

CITY COUNCIL MINUTES

City Council Chambers
March 2, 1993

The meeting was called to order at 5:10 p.m.

Present on roll call: 8 - Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Deputy Mayor Mykland. Absent: 1 - Mayor Vialle.

The Flag Salute was led by Council Member Baarsma.

Approval of the minutes of the Tacoma City Council meetings of February 16 and 23, 1993.

RESOLUTIONS:

Resolution No. 32108

Setting Tuesday, April 6, 1993, at 9:00 a.m. as the date for a hearing by the Hearings Examiner on the request to vacate a portion of East J Street north of East 25th Street. (Savage Wholesale Building Materials; File No. 124.974)

Resolution No. 32109

Setting Tuesday, March 16, 1993, at approximately 5:30 p.m. as the date for a hearing by the City Council on the Nineteenth Year (1993-1994) Community Development Block Grant Proposed Statement of Objectives and Use of Funds.

APPEAL:

Geoffrey C. Cross and Neil J. Hoff, appealing the decision of the Hearings Examiner for a Special Use Permit for a 20-bed Group Care Home Class II juvenile rehabilitation facility in a "C-3" Commercial District located at the northeast corner of South Fourth and St. Helens Avenue. (Second Chance; File No. 121.1239)

Setting Tuesday, April 6, 1993, at approximately 5:30 p.m. as the date for a hearing by the City Council.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, March 2, 1993.
- b. Minutes of the meeting of the Environmental Commission, January 25, 1993.
- c. Minutes of the meetings of the Human Rights Commission, November 19, 1992 and January 21, 1993.
- d. Minutes of the meeting of the Tacoma Beautification Committee, January 20, 1993.
- e. Minutes of the meetings of the Municipal Authority, January 28, 1993 and Municipal Authority Economic Development, February 11, 1993.
- f. Minutes of the Tacoma Employees' Retirement Board, December 17, 1992.
- g. Volunteer Services Annual Report 1992.
- h. Draft Generalized Land Use Plan, February 19, 1993.

Council Member Nielsen moved that the Consent Agenda, including Resolution Nos. 32108, and 32109, be approved. Seconded by Council Member Moss. Voice vote was taken and carried. The Consent Agenda was declared approved.

Deputy Mayor Mykland moved to suspend the rules to consider Resolution No. 32110 under the Regular Agenda prior to Resolution No. 32120. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 25267

Amending the Official Code by repealing and reenacting Chapter 3.02 for regulating hazards to life and property from fire and explosion arising from storage, handling, and use of hazardous substances, materials, and devices and from conditions hazardous to life and property in the use or occupancy of buildings or premises to comply with the 1991 Edition of the Uniform Fire Code.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Deputy Mayor Mykland.

Nays: 0.

Absent: 1 -- Mayor Vialle.

The Ordinance was declared passed.

Ordinance No. 25268

Providing for the formation of L.I.D. No. 2617 for the placement of asphalt surface treatment on East K Street from Wright Avenue to East 34th Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Deputy Mayor Mykland.

Nays: 0.

Absent: 1 -- Mayor Vialle.

The Ordinance was declared passed.

Ordinance No. 25269

Providing for the formation of L.I.D. No. 8565 for the placement of asphalt surface treatment on the alley between North Fife Street and North Oakes Street from North 11th to North 12th Streets.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Deputy Mayor Mykland.

Nays: 0.

Absent: 1 -- Mayor Vialle.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 25270

Vacating 58th Avenue Northeast Extension Road with abutting properties for eventual development as a single-family residential subdivision. (Jeffrey A. Woodworth; File No. 124.970)

Council Member Nielsen moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over to a date to be determined.

Ordinance No. 25271

Amending Chapter 13.06 of the Official Code to reclassify the property located at the southwest corner of East 40th Street and Portland Avenue from a "R-2" One-Family Dwelling District and "R-3" Two- and Three-Family Dwelling District to a "C-1" Commercial District to construct an 8,000 square foot, two-story retail/office building. (Kuon Sun and Chhivlin Sek Lim; File Nos. 120.1356 & 130.552)

Council Member Mykland moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over to a date to be determined.

Ordinance No. 25272

Appropriating \$6,591.58 from the Labor-Management Health Care Trust Fund to pay Pierce County Medical Bureau, Inc., for underwriting losses for the fourth quarter of 1992.

The Ordinance was set over to the meeting of March 16, 1993.

Deputy Mayor Mykland moved to suspend the rules to consider Ordinance No. 25237 after the public hearing portion of the agenda. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

RESOLUTIONS:

Resolution No. 30288 - (Continued from the meeting of February 9, 1993)

Approving the amendment to the Community Development Block Grant Final Statement of Objectives and Use of Funds for interim financing to Dyno Overlays, Inc., in the amount of \$3,000,000 for relocation of its facility to 2144 Milwaukee Way.

Council Member Mykland moved to continue Resolution No. 30288 to the meeting of March 16, 1993. Seconded Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

The Resolution No. 30288 will be considered at the regular City Council meeting of March 16, 1993.

Resolution No. 32106 - (Continued from the meeting of February 23, 1993)

Authorizing the execution of an agreement with the Natural Resource Damage Assessment Trustees in the amount of \$35,556 to participate in the development and implementation of the Assessment and Restoration Plans for Commencement Bay.

Speaking before Council was:

Cheryl Miller

Resident

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

Resolution No. 32029

Authorizing the execution of a lease agreement with Dock Street Tacoma Associates for the lease of land at 535 Dock Street.

Council Member Nielsen moved to suspend the rules to consider Substitute Resolution No. 32029. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

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

PUBLIC HEARINGS AND APPEALS: (began at 5:50 p.m.)

- a. This is the date set for the hearing relative to the sixth year Downtown Business Improvement Area assessment rates, budget and program.

Council Member Miller excused himself from this portion of the public hearing and left the Council Chambers.

Speaking before Council were:

Mike Crowley	Resident
Greg Pratt	Resident
Dan Blachly	Resident

The hearing was declared closed at 6:00 p.m.

- b. This is the date set for the hearing relative to an amendment of the Community Development Block Grant Final Statement of Objectives for the submission of an application to the U. S. Department Of Housing and Urban Development to provide a loan of \$5.1 million for the Sheraton Tacoma Hotel.

The hearing began at 6:00 p.m.

Speaking before Council were:

John Fincke	National Development Council
Martha Anderson	Planning & Development Services
Roy Cussman	McGavick, Graves

At 7:15 p.m., Deputy Mayor Mykland moved to recess for five minutes. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

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Council reconvened at 7:20 p.m.

Barbara Faulkner	Sheraton
Gordon Sondland	Denson Equities
Ken Breidenbach	Visitor Convention Bureau
E. M. Hill	Resident
F. H. Russell	Professional Services Unified
Dan Blachly	Resident
John Trinnes	Resident
Robert Hill	Resident
Laura Williams	Resident
Fred Shanaman	Sports Commission
Louise Batchelor	Resident
Ursula Denhardt	Sheraton
Steve Aldrich	Sheraton
James McDonald	EDB, Frank Russell Co. and Executive Council
Jon Magnus	Kemco
Karl Anderson	Resident
Mike Crowley	Business Owner
Patrick Ransier	Sheraton
Patricia Miller	Sheraton
Larry Norman	Resident
Patrick West	Sheraton
Cole Peck	Resident
Linn Larsen	Real Estate

The hearing was declared closed at 8:25 p.m.

Council Member Miller moved to suspend the rules to consider Resolution Nos. 32110 and 32120 in that order. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 32110

Authorizing the submittal of a grant application to the U. S. Department of Housing and Urban Development in the amount of \$5.1 million for the Sheraton Tacoma Hotel.

Council Member Mykland moved to suspend the rules to consider Substitute Resolution No. 32110. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 32120

Authorizing the execution of Amendment No. 1 to the Sheraton Tacoma Hotel Loan Commitment Letter to negotiate and prepare appropriate agreements for certain financial assistance to the Sheraton Hotel.

Council Member Mykland moved to suspend the rules to consider Substitute Resolution No. 32120. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

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

Deputy Mayor Mykland moved to suspend the rules to consider Ordinance No. 25273. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 25273

Providing for the levy of the sixth year assessment for the Downtown Business Improvement Area (BIA); approving the BIA annual budget and work plan; and appropriating \$338,170 for project activities.

Council Member Miller excused himself from the Council Chambers because of a conflict of interest.

The Ordinance was set over for final reading to the meeting of March 16, 1993.

Purchase Resolution No. 32111

Awarding contracts to:

1. Streich Brothers, Inc., on their bid of \$18,392.88 to increase their contract for repair of seating sections and handrails at the Tacoma Dome - Purchase Order No. 10838; and
2. Northwest Cascade, Inc., on their bid of \$38,353.16 for sanitary sewer extension in the alley between East 57th and East 58th Streets from Portland Avenue to East N Street - Specification No. G-213-93.

Council Member Nielsen moved that the Purchase Resolution, including waiving formal bidding procedures on Item No 1, be adopted. Seconded by Council Member Moss.

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item No. 1, was declared adopted.

Resolution No. 32113

Authorizing the execution of an amendment to the agreement with the Broadway Center for the Performing Arts in the amount of \$389,257 for the management and operation of the Broadway Theater District.

Council Member Mykland moved to continue Resolution No. 32113 to the meeting of March 16, 1993. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

The Resolution No. 32113 will be considered at the regular City Council meeting of March 16, 1993.

Resolution No. 32114

Authorizing the submittal of an application to the Puget Sound Regional Council for non-motorized transportation projects.

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. 32115

Authorizing the execution of a local improvement assessment deed to Lisa M. Rzewicki for the sale of surplus property adjacent to 5626 North 48th Street.

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

Resolution No. 32116

Authorizing the submittal of an application to the U. S. Department of Housing and Urban Development in the amount of \$891,000 for the 1993 HOME Investment Partnership Program.

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

Resolution No. 32117

Authorizing the execution of Amendment No. 75 to the Neighborhood Preservation Program agreement with the Municipal Authority for the rehabilitation of the Westgate property at 1302 South 7th Street.

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

Resolution No. 32118

Encouraging the Washington Congressional delegation to support President Clinton's economic plan, "A Vision of Change for America."

Council Member Nielsen moved to suspend the rules to consider Substitute Resolution No. 32118. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 32119

Authorizing the execution of an agreement with Otto G. Klein, of Heller, Ehrman, White and McAuliffe in the amount of \$100,000 for expert services in preparation for arbitration with Tacoma Police Local No. 6.

Roll call vote was taken, resulting as follows:

Ayes: 6 -- Baarsma, Evans, Moss, Nielsen, Silas, and Deputy Mayor Mykland.

Nays: 1 -- McElliott

Absent: 2 -- Miller and Mayor Vialle.

The Ordinance was declared passed.

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

None.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Deputy Mayor Mykland announced that the March 9, 1993 Council meeting was canceled and that the Council would resume its regular meeting schedule on Tuesday, March 16, 1993 at 5:00 p.m. in the Council Chambers.

Deputy Mayor Mykland moved to excuse the absence of Mayor Vialle. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 9:15 p.m.


GREG MYKLAND, DEPUTY MAYOR

ATTEST:


GENELLE BIRK, CITY CLERK

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