

CITY COUNCIL MINUTES

City Council Chambers
July 18, 1995

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

Present on roll call: 8 - Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss. Absent: 1 - De Forrest.

The Flag Salute was led by Council Member Crowley.

CONSENT AGENDA

Approval of the minutes of the Tacoma City Council meeting of June 27, 1995.

RESOLUTION:

Resolution No. 33080

Setting Tuesday, August 8, 1995, at approximately 6:00 p.m., as the date for a hearing by the City Council to consider the proposed annexation of the Manitou area located on the southwest border of the city limits of Tacoma generally bounded by 64th Street West on the north, 74th Street West on the south, Lakewood Drive on the west, and the Tacoma city limits on the east.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearing Examiner agenda for July 18, 1995.
- b. Minutes of the meeting of the Public Utility Board and study session of June 14, 1995.
- c. Minutes of the meeting of the Tacoma Area Task Force on Disabilities, June 1, 1995.
- d. Minutes of the meeting of the Tacoma Arts Commission, May 8, 1995.
- e. Minutes of the meeting of the Tacoma-Pierce County Board of Health, June 7, 1995 and special meeting of June 22, 1995.
- f. Statement by City employees disclosing remote interests pursuant to Tacoma Municipal Code 1.46.030(O) as follows:

<u>Name</u>	<u>Affiliation</u>
Gappa, Timothy	Martin Luther King Housing Development Association
Martin, Judy Ann	South End Neighborhood Council

Worbs, Wayne
Wright, Maurice

South End Neighborhood Council
Central Neighborhood Council

- g. Monthly Financial Reports for Light Division, Water Division, Belt Line Division, Conservation Project Fund, Data Processing Fund, Fleet Services Fund, Geographic Information System Fund, and Self-Insurance Claim Fund, May 1995.
- h. Report of the Director of Finance, May 1995.

Council Member Miller moved that the Consent Agenda, including Resolution No. 33080, be approved. Seconded by Council Member Silas. Voice vote was taken and carried. The Consent Agenda, including Resolution No. 33080, was declared approved.

Mayor Moss presented Judge Gary Sullivan with a 30-year service award and Police Chief Ray Fjetland and the D.A.R.E. unit presented Judge Sullivan with a D.A.R.E. jacket and hat in appreciation of his participation in the D.A.R.E. program.

Mayor Moss moved to recess to Executive Session to discuss acquisition and lease of real estate, the session not to exceed 20 minutes. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 5:15 p.m. and reconvened at 5:35 p.m.

REGULAR AGENDA

COMMUNICATION:

Hearing Examiner submitting a modification to the conditions of a previously-approved reclassification of the property located at 7601 South Tacoma Way to allow reductions of the buffer strips along the north property line from 20 feet to 8 feet in width and along the east property line from 60 feet to 8 feet in width. (Robert S. and Jennifer Larson; File No. 120.1108A)

Council Member Miller moved to concur in the Recommendations of the Hearing Examiner. Seconded by Mayor Moss. Voice vote was taken and carried with Deputy Mayor Evans voting in opposition. The motion was declared adopted.

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FINAL READING OF ORDINANCES:

Ordinance No. 25543

Amending Chapter 13.06 of the Official Code to reclassify the property located west of South Tyler Street, approximately 100 feet south of South 50th Street from a "R-2" One-Family Dwelling District to a "R-3" Two- and Three-Family Dwelling District to construct four, two-story duplexes. (Bill Barrett Builders, Inc.; File No. 120.381)

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 1 -- De Forrest.

The Ordinance was declared passed.

Ordinance No. 25731

Authorizing the execution of the Third and Fourth Amendments to the Railroad Purchase and Sale Agreement with the Weyerhaeuser Company, and authorizing the issuance of a promissory note in the amount of \$575,000 as a portion of the acquisition of the former Chehalis Western Railroad.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 1 -- De Forrest.

The Ordinance was declared passed.

Ordinance No. 25736

Appropriating \$2,065,000 from the Labor Management Health Care Trust Fund for paying benefit improvements to Pierce County Medical and Washington Dental Service plans from 1995 through 1997 and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 1 -- De Forrest.

The Ordinance was declared passed.

Substitute Ordinance No. 25737

Amending the Pay and Compensation Plan to implement rates of pay for the International Brotherhood of Electrical Workers Local No. 483 Water Pollution Control Unit, District Lodge No. 160 on behalf of Local Lodge No. 297 of the International Association of Machinist and Aerospace Workers, and Teamsters Local No. 313 and amending several classifications to reflect organizational changes.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 1 -- De Forrest.

The Substitute Ordinance was declared passed.

Ordinance No. 25738

Amending Chapters 1.23, 13.06 and 13.12 of the Official Code relative to the time period for appeals of the decisions of the Land Use Administrator, Hearing Examiner and the City Council to comply with State law.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

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Absent: 1 -- De Forrest.

The Ordinance was declared passed.

Ordinance No. 25739

Authorizing the execution of an amendment to the agreement with the Washington State Department of Social and Health Services in the amount of \$130,862; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for operating and expanding the Tacoma-Pierce County Child Care Resource and Referral System.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 1 -- De Forrest.

The Ordinance was declared passed.

Ordinance No. 25740

Amending various sections of Chapter 8.105 of the Official Code relative to domestic violence to comply with State law.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 1 -- De Forrest.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 25741

Vacating a portion of Highline Place/28th Street N.E., west of Norpoint Way for affordable housing building sites. (Monarch Construction; File No. 124.1015)

Deputy Mayor Evans moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over for final reading to a date to be determined.

RESOLUTIONS:

Purchase Resolution No. 33081

Awarding contracts to:

1. J. J. Sprague, Inc., on their bid of \$325,401.78 for residential street construction for L.I.D. Nos. 8576, 8579, 8580 and 8581 - Specification No. G-229-95;
2. Rushforth Construction Company, on their bid of \$2,266,435 for remodeling and improvements to the Center Plaza Building and the Tacoma Municipal Building - Specification No. G-226-95;
3. Bosnick Roofing, Inc., on their bid of \$179,129.10 for various reroof projects - Specification No. G-228-95;
4. Unifirst Corporation, in the amount of \$199,300 to renew and extend their contract for uniform and linen service - Specification No. G-017-91;
5. Paramount Supply Company, in the amount of \$50,000 to increase their contract for plumbing equipment and hardware supplies - Open Purchase Order No. 3523; and
6. VWR Scientific, Inc., in the amount of \$50,000 to increase their contract for photographic supplies, chemicals and laboratory equipment - Open Purchase Order No. 3525.

Council Member Miller moved that the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 5 and 6, 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 Nos. 5 and 6, was declared adopted.

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Resolution No. 33082

Approving the Wapato Hills Task Force report and recommendations on the 80-acre Water Division property located off Tacoma Mall Boulevard between South 56th and South 64th Streets to retain the current open space plan designation and existing zoning classifications, reevaluate the property value and continue to seek funding for the purchase of the property for a period of two years.

Deputy Mayor Evans moved to suspend the rules to consider Substitute Resolution No. 33082. Seconded by Council Member Silas. 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 Silas.

Council Member Kirby moved to amend Substitute Resolution No. 33082, page 2, lines 1 and 2, as follows:

“ . . . property for commercial development. At that time along with the ten acres in the southwesterly corner of the property may also be considered for appropriate non-commercial development, so as to provide compensation to the Water Division, and the Task Force will continue to stay involved in the process until final resolution, and”

Seconded by Council Member Baarsma.

Council Member Miller suggested a friendly amendment to read as follows:

“ . . . property for commercial development, along with the ten acres in the southwesterly corner of the property for non-commercial development, so as to provide compensation to the Water Division, and the Task Force will continue to stay involved in the process until final resolution, and”

Council Members Kirby and Baarsma agreed to the friendly amendment. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council were:

<u>Name</u>	<u>Address</u>
Skip Vaughn	South Tacoma Neighborhood Council
Randy Boss	Citizen
Anita Preston	North End Neighborhood Council
Keith Stone	New Tacoma Neighborhood Council
Darlene Woolery	Oakland/Madrona Group

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

PUBLIC HEARINGS AND APPEALS: (Began at approximately 6:40 p.m.)

Steven P. and Jennifer A. DeWitt appealing the decision of the Hearing Examiner to reclassify the property located at 1621 Marine View Drive from a "M-1" Light Industrial District to a "M-2" Heavy Industrial District.
(Marine View Recycling, Inc.; File No. 120.1380)

Mr. Dick Wufford, Hearing Examiner pro tem, spoke regarding his decision relative to the reclassification of the property at 1621 Marine View Drive.

Mr. David Halinen, representing appellants Steven P. and Jennifer A. DeWitt, presented reasons for the appeal.

Mr. Ed Campbell, representing the property owner Camille Fjetland, spoke in support of the Hearing Examiner's decision.

Council Member Miller moved to concur in the Findings, Conclusions and Decision of the Hearing Examiner and deny the appeal. Seconded by Council Member Crowley. Voice vote was taken and carried with Council Member Kirby voting in opposition. The motion was declared adopted.

Resolution No. 33083

Approving the preliminary plat of BLUE SPRUCE located 400 feet west of South Mullen Street, in the vicinity of South 9th Street for a nine-lot residential subdivision. (Paul Babare; File No. 125.353)

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

Resolution No. 33084

Approving the 1995-1996 Small Innovative Grant Projects of the Neighborhood Councils program.

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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.

Mr. Keith Stone and Ms. Barbara Grout, from the New Tacoma Neighborhood Council, presented the Council with a mural of Tacoma that was funded by the 1994-95 Small Innovative Grant Program.

Resolution No. 33085

Authorizing the execution of Amendment No. 109 to the Neighborhood Preservation Program Agreement with the Tacoma Community Redevelopment Authority in the amount of \$500,000 for the Neighborhood Preservation Program.

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

Resolution No. 33086

Authorizing the execution of Amendment No. 110 to the Neighborhood Preservation Program Agreement with the Tacoma Community Redevelopment Authority in the amount of \$100,000 for the Down Payment Assistance Program to provide deferred payment loans in the Hilltop and Eastside areas.

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

Speaking before the Council was:

<u>Name</u>	<u>Address</u>
David King	Resident

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

Resolution No. 33087

Authorizing the execution of agreements with Faith Homes, in the amount of \$40,292 for the Jumpstart/Woodlawn project; Martin Luther King Ecumenical Center, in the amount of \$60,000 for the Sojourner/Last Chance/Mandela project; Metropolitan Development Council, in the amount of \$76,430 for the Homeless Employment/Multi-Service Center; Phoebe House, in the amount of \$30,000 for the Emergency Shelter/Transitional Shelter project; Shared Housing, in the amount of \$26,848 for the Shared Housing program; Tacoma Rescue Mission, in the amount of \$50,000 for the

Mission Service Center; Young Women's Christian Association, in the amount of \$31,160 for the Women's Support Shelter; and Martin Luther King Ecumenical Center, in the amount of \$53,900 for the Emergency Shelter project.

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

Resolution No. 33088

Authorizing the execution of a non-exclusive listing agreement with a real estate agent to market and negotiate the sale of surplus real property located at 3712 South Wilkeson Street that was seized by the Police Department and forfeited to the City pursuant to the State's controlled substances forfeiture statute.

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

Resolution No. 33089

Ratifying agreements with the Economic Development Board of Tacoma-Pierce County, Tacoma-Pierce County Chamber of Commerce and Martin Luther King Housing Development Association after City employees' disclosure of remote interests.

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

Resolution No. 33090

Authorizing the execution of an amendment to the agreement with Pierce County in the amount of \$93,158 for emergency management services and earthquake preparedness assistance for 1995.

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

UNFINISHED BUSINESS:

None.

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REPORTS BY CITY MANAGER:

City Manager Ray E. Corpuz, Jr. requested an Executive Session not to exceed 30 minutes to discuss potential and pending litigation.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Baarsma commented that in the Friday packet, the Council was provided with a list of recommended nominees from the Appointments Committee. Council Member Baarsma noted that Craig Flamme a current member of the Planning Commission from District 2, will be moved forward as a recommended nominee for Council's consideration.

Deputy Mayor Evans reported on the ribbon cutting ceremony at the Maritime Center. He noted that the Center is the beginning of the regeneration of the waterfront. He also commented on the handmade craftsmanship in the building. Deputy Mayor Evans reported on the twentieth anniversary ribbon cutting ceremony of the Northwest Trek at the picnic shelter. He noted that the enterprise was a gift to this region from the Hilyard's who were very generous and visionary.

Council Member Miller thanked staff for the informational Legislative summary report. He noted that with regard to all of the Council's discussion on the Tacoma Narrows Airport, the Capital Budget notes that Clover Park Technical College was appropriated \$2.1 million for a new aviation trades facility to be located at the Tacoma Narrows Airport.

Council Member McGavick commented on the block party in the North End over the weekend and the ribbon cutting ceremony at the Maritime Center. She commented on the beautiful works of art.

Mayor Moss commented on the visit from the Sister City delegation from Fuzhou, China. Mayor Moss complimented staff on the succinct and informational pamphlet, entitled "Fulfilling Our Destiny." He requested that the pamphlet be distributed widely and made available to the public.

Council Member Silas moved to excuse Council Member De Forrest from tonight's Council meeting. Seconded by Deputy Mayor Evans. Voice vote was taken and carried. The motion was declared adopted.

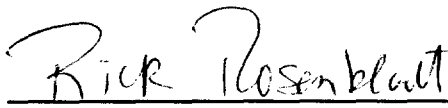
Mayor Moss moved to recess to Executive Session not to exceed 30 minutes to discuss potential and pending litigation. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 9:00 p.m. At 9:30 p.m., Mayor Moss announced that Executive Session would be extended an additional 15 minutes. Council reconvened at 9:45 p.m.

On proper motion, the meeting was adjourned at 9:50 p.m.



HAROLD G. MOSS, MAYOR

ATTEST: 

RICK ROSENBLADT, ACTING CITY CLERK

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