



City Council Minutes

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

December 3, 2002

The meeting was called to order at 5:07 p.m.

Council Members Present: 7 ~Evans, Ladenburg, Lonergan, McGavick, Phelps, Talbert, and Mayor Baarsma.

Council Members Absent: 2 ~Miller and Moss.

The Flag Salute was led by Council Member Ladenburg.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Human Rights Commission, September 19, 2002.
- b. Minutes of the LESA Executive Board, October 16, 2002.
- c. Minutes of the Tacoma Area Task Force on Disabilities, October 24, 2002.
- d. Citizens' petitions opposing the closure of Tacoma Fire Station No. 13.

CONSENT AGENDA

Approval of the minutes of the City Council meetings of November 12 and 19, 2002; and Committee of the Whole, October 29, and November 12, 2002.

Deputy Mayor McGavick moved that the Consent Agenda be approved. Seconded by Council Member Phelps. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

FINAL READING OF ORDINANCES

Council Member Phelps moved to reconsider the vote on Substitute Ordinance No. 27014, which was taken on Tuesday, November 26, 2002, under Final Reading of Ordinances. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

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Substitute Ordinance No. 27014

Amending Chapter 13.06 of the Municipal Code relating to zoning; adopting amendments to the comprehensive plan consisting of a new Introduction Chapter; the Capital Facilities Program 2003-2008; the Transportation Program; and the Generalized Land Use Plan; adding a new section to be known and designated as Section 13.06.110(44) reclassifying the property located in the vicinity of South 69th and Tyler Streets from an "R-3" Two-Family Dwelling District to an "R-2" One-Family Dwelling District.

Deputy Mayor McGavick moved to continue Substitute Ordinance No. 27014 to the meeting of December 10, 2002. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Substitute Ordinance No. 27014 was continued to the meeting of December 10, 2002.

Ordinance No. 27015

Accepting \$517,891 from the United States Department of Justice, Bureau of Justice Assistance; transferring \$57,543 from the General Fund to the Miscellaneous Grants Summary Fund; appropriating \$575,434 from the Miscellaneous Grants Summary Fund to reduce crime and improve public safety; and authorizing the execution of an agreement with said agency for said purpose.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Evans, Ladenburg, Lonergan, McGavick, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Absent: 2 – Miller and Moss

The Ordinance was declared passed.

Ordinance No. 27016

Amending Title 8 of the Municipal Code by repealing, in its entirety, Chapter 8.98 "Professional Strikebreakers."

Deputy Mayor McGavick moved to continue Ordinance No. 27016 to a date to be determined. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 27016 was set over to a date to be determined.

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Ordinance No. 27017

Amending Chapters 13.04, 13.05, 13.06 and 13.16 of the Municipal Code relating to the Land Use Regulatory Code; transferring certain responsibilities from the Building and Land Use Services Division Manager to the Land Use Administrator; enhancing the administration and implementation of the newly adopted zoning regulations; clarifying reporting responsibilities within the Building and Land Use Services Division; and improving customer service.

Council Member Phelps moved to amend Ordinance No. 27017 by adding the following language: Additionally, the Public Works Director to report back to the City Council 12 months hence after reviewing the effectiveness of the Ordinance. Seconded by Deputy Mayor McGavick. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Evans, Ladenburg, Lonergan, McGavick, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Absent: 2 – Miller and Moss

The Ordinance, as amended, was declared passed.

Ordinance No. 27018

Amending Chapter 11.05, Section 11.05.520 of the Municipal Code relating to traffic, to reduce the speed limit from 30 mph to 25 mph on the following arterial streets:

- East L Street from Puyallup Avenue to East Fairbanks Street;
- North 15th Street from Steele to Alder Streets;
- Pacific Avenue from South 17th to South 26th Streets; and
- 25th Street from Pacific Avenue to East J Street.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Evans, Ladenburg, Lonergan, McGavick, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Absent: 2 – Miller and Moss

The Ordinance was declared passed.

Ordinance No. 27019

Amending Title 6 of the Municipal Code by adding a new chapter to be known and designated as Chapter 6.92, "Alarm Devices," to regulate alarm monitoring companies and monitored alarm devices, imposing license fees, recovering costs related to responses to false alarms, and providing for enforcement and penalties.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Evans, Ladenburg, Lonergan, McGavick, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Absent: 2 – Miller and Moss

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 27024

Amending Chapter 12.10 of the Municipal Code relating to water regulations and implementing a two-step water rate increase, effective January 1, 2003 through December 31, 2004.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Barrett	912 South Cushman Avenue
Allen Douglass	612 South 18 th Street, Apt. 5
Alton McDonald	Resident

The Ordinance was set over for final reading next week.

Ordinance No. 27025

Amending Chapter 12.01 of the Municipal Code relating to utility rates, clarifying and/or increasing certain utility account charges and establishing new administrative charges for the Residential Weatherization Loan Program.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Allen Douglass	612 South 18 th Street, Apt. 5

The Ordinance was set over for final reading next week.

Ordinance No. 27026

Amending Chapter 1.36 of the Municipal Code relating to administration and personnel, to include credit card, debit card, and Automated Clearing House transactions, in addition to bad checks, as items subject to the dishonored payment request collection charge and increasing said charge from \$10.00 to \$20.00, effective January 1, 2003.

The Ordinance was set over for final reading next week.

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Ordinance No. 27027

Amending Chapter 2.01 of the Municipal Code relating to buildings and the administrative process, to allow civil penalties, set forth in the Minimum Building and Structures Code, to be assessed as frequently as every work day, after the fifth prescribed penalty.

The Ordinance was set over for final reading next week.

Ordinance No. 27028

Amending Chapter 11.05 of the Municipal Code relating to the Model Traffic Ordinance and parking, to increase fines for parking infractions.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Allen Douglass	612 South 18 th Street, Apt. 5
Phyllis Barrett	912 South Cushman Avenue
Alton McDonald	Resident

The Ordinance was set over for final reading next week.

RESOLUTIONS

Purchase Resolution No. 35705

Awarding contracts to:

1. Coast Rail, Incorporated, on its bid of \$133,824.00, for installation of a grade crossing warning signal in Rainier, Washington – Specification No. G-233-02;
2. Kent Kawasaki Inc., in the amount of \$95,225.40, for ten, 2002 Kawasaki police motorcycles – King County Contract No. R24723R, IT11903-AAB;
3. International Business Machines, in the amount of \$52,248.00, for two network servers for the Police Department – Western States Contracting Alliance Contract No. WA 94-00151;
4. IKON Office Solutions, Inc., in the amount of \$521,700.00, for a high-speed duplicator – Washington State Contract No. 05899; and
5. Wheeled Coach Industries, Inc., in the amount of \$168,794.00, for two 2002 emergency medical service rescue transport vehicles – Pierce County Fire Protection District No. 16 Contract.

Council Member Phelps moved to waive further reading of the Purchase Resolution. Seconded by Deputy Mayor McGavick. Voice vote was taken and carried. The motion was declared adopted.

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

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Phyllis Barrett	912 South Cushman Avenue
Alton McDonald	Resident
Allen Douglass	612 South 18 th Street, Apt. 5

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

Resolution No. 35706

Authorizing the execution of an agreement with Simon and Company, in the amount of \$37,500, for congressional liaison services through December 31, 2003.

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

Resolution No. 35707

Authorizing the execution of an agreement with Robert E. Mack, in the amount of \$70,000, for state legislative liaison services and \$7,000 for expenses, for the period of January 1, through December 31, 2003.

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

Resolution No. 35708

Adopting amendments to the “Legislative Policy Manual” and further adopting the “City of Tacoma 2003 Legislative Priorities.”

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

Council Member Talbert moved to amend the Legislative Priorities to include the Fair Share legislation as a priority. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Alton McDonald	Resident
Darin Dressler	1857 North Skyline Drive

Voice vote was taken and carried. The Resolution, including the amended Legislative Priorities, was declared adopted.

Resolution No. 35709

Approving the revised Water Rate Policy.

Council Member Phelps moved to continued Resolution No. 35709 to the meeting of December 17, 2002. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

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Resolution No. 35709 will be considered at the regular City Council meeting of December 17, 2002.

Resolution No. 35710

Authorizing the execution of Historic Preservation Special Valuation Tax Covenants, with the following owners for the below-listed properties:

- Horizon Pacific Investors, LLC - located at 2108 Pacific Avenue;
- B. & H., L.L.C. - located at 1101 A Street;
- Howard Welborn and Florence Welborn - located at 616 St. Helens Avenue;
- Trustees of the Welborn Family Living Trust - located at 407 North K Street;
- Jacqueline A. Feaver - located at 517 North M Street;
- Clark Casperson - located at 410 North L Street; and
- Fred Roberson - located at 1113-1117 Tacoma Avenue South.

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

Resolution No. 35711

Authorizing payment to Pierce County, in the amount of \$89,825.35, for the purchase and installation of a new 9-1-1 controller for the Fire Communications Center.

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

Speaking before the Council was:

Name	Address/Affiliation
Larry Norman	Resident

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

Resolution No. 35712

Directing the City Manager to develop a regulatory strategy to improve the condition of and reduce crime at rental properties; and to establish an advisory committee consisting of representatives from various departments and community stakeholders to formulate and provide recommendations to the City Council by May 30, 2003.

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

Speaking before the Council were:

Name	Address/Affiliation
Larry Norman	Resident
Alton McDonald	Resident

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

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Resolution No. 35713

Remanding the City’s Special Needs Housing Ordinance back to the Planning Commission to consider proposed changes relative to the housing of juvenile offenders, to hold a public hearing on said changes, and to provide a recommendation to the City Council no later than February 5, 2003.

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

Resolution No. 35714

Expressing the City Council’s desire to study the expansion of the application of the Historically Under-utilized Business (HUB) Program and Local Employment and Apprenticeship Training Program (LEAP) to construction projects and private amenities projects funded in whole, or in part, by City funds; and further studying the expansion of said programs with private and nonprofit developers and other community stakeholders to develop strategies, procedures, and possible amendments to the Municipal Code; and report the results of the study to the City Council.

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

Speaking before the Council were:

Name	Address/Affiliation
Thomas Dixon	Former President of Tacoma Urban League; Member of Tacoma-Pierce County Black Collective
Tim Strege	Executive Director of William Factory Small Business Incubator
John Bankston	President, HUB Zone Contractors Association
Wayne Williams	Administrator at Tacoma Community College
Alton McDonald	Resident

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

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz, Jr. stated Council Members Miller and Moss are attending the National League of Cities Conference in Salt Lake City and will be receiving an award on behalf of Tacoma. He stated the Center for Digital Government has named Tacoma one of the nation’s most digital cities.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

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

Council Member Ladenburg recognized Council Member Talbert for his work at the County and City and stated his picture was on the cover of a local magazine.

Council Member Evans thanked everyone involved in the Christmas Parade.

Mayor Baarsma stated the City will be honoring the Wolverines, a team from the Al Davies Boys and Girls Club, who won the national championship.

CITIZENS’ FORUM

Citizens’ Forum began at 7:22 p.m.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>	<u>Topic</u>
Mark Overland	Gig Harbor	Cindy the Elephant
Allen Douglass	612 So. 18 th St., Apt. 5	Pierce Transit
Dan Solomonson	4415 No. Stevens	Budget
Robert Kays	9410 206 th Ave. E., Bonney Lake	Casino taxes
Trisha Dolge	8402 So. Hosmer St.	Gaming tax increase
David Allan Murray	2006 E. Columbia Ave.	Domestic terrorism
Phyllis Barrett	912 So. Cushman Ave.	Budget
Larry Norman	Resident	Support for youth programming
Mark Hokenson	2341 So. M St.	Support for youth programming
Joshua Spence	2341 So. M St.	Support for youth programming
Carol Sloman	Chair, North End Neighborhood Council	Fire Station 13 funding
Darin Dressler	1857 No. Skyline Drive	Violence in clubs and night life in the downtown area
Alton McDonald	Resident	Mistreatment of African-Americans

Citizens’ Forum closed at 8:02 p.m.

On proper motion, the meeting was adjourned at 8:02 p.m.


 WILLIAM H. BAARSMA, MAYOR

ATTEST: 
 DORIS SORUM, CITY CLERK