

CITY COUNCIL MINUTES

City Council Chambers
April 12, 1994

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 Miller.

Approval of the minutes of the Tacoma City Council meeting of April 5, 1994, study sessions of February 15, 22 and March 1, 1994 and the Joint Council/Utility Board study session of March 3, 1994.

APPEAL:

Allan and Nancy Manning appealing the decision of the Hearing Examiner relative to a Stream Development Permit No. 110.022 on the denial to allow the construction of a single-family residence on the property located at 1216 South Sunset. (Fritz Akker and Allan Manning; File No. 110.022)

Setting Tuesday, May 10, 1994, at approximately 6:00 p.m. as the date for a hearing by the City Council.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearing Examiner Agenda for Tuesday, April 12, 1994.
- b. Minutes of the meeting of the Commission on Children, Youth and Families, February 10, 1994.
- c. Minutes of the special meeting of the Tacoma Narrows Airport Advisory Committee, March 17, 1994.
- d. Minutes of the meeting of the Planning Commission, March 21, 1994.

Council Member Miller moved that the Consent Agenda be approved. Seconded by Council Member Crowley. Council Member De Forrest moved to amend page 6 of the April 5, 1994 Council minutes under Resolution No. 32570, to read that Council Member De Forrest made the motion to continue, not Council Member Miller. Seconded by Council Member Miller. Voice vote was taken and carried on the Consent Agenda including the amendment to the April 5, 1994 minutes. The Consent Agenda, including the amendment to the April 5, 1994 minutes, was declared approved.

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Mr. Doug Otjen, Chair of the Sister Cities Council, presented the Council with the 21st Century Award for Valuing Diversity.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 32574

Appointing Frederick P. S. Whang to the Library Board of Trustees for a five-year term expiring March 3, 1999.

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.

Mayor Moss moved to recess to Executive Session to discuss pending 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 5:15 p.m. and reconvened at 5:30 p.m.

Mayor Moss proclaimed the week of April 11-15, 1994, to be "Tacoma Building Safety Week," and presented the proclamation to Mr. Bill Pugh.

FINAL READING OF ORDINANCES:

Ordinance No. 25435

Amending Chapter 13.06 of the Official Code to reclassify the property north of the alley west of Cedar Street between South 12th and 13th Streets from a "R-3" Two- and Three-Family Dwelling District to a "C-2" Commercial District. (Terrence Belieu for Danny Meyer; File No. 120.1368)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

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Ordinance No. 25472

Accepting a donation of \$2,000 from Tacoma Public Schools and the Educational Employees Credit Union; depositing in and appropriating said sum from the General Fund for co-sponsoring Super Saturday.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25473

Amending Chapter 13.09.050 of the Official Code relative to the annual permit and reinspection fees for the South Tacoma Groundwater Protection District.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25474

Amending Chapter 1.29 of the Official Code to comply with the Federal Fair Housing law to obtain equivalency status with the U.S. Department of Housing and Urban Development.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25475

Amending Sections 13.06.275 and 13.06.280 of the Official Code to eliminate the prohibition of dry cleaning in the "C-1" Commercial and "CPN" Planned Neighborhood Shopping Center Districts.

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Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

RESOLUTIONS:

Resolution No. 32563 (Continued from the meeting of April 5, 1994.)

Authorizing the extension of the agreement with the Local Development Council for the administration of the Business Improvement Area for the period May 1, 1994 through April 30, 1995.

Council Members Crowley and Miller announced that they would abstain from consideration of this matter and left the Council Chambers.

Council Member Baarsma moved that the Resolution be adopted. Seconded by Council Member Kirby. Voice vote was taken and carried, with Council Members Crowley and Miller abstaining. The Resolution was declared adopted.

Resolution No. 32570 (Continued from the meeting of April 5, 1994.)

Authorizing the execution of a Lease and Operation Agreement with Olympic Counseling Services for an outpatient youth substance abuse treatment program located at 2919 Portland Avenue.

Speaking before the Council was:

Kathleen Skrinar

Resident

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.

Resolution No. 32575

Authorizing the execution of an Amendatory Operation and Use Agreement and an Amendatory Guarantee Agreement with the Tahoma Center Association in the amount of \$45,000 for the Tahoma Center Rehabilitation project.

Council Member Evans announced that he would abstain from consideration of this matter and left the Council Chambers.

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

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Council Member Evans returned to the Council Chambers.

Resolution No. 32576

Authorizing the submittal of a grant application with the National Park Service in the amount of \$50,000 for the Youth Outdoor Adventure Leadership 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.

Resolution No. 32577

Authorizing the submittal of a grant application with the National Park Service in the amount of \$182,000 for improvements to the People's Community Center.

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

Resolution No. 32578

Authorizing the execution of an amendment to the agreement with Henderson, Young and Company in the amount of \$25,000 for assistance with developing linkages between the Strategic Plan, Comprehensive Plan, Council policy, legislative mandates and budget appropriations.

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

Resolution No. 32579

Authorizing the execution of an Amendment to the Interlocal Agreement Safe Street Campaign in the amount of \$50,000 for the 1994 Safe Streets campaign.

Council Member Evans announced that he would abstain from consideration of this matter and left the Council Chambers.

Speaking before the Council were:

Priscilla Lisicichi	Safe Streets
Carol Epstein	Resident
Charlene Eigner	Resident

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

Council Member Evans returned to the Council Chambers.

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Resolution No. 32580

Authorizing the execution of an agreement with Reliance Asset Management Corporation in the amount of \$54,000 to develop an asset management plan for the Olympic Ridge, Overlook Rim, Nob Hill and Forest Hill Village apartments.

Speaking before the Council was:

Carol Epstein Resident

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.

PUBLIC HEARINGS AND APPEALS: (Began at 6:58 p.m.)

- a. Joseph F. Keely and Alma T. Cowan, appealing the decision of the Hearing Examiner relative to a Special Use Permit on the property located at North 14th Street between North Stevens Street and Mason Avenue to allow the construction of an addition to a church and a new parking lot. (Emmanuel Lutheran Church; File No. 121.1256)

Mr. Dick Wufford, Hearing Examiner Pro Tem, spoke regarding his decision to the Special Use Permit by Emmanuel Lutheran Church.

Council Member Kirby disclosed that because of his past actions on a previous appeal of a similar nature in 1978, he excused himself from the appeal proceedings and left the Council Chambers.

Mr. Ned Anderton, Mr. Joseph Keeley, and Ms. Alma T. Cowan, appellants, spoke on their reasons for the appeal. Mr. Anderton disclosed that he has a contractual relationship as an insurance broker for the City.

Mr. Leon Spangler, representing Emmanuel Lutheran Church, spoke in support of the Hearing Examiner's decision.

Mayor Moss moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner and deny the appeal.

Roll call vote was taken, resulting as follows:

Ayes: 4 -- Crowley, Miller, Silas, and Mayor Moss.

Nays: 4 -- Baarsma, De Forrest, Evans and McGavick.

Absent: 1 -- Kirby.

The motion failed.

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Council Member De Forrest moved to continue the appeal to the meeting of April 19, 1994. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Council Member Kirby returned to the Council Chambers.

Council Member De Forrest moved to recess for 10 minutes. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted. Council recessed at 8:25 p.m. and reconvened at 8:30 p.m.

- b. This is the date set for a public hearing by the City Council regarding the 1994-1995 Proposed Statement of Community Development Objectives and Projected Use of Funds for the 20th Year Community Development Block Grant Program.

Speaking before the Council were:

Pegge Michael	2115 No. 30th
Irene Fruzzetti	PCCAA
Sharon Pickett	9618 Pacific Ave.
Tony Balk	2328 So. Ainsworth
Dave Miller	Key Bank
Darel Grothans	1023 So. Martin Luther King Way
Linda BeMiller	820 A Street
Richard Bennion	2918 No. 19th St.
Allen DeBrun	Hilltop Action Coalition
Sandy Burgess	Metropolitan Development Council
Jody Pilarski	TACID
Carl Beal	Gateway House
Eldonna Beal	Gateway House
Kristin Johnson	1201 Pacific Ave.
David Boyd	1424 Tacoma Avenue
Anita Kent	Good Samaritan
Max Messman	723 So. Cushman
Mary O'Brien	705 So. 15th St.
Mike Lonergan	Tacoma Rescue Mission
Bill Gleason	611 NE Tacoma
Tony Balk	2328 So. Ainsworth

The hearing was declared closed at 9:55 p.m.

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

None.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Baarsma announced that nominations are being sought for City of Destiny awards to recognize volunteers who have made contributions to the community. The deadline for submitting applications is April 15, 1994. Application forms can be obtained at the public libraries, the Community Relations Office and City Clerk's Office of General Services.

Council Member Kirby expressed his appreciation to the individuals from the City's ALS unit who responded to the call to assist the State trooper who was injured on Highway 16.

Council Member Miller requested staff to provide clarification on what language changes are being recommended to the Municipal Authority's Charter. Council Member Miller indicated that in regard to the Friday Letter on the appeals that are heard by the Council, he requested staff to prepare an ordinance on the recommendation concerning land use appeals.

Council Member Evans requested Legal staff to investigate ways of precluding single-family houses from converting to dormitories. Council Member Evans also requested staff to look into the possibility of replacing the sodium light fixtures in the Hilltop area with halogen or mercury fixtures to emanate more light.

Council Member Silas requested information on the rationale the Urban Policy Committee used to based their decisions for funding Community Development Block Grant projects.

Council Member De Forrest requested that page 1 of the March 3, 1994 Joint Council/Utility Board study session minutes be amended to reflect the correct dates the proposed electric rate increase would be in effect.

Mayor Moss moved to cancel the Council meetings of May 31 and July 5, 1994. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Mayor Moss moved to recess to executive session to discuss acquisition of real estate matters not to exceed 30 minutes. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted. Council recessed to executive session at 10:10 p.m. and reconvened at 10:30 p.m.

On proper motion, the meeting was adjourned at 10:30 p.m.


HAROLD G. MOSS, MAYOR

ATTEST: 
GENELLE BIRK, CITY CLERK

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