Belt Line Division Biennial Budget.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Miller

The Ordinance was declared passed.

**Ordinance No. 26518**

Accepting \$103,181 from the Washington State Department of Ecology; depositing in and appropriating said sum from the Capital Improvements Summary Fund for reimbursement of costs incurred in the preparation of a remedial investigation and site specific cleanup action plan for various City-owned parcels along the west side of the Thea Foss Waterway.

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Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 – Miller

The Ordinance was declared passed.

## **FIRST READING OF ORDINANCES**

### **Ordinance No. 26519**

Amending Chapter 2.04 of the Municipal Code by repealing and reenacting Sections 2.04.010 through 2.04.400 modifying the requirements for permit applications and amending permit fees.

The Ordinance was set over for final reading next week.

## **RESOLUTIONS**

### **Purchase Resolution No. 34540**

Awarding contracts to:

1. PRC Public Sector, Inc., in the amount of \$16,145, to increase its contract for the Fire Department Computer Aided Dispatch (CAD) System - Sole Source – Purchase Order No. 42033;
2. Hansen Information Technologies, Inc., in the amount of \$52,150, for the Information Management System Upgrade - Sole Source;
3. A.B.B. Fischer Porter, in the amount of \$300,000, for a computer system upgrade and expansion - Sole Source;
4. Mid-Mountain Contractors, Inc., on its bid of \$62,976, for emergency storm sewer replacement on South Pine Street from 6<sup>th</sup> Avenue to 450 feet south - Purchase Order No. E42470;
5. Bellamy Medical Ergonomic Products, in the amount of \$50,000, to supply Bodybilt seating and ergonomic consulting – Specification No. F-006-97;
6. Goodyear Commercial Tire & Service, on its bid of \$69,979.50, for recapped tires and tire services - Specification No. F-001-99; and
7. Authorizing the execution of an interlocal agreement with the City of Tukwila for cooperative purchasing.

Council Member Crowley moved that the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 1, 2, 3 and 4, be adopted. Seconded by Council Member McGavick.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Barrett	912 South Cushman

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item Nos. 1, 2, 3 and 4, was declared adopted.

**Resolution No. 34541**

Authorizing the execution of an agreement for the purchase of the property located at 2108 South Fawcett for the Central Public Safety Facility.

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

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Barrett	912 South Cushman

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

**Resolution No. 34542**

Authorizing the submittal of a grant application to the State of Washington, Department of Community, Trade and Economic Development, in the amount of \$340,704, to fund nontraditional criminal justice programs.

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. 34543**

Authorizing the execution of Amendment No. 1 to the Agreement with McGavick Graves, P.S., in the amount of \$125,000, for legal services in the case of Myla D. Hoffman-Hite v. City of Tacoma.

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

Council Member McGavick noted that she has no financial interest in the firm of McGavick Graves, P.S.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Barrett	912 South Cushman

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

**Resolution No. 34544**

Authorizing the execution of an agreement with Port Yacht Basin, Inc., for mutual easements for public access to the Middle Waterway restoration site.

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. 34545**

Authorizing the execution of amendments to the agreements with Tallman & Severin, LLP, in the amount of \$85,000, and Dubitzky and Zarky, LLP, in the amount of \$65,000, for legal services on the Olympic View Restoration Project.

Council Member Crowley moved that the Resolution be adopted. Seconded by Council Member McGavick. Voice vote was taken and carried, with Council Member De Forrest voting in opposition. The Resolution was declared adopted.

**Resolution No. 34546**

Authorizing the execution of a Multi-Family Housing Limited Property Tax Exemption Agreement with Sun Ranch Partnership, Inc., to construct 54 new units of low-income, multi-family, senior housing to be located at 235 through 247 Tacoma Avenue South in the Downtown Residential Target Area.

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

Council Member De Forrest moved to amend Resolution No. 34546, line 13, by striking the word "from" and inserting the word "between". Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Voice vote on Resolution No. 34546, as amended, was taken and carried. The Resolution, as amended, was declared adopted.

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**Resolution No. 34547**

Authorizing the submission of a grant application to the Interagency Committee for Outdoor Recreation, in the amount of \$750,000 for reconstruction of that portion of the Thea Foss Waterway Transient Moorage project located at the Albers Mill Site at 1821 Dock Street.

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. 34548**

Authorizing the execution of Interlocal Agreements with the cities of Fife, Lakewood and University Place for the creation and joint operation of a public facilities district to facilitate the construction and operation of a regional convention center.

Council Member Crowley moved to suspend the rules to consider Substitute Resolution No. 34548. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

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

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

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

Nays: 0

Absent: 1 – Miller

The Resolution was declared adopted.

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**Resolution No. 34549**

Expressing opposition to the passage of Initiative 695 which will appear on the ballot at the general election to be held on Tuesday, November 2, 1999.

**INITIATIVE 695**

Shall voter approval be required for any tax increase, license tab fees be \$30 per year for motor vehicles, and existing vehicle taxes be repealed?

YES   
NO

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 Barrett	912 South Cushman
Will Baker	piercecountyinsider.com
Pat McElligott	Northeast Resident
No name given	Resident

Voice vote was taken and carried, with Council Member McGavick abstaining. The Resolution was declared adopted.

**UNFINISHED BUSINESS**

None.

**REPORTS BY CITY MANAGER**

City Manager Ray E. Corpuz Jr. requested an Executive Session to discuss pending litigation, the session not to exceed 15 minutes.

**COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

Council Member McGavick stated that she attended the Empty Bowl Benefit at South Park Community Center. She stated that 1,700 bowls were made over the year by local artists. She stated that these bowls are sold at the event for \$10.00 and soup, bread and water is served as a symbolic gesture of the poor. She stated that the money is split between the Pierce County Emergency Food Network and the Metro Parks Foundation. She then encouraged everyone to attend the event next year.

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Council Member Silas moved to excuse Council Member Miller from tonight's meeting. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

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Council Member Baarsma stated that it may be worthwhile for the City Council to look at various provisions to allow for the property tax exemption issue to be addressed. He stated that he has many concerns regarding this issue.

Council Member De Forrest stated that the L Street Bridge is still closed. He requested a report as to when this bridge will be available to use again.

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Mayor Ebersole moved to convene to Executive Session to discuss pending litigation, the session not to exceed 15 minutes. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

The City Council convened to Executive Session at 6:45 p.m. and reconvened at 7:00 p.m.

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Council Member Crowley moved to authorize the settlement of the claim of Karen Hale filed with the City Clerk for the sum of \$70,000. Seconded by Council Member McGavick. Voice vote was taken and carried with Council Member De Forrest voting in opposition. The motion was declared adopted.

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On proper motion, the meeting was adjourned at 7:09 p.m.

  
BRIAN EBERSOLE, MAYOR

ATTEST:   
RICK ROSENBLADT, CITY CLERK

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