

CITY COUNCIL MINUTES

City Council Chambers
January 26, 1993

The meeting was called to order at 5:14 p.m.

Present on roll call: 7 - Baarsma, Evans, Miller, Moss, Nielsen, Silas, and Mayor Vialle. Absent: 2 - McElliott and Mykland.

The Flag Salute was led by Council Member Miller.

Approval of the minutes of the Tacoma City Council meeting of January 19, 1993.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, January 26, 1993.
- b. Minutes of the meeting of the Landmarks Preservation Commission, January 13, 1993.
- c. Minutes of the Public Utility Board study session and meeting, December 16, 1992 and the special meeting of December 24, 1992.
- d. Monthly Financial Reports of the Belt Line Division, Data Processing Fund, Fleet Services Fund, Light Division, Self-Insurance Claim Fund, and Water Division, November 1992.
- e. Draft Biennial Capital Budget, 1993-1994.

Council Member Moss moved that the Consent Agenda be approved. Seconded by Council Member Miller. Voice vote was taken and carried. The Consent Agenda was declared approved.

Council Member McElliott arrived at 5:15 p.m.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Presentation of suggestion awards.

Mayor Vialle presented an award to Jon Edick for his suggestion on ways to keep hub caps on City vehicles.

Mayor Vialle presented a \$1,000 check to McCarver School for the SMART Program.

Mayor Vialle presented a proclamation to the Tacoma School District and the Department of Public Utilities for a joint partnership on the Waste Watcher Program.

FINAL READING OF ORDINANCES:

Ordinance No. 25248

Vacating the alley between East 50th and East 51st Streets from East N Street to the City of Tacoma's Pipeline Right-of-Way to clear title to the existing residence. (Robert M. Green; File No. 124.967)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Mykland.

The Ordinance was declared passed.

Ordinance No. 25252

Accepting a donation of an armored vehicle from Armored Transportation, Incorporated for use as a law enforcement vehicle.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 - Mykland.

The Ordinance was declared passed.

Substitute Ordinance No. 25253

Authorizing the City Attorney to acquire by negotiation and/or condemnation land located at 1801, 1811 and 1821 Dock Street for the "Walk on the Mountain" project.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Evans, Miller, Moss, Nielsen, Silas, and Mayor Vialle.

Nays: 1 - McElliott.

Absent: 1 - Mykland.

The Substitute Ordinance was declared passed.

Ordinance No. 25254

Providing for the formation of L.I.D. No. 7718 for the undergrounding of utilities in Northeast Tacoma.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 - Mykland.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 25255

Amending Chapter 13.06 of the Official Code to reclassify the property at 1302 South 38th Street from a "R-2" One-Family Dwelling District and a "M-1" Light Industrial District to a "C-1" Commercial District to allow the development of a Super Safeway and parking lot. (Safeway, Inc., Mitchell Johnson; File No. 120.1350)

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

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

Ordinance No. 25256

Vacating the east 18 feet of Sheridan Avenue between South 38th and South 39th Streets to utilize the property for a proposed Super Safeway and parking lot. (Safeway Inc.; File No. 124.965)

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

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

PUBLIC HEARINGS AND APPEALS: (Began at 5:45 p.m.)

This is the date set for a public hearing relative to a loan of federal Community Development Block Grant funds to Dyno Overlays to assist in the financing of their business expansion.

Speaking before the Council were:

John Fincke
John Austin
Louise Batchelor

Local Development Council
Economic Development Board
Resident

The hearing was declared closed at 6:20 p.m.

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Ordinance No. 25257

Authorizing the execution of a grant award contract with the U. S. Equal Employment Opportunity Commission in the amount of \$49,680; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for processing cases involving discrimination in the City and training staff.

The Ordinance was set over for final reading next week.

Ordinance No. 25258

Amending Chapter 13 of the Official Code relative to commute trip reduction.

Speaking to the Council were:

Casey Cochrane
Kirk White

Chamber of Commerce
Chamber of Commerce

The Ordinance was set over for final reading next week.

Ordinance No. 25259

Amending Chapter 12.09 of the Official Code relative to solid waste, recycling and hazardous waste rates.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 32064 (Continued from the meeting of January 19, 1993.)

Authorizing the execution of Amendment No. 74 to the Neighborhood Preservation Program agreement with the Municipal Authority in the amount of \$263,000 for the Neighborhood Preservation Program.

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

Purchase Resolution No. 32066

Awarding a contract to:

J. J. Sprague, Inc., in the amount of \$120,000 to increase their contract for residential street, storm sewer and underground electrical system construction at various locations - Specification No. G-205-92.

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

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

Resolution No. 32067

Authorizing the execution of an agreement with the Tacoma-Pierce County Visitor and Convention Bureau in the amount of \$287,500 to continue implementation of a marketing and promotion program to enhance tourism and convention development.

Speaking to the Council was:

Ken Breidenbach

Visitor & Convention Bureau

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.

Mayor Vialle moved to set Resolution No. 32068 until Executive Session is concluded. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 32069

Adopting modifications to the "Thea Foss Waterway Design and Development Plan."

Speaking before the Council were:

Bruce Nickelson
Dean Lapman

Resident
Resident

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

Resolution No. 32070

Authorizing the execution of an interlocal agreement with Pierce County in the amount of \$50,000 for the Safe Streets campaign.

Council Member Evans declared a conflict of interest and indicated he would abstain from voting.

Council Member Nielsen moved that the Resolution be adopted. Seconded by Council Member Silas. Voice vote was taken and carried, with Council Member Evans abstaining. The Resolution was declared adopted.

Resolution No. 32071

Expressing the intent to proceed with the acquisition of the Totem Marina and the improvement of the Municipal Dock Building and Puget Sound Freight Building through financing in the amount of \$10,000,000.

Speaking before Council were:

Louis Fry	Resident
Marty Jackson	Resident
Mark French	Resident
Louise Batchelor	Resident
Richard Mullen	Resident
Bruce Hallman	Resident
Dean Lapman	Resident
Terry Payne	Resident

Council Member Miller moved that the Resolution be adopted. Seconded by Mayor Vialle. Voice vote was taken and carried, with Council Member McElliott voting in opposition. The Resolution was declared adopted.

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

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

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

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

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

Council recessed to Executive Session at 8:05 p.m. At 8:30 p.m. Council Member Nielsen announced Executive Session would be extended an additional 10 minutes. Council reconvened at 8:42 p.m.

Resolution No. 32068

Authorizing the execution of an agreement with John Francis Kennedy in the amount of \$200,000 for expert legal services.

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

Mayor Vialle moved to authorize the City of Tacoma to enter into a final settlement with the plaintiffs in the case of Reinsvold et al. v. City of Tacoma, Pierce County Cause No. 91-2-01856-7, in the amount of \$650,000. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 8:45 p.m.


KAREN L. R. VIALLE, MAYOR

ATTEST 
GENELLE BIRK, CITY CLERK

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