



# City Council Minutes

<http://www.cityoftacoma.org>

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

August 13, 2002  
(Corrected)

The meeting was called to order at 5:09 p.m.

Present on roll call: 8 – Evans, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma. Absent: 1 – Ladenburg.

The Flag Salute was led by Deputy Mayor McGavick.

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## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Civil Service Board, March 18, April 1, May 6, and June 3, 2002.
- b. Minutes of the Planning Commission, June 19, 2002 (corrected), and July 17, 2002.
- c. Minutes of the Tacoma Mayor's Veterans Task Force, June 6, 2002.
- d. Humane Society Total Service Reports, March, April, and May 2002.

## C O N S E N T   A G E N D A

Approval of the minutes of the City Council meeting and study session of July 30, 2002; and special meeting of the City Council and Washington State Legislators, August 1, 2002.

## RESOLUTIONS

### **Resolution No. 35589**

Authorizing the submittal of a grant application from the Washington State Traffic Safety Commission, in the amount of \$140,120, for the Tacoma Police Department's Automated School Zone Enforcement Pilot Project to reduce vehicular speed in school zones.

Deputy Mayor McGavick moved that the Consent Agenda, including Resolution No. 35589, be approved. Seconded by Council Member Miller. Voice vote was taken and carried. The Consent Agenda, including Resolution No. 35589, was declared approved.

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**PROCLAMATIONS**

Mayor Baarsma proclaimed August 17, 2002, to be “The Keepers” Center Summer Games Day” and presented the proclamation to Michael E. Davis, Joseph L. Dupree, and Dean Tolson.

Mayor Baarsma proclaimed September 11, 2002, to be “9-11: A Day of Memory, Hope and Action” and presented the proclamation to Ms. Maureen Fife, Deputy Director of the Associated Ministries.

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**R E G U L A R   A G E N D A**

**FINAL READING OF ORDINANCES**

**Ordinance No. 25845**

Vacating portions of South 19<sup>th</sup> Street and adjacent streets lying between Pacific and Jefferson Avenues to facilitate construction within the proposed Phase I development of the University of Washington Tacoma campus. (University of Washington; File No. 124.1020)

Deputy Mayor McGavick moved to suspend the rules to consider Substitute Ordinance No. 25845. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes:    8 – Evans, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays:    0

Absent:  1 – Ladenburg

The Substitute Ordinance was declared passed.

**Ordinance No. 26973**

Amending Chapter 6.76 of the Municipal Code relating to fireworks by clarifying the ban on fireworks in the City of Tacoma to include each day of the year, including December 27 through December 31, 2002, and every day of every year thereafter.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Ladenburg

The Ordinance was declared passed.

**Ordinance No. 26974**

Authorizing the execution of a cooperative agreement with the United States Department of Housing and Urban Development, in the amount of \$118,179; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for training, education and outreach, administrative costs, and special enforcement efforts relating to fair housing.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Ladenburg

The Ordinance was declared passed.

**Ordinance No. 26975**

Amending Chapter 1.30 of the Municipal Code relating to the Tacoma Employees' Retirement System to allow the direct rollover from an IRA to the Retirement System for repayment of contributions or service credit buybacks and to elect spousal options for disability retirement.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Ladenburg

The Ordinance was declared passed.

## **FIRST READING OF ORDINANCES**

### **Ordinance No. 26976**

Vacating a portion of the north 150 feet of the alley right-of-way between Yakima Avenue and South I Street, from South 16<sup>th</sup> to South 17<sup>th</sup> Streets, to provide a turnaround area at the north end of the remaining alleyway. (St. Joseph Medical Center; File No. 124.1161)

Deputy Mayor McGavick moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Miller. 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. 26977**

Vacating a portion of South 12<sup>th</sup> Street between Linden Lane and Sunset Drive to incorporate the property with the abutting single-family home to maintain the area for wildlife habitat purposes. (Curtis B. Smith; File No. 124.1163)

Deputy Mayor McGavick moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Miller. 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. 26978**

Vacating the east 10 feet of East E Street, from Puyallup Avenue south to the south line of the east/west alley located in the middle of the block; together with air rights starting 7 feet above a trapezoidal piece of property at the southeast corner of East E Street and the east/west alley relative to the Tacoma Dome Station parking garage. (Pierce Transit; File No. 124.1165)

Deputy Mayor McGavick moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Miller. 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. 26979**

Vacating a portion of South Wright Avenue west of South Tyler Street to construct low-income housing. (Habitat for Humanity; File No. 124.1164)

Deputy Mayor McGavick moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Miller. Voice vote was taken and carried, with Council Member Lonergan recusing himself. The motion was declared adopted.

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

**Ordinance No. 26980**

Amending Chapter 13.11 of the Municipal Code relating to critical areas preservation to exempt habitat improvement projects from the requirements of the critical areas regulations.

The Ordinance was set over for final reading next week.

**Ordinance No. 26981**

Accepting \$35,000 from the Washington State Department of Community, Trade, and Economic Development; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the buildable land inventory.

Speaking before the Council was:

Name	Address/Affiliation
Allen Douglas	612 South 18 <sup>th</sup> Street, #5

The Ordinance was set over for final reading next week.

**RESOLUTIONS**

**Resolution No. 35573** (Continued from the meeting of July 16, 2002)

Authorizing the execution of an option agreement and development agreement with the Harold E. LeMay Museum for siting a new museum facility at the Tacoma Dome parking lots; and upon completion of the replacement parking, the Museum site will no longer be required for City operations and will be surplus.

Deputy Mayor McGavick moved to suspend the rules to consider Substitute Resolution No. 35573. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council were:

<b>Name</b>	<b>Address/Affiliation</b>
Catherine Rudolph	Tacoma-Pierce County Association of Realtors
Paul E. Miller	Executive Council
Karl Anderson	Board Member and Treasurer of the LeMay Museum
James Gallagher	Chair, Board of Directors, Tacoma-Pierce County Economic Development Board
David Graybill	President of the Tacoma-Pierce County Chamber of Commerce
David Madeira	CEO, LeMay Museum
John Barline	Vice Chair, LeMay Museum Board
Herb Simon	Executive Council
Nancy LeMay	Family Member
Doug LeMay	Family Member
Norm LeMay	Family Member
Eric LeMay	Family Member
Barb LeMay	Family Member
Allen Douglas	612 South 18 <sup>th</sup> Street, #5
David Thompson	Friend of Harold LeMay
Charlie Maxwell	Friend and employee of Harold LeMay

Deputy Mayor McGavick moved that the Substitute Resolution be adopted. Seconded by Council Member Miller.

Roll call vote was taken, resulting as follows:

Ayes: 98 – Evans, ~~Ladenburg~~, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Absent: 1 – Ladenburg

The Substitute Resolution was declared adopted.

**Purchase Resolution No. 35590**

Awarding contracts to:

1. Soos Creek Organics Company, on its bid of \$1,475,000, for organic composting services – Specification No. G-020-02; and
2. Ink, Inc., in the amount of \$106,144, to increase its contract for Fire Department seasonal uniform wear – Specification No. G-007-98.

Deputy Mayor McGavick 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. 35591**

Authorizing the execution of Amendment No. 2 to the Agreement for Legal Services with Marten Law Group PLLC, in the amount of \$225,000, for a cumulative total of \$345,000, to complete the air permitting processes for the Tacoma Steam Plant.

Deputy Mayor McGavick moved that the Resolution be adopted. Seconded by Council Member Miller. Voice vote was taken and carried, with Council Member Evans recusing himself. The Resolution was declared adopted.

**Resolution No. 35592**

Authorizing the execution of Amendment No. 217 to the Tacoma Community Redevelopment Authority Agreement to increase the Neighborhood Preservation Program (NPP) loan limit from \$50,000 to \$65,000; and to increase the NPP loan limit for extraordinary circumstances to \$75,000.

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

**Resolution No. 35593**

Authorizing the execution of Amendment No. 218 to the Tacoma Community Redevelopment Authority (TCRA) Agreement allocating \$493,907 of 2002-2003 HOME funds to the TCRA for Lakewood housing loans, staffing, and administration costs.

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

**Resolution No. 35594**

Authorizing the execution of Amendment No. 219 to the Tacoma Community Redevelopment Authority (TCRA) Agreement authorizing the TCRA to loan \$600,024 of 28<sup>th</sup> Year Community Development Block Grant funds and \$1,606,693 of 2002-2003 HOME funds for shelter, transitional housing, and permanent rental and homeownership; and authorizing the execution of agreements with Community Housing Development Organizations for said purposes.

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

**Resolution No. 35595**

Authorizing the execution of Amendment No. 220 to the Tacoma Community Redevelopment Authority (TCRA) Agreement allocating \$150,000 of Community Development Block Grant (CDBG) funds and \$100,000 of 2002-2003 HOME funds for the Neighborhood Preservation Program, \$200,000 of 28<sup>th</sup> Year CDBG funds for the Down Payment Assistance Program, and \$100,000 of 28<sup>th</sup> Year CDBG funds for the Emergency Major Home Repair Program.

Deputy Mayor McGavick moved that the Resolution be adopted. Seconded by Council Member Miller.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Allen Douglas	612 South 18 <sup>th</sup> Street, #5

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

**Resolution No. 35596**

Approving the amendments to the Purchase and Sale Agreement, View Corridor Covenant and Easement, and Development Agreement between the Albers Mill LLC and the Foss Waterway Development Authority; and authorizing the execution of a Letter of Intent to Heritage Properties regarding development of the esplanade and wharf.

Deputy Mayor McGavick moved that the Resolution be adopted. Seconded by Council Member Miller.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Don Meyer	Executive Director of the Foss Waterway Development Authority
Grace Pleasants	Partner of Heritage Properties
Phyllis Barrett	912 South Cushman Avenue
Allen Douglas	612 South 18 <sup>th</sup> Street, #5

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

**Resolution No. 35597**

Designating the Albers Brothers Mill, located at 1821 Dock Street, as a historic landmark and placing said building on the Tacoma Register of Historic Places.

Deputy Mayor McGavick moved that the Resolution be adopted. Seconded by Council Member Evans.



Speaking before the Council were:

<b>Name</b>	<b>Address/Affiliation</b>
Michael Sullivan	Historian
Allen Douglas	612 South 18 <sup>th</sup> Street, #5
Grace Pleasants	Partner of Heritage Properties

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

**PUBLIC HEARINGS** (Began at 7:40 p.m.)

This is the date set for a public hearing by the City Council regarding an application to the United States Department of Housing and Urban Development, in the amount of \$2,680,000, for a Community Development Block Grant Section 108 guarantee loan to purchase the Carlton Center office building located at 1551 Broadway.

Speaking before the Council was:

<b>Name</b>	<b>Address/Affiliation</b>
Allen Douglas	612 South 18 <sup>th</sup> Street, #5

The public hearing was declared closed at 8:00 p.m.

**UNFINISHED BUSINESS**

None.

**REPORTS BY CITY MANAGER**

City Manager Ray Corpuz reminded Council there will be an open house for the Pacific Square on Wednesday, August 21, 2002, from 4 to 8 p.m. at the Carlton Center, 1551 Broadway. He stated the public is welcome to attend.

**COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

Deputy Mayor McGavick moved to excuse Council Member Ladenburg from tonight’s meeting. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

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Council Member Moss stated she attended an amazing ribbon cutting ceremony for the People’s Center yesterday. She stated the City, Metro Parks and the committee from the community have done a wonderful job and invited her Council colleagues to visit the Center.

Deputy Mayor McGavick wished Council Member Bill Evans a happy birthday.

Council Member Talbert stated a second fundraising event for the Southend swimming pool complex has been scheduled for 10 a.m. on Saturday, August 24, 2002, at Lincoln Park, located at South 37<sup>th</sup> Street and South Thompson Avenue. He stated it would be a door-to-door effort to secure the final funding for the pool. He invited participants to return to Lincoln Park at 2 p.m. for a picnic and encouraged everyone to support the effort.

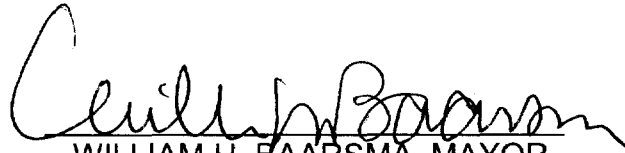
Council Member Lonergan stated Assistant Police Chief Ray Roberts is retiring and congratulated him for almost 30 years of service. He then congratulated the new Assistant Chief of Operations, Don Ramsdell. He thanked Mark Schmidt, a construction inspector for Tacoma Power, on his ingenuity in saving the City \$100,000 for dirt.


Mayor Baarsma thanked staff and participants in the Mayor's Cup which raised \$20,000 for the Hilltop Artists in Residence.

Mayor Baarsma stated the Southwest Regional Chapter of the American Institute of Architects met in Tacoma this past week and gave Tacoma tremendous accolades. He stated the Tacoma chapter staffed a Dragon Boat, which won the match races on the Foss Waterway.

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On proper motion, the meeting was adjourned at 8:08 p.m.

  
WILLIAM H. BAARSMA, MAYOR

ATTEST:   
DORIS SORUM, CITY CLERK