

CITY COUNCIL MINUTES

City Council Chambers
February 25, 1997

The meeting was called to order at 5:11 p.m.

Present on roll call: 7 - Baarsma, De Forrest, Evans, Kirby, McGavick, Silas, and Mayor Ebersole. Absent: 2 - Crowley and Miller. (Council Members Crowley and Miller arrived at 5:12 p.m.)

The Flag Salute was led by Council Member Kirby.

CONSENT AGENDA

Approval of the minutes of the Tacoma City Council meeting of February 11, 1997 and study session of February 18, 1997.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner's agenda for February 25, 1997.
- b. Minutes of the meetings of the Appointments Committee, August 26, October 28, and December 16, 1996.
- c. Foss Waterway Development Authority agenda, February 20, 1997.
- d. Amended minutes of the meeting of the Foss Waterway Development Authority, January 9, 1997.
- e. Minutes of the meeting of the Foss Waterway Development Authority, February 6, 1997.
- f. Minutes of the meeting of the Planning Commission, February 5, 1997.
- g. Statements by City employees disclosing remote interests pursuant to Tacoma Municipal Code 1.46.030(O) as follows:

<u>Name</u>	<u>Affiliation</u>
Rebecca Rex	Pierce County Playwright's Festival Steering Committee

Council Member Evans moved that the Consent Agenda be approved. Seconded by Council Member Silas. Voice vote was taken and carried. The Consent Agenda was declared approved.

(Council Members Crowley and Miller arrived at 5:12 p.m.)

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS

Resolution No. 33631 (Continued from the meeting of February 18, 1997.)

Appointing individuals to a Library Task Force.

Council Member Evans moved to suspend the rules to consider Substitute Resolution No. 33631. Seconded by Deputy Mayor Baarsma. Voice vote was taken and carried. The motion was declared adopted.

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

COMMUNICATIONS

Hearing Examiner recommending approval of the request to modify a previously approved reclassification of property, located at the southeast corner of Huson and Center Streets, to allow gas pumps and associated underground storage tanks, rather than an automotive service center. (Tri-Mark Petroleum Group; File No. REZ96-00022)

Council Member Miller moved to concur in the recommendations of the Hearing Examiner. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

FINAL READING OF ORDINANCES

Ordinance No. 25975

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at 4416 South 74th Street from an "R-2" One-Family Dwelling District to a "C-2" Commercial District to allow Wild Thyme Nursery to continue operating. (Robert Porter; File No. REZ96-00014)

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. 26006

Vacating a portion of surplus right-of-way on the westerly side of Cedar Street abutting the residence at 3108 South 9th Street to increase the side yard of the petitioner's property. (Troy A. Wagner; File No. 124.1043)

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. 26013

Amending Chapter 13.06 of the Municipal Code to reclassify the property located on the northeast corner of South 58th Street and Tacoma Mall Blvd. from an "R-2" One-Family Dwelling District to a "C-2" Commercial District for the construction of an automobile service station with a convenience store and car-wash facility. (John Park & Associates; File No. REZ96-00016)

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. 26035

Amending Chapter 1.12 of the Municipal Code to implement 1997 rates of pay and compensation for represented employees from the Tacoma Police Union, Local No. 6 and Teamsters, Chauffeurs, Warehousemen and Helpers Union, Local No. 313.

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. 26036

Authorizing the execution of a Quitclaim Deed and various permits conveying property rights and allowing construction of the SR-509 bridge over the Central Treatment Plant

by the Washington State Department of Transportation; and authorizing the acceptance of a \$104,000 payment by the State for deposit of same into the Sanitary Sewer Utility Fund.

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.

FIRST READING OF ORDINANCES

Ordinance No. 26037

Amending Chapters 1.19 and 1.30 of the Municipal Code to permit future Council Members to elect membership in the Tacoma Employees' Retirement System upon completion of 90 days in office.

Speaking before the Council was:

Name	Address/Affiliation
Will Baker	809 South I Street

The Ordinance was set over for final reading next week.

RESOLUTIONS

Purchase Resolution No. 33632

Awarding a contract to:

Streich Brothers, Inc., in the amount of \$200,000, for heavy equipment maintenance and repair - Open Purchase Order.

Council Member Miller moved that the Resolution, including waiving formal bidding procedures, be adopted. Seconded by Council Member Evans.

Speaking before the Council was:

Name	Address/Affiliation
Phyllis Barrett	912 South Cushman

Voice vote was taken and carried. The Resolution, including waiving formal bidding procedures, was declared adopted.

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Resolution No. 33633

Declaring a 1985 Marion rescue vehicle as surplus; and transferring title of said vehicle to the Pierce County Department of Emergency Management to be used as a mobile multi-agency communications center.

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

Resolution No. 33634

Authorizing the execution of a real property exchange agreement with Kathy Lopez and Barbara Richards to exchange the Running Wolf Smoke Shop property, located at 3836 49th Avenue NE, with two lots at 1303 and 1309 Alexander Avenue in Fife and two lots located at the intersection of Portland Avenue and Wright Street in Tacoma to relocate the business to a site suitable for commercial use.

Council Member Evans moved to suspend the rules to consider Substitute Resolution No. 33634. Seconded by Deputy Mayor Baarsma. Voice vote was taken and carried. The motion was declared adopted.

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

Speaking before the Council were:

Name	Address/Affiliation
Marion Weed	4735 42nd Street NE
Arlene Iseberg	1421 East 30th Street
Hilma Betenson	3801 49th Avenue NE
Tim Strege	Director, William M. Factory Small Business Incubator
Will Baker	809 South I Street
Al Hampton	Chairman, Northeast Tacoma Neighborhood Council
Mozella Pooley	8041 East Sherwood
Kevin Phelps	Northeast Tacoma Resident

Council Member De Forrest moved to continue Substitute Resolution No. 33634 to a date to be determined. Seconded by Council Member McGavick.

Roll call vote was taken on the motion to continue Substitute Resolution No. 33634 to a date to be determined, resulting as follows:

Ayes: 4 – De Forrest, McGavick, Miller, and Mayor Ebersole

Nays: 5 – Baarsma, Crowley, Evans, Kirby, and Silas

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The motion was declared failed.

Council Member Miller moved for a short recess. Seconded by Council Member De Forrest. Voice vote was taken and carried.

Council recessed at 7:22 p.m. and reconvened at 7:34 p.m.

Roll call vote was taken on Substitute Resolution No. 33634, resulting as follows:

Ayes: 6 – Baarsma, Crowley, Evans, Kirby, McGavick, and Silas

Nays: 3 – De Forrest, Miller and Mayor Ebersole

The Substitute Resolution was declared adopted.

PUBLIC HEARINGS AND APPEALS (BEGAN AT 7:44 P.M.)

This is the date set for a public hearing by the City Council on the budget, program and assessment rates for the tenth year of the Downtown Business Improvement Area.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Bob Trotter	Sheraton Tacoma Hotel/Chair, Local Development Council
Gene Miller	Tacoma Police Department
Phyllis Barrett	912 South Cushman
Fidell Pino	757 St. Helens
Gary Davis	3917 South Tyler

The Public Hearing was declared closed at 8:08 p.m.

Resolution No. 33635

Authorizing the execution of an agreement with the Tacoma-Pierce County Visitor & Convention Bureau, in the amount of \$815,000, to continue implementation of a tourism marketing and promotion program.

Council Member Miller moved to continue Resolution No. 33635 to the meeting of March 11, 1997 per the request of staff. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

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Resolution No. 33635 will be considered at the regular City Council meeting of March 11, 1997.

Resolution No. 33636

Authorizing the execution of an Operation and Use Agreement with Catholic Community Services Southwest to continue to use the Point Defiance Senior Center for the support of senior programs.

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

Speaking before the Council was:

Name	Address/Affiliation
Will Baker	809 South I Street

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

Resolution No. 33637

Amending the 1995 Consolidated Plan to allocate \$60,000 of 21st Year Community Development Block Grant Contingency Funds to the 21st Year Community Development Block Grant Hazardous Sidewalk Program.

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

PUBLIC HEARINGS AND APPEALS (BEGAN AT 7:44 P.M.)

This is the date set for a public hearing by the City Council on the budget, program and assessment rates for the tenth year of the Downtown Business Improvement Area.

Held earlier in the meeting.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

None.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Kirby commented on the Cortex Research and Development Association's conference that was held at the Landmarks Convention Center.

Deputy Mayor Baarsma reported that the University of Puget Sound and the Pacific Lutheran University will be hosting the National Association of Intercollegiate Athletics Swimming Championships. He stated that the University of Puget Sound's men and women are the defending champions. He stated that the swimming championships will be held in Federal Way and that over 300 people would be competing in this event. Deputy Mayor Baarsma then stated he would be making the opening remarks at the swimming championships.

Council Member Miller asked Council Members and citizens to support the Bill that is before the State Legislature that addresses the "joint and several liability" issue. He stated that the City of Tacoma continues to pay out large sums of money out of the fear of being found one percent liable because of a signage question, striping or design in the street, and that the City will be looked at to pay the entire amount because usually the defendants are judgment-proof. He stated that this Bill would remove that requirement. Council Member Miller made complimentary comments regarding the article on crime in the latest issue of *The New Takhoman*.

Council Member Silas asked Randy Lewis, Government Relations, about the Welfare Reform Bill.

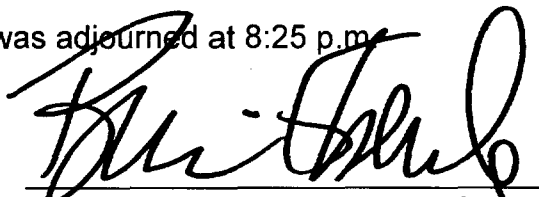
Mr. Randy Lewis, Government Relations, gave an overview of the Welfare Reform Bill.

Mayor Ebersole asked citizens to contact their Legislator and let them know how important it is for Tacoma and the South Sound Region to get funding for the University of Washington Tacoma Campus.

Council Member Evans commented on some of the concerns that Senator Wojahn has regarding representation from Pierce County at the hearings concerning either trauma or the Welfare Reform Bill.

Mayor Ebersole stated this was a good point and that there are many opportunities where City Council Members can appear before Legislative committees on a variety of issues that impact the City of Tacoma. He asked Randy Lewis, Government Relations, to keep the City Council posted for times they could go down and help make an appearance.

On proper motion, the meeting was adjourned at 8:25 p.m.


BRIAN EBERSOLE, MAYOR

ATTEST: 
RICK ROSENBLADT, CITY CLERK