



City Council Minutes

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

June 23, 1998

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

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

The Flag Salute was led by Council Member Baarsma.

CONSENT AGENDA

Approval of the minutes of the City Council meeting of June 9, 1998.

ORDINANCES

Ordinance No. 26256

Accepting a donation of a public art collection comprised of artist-designed masks, stones and banners from the Greater Tacoma Community Foundation.

RESOLUTIONS

Resolution No. 34087

Approving the final plat for KURT MAYER'S, FIRST ADDITION, located in the vicinity south of 24th Street NE and west of 64th Avenue NE, for a 26-lot subdivision.
(File No. PLT-97-00023)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner's Agenda, June 23, 1998.
- b. Minutes of the Planning Commission, May 20 and June 3, 1998.
- c. Minutes of the Public Utility Board study session and meeting, May 27, 1998.
- d. Minutes of the Tacoma Community Redevelopment Authority, May 28, 1998.
- e. Minutes of the Urban Policy Committee, May 14, 1998.

Deputy Mayor Crowley moved that the Consent Agenda, including the adoption of Resolution No. 34087 and setting Ordinance No. 26256 over for final reading next week, be approved. Seconded by Council Member Miller. Voice vote was taken and carried. The Consent Agenda was declared approved.

PROCLAMATION

Mayor Ebersole proclaimed the month of June 1998 to be "Hire a Veteran Month" and presented the proclamation to Ms. Marie Birlante.

PRESENTATION

Mayor Ebersole called on Mr. Elton Gatewood, Neighborhood Council Coordinator, along with members of Team Tacoma, who presented the All-America City Award to the City Council.

Council Member De Forrest moved for a short recess. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted. The City Council recessed at 5:41 p.m. and reconvened at 5:46 p.m.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS

Resolution No. 34088

Appointing individuals to the Citizens Recognition Committee, Landmarks Preservation Commission, Public Utility Board, Tacoma Area Task Force on Disabilities, Tacoma-Pierce County Commission on Children, Youth and Families, Tacoma Community Redevelopment Authority, Planning Commission, and Urban Policy Committee.

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Deputy Mayor Crowley moved to suspend the rules to consider Substitute Exhibit A of Resolution No. 34088. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Crowley moved to adopt Resolution No. 34088, including Substitute Exhibit A. Seconded by Council Member McGavick.

Council Member Baarsma moved to amend Substitute Exhibit A of Resolution No. 34088 by striking the name "Thomas Smith" from the list of nominees. Seconded by Deputy Mayor Crowley. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on Resolution No. 34088, including the Amended Substitute Exhibit A. The Resolution was declared adopted.

FINAL READING OF ORDINANCES

Ordinance No. 26254

Increasing the Tenth Year Business Improvement Area budget by \$33,000 for marketing costs and related activities as requested by the Local Development Council; and appropriating said sum from the Downtown Business Improvement Area Fund for said expenses.

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. 26255

Authorizing the execution of a memorandum of agreement with Central Puget Sound Regional Transit Authority, known as Sound Transit; accepting \$800,000 from Sound Transit; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund to assist in the preparation of the City's Downtown Plan/Station Area Planning Study.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Baarsma, Crowley, De Forrest, Kirby, McGavick, Miller, Phelps, Silas, and Mayor Ebersole

Nays: 0

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 26257

Authorizing the execution of an Option to Purchase Real Estate Agreement for the property located at 3812 McKinley Avenue; authorizing a temporary interest-bearing loan, in the amount of \$80,000, from the Capital Improvements Summary Fund to the General Fund; and appropriating said sum from the General Fund for the purchase of said property, located adjacent to Fire Station No. 11, allowing for further expansion of the existing facility; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

Ordinance No. 26258

Authorizing the execution of a Purchase and Sale Agreement for the property located at 3808 McKinley Avenue; and appropriating \$26,700 from the Capital Improvements Summary Fund to purchase said property, located adjacent to Fire Station No. 11, allowing for future expansion of the existing facility.

The Ordinance was set over for final reading next week.

Council Member Crowley moved to suspend the rules to consider Resolution No. 34090 at this time. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 34090

Authorizing the execution of a five-year agreement with Volume Services, Inc., for food services at the Tacoma Dome.

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

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Ordinance No. 26259

Authorizing a temporary interest-bearing loan from the General Fund to the Tacoma Dome Operating Fund, in the amount of \$400,000; appropriating said sum from the Tacoma Dome Operating Fund to provide interim financing for equipment replacement and improvements in the concession operation at the Tacoma Dome; and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 26260

Amending Chapter 1.06 of the Municipal Code relating to claims against the City of Tacoma to be consistent with state law.

The Ordinance was set over for final reading next week.

Ordinance No. 26261

Accepting \$359,661 from the Federal Emergency Management Agency and \$59,943 from the State of Washington Military Department of Emergency Management Division; depositing in and appropriating \$419,604 from various specific funds for reimbursement of costs incurred during the winter storms of December 1996 and January 1997.

The Ordinance was set over for final reading next week.

Ordinance No. 26262

Authorizing the execution of a grant and funding agreement with the United States Department of Housing and Urban Development in the amount of \$3,324,000; depositing in and appropriating said sum from the Community Development Grants Summary Fund for the 1998-1999 Community Development Block Grant projects.

The Ordinance was set over for final reading next week.

Ordinance No. 26263

Authorizing the execution of a grant agreement with the United States Department of Housing and Urban Development in the amount of \$1,471,000; depositing in and appropriating said sum from the Miscellaneous Trust Summary Fund for the 1998-1999 HOME Investment Partnership projects.

The Ordinance was set over for final reading next week.

Ordinance No. 26264

Authorizing the execution of a grant agreement with the United States Department of Housing and Urban Development in the amount of \$125,000; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the 1998 Emergency Shelter Grant projects.

The Ordinance was set over for final reading next week.

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RESOLUTIONS

Resolution No. 34081 (Continued from the meeting of June 16, 1998.)

Supporting the Central Puget Sound Regional Transit Authority's proposed alternative alignments for a Light Rail system in the City to be analyzed in an Environmental Impact Statement.

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

Speaking before the Council was:

Name	Address/Affiliation
Kathryn Jolley	President, Dome District Development Group

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

Resolution No. 34082 (Continued from the meeting of June 16, 1998.)

Adopting the 1999-2004 and the Amended 1998 Six-Year Comprehensive Transportation Programs; and authorizing the submittal of grant applications for projects contained in the Six-Year Comprehensive Transportation Program.

Deputy Mayor Crowley moved to suspend the rules to consider Substitute Resolution No. 34082. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Crowley moved to adopt Substitute Resolution No. 34082. Seconded by Council Member Baarsma.

Speaking before the Council were:

Name	Address/Affiliation
Lawanna Lee	4810 East K Street
Keith Francis	4813 East K Street
Dorothy May	4826 East K Street
Marion Brazell	4801 East K Street
Karen VanCleave	1121 East 48 th Street

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

Purchase Resolution No. 34089

Awarding contracts to:

1. Rejecting the bid submitted for pedestrian lighting for Proctor, Stadium and Upper Tacoma Business Districts - Specification No. G-213-98;

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2. T. Miller Construction, on its bid of \$255,928, for pedestrian lighting for Proctor, Stadium and Upper Tacoma Business Districts; and
3. Approval of interlocal agreements with King County Fire District No. 44 and the City of Vancouver.

Deputy Mayor Crowley moved that the Purchase Resolution, including rejecting the bid submitted for Item No. 1 and waiving formal bidding procedures on Item No. 2, be adopted. Seconded by Council Member McGavick.

Council Member De Forrest requested the minutes reflect that, due to the failure of the bidder to acknowledge receipt of the addendum on Item No. 1, the bids must be rejected. He stated that the dollar amount in Item No. 2 should have been increased by 1% of the original bid or \$2,436 to reflect the changes in the addendum.

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

Resolution No. 34090

Authorizing the execution of a five-year agreement with Volume Services, Inc., for food services at the Tacoma Dome.

Resolution No. 34090 was considered earlier in the meeting.

Resolution No. 34091

Authorizing the execution of a Local Improvement Assessment Deed to ASARCO, in the amount of \$300, for two parcels of Surplus Guaranty Fund Property located approximately 100 feet southwest of the ASARCO plant.

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. 34092

Authorizing the execution of Amendment No. 160 to the Neighborhood Preservation Program Agreement with the Tacoma Community Redevelopment Authority (TCRA); allocating \$443,645 in 1996 HOME funds to be loaned by the TCRA to the Metropolitan Development Council to provide housing for those afflicted with AIDS.

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

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Resolution No. 34093

Authorizing the submittal of a grant application to the Interagency Committee for Outdoor Recreation, in the amount of \$275,000, for the design and development of the Chinese Reconciliation Park.

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

Resolution No. 34094

Authorizing the execution of an amendment to the agreement with McGavick Graves, P.S., in the amount of \$55,000, to provide professional services related to the negotiation and preparation of documents for the telecommunications and cable franchises.

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

Council Member McGavick stated that she has no financial interest in the proposed agreement with McGavick Graves, P.S.

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

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz Jr. reported on the City Council's concern regarding the use of illegal fireworks. He emphasized that the Police and Fire departments are proactively working together to minimize the effects of illegal fireworks in our community. Mr. Corpuz stated that the theme of their efforts is education and confiscation. He stated that the Fire Department will be patrolling areas of the city, in cooperation with the Police Department. He stated that there will also be a number of public service announcements, as well as a TV program on the fireworks issue. Mr. Corpuz stated that a Fireworks Hotline has been installed for those citizens wishing to report the use of fireworks in the City of Tacoma. He stated that the number is 573-2489 or 573-CITY.

Mr. Corpuz then requested an Executive Session to discuss potential litigation, not to exceed 30 minutes.

Council Member Miller stated that he would like to make it very clear to the citizens of Tacoma that the City of Tacoma is very serious about the enforcement of the ordinance which does not allow fireworks within the City of Tacoma limits. He stated that, with the cooperation of *The News Tribune*, the City of Tacoma should be able to get the message out, in advance of July 4, that there will be strong enforcement and significant

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civil penalties imposed upon those citizens who choose to use fireworks within the city limits.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Phelps stated that Deputy Mayor Crowley agreed to fill in for him this Saturday at the North Shore Golf Course, from 8:30 a.m. to 10:00 a.m. for the Coffee with Kevin social. He then encouraged everyone in Northeast Tacoma to join and meet Deputy Mayor Crowley.

Council Member De Forrest stated a vacant house on East 29th Street and Portland Avenue was destroyed by fireworks a few weeks ago. He stated that the two suspects were eight and eleven years old. Council Member De Forrest stated that the Tacoma Fire Department responded, but could not do anything because the house was located on the Puyallup Reservation. He stated that he is hopeful that the Tribal Council will begin addressing the fire issues as they relate to fireworks. He then stated that Fire Chief Dick Moore has indicated that the City of Tacoma has a program to help children who are involved in this type of mischievous behavior.

Council Member De Forrest thanked City Manager Ray E. Corpuz Jr. for the report on the Police Budget. He then asked additional questions regarding the Police Department's budget including: Will the money that was found in the billing error be returned to the Police Department's budget or would it be credited? Would interest be paid on the money? Was this a \$10,000-a-month error or a one-time amount?

Council Member De Forrest stated that he appreciated the City Manager's comments regarding the hiring of an independent auditor regarding the jail situation. He stated that he would like the independent auditor to calculate the amount of money Pierce County owes the City of Tacoma for the delays our police officers encounter when trying to book individuals. He stated that it was his understanding that the City of Tacoma does not get the same priority as the Pierce County Sheriff's Department. Council Member De Forrest stated that in King County a police officer drops the paperwork and the prisoner off at the jail and does not have time for a cup of coffee. He stated that Pierce County and the City of Tacoma should work towards that same goal.

Council Member Baarsma stated that he reviewed a survey in the "Tacoma Weekly" indicating the best places to buy things in Tacoma. He stated that they also have a category indicating the best appointed public official. He stated that our City Manager, Ray E. Corpuz Jr., was considered the very best among our appointed public officials. Council Member Baarsma noted that when City Manager Corpuz was interviewed he was very gracious in his comments. He then thanked City Manager Corpuz for his good work.

Mayor Ebersole stated that the City of Tacoma hosted the Association of Washington Cities' Convention last week. He stated that there were many favorable reviews by City Council Members throughout the state that had not been in Tacoma for quite awhile.

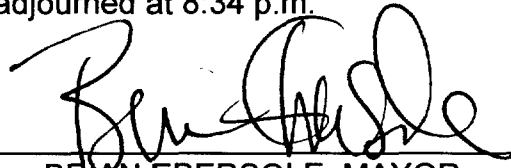
Mayor Ebersole then congratulated Council Member McGavick on the luncheon speech she delivered on Friday.

Council Member Baarsma added that he had expressed the sentiments of the Tacoma City Council at the general business meeting concerning the Council's position on Initiative 200. He stated that the Association of Washington Cities is also on record, with the City of Tacoma, in opposition to that ill-conceived initiative.

Council Member Miller moved to recess to Executive Session to discuss potential litigation, the session not to exceed 30 minutes. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

The City Council recessed to Executive Session at 7:32 p.m. At 8:05 p.m. Mayor Ebersole returned to the Council Chambers and extended the Executive Session for an additional 30 minutes. The City Council reconvened at 8:34 p.m.

On proper motion, the meeting was adjourned at 8:34 p.m.



BRIAN EBERSOLE, MAYOR

ATTEST:


RICK ROSENBLADT, CITY CLERK

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