

## CITY COUNCIL MINUTES

City Council Chambers  
October 5, 1993

The meeting was called to order at 5:12 p.m.

Present on roll call: 8 - Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle. Absent 1 - Mykland.

The Flag Salute was led by Mayor Vialle.

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Approval of the minutes of the Tacoma City Council meeting of September 28, 1993.

### RESOLUTIONS:

#### Resolution No. 32347

Setting Tuesday, November 9, 1993, at approximately 6:00 p.m., as the date for a public hearing by the City Council relative to a "Bed and Breakfast" ordinance.

#### Resolution No. 32348

Setting Tuesday, November 16, 1993, at 9:00 a.m., as the date for a hearing by the Hearing Examiner on the request to vacate a portion of South 69th Street between South Tacoma Way and the Burlington Northern Railroad Right-of-Way. (Robert L. Stein; File No. 124.988)

#### Resolution No. 32353

Authorizing the submittal of funding applications, construction phase approvals and prospectuses to the State Transportation Improvement Board for various arterial street improvements.

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

- a. Hearing Examiner Agenda, October 5, 1993.
- b. Minutes of the meeting of the Tacoma Public Library Board of Trustees, August 18, 1993.

- c. Minutes of the meetings of the Environmental Commission of March 8, April 12, May 10 and July 12, 1993.
- d. Minutes of the meeting of the Rainier Cable Commission of May 19, 1993 and corrected minutes for the meetings of March 17, July 28 and August 18, 1993.
- e. Report of the Director of Finance, August 1993.
- f. Monthly Financial Reports for Belt Line Division, Light Division, Water Division, Fleet Services Fund, Data Processing Fund, Self Insurance Claim Fund and Geographical Information System Fund for August 1993.

Council Member Miller moved that the Consent Agenda, including Resolution Nos. 32347, 32348 and 32349, be approved. Seconded by Council Member Silas. Voice vote was taken and carried. The Consent Agenda was declared approved.

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**REGULAR AGENDA**

Mayor Vialle proclaimed the Month of October, 1993, to be "Children's Month," and presented the proclamation to Marilyn Littlejohn and Jackie Stenger of the Commission on Youth, Children and their Families.

Mayor Vialle proclaimed the Month of October, 1993, to be "Arts and Humanities Month," and presented the proclamation to Gayle Brandt of the Tacoma Arts Commission.

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**ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:**

Presentation of Suggestion Awards.

Mayor Vialle presented a certificate and check to Ms. Terry Frasl of the Public Works Department that her suggestion that Personnel Form No. 304 Application of Leave Due to Illness be printed on non-carbon reproducible (NCR) paper. She then presented a certificate and a check to Mr. Kenneth Bliss of the Public Works Department that a trailer-mounted magnet be pulled over the roads and parking areas in the Refuse Utility area to remove metal which cause tire damage.

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Mayor Vialle moved to recess to Executive Session to discuss real estate matters, evaluate the qualifications of applicants to the Tacoma Public Utility

Board and pending or potential 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 5:24 p.m.

At 5:54 p.m, Mayor Vialle re-entered the Council Chambers and stated that the Executive Session would continue for an additional 15 minutes.

Council reconvened at 6:07 p.m.

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Resolution No. 32349

Appointing citizens to various committees, boards and commissions.

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

Council Member Miller moved to suspend the rules to consider Substitute Exhibit A for Resolution No. 32349. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Mayor Vialle stated that Substitute Exhibit A appointed Mr. Ross Singleton to the Public Utility Board.

Voice vote was taken and carried on the Resolution, as amended. The Resolution, as amended, was declared adopted.

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FINAL READING OF ORDINANCES:

Ordinance No. 25255

Amending Chapter 13.06 of the Official Code to reclassify the property at 1302 South 38th Street from a "R-2" One-Family Dwelling District and a "M-1" Light Industrial District to a "C-1" Commercial District to allow the development of a Super Safeway and parking lot. (Safeway, Inc./ Mitchell Johnson; File No. 120.1350)

Council Member Miller moved to suspend the rules to consider Substitute Ordinance No. 25255. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 -- Mykland.

The Substitute Ordinance was declared passed.

Ordinance No. 25373

Amending Section 9.17.010 of the Official Code relative to the removal, impoundment, auction and sale of structures or obstructions within the right-of-way area that are dangerous or hazardous.

Mayor Vialle moved to suspend the rules to allow additional testimony. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Speaking to the Council was:

Helen Christiansen                      6214 South M Street

Mayor Vialle moved to continue Ordinance No. 25373 to the meeting of October 12, 1993. Seconded Council Member Nielsen. Council requested staff to review the possibility of an appeals process in this ordinance and also inquire of the Metropolitan Park District why there are no basketball hoops provided in some parks. Also, Council stated this may be an item to be considered by the newly formed Neighborhood Councils.

Council Member Silas requested that City staff investigate the accidents and liability regarding this matter.

Mayor Vialle stated that the motion to continue would be for two weeks to the meeting of October 19, 1993.

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

Ordinance No. 25373 will be considered at the regular City Council meeting of October 19, 1993.

Ordinance No. 25374

Amending Sections 13.06.010, 13.06.020 and 13.06.030 of the Official Code relative to construction, demolition and land clearing waste recycling.

Council Member Miller moved to suspend the rules to consider Substitute Ordinance No. 25374. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted, with Council Member Nielsen voting nay.

Roll call vote was taken, resulting as follows:

Ayes: 6 -- Baarsma, Evans, Miller, Moss, Silas, and Mayor Vialle.

Nays: 2 -- McElliott and Nielsen.

Absent: 1 -- Mykland.

The Substitute Ordinance was declared passed.

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CITIZEN'S REQUEST TO BE HEARD: (Began at 6:30 p.m.)

Robert F. Cummings, requesting to speak regarding neighborhood and traffic safety in the South Tacoma area.

Mr. Robert Cummings, 9445 Yakima Avenue, spoke regarding his concerns. He gave a presentation and then requested that other citizens be allowed to use part of his ten minutes.

Also speaking to the Council were:

Pat Rawley	Tacoma resident
Frank Kaiser	9448 Park Avenue South
Cheryl Post	719 South 96th (business owner)
Virginia Haywood	96th and Yakima Avenue

Council Member Nielsen stated that he has worked in that area and that the traffic patterns were changing. He indicated the traffic problems were increasing and development in the area was a problem. He indicated there needed to be coordination with the County on traffic problems regarding this matter.

Al Tebaldi, Public Works Department, discussed the problems in the area with the Council.

Mayor Vialle and Council Members requested that staff review placing a light back in the area and coordinating that effort with Pierce County. Council Member requested the Legal Department review the liability and accident problems with the Council, and that a time table be provided to the Council on this matter.

Mayor Vialle also requested that the citizens contact Pierce County and present their concerns to the County Council as they had done to the City Council.

Speaking to the Council was:

Arlene Gaynor

9201 South Park Avenue

Mayor Vialle requested that the City Manager talk to the Police Department to increase traffic enforcement in the area to alleviate some of the traffic problems in the area.

Ordinance No. 25375

Amending Chapter 1.30 of the Official Code relative to the portability of retirement benefits with the State of Washington.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 -- Mykland.

The Ordinance was declared passed.

Ordinance No. 25376

Amending the Pay and Compensation Plan to implement rates of pay, benefits and job classification title changes.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Evans, McElliott, Miller, Moss, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 -- Mykland.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 25377

Amending Chapter 13.06 of the Official Code to reclassify the property located north of South 74th Street in the vicinity of Verde Street, extended, from a "CPN" Planned Neighborhood Shopping Center District to a "R-2" Single-Family Dwelling District to subdivide said property into 32 single-family home sites. (Laurence Ortengren; File No. 120.1362)

Mayor Vialle moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 25378

Authorizing the execution of an amendment to the grant award contract with the State of Washington, Department of Social and Health Services, in the amount of \$4,000; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the Child Care Resources and Referral System; and authorizing a non-interest bearing loan from the General Fund, to be repaid by December 31, 1996.

The Ordinance was set over for final reading next week.

Ordinance No. 25379

Authorizing the execution of an agreement with the Municipal Authority to provide \$100,000 to the Emergency Major Home Repair Program; depositing \$100,000 in the Community Development Block Grant Summary Fund; appropriating said sum for grants for emergency home repair for low-income,

elderly or handicapped citizens; and amending the Community Development Block Grant 19th Year Final Statement of Objectives and Use of Funds.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 32339 (Continued from the meeting of September 28, 1993)

Authorizing the execution of an amendment to the Real Estate Purchase Contract with Tacoma Promenade for the Wapato Hills property.

Mayor Vialle moved that the Resolution be tabled. Seconded by Council Member Evans. Voice vote was taken and carried.

The Resolution was tabled.

Resolution No. 32341 (Continued from the meeting of September 28, 1993)

Authorizing the option of an irrevocable election to have the Tacoma Employees' Retirement System included in the coverage of RCW Chapter 41.54 for portability of public retirement systems.

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.

Purchase Resolution No. 32350

Awarding Contracts to:

1. Pro-Med, in the amount of \$5,500, to increase their contract for emergency medical supplies - Open Purchase Order No. 1978;
2. PRC Public Sector, Inc., on their bid of \$33,458.54, for maintenance contract for a CAD and records management system - Sole Source;
3. Western Peterbilt, on their bid of \$158,835.78, for one front loader refuse truck - Specification No. G-050-93;
4. Rejecting all bids for exterior painting of refuse utility buffer apartment properties - Specification No. G-043-93;

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5. Allied Safety, Inc., in the amount of \$40,049.29; Safety Barricade Co., in the amount of \$10,542.62; Sanderson Safety Supply, in the amount of \$4,810.74; B & J Industrial Supply Co., in the amount of \$3,031.51; Firesafe Fire & Safety Equipment, in the amount of \$1,845.41; and Sahlberg Equipment Co., Inc., in the amount of \$1,618.13, to increase and extend contracts for safety supplies - Specification No. G-039-92;
6. Pacific Coast Truck Center, in the amount of \$50,000, to increase contract for parts and service for refuse trucks - Open Purchase Order No. 2059; and
7. Aptus Environmental Services, in the amount of \$64,544, for disposal of material containing dioxin - Sole Source.

Council Member Nielsen moved that the Purchase Resolution, including waiving formal bidding procedures on Item No. 1, 2, 6 and 7, be adopted. Seconded by Council Member Miller. Voice vote was taken and carried. The Purchase Resolution was declared adopted.

Resolution No. 32351

Approving the preliminary plat for the division of 5.65 acres located north of South 74th Street in the vicinity of Verde Street, extended, to be known and designated as MEADOW PARK TERRACE. (Laurence Ortengren; File No. 125.329)

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

Resolution No. 32352

Authorizing the segregation of local improvement assessments levied for paving under L.I.D. No. 8433; Assessment 47-C, into Parcels A, B and C.

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

Resolution No. 32354

Adopting as policy the strategic plan entitled Charting Our Children's Future, developed by the Tacoma-Pierce County Commission on Children, Youth and Their Families.

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

Resolution No. 32355

Amending the Community Development Plan, in the amount of \$64,319, for relocation costs associated with the Tahoma Center Project.

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. 32356

Authorizing the execution of an Operation and Use Agreement with the Tahoma House Association for rehabilitation of the St. Leo's School into the Tahoma Center.

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

Council Member Evans stated that he was currently engaged in discussions with Catholic Community Services and St. Leo's regarding work done prior to this election and that he would be abstaining on this matter. Council Member Evans then removed himself from the Council Chambers.

Voice vote was taken and carried, with Council Member Nielsen voting nay and Council Member Evans abstaining. The Resolution was declared adopted.

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Mayor Vialle moved to suspend the rules to consider Resolution No. 32357. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 32357

Supporting and encouraging TCI Tacoma to continue the low-income, senior-citizen discount rates established by the Cable Act of 1992.

Mayor Vialle and the Council requested that all names appear on the Resolution.

Speaking to the Council were:

Barbara Wyatt  
Marc Pease

TCI, General Manager  
Municipal Channel

Council Member Nielsen moved to amend page 1 on line 3 to delete the words "'basic' plus 'expanded basic' tiers of" and insert the words "expanded cable television." Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on the Resolution, as amended. The Resolution, as amended, was declared adopted.

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

Ray E. Corpuz, Jr., City Manager, stated that the information requested on the budget would be delivered to the Council tomorrow. He also thanked the Council for the Ted Gaebler presentation.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Mayor Vialle moved to excuse Deputy Mayor Mykland from tonight's meeting. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Council Member Miller requested information on the approval of the 13 building lots that was on the resolutions pending for next week's Council Meeting in the next day or two from staff. He stated this was in his district and wanted extra time to review this matter.


Council Member Nielsen requested accident statistics on the 96th and Yakima and Park Street area discussed by the citizens requested to be heard tonight. He also requested that staff contact Pierce County and that they provide accident statistics, also.

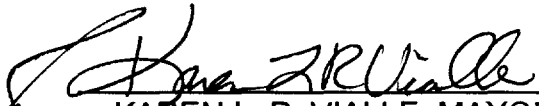
Council Member Baarsma stated that this Sunday, October 10 would be the annual Crop Walk. He stated that he would be seeking sponsors for this event.

Mayor Vialle stated that the Asbury Methodist Church food bank had indicated that their food bank and all food banks in the area are low. She urged everyone to donate to the local food banks.

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On proper motion, the meeting was adjourned at 7:32 p.m.

ATTEST:  GENELLE BIRK, CITY CLERK

 KAREN L. R. VIALLE, MAYOR

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