



City Council Minutes

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City Council Chambers, 747 Market Street, First Floor, Tacoma, Washington 98402

February 8, 2005

The meeting was called to order at 5:08 p.m.

Council Members Present: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phelps, Stenger, Talbert, and Mayor Baarsma.

The Flag Salute was led by Council Member Manthou.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Appointments Committee, August 30 and October 25, 2004.
- b. Minutes of the Environment and Public Works Committee, November 24 and December 8, 2004.
- c. Minutes of the LESA Executive Board, December 15, 2004.
- d. Minutes of the Public Utility Board study session and meeting, December 15, 2004.
- f. Humane Society Animal and Service Delivery Reports, October 2004.

CONSENT AGENDA

Approval of the minutes of the City Council study session, January 25, 2005.

RESOLUTIONS

Resolution No. 36425

Setting Tuesday, February 22, 2005, at approximately 5:30 p.m., as the date for a public hearing by the City Council, on proposed amendments to Title 13 of the Municipal Code, "Land Use Regulatory Code," relating to adult uses, by adding "sexual encounter establishment" to the list of uses categorized and regulated as "adult uses," which specifies distribution and separation requirements from sensitive areas such as parks, libraries, day care centers, religious facilities, schools, and residential zones.

Resolution No. 36426

Authorizing the execution of an Interlocal Agreement with Pierce County for the reimbursement of expenses, up to the amount of \$19,742, for enhancements to the City's Commute Trip Reduction Program effective September 1, 2004, through June 30, 2005.

Deputy Mayor Ladenburg moved that the Consent Agenda, including Resolution Nos. 36425 and 36426, be approved. Seconded by Council Member Phelps. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 36425 and 36426, was declared approved.

PROCLAMATIONS

There were no proclamations.

PUBLIC COMMENT

This is the time set aside for public comment on items on the agenda. Speakers are asked to identify the specific agenda items they wish to address and comments will be limited to up to five minutes per person.

Public Comment began at 5:10 p.m.

Speaking before Council:

Name	Address/Affiliation	Subject
Allen Douglass	University Place resident	Ordinance No. 27315; and Resolution Nos. 36428, 36429, and 36430 through 36433
Phyllis Barrett	912 South Cushman Avenue	Resolution No. 36428
David Borofsky	President, Bates Technical College	Resolution No. 36433
Larry Couture	1457 South Union Avenue	Resolution No. 36433
Steve Fisher	5440 South State Street	Communication Item
Lois Stark	Metro Parks Tacoma	Resolution No. 36432
Rick Cvitanich	2808 North 8th Street	Resolution No. 36416
Alton McDonald	National Action Network	Ordinance No. 27315; and Resolution No. 36429

Public Comment closed at 5:37 p.m.

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REGULAR AGENDA

COMMUNICATION

City Clerk advising that the appeal filed by Mr. Stephen W. Fisher relative to the recommendation of the Hearing Examiner regarding the request to vacate Lot 28, Block 40 in the plat of "Barker's Addition" located on the north side of South 56th Street near State Street has been rejected, since Mr. Fisher does not meet the jurisdictional standing requirements. (Sterling Property Investments; File No. 124.1224)

Mayor Baarsma advised that this is informational only and no action is required.

FIRST READING OF ORDINANCES

Ordinance No. 27315

Amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for represented and unrepresented employees and changes relating to administrative leave; longevity, vacation, and personal time off; and changes in classifications to reflect the organizational structure.

The Ordinance was set over for final reading next week.

RESOLUTIONS

Resolution No. 36416 (continued from the meeting of January 25, 2005)

Authorizing the execution of a Multi-Family Housing Limited Property Tax Exemption agreement with Condo's on Jefferson, L.L.C., for the construction of 13 condominiums located at 2520 South Jefferson Avenue in the Tacoma Central Mixed-Use Center.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Phelps.

Council Member Ladenburg moved to consider Substitute Resolution No. 36416. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

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



Purchase Resolution No. 36427

Awarding a contract to:

Western Refinery Services, Inc., dba WRS Cover-All, in the amount of \$252,645, sales tax not applicable, for a fabric covered storage shelter for the TAGRO manufacturing area – Specification No. PW04-0572F.

Deputy Mayor Ladenburg moved that the Purchase Resolution be adopted. Seconded by Council Member Phelps. Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution was declared adopted.

Resolution No. 36428

Authorizing the execution of a collective bargaining agreement with the Tacoma Police Management Association, Local 26, I.U.P.A., which covers 20 employees, effective January 1, 2004, through December 31, 2004.

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

Resolution No. 36429

Authorizing the execution of a professional services agreement with Korth Sunseri Hagey Architects, in an amount not to exceed \$210,000 of a \$560,000 contract, for Phase 1, schematic design development, for the Pantages Theater lobby and restrooms remodel project.

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

Resolution No. 36430

Accepting \$29,773 from the Office of Crime Victim Advocacy of the State of Washington, Department of Community, Trade, and Economic Development, to provide funding for approximately 200 law enforcement officers within Pierce County to attend training for the investigation of domestic violence and special assaults through September 2005.

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

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Resolution No. 36431

Accepting \$3,500 from the Washington State Traffic Safety Commission for reimbursement of expenses related to the Driving Under the Influence Emphasis Patrol program "Drive Hammered, Get Nailed."

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

Resolution No. 36432

Authorizing the conveyance to the Salvation Army of real property transferred to the City of Tacoma by Tacoma School District No. 10 and Metro Parks Tacoma to facilitate the completion of a competitive grant proposal by the Salvation Army for the construction of a Ray & Joan Kroc Corps Community Center.

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

Resolution No. 36433

Authorizing the execution of a purchase and sale agreement with the State of Washington, in the amount of \$900,000, for the sale of City-owned property located at South 74th Street and Tacoma Mall Boulevard for expansion of the Bates Technical College campus.

Council Member Evans asked to be added as a sponsor on Resolution No. 36433.

Council Member Manthou recused himself.

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

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

No report. City Manager James Walton requested an Executive Session to discuss pending litigation and labor negotiations, the session not to exceed 60 minutes.

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COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Manthou congratulated the Ruston/Point Defiance Business District for officially becoming a business district. He also stated that the Performance Committee would present a resolution to extend the City Manager's contract through June 30, 2005. He added that City Manager James Walton declined a pay increase for that period and that Council appreciated the gesture.

Council Member Lonergan noted the Metro Parks Board of Park Commissioners formally recognized City Manager James Walton for his contributions to parks and recreation programs for the citizens of Tacoma at their January 10th meeting. He stated Mr. Walton was presented with a certificate and a framed historical photo of the W. W. Seymour Botanical Conservatory in recognition of his valuable support of parks and recreation, as well as his leadership in developing the Master Agreement with Metro Parks Tacoma. He also mentioned the agenda for the Government Performance and Finance Committee meeting to be held the next morning would include a briefing on the draft of the State Auditor's 2003 Accountability Audit and Financial Statements and Management letter.

Council Member Phelps mentioned a letter from residents who petitioned the Council to look into code enforcement relating to the garbage in the North Bristol Street area and asked staff to investigate and ensure a long-range solution.

Council Member Evans thanked Ms. Debra King, Coordinator of the Sister Cities Program, and the many volunteers who hosted a sold-out crowd for the first of 10 Film and Food Festival events the prior evening.

Council Member Talbert announced the next City Council Town Hall meetings would be held on April 12th at Stewart Middle School. He stated the subject matter for the Town Hall presentations will relate to code enforcement issues, including the many tools passed by Council in recent years dealing with dangerous buildings, chronic nuisances and rental houses.

Council Member Manthou noted the cancellation of the upcoming Environment and Public Works Committee meeting.

Mayor Baarsma announced that a resolution would be coming forward from the Neighborhoods and Housing Committee, regarding the proposed federal budget's impact on Community Development Block Grant funding.

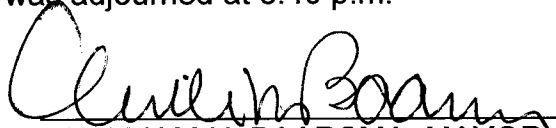
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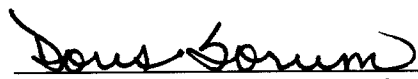
Deputy Mayor Ladenburg moved to convene to Executive Session to discuss pending litigation and labor negotiations, the session not to exceed 60 minutes. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Council convened to Executive Session at 6:55 p.m. Mayor Baarsma extended the session for 30 minutes at 7:55 p.m. Mayor Baarsma extended the session for another 30 minutes at 8:25 p.m. The Council reconvened at 8:40 p.m.

ADJOURNMENT

On proper motion, the meeting was adjourned at 8:40 p.m.


WILLIAM H. BAARSMA, MAYOR

ATTEST: 
DORIS SORUM, CITY CLERK

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