

# CITY COUNCIL MINUTES

City Council Chambers  
July 2, 1996

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

Present on roll call: 9 - Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Ebersole.

The Flag Salute was led by Council Member Kirby.

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## CONSENT AGENDA

Approval of the minutes of the Tacoma City Council meeting of May 28, 1996.

### ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner agenda for July 2, 1996.
- b. Minutes of the meeting of the Landmarks Preservation Commission, June 12, 1996.
- c. Minutes of the meeting of the Tacoma Area Task Force on Disabilities, May 23, 1996.
- d. Minutes of the meetings of the Tacoma Employees' Retirement System, April 25 and May 10, 1996.
- e. Minutes of the Quarterly Managers' meeting of the Tacoma Employees' Retirement System, May 23, 1996.
- f. Minutes of the meetings of the Tacoma Public Library Board of Trustees, May 15 and 29, and June 19, 1996.
- g. Minutes of the meeting of the Human Rights Commission, May 16, 1996.
- h. Statements by City employees disclosing remote interests pursuant to Tacoma Municipal Code 1.46.030(O) as follows:

<u>Name</u>	<u>Affiliation</u>
James L. Walton	Hilltop Homeownership Development Center
- i. Pierce County Auditor's Annual Report, 1995.

Council Member Evans moved to suspend the rules to consider Resolution No. 33425. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

**Resolution No. 33425**

Setting Tuesday, July 9, 1996, at approximately 6:00 p.m. as the date for a public meeting to consider whether interim zoning regulations to prohibit billboards and a temporary moratorium on the acceptance of permits for the construction, relocation, and/or banking of billboards in the City of Tacoma is warranted.

Council Member Evans moved that the Consent Agenda, including Resolution No. 33425, be approved. Seconded by Council Member Baarsma. Voice vote was taken and carried. The Consent Agenda, including Resolution No. 33425, was declared approved.

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**REGULAR AGENDA**

**FINAL READING OF ORDINANCES**

**Substitute Ordinance No. 25911**

Amending Chapter 9.17 of the Municipal Code by repealing and reenacting Sections 9.17.010 and 9.17.020 and adding a new section to be known as Section 9.17.030 relative to the duty and liability of the owner and/or occupant of the property abutting the street rights-of-way.

Council Member Evans showed slides relative to cars parked on sidewalks and hazardous sidewalks.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Substitute Ordinance was declared passed.

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**Ordinance No. 25912**

Amending Chapter 10.18 of the Municipal Code by adding a new section to be known as Section 10.18.050 relative to exceptions of payments for sidewalk repair to be consistent with Washington State law.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

**Ordinance No. 25833**

Amending Chapter 10.18 of the Municipal Code by repealing Sections 10.18.020, 10.18.030 and 10.18.040 to remove property owner responsibility to replace hazardous sections of sidewalk on City street rights-of-way.

Roll call vote was taken, resulting as follows:

Ayes: 2 – De Forrest and Kirby.

Nays: 7 – Baarsma, Crowley, Evans, McGavick, Miller, Silas, and Mayor Ebersole.

The Ordinance was declared failed.

**Ordinance No. 25918**

Extending the cable television franchise agreement with TCI of Tacoma, Inc., through October 31, 1996.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

**Substitute No. 2 of Ordinance No. 25923** (Continued from the meeting of June 25, 1996.)

Amending Section 6.62.030 of the Municipal Code by repealing the cabaret tax upon establishments holding Class B or Class C Cabaret licenses.

Council Member Miller moved to suspend the rules to consider Substitute No. 2 of Ordinance No. 25923. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken on Substitute No. 2 of Ordinance No. 25923, resulting as follows:

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

Nays: 0.

The Substitute No. 2 of Ordinance No. 25923 was declared passed.

**Ordinance No. 25924**

Authorizing the execution of a grant agreement with the U.S. Department of Housing and Urban Development, in the amount of \$3,242,000; and appropriating said sum from the Community Development Grants Summary Fund for the 1996-1997 Community Development Block Grant projects in accordance with the Consolidated Plan.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

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**Ordinance No. 25925**

Authorizing the execution of a grant agreement with the U.S. Department of Housing and Urban Development in the amount of \$84,000; and appropriating said sum from the Miscellaneous Grants Summary Fund for the 1996 Emergency Shelter Grant projects in accordance with the Consolidated Plan.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

**Ordinance No. 25926**

Authorizing the execution of a grant agreement with the U.S. Department of Housing and Urban Development in the amount of \$1,402,000; and appropriating said sum from the Miscellaneous Trust Summary Fund for the 1996 HOME Investment Partnership projects in accordance with the Consolidated Plan.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

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**CITIZENS' FORUM** (Began at approximately 6:05 p.m.)

Speaking before the Council were:

<u>Name</u>	<u>Affiliation/Address</u>	<u>Topic</u>
Guy Parsons	W-530 Bambi Farms Rd.	Cushman Hydroelectric Project
Marsha Shaimon	5142 48th Ave NE Seattle	Cushman Hydroelectric Project
Nancy Watkins	906 Broadway	Support of the 1996 Corel Great Race
Mozella Pooley	8041 Sherwood	Response to the report by the Public Works Department

**RESOLUTIONS**

**Purchase Resolution No. 33417**

Awarding contracts to:

1. Northwest Cascade, Inc., in the amount of \$250,000, for emergency cleaning of the T Street Gulch storm sewer - Purchase Order No. E-52369;
2. H & B Fuel Company, on its bid of \$59,421.60, for sandy soil - Specification No. G-038-96;
3. Territorial Supplies, Inc., in the amount of \$32,187.93, for lightbars for police patrol vehicles - City of Chehalis Contract No. 96-100; and
4. Rejecting the bid for sanitary sewer extension and storm sewer replacement - South C Street and South 25th Street to Holgate Street - Specification No. G-206-96.

Council Member Miller moved that the Purchase Resolution, including waiving formal bidding procedures on Item No. 1 and rejecting the bid on Item No. 4, be adopted. Seconded by Council Member Crowley.

Speaking before the Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Mozella Pooley	8041 Sherwood

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item No. 1 and rejecting the bid on Item No. 4, was declared adopted.

**Resolution No. 33418**

Authorizing the submittal of a grant application to the Washington State Historical Society in the amount of \$100,000 for the renovation of Fire Station No. 13, located at 3825 North 25th Street to meet seismic safety requirements.

Council Member Miller moved that the Resolution be adopted. Seconded by Council Member Evans.

Speaking before the Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Mozella Pooley	8041 Sherwood

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

**Resolution No. 33419**

Authorizing the execution of a Multi-Family Housing Limited Property Tax Exemption Agreement with Edwin Noble Jr., for the construction of 30 units of multi-family housing at 951-955 Market Street in the Downtown Tacoma Residential Target Area.

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Council Member Evans 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.

**Resolution No. 33420**

Authorizing the execution of a Multi-Family Housing Limited Property Tax Exemption Agreement with Lynda Sadler for the construction of 89 units of multi-family housing at 436 Broadway in the Downtown Tacoma Residential Target Area.

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

**Resolution No. 33421**

Authorizing the execution of agreements with Faith Homes in the amount of \$50,292 for the Woodlawn, Jumpstart and Union programs; Martin Luther King Ecumenical Center in the amount of \$60,000 for the Last Chance, Mandela and Sojourner Housing programs; Metropolitan Development Council in the amount of \$76,430 for the Homeless Employment Program and the Multi-Service Center; Phoebe House in the amount of \$30,000 for the Emergency Shelter and Transitional Housing Program; Shared Housing in the amount of \$26,848 for the Shared Housing Program; Tacoma Rescue Mission in the amount of \$51,360 for the Mission Service Center Program; and Young Women's Christian Association (YWCA) in the amount of \$31,160 for the Women's Support Shelter.

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

**Resolution No. 33422**

Authorizing the execution of an agreement with Safe Streets Campaign, Inc., in the amount of \$75,000, for the support of community mobilization and block organizing efforts through December 31, 1996.

Council Member Miller moved that the Resolution be adopted. Seconded by Council Member Crowley. Mayor Ebersole stated that he serves on the Safe Streets Board of Directors and excused himself from the vote.

Speaking before the Council were:

<u>Name</u>	<u>Affiliation/Address</u>
Priscilla Lisicich	Director, Safe Streets Campaign
Jay Peterson	8224 East D
Michele Skanes	4338 Tacoma Ave S

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Marie Dudley	520 North L
Darlana Gray	Director, Hilltop Action Coalition
Charlie Davis	Director, of the Downtown YMCA
Craig Mathews	7646 South K
Steve Shane	420 N Stadium Way
Joan Segall	owns property at 801, 807, 1212, 1221 and 1215 South 8th Street
Thomas Dixon	President, Tacoma Urban League

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

**Resolution No. 33423**

Authorizing the execution of an agreement with Pierce County Alliance, in the amount of \$73,000, to provide chemical dependency services to persons participating in the Drug Court pilot project through December 31, 1996.

Council Member Miller moved that the Resolution be adopted. Seconded by Council Member Evans.

Speaking before the Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Dean Wilson	Planner, Pierce County Alliance

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

**Resolution No. 33424**

Opposing bigotry and hate and violations of citizens' civil rights and encouraging each citizen to respect and celebrate the diversity of our community.

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

Speaking before the Council were:

<u>Name</u>	<u>Affiliation/Address</u>
Lyle Quasim	Chairperson, Pierce County Black Collective
Thomas Dixon	President, Tacoma Urban League
Priscilla Lisicich	Director, Safe Streets Campaign

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

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**UNFINISHED BUSINESS**

None.

**REPORTS BY CITY MANAGER**

City Manager Ray E. Corpuz Jr. introduced Captain Paul Mielbrecht as the special assistant in the City Manager's office for the next three months.

**COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

Council Member Kirby commented on the Police Department's budget and asked for a response regarding our hiring practices in the Police Department as a result of the information he read in a financial report.

City Manager Ray E. Corpuz Jr. suggested a meeting be scheduled with Council Member Kirby, a representative from the Finance Department and himself. He stated that the purpose of the meeting would be to review the Police Department's budget and to clear up any unanswered questions.

Council Member Kirby stated that the Fire Department responds to large and small fires, serious medical aid calls, as well as calls that are not that serious. He requested information on what it would take to accomplish this level of response from the Police Department. He stated that he would like to know the financial impact to be able to guarantee a response to every legitimate call for service and what that would do to staffing levels, whether we would need to increase staffing, re-position staff or a combination thereof.

Council Member Kirby stated dissatisfaction with the dispatchers at LESA and asked for a response on how to improve communication between a 911 caller and the dispatcher. He suggested this might be accomplished with more training of the dispatchers. He stated that he has not only experienced this himself, but has also received complaints regarding the dispatchers at LESA and asked what the financial impact would be to improve that situation.

Council Member Kirby requested staff look at the noise levels from the ice cream trucks. He stated that he has received complaints from day sleepers and people who are annoyed with the volume of these vehicles.

Council Member De Forrest thanked Ms. Karin Larkin, Acting Public Works Director, for the excellent memo on how to allocate funds for sidewalks and her well thought out suggestions.

Council Member De Forrest requested a clear definition of the new state law regarding sidewalks. He asked whether the City is required, under the new state law, to pay for

the repair of sidewalks if we do not strictly enforce our ordinances? Council Member De Forrest also asked if one citation of a vehicle in a city of our size, parked on the sidewalk, is enforcing the ordinance or do we have to cite every vehicle that we see violating the ordinance? He requested a clear definition of "strictly."


Council Member De Forrest requested an update on the enforcement of our fireworks ordinance, how many people we have arrested and the number of fires that may have been caused by illegal fireworks.

Council Member Baarsma stated that he had the opportunity to attend the Association of Washington Cities meeting in the Tri-Cities area. He stated that he learned Mayor Ebersole plays a major role in terms of affecting public policy, whether it be at the state legislative level, cities within our region, or at a higher federal government level. Council Member Baarsma stated that the Mayor's position is a full-time position that entails many responsibilities, greeting dignitaries, and participating in regional and statewide meetings. He stated that it was his intention to move an ordinance that will address the compensation of the Mayor. Council Member Baarsma stated he considered the Mayor's current level of compensation an embarrassment.

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On proper motion, the meeting was adjourned at 8:11 p.m.

  
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BRIAN EBERSOLE, MAYOR

ATTEST:   
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RICK ROSENBLADT, CITY CLERK

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