



City Council Minutes

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

March 10, 1998

The meeting was called to order at 5:05 p.m.

Present on roll call: 7 - Baarsma, Crowley, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole. Absent: 2 - De Forrest and Miller.

The Flag Salute was led by Council Member Kirby.

CONSENT AGENDA

Approval of the Tacoma City Council study session minutes of March 3, 1998.

RESOLUTIONS

Resolution No. 33977

Setting Monday, March 30, 1998, at 5:00 p.m., as the date for a hearing by the Hearing Examiner on LID No. 2631 for placement of two-inch asphalt surface treatment with storm drainage on 56th Avenue NE from 27th to 29th Streets NE.

Resolution No. 33978

Setting Monday, March 30, 1998, at 5:00 p.m., as the date for a hearing by the Hearing Examiner on LID No. 8608 for placement of permanent pavement on the alley between East G Street and McKinley Avenue from East 36th to East 37th Streets.

Resolution No. 33979

Setting Monday, March 30, 1998, at 5:00 p.m., as the date for a hearing by the Hearing Examiner on LID No. 8612 for placement of permanent pavement with storm drainage on the alley between M Street and Sheridan Avenue from South 64th Street north 550 feet; and west to Sheridan Avenue.

Resolution No. 33980

Setting Monday, March 30, 1998, at 5:00 p.m., as the date for a hearing by the Hearing Examiner on LID No. 8617 for placement of permanent pavement on the alley between Monroe and Tyler Streets from South 67th to South 69th Streets.

Resolution No. 33981

Setting Monday, March 30, 1998, at 5:00 p.m., as the date for a hearing by the Hearing Examiner on LID No. 8620 for placement of permanent pavement on the alley between Whitman Street and Frace Avenue from North 49th to North 50th Streets.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner's Agenda, March 10, 1998.
- b. Minutes of the Planning Commission, February 18, 1998.
- c. Minutes of the Tacoma Public Library Board of Trustees, January 21, 1998.

Deputy Mayor Crowley moved that the Consent Agenda, including Resolution Nos. 33977 through 33981, be approved. Seconded by Council Member Baarsma. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 33977 through 33981, was declared approved.

RECOGNITION

Mayor Ebersole recognized Mr. Toby Lindsey and Ms. Rachel Van Herpen for calling 9-1-1 for help in an emergency . Toby Lindsey saved his two sisters from a fire and Rachel Van Herpen saved her aunt from a diabetic attack.

REGULAR AGENDA

FINAL READING OF ORDINANCES

Substitute Ordinance No. 26203

Accepting and depositing \$750,000 from Lewis County; appropriating said sum from the Tacoma Eastern Railroad Acquisition and Operating Summary Fund for track repair of the Tacoma Eastern Railroad.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole

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Nays: 0

Absent: 2 – De Forrest and Miller

The Substitute Ordinance was declared passed.

Ordinance No. 26204

Authorizing the execution of an interlocal agreement with Pierce County for the disbursement and use of Washington State Department of Community, Trade and Economic Development funds, to cooperatively develop a land inventory and evaluation; accepting, depositing in and appropriating \$16,391 from the Miscellaneous Grants Summary Fund for development of a buildable lands evaluation and monitoring program.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole

Nays: 0

Absent: 2 – De Forrest and Miller

The Ordinance was declared passed.

Ordinance No. 26205

Reestablishing a Downtown Business Improvement Area; providing for the levy of a special assessment upon real property (and the owners thereof) within the area; and providing for the deposit of revenue in a special account, and expenditures therefrom.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Baarsma, Crowley, Kirby, McGavick, Phelps, Silas, and Mayor Ebersole

Nays: 0

Absent: 2 – De Forrest and Miller

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 26206

Accepting \$110,000 from the Washington State Department of Transportation through Pierce County; depositing in and appropriating \$110,000 from the Miscellaneous Special Revenue Summary Fund; authorizing the execution of interlocal agreements

with Pierce County and the City of Fife for the distribution of funds and the implementation of the State-mandated Commute Trip Reduction Program for 1997-1999.

The Ordinance was set over for final reading next week.

RESOLUTIONS

Purchase Resolution No. 33982

Awarding contracts to:

1. Tucci & Sons, Inc., in the amount of \$129,629.13, for emergency storm sewer replacement at South 13th Street, from Tacoma Avenue to Market Street - Emergency PO No. E25955; and
2. Motorola, Inc., in the amount of \$43,872.74, to purchase six Police Department mobile laptop radio modems, including accessories, software, service and installation - Sole Source.

Deputy Mayor Crowley moved that the Purchase Resolution be adopted, including waiving formal bidding procedures on Item Nos. 1 and 2. Seconded by Council Member McGavick.

Speaking before the Council was:

Name	Address/Affiliation
Phyllis Barrett	912 South Cushman

Voice vote was taken and carried on the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 1 and 2. The Purchase Resolution was declared adopted.

Resolution No. 33983

Authorizing the submittal of a grant application to the Executive Office of Weed and Seed of the United States Department of Justice, in the amount of \$200,000, to support law enforcement efforts for the reduction of gang activity and violence; establishing safe havens in the Hilltop and Eastside neighborhoods; and increasing translation and interpreter services.

Deputy Mayor Crowley moved to suspend the rules to consider Substitute Resolution No. 33983. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

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

Speaking before the Council was:

Name	Address/Affiliation
Phyllis Barrett	912 South Cushman

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

Resolution No. 33984

Authorizing the execution of an amendment to the agreement with the Local Development Council, in the amount of \$33,800, for the administration of the renewed Business Improvement Area (BIA) from May 1, 1998 through April 30, 1999.

Deputy Mayor 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. 33985

Approving the issuance of Industrial Development Revenue Bonds, in the amount of \$45 million, by the Economic Development Corporation of Pierce County, to provide financing for equipping of the Hyundai Merchant Marine Company, Ltd., located at 4012 East West Road.

Deputy Mayor Crowley moved that the Resolution be adopted. Seconded by Council Member Baarsma.

Speaking before the Council was:

Name	Address/Affiliation
Susan Suess	Economic Development Board

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

Mayor Ebersole acknowledged members of Boy Scout Troop No. 238 who were attending the meeting in an effort to earn their "Citizenship in the Community" badge.

Resolution No. 33986

Creating and appointing members to an ad hoc task force to be known and designated as the Tacoma R/UDAT Implementation Task Force to provide a comprehensive evaluation of the Regional/Urban Design Assistance Team's recommendations for the development of the property in the vicinity of South 13th through South 17th Streets.

Deputy Mayor Crowley moved to suspend the rules to consider Substitute Resolution No. 33986. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

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

Speaking before the Council was:

Name	Address/Affiliation
Blake Bolton	President, Southwest Washington Chapter of the American Institute of Architects

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

Resolution No. 33987

Authorizing the execution of an agreement with Tacoma Recycling Company, Inc., to process commingled recyclable materials.

Mayor Ebersole moved to continue Resolution No. 33987 to the meeting of March 24, 1998. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 33987 will be considered at the regular City Council meeting of March 24, 1998.

PUBLIC HEARINGS AND APPEALS (BEGAN AT 6:11 P.M.)

This is the date for a public hearing by the City Council regarding amendments to Chapter 13.06 of the Municipal Code relative to new wireless communication facility regulations.

The public hearing was held later in the meeting.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz Jr. stated that a question was raised regarding the progress of the legislative bill relative to the International Services Development Zone. He stated that the House version of the bill has passed the Senate Ways and Means Committee. Mr. Corpuz stated that the only change in the bill is how the Business and Occupation Tax Credit is calculated. He stated that the formula would change from per job, per person for five years, to a percent of payroll. Mr. Corpuz stated that this bill will be considered by the Rules Committee, along with a number of other bills, and will be voted on either tonight or tomorrow.

Mr. Corpuz then stated that there are a number of legislative issues that are still being discussed. He stated that those issues include the telecommunications bill which still has to go before the Conference Committee. He stated that the Senate is insisting on

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their version of the bill. Mr. Corpuz stated that this version has some troubling language in it with respect to local governments being able to have a cable television franchise or a cable operation and the actual compensation for the right-of-way.

Mr. Corpuz stated that the Utility Tax issue did not make the cut off. He stated that the Town of Steilacoom is still requesting their "6 percent" tax in three years. He stated that this request is slightly different than the City of Shoreline. Mr. Corpuz requested input on this issue from the City Council. He stated that the outcome of this issue will set a precedent. He then suggested that a study session be scheduled to discuss the Utility Tax issue.

Mr. Corpuz then stated that the City Attorney's office has requested a two-month residency waiver to fill the position of the Assistant City Attorney in the Criminal Justice Division.

Deputy Mayor Crowley moved to authorize the City Manager to grant a two-month residency waiver for Mr. Daniel Okada to fill the Assistant City Attorney position located in the Legal Department's Criminal Justice Division. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

The City Council recessed at 5:55 p.m. and reconvened at 6:09 p.m.

Mayor Ebersole then read a letter that he received from Mayor Paul Schell, of Seattle, thanking the City of Tacoma for the reception that was held in his honor on Wednesday, February 25, 1998.

Deputy Mayor Crowley moved to excuse Council Members Miller and De Forrest from tonight's meeting. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Crowley then wished Robin Jenkinson, City Attorney, a happy birthday.

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PUBLIC HEARINGS AND APPEALS (BEGAN AT 6:11 P.M.)

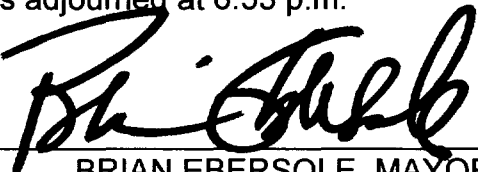
This is the date for a public hearing by the City Council regarding amendments to Chapter 13.06 of the Municipal Code relative to new wireless communication facility regulations.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Jeff Bruce	Resident
Carol Slowman	North Tacoma Resident
Gail Bennett	4314 South 10th Street
Vivian Spencer	Resident
Anne E. Mackiewicz	Sprint PCS

The public hearing was declared closed at 6:53 p.m.

On proper motion, the meeting was adjourned at 6:53 p.m.



 BRIAN EBERSOLE, MAYOR

ATTEST: 

 RICK ROSENBLADT, CITY CLERK

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