

## CITY COUNCIL MINUTES

City Council Chambers  
April 18, 1995

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

Present on roll call: 9 - Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

The Flag Salute was led by Council Member Baarsma.

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Approval of the minutes of the Tacoma City Council meeting of April 4, 1995.

### RESOLUTIONS:

#### Resolution No. 32974

Setting Tuesday, May 9, 1995, at approximately 6:00 p.m. as the date for a hearing by the City Council on the proposed lease of property located in the Green River Watershed to U.S. West Communications.

#### Resolution No. 32975

Setting Monday, May 8, 1995, at 5:00 p.m. as the date for a hearing by the Hearing Examiner on L.I.D. No. 2625 for the placement of two-inch asphalt surface treatment on Verde Street from North 16th to North 18th Streets.

#### Resolution No. 32976

Setting Monday, May 8, 1995, at 5:00 p.m. as the date for a hearing by the Hearing Examiner on L.I.D. No. 2626 for the placement of two-inch asphalt surface treatment on East N Street from Morton to Fairbanks Streets.

#### Resolution No. 32977

Setting Monday, May 8, 1995, at 5:00 p.m. as the date for a hearing by the Hearing Examiner on L.I.D. No. 8582 for the placement of permanent pavement on Gove Street from North 38th to North 39th Streets.

**ASSESSMENT ROLLS:**

The Director of Public Utilities presents the assessment rolls for the following:

L.I.D. No. 7720 for new underground electrical primary system along East G Street from East 74th to East 75th Streets.

Setting Monday, May 22, 1995 at 5:00 p.m. as the date for a hearing by the Hearing Examiner.

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

- a. Hearing Examiner agenda for April 18, 1995.
- b. Minutes of the meeting of the Tacoma-Pierce County Board of Health, March 1, 1995.
- c. Minutes of the meeting of the Transportation Committee, March 9, 1995.
- d. Minutes of the meeting of the Arts Commission, March 13, 1995.
- e. Minutes of the meeting of the Civil Service Board, March 20, 1995 and amended minutes of March 6, 1995.
- f. Report of the Director of Finance - December 1994.

Council Member Miller moved that the Consent Agenda, including Resolution Nos. 32974, 32975, 32976, and 32977, be approved. Seconded by Council Member Silas. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 32974, 32975, 32976, and 32977, was declared approved.

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Mayor Moss proclaimed the month of May 1995, to be "Elks Youth Month," and called on Ron Forest, Bob Williams, Bill Hanfch, and Ben Tarella to present a proclamation.

Mayor Moss proclaimed the week of April 22 - 28, 1995, to be "Earth Day Week," and presented the proclamation to Doug Miller and Jana Holloway.

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**REGULAR AGENDA**

**FINAL READING OF ORDINANCES:**

Ordinance No. 25692

Amending the 1995-1996 Biennial Budget of the City of Tacoma.

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Council Member De Forrest moved to amend Ordinance No. 25692 by appropriating funds for the completion of Phase 2 construction for the Section 4 Substation in an amount not to exceed \$350,000. The source of revenue for the appropriation will be dollars currently in the eight percent expenditure reserve so designated by the City of Tacoma Financial Policies. The Phase 2 construction will complete the north 64 feet of the building and should include:

- Sector 4 on-site turn-out room
- one locker room for women and one locker room for men
- office space for Pro-Act Team
- office space for SWAT sergeant
- storage space for SWAT equipment

Seconded by Council Member Kirby.

Council Member De Forrest moved to withdraw his motion to amend Ordinance No. 25692. Seconded by Council Member Kirby. Voice vote was taken and carried. The motion was declared adopted.

Council Member De Forrest moved to amend Ordinance No. 25692 by appropriating \$1,200,000 for the addition of 20 police patrol officers in 1996. The source of revenue for the appropriation will be dollars currently in the eight percent expenditure reserve so designated by the City of Tacoma Financial Policies. Seconded by Council Member Kirby.

Speaking before the Council were:

Kelly McGoldrick	Resident
Martin Sutherland	Resident

Roll call vote was taken on the motion to amend Ordinance No. 25692, resulting as follows:

Ayes: 2 -- De Forrest and Kirby.

Nays: 7 -- Baarsma, Crowley, Evans, McGavick, Miller, Silas, and Mayor Moss.

The motion to amend Ordinance No. 25692 failed.

Council Member Kirby moved to amend Ordinance No. 25692 by stating that the \$400,000 currently designated as "contribution to match Crime Bill block grant" be designated for hiring police patrol officers before the end of the biennium. Further, that any future Federal Crime Bill dollars that are not specifically designated for another

use, shall be designated for the hiring of police patrol officers before the end of the 1995-96 biennium. Seconded by Council Member Baarsma.

Council Member Miller moved to amend the Kirby motion to amend Ordinance No. 25692 by stating that the \$400,000 currently designated as "contribution to match Crime Bill block grant" be designated for hiring police patrol officers before the end of the biennium. Further, that any future Federal Crime Bill dollars ~~that are not specifically designated for another use,~~ shall be first designated for the hiring of police patrol officers before the end of the 1995-96 biennium up to an amount sufficient to match the established \$400,000. Seconded by Council Member Baarsma.

For the record, Mayor Moss requested the following verbatim transcript be included in these minutes for clarification.

Council Member Miller first read the amendment, "I moved to amend Ordinance No. 25692 by stating that the \$400,000 currently designated as 'contribution to match Crime Bill block grant' be designated for hiring police patrol officers before the end of the biennium." That's the first \$400,000 that's in our budget that would be dedicated to police officers. "Further that any future Federal Crime Bill dollars shall be first designated for the hiring of police patrol officers before the end of the 1995-96 biennium up to an amount sufficient to match the established \$400,000." My interpretation of that is that the first dollars we receive from the Federal government out of the Crime Bill will go towards matching the \$400,000 that's out of our budget to hiring officers. That might be \$400,000 on a 50-50 match. It might be \$500,000. It might be \$600,000 on a match. Whatever the Federal government tells us we have to match, we will match. Anything we receive in the form of a block grant above that match amount is going to be subject to this Council's determination as to, given there are no Federal restrictions on the Federal grant, up to this Council to determine what areas of public safety those dollars go in and they may be additional police officers. They may be prevention programs. They may be mobile data terminals. They may be additional LESA officers, as long as there there's no restrictions from the Federal government. But our first priority and our first funding, up to a cap, is police officers."

Mayor Moss asked the makers of the Kirby amendment to amend their motion as follows: "move to amend Ordinance No. 25692, by stating that the \$400,000 currently designated as 'contribution to match Crime Bill block grant' be designated for hiring police patrol officers before the end of the biennium," and that the language with reference to any future dollars be eliminated. Council Members Kirby and Baarsma agreed.

Council Member De Forrest raised a point of order and asked if the second sentence of the Kirby amendment and the Miller amendment were properly before the Council. Council Member De Forrest referenced Section 2.11 of the City Charter.

Deputy Chief Attorney John Kouklis, indicated that Council Member De Forrest had a valid point.

Mayor Moss then called for a roll call vote on the Kirby amendment to read as follows: "Amend Ordinance No. 25692 by stating that the \$400,000 currently designated as 'contribution to match Crime Bill block grant' be designated for hiring police patrol officers before the end of the biennium."

Roll call vote was taken, resulting as follows:

Ayes: 5 -- Baarsma, De Forrest, Evans, Kirby and Miller.

Nays: 4 -- Crowley, McGavick, Silas and Mayor Moss.

The Kirby amendment of Ordinance No. 25692, passed.

Roll call vote was taken on the Amended Ordinance No. 25692, resulting as follows:

Ayes: 9 -- Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

The Amended Ordinance No. 25692 was declared passed.

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PUBLIC HEARINGS AND APPEALS: (Began at approximately 7:15 p.m.)

- a. This is the date for a public hearing by the City Council to consider a \$14 million Industrial Development Revenue Bond for SCS Industries to acquire and improve the facilities at 2302 Milwaukee Way.

Speaking before the Council were:

<u>Name</u>	<u>Address</u>
Jack Creighton	Economic Development Board
Catherine Roach	Bond Counsel
Anton Parini	Portland, Oregon

The hearing was declared closed at 7:37 p.m.

- b. This is the date for a public hearing by the City Council on the 1995-1996 Consolidated Plan including the Community Development Block Grant, HOME Investment Partnership and the Emergency Shelter Grant programs.

Speaking before the Council were:

<u>Name</u>	<u>Address</u>
Larry Dahl	Urban Policy Committee
David Alger	Hilltop Homeownership Development Center
Darel Grothaus	Hilltop Homeownership Development Center
Keturah Morris	Hilltop Homeownership Development Center
Judy Pilarski	T.A.C.I.D.
Allie Jointer	T.A.C.I.D.
Judy Quackenbush	8th & I Neighbors
Sandy Burgess	Metropolitan Development Council
Jeannie Darneille	Pierce County Aids Foundation
E. J. (last name not given)	Pierce County Aids Foundation
Irene R. Fruzzetti	Pierce County Homeless Coalition
Julie Bonsteel	Faith Homes
Mel Jacksion	Bates Technical College Foundation
Bill Barrett	Habitat for Humanity
Joellen Giles	Domestic Violence Shelter
Al Klapahack	Resident
Mary East	Phoebe House
Glenda Tanner	Proud African American Youth Society
Alberta Canada	Martin Luther King Jr. Housing Services Association
Susy Watson	Tacoma Art Museum

The hearing was declared closed at 9:15 p.m.

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Mayor Moss moved to recess. Seconded by Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted. Council recessed at 9:15 p.m. and reconvened at 9:30 p.m.

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Ordinance No. 25693

Amending Sections 1.18.040 and 1.19.010 of the Official Code relative to salary compensations for the Mayor and Council Members.

Council Member Miller moved to suspend the rules to consider Substitute No. 1 of Ordinance No. 25693. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Council Member Crowley moved to amend Substitute No. 1 of Ordinance No. 25693 by striking the language on page 1 between lines 16 and 17 through 18-19 as follows: "and further that the Mayor shall be entitled to receive all employee benefits to the same extent and under the same conditions as full-time City employees." and striking the language on page 2, lines 9-11 as follows: "and, further that each Council member elected in 1995 and thereafter shall be entitled to receive all employee benefits to the same extent and under the same conditions as full-time City employees." Seconded by Council Member Miller.

Council Member De Forrest moved to amend Crowley's motion to amend Substitute No. 1 of Ordinance No. 25693 by reinserting the language on page 1 between lines 16-17 through 18-19, as follows: "and further that the Mayor shall be entitled to receive all employee benefits to the same extent and under the same conditions as full-time City employees." Council Member De Forrest withdrew his motion.

Council Member De Forrest moved to divide the issues of voting on the benefits of the Mayor separately from the benefits of the Council Members. Seconded by Mayor Moss. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on the amendment to remove the provision to provide benefits for Council Members. The motion on the amendment to remove benefits from the Council Members was declared adopted.

Voice vote was taken and failed on the amendment to remove the provision to provide benefits for the Mayor. The motion was declared failed.

Roll call vote was taken on the Amended Substitute No. 1 of Ordinance No. 25693, resulting as follows:

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Ayes: 6 -- Crowley, De Forrest, Evans, Miller, Silas, and Mayor Moss.

Nays: 3 -- Baarsma, Kirby and McGavick.

The Amended Substitute No. 1 of Ordinance No. 25693 was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 25694

Authorizing the issuance of junior lien water system revenue anticipation notes in the amount of \$5,000,000 for interim financing of capital projects for the Water System.

The Ordinance was set over for final reading next week.

Ordinance No. 25695

Accepting a grant award from the State of Washington Department of Community, Trade and Economic Development in the amount of \$219,956.25; depositing in and appropriating said sum from the General Fund; and authorizing the execution of agreements with the Metropolitan Park District, Young Women's Christian Association, Child Abuse Prevention Resources, Consejo and Municipal Court to provide specific criminal justice prevention and treatment programs.

The Ordinance was set over for final reading next week.

Ordinance No. 25696

Amending Chapters 1.23, 13.02 and 13.06 of the Official Code relative to procedures for amending the Comprehensive Plan, Land Use Management Plan, development regulations and procedural changes for area-wide zoning reclassifications.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 32972 (Continued from the meeting of April 11, 1995)

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Authorizing the submittal of a loan application to the Washington State Department of Community Development for the installation of lighting from Pacific Avenue to the east city limits and from Interstate 5 to the south city limits.

Council Member Miller moved to suspend the rules to consider Substitute Resolution No. 32972. Seconded by Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted.

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

Purchase Resolution No. 32979

Awarding contracts to:

1. Pro-Tech Design & Manufacturing, Inc., on their bid of \$33,312.50 for Pro-Tech Sidewinder mini 14 vehicle mounts and rifle adapters -Sole Source; and
2. Second Chance Body Armor, Inc., on their bid of \$187,052.74 for second chance body armor vests - Pierce County Bid No. 6055.

Council Member Miller moved that the Purchase Resolution, including waiving formal bidding procedures on Item No. 1, be adopted. Seconded by Deputy Mayor Evans.

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. 32980

Authorizing the execution of agreements with Seattle Northwest Securities Corporation in an amount not to exceed \$67,000 and with Preston Gates & Ellis in an amount not to exceed \$45,000 for financial advising and bond counseling services for the issuance of Sewer Utility bonds.

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

Resolution No. 32981

Authorizing the execution of an agreement with the Metropolitan Park District in the amount of \$78,000 for a criminal justice prevention and treatment program.

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

Council Member De Forrest moved to continue Resolution No. 32981 to the meeting of April 25, 1995. Seconded Council Member Kirby. Voice vote was taken and carried. The motion was declared adopted.

The Resolution No. 32981 will be considered at the regular City Council meeting of April 25, 1995.

Resolution No. 32982

Authorizing the execution of Amendment No. 3 to the Housing Project Agreement with the AIDS Housing Association, Phoebe House and L'Arche Tahoma Home to operate the facility at 1419 S. Yakima Avenue as a transitional shelter for homeless women.

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

Resolution No. 32983

Authorizing the submittal of a grant application to the Washington State Arts Commission 1996 Organization Support Program in the amount of \$8,000 for the Tacoma Arts Commission programs.

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

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UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

City Manager Ray E. Corpuz, Jr. announced that there will be a public safety first meeting on Thursday, April 20, 1995 at 6:30 p.m. at the Al Davies Boys and Girls Club.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Baarsma moved that the Finance Department be authorized to write off a debt of \$9,177.81 owed to the City of Tacoma by Song Homes Company. This is for accounting reasons only and should not be considered a forgiveness of the debt. Seconded by Deputy Mayor Evans. Voice vote was taken and carried. The motion was declared adopted.

Council Member De Forrest requested staff to provide a legal opinion on the City's Financial Policies relative to a super majority vote.

Council Member Baarsma provided an update that the Super Sonics were leading the Lakers by 30 points. Council Member Baarsma commented on the groundbreaking celebration for the Chihuly glass center. He noted that this \$20 million project is a real win for the City. He added that the Department of Ecology representative was very enthused about the way Tacoma had worked with the State, private sector and the Federal government. Council Member Baarsma indicated that 53 years ago today, Jimmy Doolittle and his flight crews took off from the decks of the U.S.S. Hornet, 200 miles further out from Japan than they had planned, and noted that their 30 seconds over Tokyo was the turning point of the second World War. He also noted that the very same day was the day of his birth.

Deputy Mayor Evans also commented on the Chihuly glass center and the new Washington State Historical Museum. Deputy Mayor Evans reported he met with Randy Tate and officers from Federal Way regarding the four post plan. He noted that during the transition of newly elected leaders, the \$400,000 that the FAA had appropriated under the former administration evaporated. He added that Randy Tate has promised to work on getting that funding back. Deputy Mayor Evans reported that he met with Public Works staff and the Maritime community from the east side of the waterway, regarding the lighting of the 11th Street Bridge for the Maritime Festival. He indicated that he has spoken with the Mayor about sending a letter to a local foundation to begin to get some support for funding that project.

Council Member Miller complimented the staff, in particular, City Manager Ray Corpuz, for the fine work and efforts he has contributed with the Thea Foss Waterway project.

Council Member Silas also reported on the exciting groundbreaking event on the waterway. She also complimented Ray Corpuz.

Council Member Crowley noted that today a good friend, Father Joe Maguire died. He announced that a memorial service for Father Maguire will be held on Monday, April 24, 1995 at 7:30 p.m. at St. Patrick Church.


Council Member McGavick wished Council Member Baarsma a happy birthday. Council Member McGavick commented that the testimony she heard from citizens at the public safety meetings had deeply touched her. She indicated that citizens talked about the incidents that had happened to their families and how they wanted to protect their families. She indicated that so many people want to be economically independent and we can't ignore that factor. She indicated it was a humbling experience for her to listen to some of these concerns. She also noted that the high energy of the young people who participated at the meetings should be tapped and channeled back into the community.

Mayor Moss commented on the new Washington State Historical Museum and the possibilities of the Thea Foss Waterway project.

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On proper motion, the meeting was adjourned at 10:20 p.m.

  
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HAROLD G. MOSS, MAYOR

ATTEST:   
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RICK ROSENBLADT, ACTING CITY CLERK