

## CITY COUNCIL MINUTES

City Council Chambers  
March 15, 1994

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

Present on roll call: 6 - Crowley, De Forrest, Evans, Miller, Silas, and Mayor Moss.  
Absent: 2 - Baarsma and Kirby.

The Flag Salute was led by Council Member Crowley.

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Approval of the minutes of the Tacoma City Council meetings of March 1 and 8, 1994.

### RESOLUTIONS:

#### Resolution No. 32537

Setting Tuesday, March 29, 1994, at approximately 6:00 p.m. as the date for a public hearing by the City Council on a draft ordinance to amend Sections 13.06.275 and 13.06.280 of the Official Code to eliminate the prohibition of dry cleaning in "C-1" Commercial and "C-P-N" Planned Neighborhood Shopping Center Districts.

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

- a. Hearing Examiner Agenda for Tuesday, March 15, 1994.
- b. Minutes of the meeting of the Municipal Authority, February 24, 1994.
- c. Minutes of the meeting of the Tacoma Transportation Committee, February 24, 1994.
- d. Minutes of the meeting of the Landmarks Preservation Commission, February 23, 1994.
- e. Annual Report for the Municipal Authority, 1992.
- f. Tacoma Public Utilities Performance Report, Fourth Quarter 1993.

Council Member Miller moved that the Consent Agenda, including Resolution No. 32537, be approved. Seconded by Council Member Crowley. Voice vote was taken and carried. The Consent Agenda was declared approved.

Mayor Moss moved to suspend the rules to consider Resolution No. 32539. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

#### Resolution No. 32539

Authorizing the execution of a contract with the Daffodil Festival, Inc., in the amount of \$5,000 for the 1994 Daffodil Festival.

Council Member De Forrest moved that the Resolution be adopted. Seconded by Council Member Silas. Voice vote was taken and carried. The Resolution was declared adopted.

Speaking before the Council were:

John Shaw  
Jenny Pasco

Daffodil Festival, Inc.  
Daffodil Festival, Inc.

Council Member Silas moved to direct the City Manager to find \$5,000 in the budget for the Daffodil Festival. Seconded by Council Member Evans.

Council Member De Forrest moved to reconsider immediately Resolution No. 32539. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Council Member Silas moved to amend Resolution No. 32539 to increase the contract amount with the Daffodil Festival from \$5,000 to \$10,000. Seconded by Council Member De Forrest.

Roll call vote was taken, resulting as follows:

Ayes: 2 -- De Forrest and Silas

Nays: 4 -- Crowley, Evans, Miller and Mayor Moss.

Absent: 2 -- Baarsma and Kirby.

The motion failed.

Council Member Evans moved to direct the City Manager to review the budget to determine if there were adequate funds to allocate an additional \$5,000 for the Daffodil Festival. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on Resolution No. 32539. The Resolution was declared adopted.

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Mayor Moss moved to recess to Executive Session to discuss pending litigation, the session not to exceed 15 minutes. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 5:32 p.m. and reconvened at 5:50 p.m.

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**REGULAR AGENDA**

FINAL READING OF ORDINANCES:

Ordinance No. 25369

Vacating portions of Browns Point Boulevard, 45th Street N.E. and High Point Drive to develop the abutting properties into a residential subdivision. (Andrew Hess; File No. 124.978)

Council Member Miller moved to suspend the rules to consider Substitute Ordinance No. 25369. 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: 6 -- Crowley, De Forrest, Evans, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 2 -- Baarsma and Kirby.

The Substitute Ordinance was declared passed.

Ordinance No. 25397

Vacating the northerly end of Sunset Drive in the plat of THE NARROWS to convert the street to a private easement road with a gated entry. (Stanley Selden; File No. 124.983)

Roll call vote was taken, resulting as follows:

Ayes: 6 -- Crowley, De Forrest, Evans, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 2 -- Baarsma and Kirby.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 25460

Amending Chapter 12.06 of the Official Code relative to electrical energy regulations and rates effective April 4, 1994.

The Ordinance was set over for final reading next week.

Ordinance No. 25461

Amending Chapter 12.10 of the Official Code relative to water regulations and rates effective April 4, 1994.

Mayor Moss moved to suspend the rules to consider Substitute Ordinance No. 25461. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

The Substitute Ordinance was set over for final reading next week.

Council Member De Forrest moved to allow public comments at Final Reading of Ordinance No. 25460, Substitute Ordinance No. 25461 and proposed Substitute Ordinance No. 25462. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 25462

Submitting a proposition to the voters at a special municipal election on May 17, 1994 to levy an additional regular property tax for emergency medical care or services; and requesting the Pierce County Auditor to find an emergency exists to call and conduct said election.

Mayor Moss moved to suspend the rules to consider Substitute Ordinance No. 25462. Seconded by Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council were:

Cathy Pearsall-Stipek  
Gary Conklin

Pierce County Auditor  
Citizen

Council Member De Forrest moved to amend Substitute Ordinance No. 25462, page 3, line 21 to read "Section 5. ~~That not less than forty five days before the date of such election,~~ The City Clerk shall certify to the County Auditor, as supervisor of elections, a certified copy of this ordinance, together with the proposition aforesaid in the form of a ballot title, conforming to the foregoing statement thereof." Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

The Amended Substitute Ordinance was set over for final reading next week.

Ordinance No. 25463

Authorizing the execution of a grant award contract with the State of Washington Department of Social and Health Services, in the amount of \$5,468; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for training child care providers through the Child Care Resources and Referral System.

The Ordinance was set over for final reading next week.

Ordinance No. 25464

Amending the Pay and Compensation Plan to create the classification and rate of pay for the position of Land Use Planner.

The Ordinance was set over for final reading to the meeting of March 29, 1994.

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RESOLUTIONS:

Purchase Resolution No. 32538

Awarding contracts to:

1. R. L. Alia Company, on their bid of \$699,852.17 for arterial street, storm sewer, sanitary sewer and underground electrical construction on Norpoint Way N.E. from Browns Point Boulevard to Northshore Parkway - L.I.D. 8557 - Specification No. G-201-94; and
2. Action Target, Inc., on their bid of \$30,262.51 for an automated target system - Sole Source.

Council Member Miller moved that the Purchase Resolution, including waiving formal bidding procedures on Item No. 2, be adopted. Seconded by Council Member Crowley.

Speaking before Council were:

Garth Schlemlein  
Bob Barien

Ceccanti, Inc.  
Ceccanti, Inc.

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item No. 2, was declared adopted.

Resolution No. 32540

Authorizing the execution of an agreement with Milliman & Robertson, Inc., in the amount of \$40,500 for an actuarial study of the Firemen and Police Relief Pension Funds for the period January 1, 1994 through December 31, 1995.

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

Resolution No. 32541

Authorizing the execution of an agreement with Smith, Alling and Lane, in the amount of \$350,000 for specialized legal services.

Council Member Silas moved that the Resolution be adopted. Seconded by Council Member De Forrest. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 32542

Authorizing the execution of Amendment No. 1 to the agreement with Cedar Grove Composting, Inc., in the amount of \$73,000 for tip fees for recycling yard and garden waste.

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. 32543

Authorizing the execution of Amendment No. 2 to the agreement with Elizabeth A. Miller, in the amount of \$50,000 for continuation of the Refuse Utility's Public Relations Program.

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

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UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

Ray E. Corpuz, Jr., City Manager, requested an Executive Session to discuss pending litigation and real estate matters.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Miller requested to schedule a Study Session to discuss impact fees on Growth Management.

Council Member Evans requested staff to investigate replacing the greenery that is being torn up under the transmission lines, at North 21st Street, with more aesthetic landscape than the gravel that is being placed there.

Council Member De Forrest indicated that in a letter to the Department of Fisheries it was implied that a site had been selected at 11th Street for a boat launch on Thea Foss Waterway. Council Member De Forrest requested that Council have the opportunity to make a decision on the site for the boat launch after the public hearings are held.

Council Member De Forrest announced that he was pleased to present a proclamation to the Irish Club on behalf of Mayor Moss last Sunday.

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Council Member De Forrest thanked staff from the Police and Fire departments for their assistance for apprehending the stalker of children at several elementary schools in Council District 4.

Council Member Miller moved to excuse the absences of Council Members Baarsma and Kirby. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

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Mayor Moss moved to recess to Executive Session to discuss pending litigation and real estate matters, the session not to exceed 45 minutes. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 7:45 p.m. and reconvened at 8:30 p.m.

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On proper motion, the meeting was adjourned at 8:30 p.m.

  
HAROLD G. MOSS, MAYOR

ATTEST:   
GENELLE BIRK, CITY CLERK