

C I T Y C O U N C I L M I N U T E S

City Council Chambers
August 25, 1992

The meeting was called to order by Mayor Vialle at 5:10 p.m.

Present on roll call: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

The Flag Salute was led by Deputy Mayor Mykland.

C O N S E N T A G E N D A

Approval of the minutes of the Tacoma City Council meeting of August 18, 1992.

PETITIONS:

Barghausen Consulting Engineers, Inc., requesting a reclassification of the property at 3601 Center Street from a "M-1" Light Industrial District to a "C-2" Commercial District for the construction of an ARCO AM/PM Mini-Market facility. (Barghausen Consulting Engineers, Inc.; File No. 120.1354)

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 31857

Setting Tuesday, September 29, 1992, at approximately 5:30 p.m. as the date for a public hearing by the City Council regarding the amendments to the Master Program for Shoreline Development and Shoreline Regulations relative to the "S-6" Ruston Way Shoreline District.

Resolution No. 31858

Authorizing the submittal of applications to the Puget Sound Regional Council under the Intermodal Surface Transportation Efficiency Act of 1991 for certain transportation enhancement projects.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Charter Review Committee, August 3, 1992.
- b. Minutes of the meeting of the Civil Service Board, June 1, 1992.

- c. Minutes of the special meeting of July 16, 1992, the workshop of July 20, 1992, and the study session and meeting of July 22, 1992 of the Public Utility Board.
- d. Minutes of the meeting of the Board of Trustees of the Tacoma Public Library, July 15, 1992.
- e. Minutes of the meeting of the Task Force on Hate Crimes, July 9, 1992.
- f. Tacoma Employees' Retirement System, 51st Annual Component Unit Financial Report, December 31, 1991.

Council Member Nielsen moved that the Consent Agenda, including Resolution No. 31857 and 31858, be approved. Seconded by Council Member Moss. Voice vote was taken and carried. The Consent Agenda was declared approved.

R E G U L A R A G E N D A

FINAL READING OF ORDINANCES:

Ordinance No. 25158

Amending Sections 1.030.010 and 1.30.400 of the Official Code relative to the duties of the Retirement System Director.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25159

Amending Sections 1.30.215, 1.30.340 and 1.30.665 of the Official Code relative to pensions to revise sections relative to cost of living, vacation and sick leave contributions.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25160

Amending Sections 1.30.130 and 1.30.150 of the Official Code relative to pension service credit for donated sick leave.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25161

Amending Chapter 1.12 of the Official Code to implement rates of pay and benefits for employees based on collective bargaining agreements and create two new classifications.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25162

Amending Ordinance No. 25050 to amend the legal description for the annexation of the 712-acre site in the Port Industrial District.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25164

Amending Chapter 13.06 of the Official Code designating the recently-annexed Leach Creek Holding Basin located 300 feet west of Orchard Street in Pierce County between 35th and 37th Streets West as a "R-1" One Family Dwelling District.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Baarsma, Evans, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle with Council Member McElliott abstaining.

Nays: 0.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 25163 (Continued from the meeting of August 18, 1992.)

Amending Sections 5.20.090 and 5.20.100 of the Official Code relative to collection rates for residential refuse containers effective July 1, 1992.

Mayor Vialle moved to suspend the rules to consider Substitute Ordinance No. 25163. Seconded by Council Member Miller. Voice vote was taken and carried.

Speaking to the Council was:

Diane Walkup

Resident 413 South M Street

The Ordinance was set over for final reading next week.

Mayor Vialle moved that the Council consider Public Hearings and Appeals. Seconded by Deputy Mayor Mykland. Voice vote was taken and carried. The motion was declared adopted.

PUBLIC HEARINGS AND APPEALS: (Began at 5:32 p.m.)

- a. This is the date set for a public hearing relative to the draft resolution and ordinance for the formation of neighborhood councils.

Speaking before the Council were:

Skip Vaughn

President, United Neighbors of Tacoma

Marian Weed

United Neighbors of Tacoma

Anita W. Preston

Old Town Neighborhood Area

Wendy Isenhardt

515 Sheridan Avenue South

Ester Day

Resident

Dave De Forrest

President, McKinley Boosters

Casey Cochrane

Tacoma Pierce County Chamber of

Commerce

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Doug Delin
Justine Archer

Greater McKinley Hill Boosters
3904 East T Street
Salishan Alliance Community
Services
413 South M Street
Chair, North End Council of
Neighbors, 727 North C Street

Diane Walkup
Jenny Booth

Mayor Vialle declared the hearing closed at 6:28 p.m.

The Public Hearing for item b began at 6:29 p.m.

- b. This is the date set for a public hearing relative to the transfer of property located on the southerly side of Northshore Parkway between Nassau Avenue and High Point Drive to the Metropolitan Park District.

Speaking before the Council were:

Jim Montgomery

Metropolitan Park District of
Tacoma

Jim Davidson
Marian Weed

5902 Broadview NE
United Neighborhood of Tacoma

Mayor Vialle declared the hearing closed at 6:35 p.m.

Ordinance No. 25165

Authorizing the sale and issuance of Electric System Refunding Revenue Bonds in the amount of \$147,650,000 for the advance refunding of certain maturities of the 1985, 1986, 1988 and 1989 Bonds.

Speaking to the Council were:

Bob Easting
Jeff Brown
Catherine Roach

Financial Advisor
Golden Sacks
Preston, Thorgrimson, Shidler &
Gates

Ordinance No. 25166

Amending Sections 6.07.060 and 6.07.070 of the Official Code relating to charges for ambulance and emergency transport services.

The Ordinance was set over for final reading next week.

Ordinance No. 25167

Approving the Tacoma Fire Department ambulance and related emergency transport services fees.

The Ordinance was set over for final reading next week.

Ordinance No. 25168

Accepting \$780.00 derived from a Hate Crimes Symposium; and depositing in and appropriating said sum from the General Fund for associated program expenditures.

The Ordinance was set over for final reading next week.

Ordinance No. 25169

Accepting \$2,170 from an Employers' Conference conducted by the Human Rights Department; and depositing in and appropriating \$1,354 from the General Fund for associated program expenditures.

The Ordinance was set over for final reading next week.

Ordinance No. 25170

Repealing and reenacting Section 8.12.013 of the Official Code relative to criminal assaults.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 31771 (Continued from the meeting of August 18, 1992.)

Authorizing the execution of an agreement with Starplex Corporation for event and security services for the Tacoma Dome.

Mayor Vialle moved to suspend the rules to consider Substitute No. 1 of Resolution No. 31771. Seconded by Council Member Miller. Voice vote was taken and carried.

Speaking before the Council were:

James J. DeLoretto
John Birdine
Jim Rockstead

714 South West 20th Place
Employee of Starplex
General Manager, Seattle
International Raceways

Gus Kontopuls	4420 Hotel Circle Court #210 San Diego, CA
Doug Peach	President, Staffpro Security Owner, Coast to Coast Defense Services
Diane Satler	21027 - 109th Place, Kent, WA
Bob Newall	Law Firm of Davis, Wright, Tramine

Roll call vote was taken, resulting as follows:

Ayes: 9 - Baarsma, Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

The Substitute No. 1 of Resolution No. 31771 was declared adopted.

Resolution No. 31819 (Continued from the meeting of July 28, 1992.)

Authorizing the execution of a real estate Option to Purchase Agreement with U. S. Generating Company (GenCo) in the amount of \$3,250,000 to purchase 17 acres of surplus property located between Taylor Way and Alexander Avenue for a cogeneration facility.

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

Purchase Resolution No. 31859

Awarding a contract to:

Woodworth & Company, Inc., on their bid of \$26,299.65 for two-inch asphalt paving on Trafton Street from South 72nd to South 70th Streets - Specification No. G-228-92.

Deputy Mayor Mykland moved that the Purchase Resolution be adopted. Seconded by Council Member Moss.

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

Resolution No. 31860

Authorizing the execution of an amendment to the agreement with Land Recovery, Inc., to postpone solid waste delivery obligations at the Hidden Valley Landfill from 1992 to 1993.

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

Resolution No. 31861

Authorizing the execution of a modification agreement with A Twelve Limited Partnership in the amount of \$16,000 to extend the loan term for the Commencement Bay building project.

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

Resolution No. 31862

Authorizing the execution of an agreement between the City of Tacoma and the Metropolitan Park District to provide funding and/or loans to assist in the development of the Manitou School Community Center project in the amount of \$784,000; funding and/or loans for the development of the Northeast Tacoma Community Center for \$1.5 million; and authorizing the transfer or sale of certain parcels of land related to these projects.

Council Member Mykland moved to suspend the rules to consider Substitute Resolution No. 31862. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 31863

Endorsing the consortium of the Tacoma-Pierce County Health Department and the University of Washington's School of Public Health and Community Medicine in its effort to obtain funding for research and development on maternal and child health care in Tacoma and Pierce County.

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

Resolution No. 31864

Authorizing the execution of an amendment to the agreement with Pierce County for the provision of jail services to extend the term from March 1, 1992 to December 31, 1992.

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

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

City Manager, Ray E. Corpuz, Jr. requested an Executive Session to discuss potential and pending litigation as well as the acquisition of certain real estate property, the session not to exceed 45 minutes.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Baarsma will not be able to attend the City Council Workshop on Friday, August 28, 1992 because of another commitment.

Council Member Evans will be representing the City at the JRPC meeting and will not be able to attend the Friday, August 28, 1992 workshop.

Mayor Vialle indicated the Council workshop will begin at 8:30 a.m. at the St. Helens Plaza.

Mayor Vialle moved to recess to Executive Session to discuss potential and pending litigation and acquisition of real estate property, the session not to exceed 45 minutes. Seconded by Miller. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 8:20 p.m. and reconvened at 8:50 p.m.

Mayor Vialle moved that the change to Exhibit "E" of the Settlement Agreement of Pierce County Cause No. 89-2-08984-5, entitled Overlook Rim General Partnership, et al. v. The City of Tacoma, be approved in accordance with the Revised Exhibit "E," on file with the City Clerk; and the proper officers of the City are authorized and directed to perform all acts and expend any funds required in the performance of the management agreement, as amended, during the one-year term of said agreement.


Seconded by Council Member Baarsma. Voice vote was taken and the motion carried.


Mayor Vialle moved to authorize the negotiated settlement of the purchase of the easement rights for the installation and monitoring of a landfill water extraction and treatment system on properties owned by Haddow and C.P.I. Corporation in the vicinity of the landfill and for the proper officers of the City to pay \$18,210.57 for the Haddow easements and \$23,450.94 for the C.P.I. easements.

Seconded by Council Member Miller. Voice was taken and the motion carried.

On proper motion, the meeting was adjourned at 8:50 p.m.

ATTEST:


GENELLE BIRK, CITY CLERK


KAREN L. R. VIALLE, MAYOR

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