

CITY COUNCIL MINUTES

City Council Chambers
January 20, 1998

The meeting was called to order at 5:03 p.m.

Present on roll call: 8 - Baarsma, Crowley, De Forrest, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole. Absent: 1 - Miller. (Council Member Miller arrived at 5:05 p.m.)

The Flag Salute was led by Council Member Phelps.

Deputy Mayor Crowley moved to suspend the rules to consider Citizens' Request to be Heard at this time. Seconded by Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted.

CITIZENS' REQUEST TO BE HEARD (BEGAN AT 5:04 P.M.)

Mr. David Dye requesting to speak regarding the placement of the employees of the former Digital Dictation Unit in permanent Civil Service positions.

Mr. David Dye thanked the City Council for their action regarding the placement of the employees of the former Digital Dictation Unit in permanent Civil Service positions. He then expressed his gratitude for the opportunity to work with the City Council and Management as the Business Representative of the International Brotherhood of Electrical Workers Local 483 - Clerical Unit.

(Council Member Miller arrived at 5:05 p.m.)

CONSENT AGENDA

Approval of the Tacoma City Council minutes and study session minutes of January 13, 1998.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner's Agenda, January 20, 1998.
- b. Minutes of the Landmarks Preservation Commission, December 10, 1997.

- c. Minutes of the Tacoma-Pierce County Board of Health, December 3, 1997.
- d. Statements by City employees disclosing remote interests pursuant to Tacoma Municipal Code 1.46.030(O) as follows:

<u>Name</u>	<u>Affiliation</u>
Lane Ficke	Crime Stoppers Board of Directors

Deputy Mayor Crowley moved that the Consent Agenda be approved. Seconded by Council Member Baarsma. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS

Resolution No. 33941

Appointing Robert Evans to the Tacoma Public Library Board of Trustees for the remainder of an unexpired five-year term which will end March 3, 1999.

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

COMMUNICATIONS

Hearing Examiner recommending denial of the request to modify a previously approved reclassification to allow the construction and operation of a fast-food restaurant on a site zoned "C-2" Commercial District, located on the northeast corner of South 19th and Mullen Streets. (Foodmakers, Inc.; File No. REZ97-00010)

Deputy Mayor Crowley moved to concur in the recommendations of the Hearing Examiner. Seconded by Council Member McGavick. Voice vote was taken and carried with Council Member Silas voting in opposition. The motion was declared adopted.

FINAL READING OF ORDINANCES

Ordinance No. 26111

Amending Chapter 13.06 of the Municipal Code to reclassify the property located on the southeast corner of Sixth Avenue and South Mildred Street from an "R-2" One-Family Dwelling District to a "C-2" Commercial District to allow a permanent drive-through Automated Teller Machine. (Mark Smithsund; File No. REZ97-00009)

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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.

Ordinance No. 26120

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at the intersection of South 23rd and South Orchard Streets from an "R-2" One-Family Dwelling District to a "C-2" Commercial District for the construction of an automobile service station with a mini-mart, carwash facility, commercial building, and restaurant. (Fir Land Homes, Inc.; File No. REZ97-00005)

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.

Ordinance No. 26187

Accepting the donation of 5.5 acres of real property in Northeast Tacoma, to be used for open space, from Barclay and Barbara Stanton.

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. 26184

Vacating the west one-half of North First Street, north of North E Street, adjacent to Stadium High School, to provide space for portable classrooms on the north portion of the right-of-way and the remaining portion for parking purposes. (Tacoma School District No. 10; File No. 124.1057)

Council Member Baarsma moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. Voice vote was taken and carried with Council Member De Forrest voting in opposition. The motion was declared adopted.

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

Ordinance No. 26185

Vacating a portion of North Mildred Street south of Parkside Lane, in the vicinity of North 50th Street, for additional yard space. (Jerry Reidburn; File No. 124.1059)

Deputy Mayor Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. 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.

Ordinance No. 26186

Vacating a portion of East 11th Street, between Alexander Avenue and the Blair Waterway, exclusive of that portion previously vacated, to combine the vacated right-of-way with the abutting property for construction of Port-related industrial facilities. (Port of Tacoma; File No. 124.1060)

Deputy Mayor Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. 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.

Ordinance No. 26188

Vacating a portion of Manitou Custer Road, at Meadow Park Golf Course, 7108 Lakewood Drive West, to clear title to portions of the parking lot and landscaping, which are currently located on the right-of-way. (Metropolitan Park District; File No. 124.1062)

Deputy Mayor Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Baarsma. 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.

Ordinance No. 26189

Amending Chapter 1.23 of the Municipal Code by adding a new section to be known as Section 1.23.105 regarding the issuance of subpoenas in proceedings before the Hearing Examiner.

The Ordinance was set over for final reading next week.

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Ordinance No. 26190

Amending Chapter 1.24 of the Municipal Code relating to the Civil Service Board and Personnel Rules by adding a new section to be known as Section 1.24.951 regarding the issuance of subpoenas in proceedings before the Civil Service Board.

The Ordinance was set over for final reading next week.

Ordinance No. 26191

Accepting \$99,000 from the Washington State Historical Society; depositing in and appropriating said sum from the Fire Capital Projects Fund for the renovation of Fire Station 13 located at 3825 North 25th Street.

The Ordinance was set over for final reading next week.

Ordinance No. 26192

Amending Title 11 of the Municipal Code by adding a new chapter to be known as Chapter 11.50 entitled "Parking Facilities - City" and approving parking rates at various City-owned or managed facilities.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Barrett	912 South Cushman

The Ordinance was set over for final reading next week.

Ordinance No. 26193

Authorizing the execution of a Problem Solving Partnership grant award contract with the United States Department of Justice, Office of Community Policing Services, in the amount of \$107,019; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the provision of activities under said grant.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Barrett	912 South Cushman

The Ordinance was set over for final reading next week.

Ordinance No. 26194

Accepting a grant award from the State of Washington Department of Community, Trade and Economic Development, in the amount of \$254,031; depositing in and appropriating said sum from the General Fund; and authorizing the execution of agreements with Associated Ministries, Centro Latino, Faith Homes, Indo-Chinese Cultural and Service Center, and Mary Bridge Children's Hospital to provide specific criminal justice prevention and treatment programs.

The Ordinance was set over for final reading next week.

Ordinance No. 26195

Amending Chapter 13.05 of the Municipal Code relative to the land use permit procedures, including the expansion of the notification process for minor land use permits, new time periods for shoreline permits and a new process for minor modifications to previously approved land use permits.

The Ordinance was set over for final reading next week.

RESOLUTIONS

Resolution No. 33933

Authorizing the execution of an amendment to the agreement with Vanir Construction Management, in the amount of \$60,000, to supplement the feasibility study entitled "Municipal Jail and Alternatives to Incarceration."

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

Resolution No. 33934

Authorizing the execution of agreements with specific community service agencies, in the amount of \$1,892,030, for certain human service projects.

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

Resolution No. 33938

Authorizing the execution of an agreement with the Private Industry Council, in the amount of \$285,000, for the implementation of the Youth Building Tacoma Training and Employment Project.

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

Resolution No. 33939

Authorizing the execution of an amendment to the agreement with Miller & Van Eaton, in the amount of \$50,000, for expert legal services and assistance with cable franchise and telecommunications negotiations.

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.

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Resolution No. 33940

Authorizing the execution of an agreement with MuniCom, in the amount of \$50,000, for expert services and assistance with cable franchise and telecommunications negotiations.

Deputy Mayor Crowley moved that the Resolution be adopted. Seconded by Council Member Baarsma. Voice vote was taken and carried with Council Member De Forrest voting in opposition. The Resolution was declared adopted.

CITIZENS' REQUEST TO BE HEARD (BEGAN AT 5:04 P.M.)

Mr. David Dye requesting to speak regarding the placement of the employees of the former Digital Dictation Unit in permanent Civil Service positions.

Citizens' Request to be Heard was held earlier in the meeting.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz Jr. requested a temporary residency waiver for Mr. G. Kenneth Tross for the position of Sewer Maintenance Division Manager. He then requested Ms. Mary Brown, Interim Human Resources Department Director, to provide additional background information.

After discussion, Council Member Miller moved to authorize the City Manager to grant a three-month waiver of residency for G. Kenneth Tross for the position of Sewer Maintenance Division Manager. Seconded by Deputy Mayor Crowley. Voice vote was taken and carried with Council Member De Forrest voting in opposition. The motion was declared adopted.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Mayor Ebersole commended Allen Correll, Human Rights Director, and his staff for the fantastic celebration of the life of Dr. Martin Luther King, Jr. at the Tacoma Dome on Monday, January 19, 1998. He stated that it was one of the largest gatherings in the nation.

Council Member Phelps stated that he has received a number of complaints concerning the damage caused by the increase of graffiti in the Sixth Avenue, Proctor and Stadium Districts. He asked the City Manager to look into the legality of setting up a reward fund, possibly in partnership with Safe Streets. Council Member Phelps stated that the reward fund program has been very successful in other cities. He stated that the City of Seattle has a program called "Graffiti Rangers." He stated that the "Graffiti Rangers" remove graffiti in an environmentally friendly manner, by not using caustic materials,

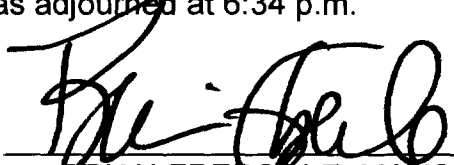
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and using recycled paints. He suggested that our staff use Municipal TV to promote a graffiti hotline.

Council Member Phelps acknowledged and congratulated the staff from Pierce Transit for putting together a program that will have commuter linking from the internodal center through downtown to a number of locations.

Council Member Silas commended the Human Rights Department for an excellent Martin Luther King, Jr. Celebration. She stated that each year it becomes bigger and better. She stated that the important thing to remember is the celebration of the birthday of Martin Luther King, Jr. and the diversity within our city.

On proper motion, the meeting was adjourned at 6:34 p.m.


BRIAN EBERSOLE, MAYOR

ATTEST: 
RICK ROSENBLADT, CITY CLERK

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