



# City Council Minutes

<http://www.cityoftacoma.org>

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

October 21, 2003

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

Present on roll call: 9 - Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma.

The Flag Salute was led by Council Member Miller.

## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Meeting notes of the Citizens Advisory Panel for the Washington Association of Sheriffs and Police Chiefs investigation, September 10 and 24, 2003.
- b. Minutes of the Public Utility Board study session and meeting, September 24, 2003.
- c. Minutes of the Tacoma Community Redevelopment Authority, August 14, 2003.
- d. Washington State Auditor's Office, Report on Financial Statements and Federal Single Audit, City of Tacoma, Pierce County, January 1, 2002 through December 31, 2002; Report No. 65640.
- e. City of Tacoma 2002 Comprehensive Annual Financial Report.

## CONSENT AGENDA

Approval of the minutes of the City Council meetings of September 23 and 30; October 7, 2003; and Town Hall meeting of September 23, 2003.

### Resolution No. 35985

Setting Tuesday, October 28, 2003, at approximately 5:30 p.m., as the date for a public hearing by the City Council, to consider the 2004 ad valorem tax levy.

**Resolution No. 35986**

Setting Tuesday, November 25, 2003, at 9:30 a.m., as the date for a hearing by the Hearing Examiner, on the request to vacate a portion of South 12<sup>th</sup> Street between South Yakima Avenue and Alheimer Street to create a center campus area between buildings and a safer environment for pedestrian traffic between classes and other college-related activities. (Bates Technical College; File No. 124.1185)

**Resolution No. 35987**

Setting Tuesday, November 25, 2003, at 9:30 a.m., as the date for a hearing by the Hearing Examiner, on the request to vacate the west 125.30 feet of South 34<sup>th</sup> Street west of the intersection of South 34<sup>th</sup> and Tyler Streets to create a multiple-unit triplex residential development. (Pacific Equity Group Holdings, LLC/Chris Unger; File No. 124.1192)

**Resolution No. 35988**

Setting Tuesday, November 25, 2003, at 9:30 a.m., as the date for a hearing by the Hearing Examiner, on the request to vacate the north 23.67 feet of South 48<sup>th</sup> Street for future commercial development of a warehouse building. (Pacific Equity Group Holdings, LLC; File No. 124.1194)

Deputy Mayor Moss moved to suspend the rules to consider Substitute Resolution No. 35985. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Moss moved that the Consent Agenda, including Substitute Resolution No. 35985 and Resolution Nos. 35986 through 35988, be approved. Seconded by Council Member McGavick. Voice vote was taken and carried.

The Consent Agenda, including Substitute Resolution No. 35985 and Resolution Nos. 35986 through 35988, was declared approved.

**PUBLIC COMMENT**

This is the time set aside for public comment on items on the agenda. Speakers are asked to identify the specific agenda items they wish to address and comments will be limited to up to five minutes per person.

<b>Name</b>	<b>Address/Affiliation</b>	<b>Topic</b>
Allen Douglass	2012 - 70 <sup>th</sup> Ave. W., University Place	Ordinance Nos. 27153 and 27155 and Resolution No. 35985
Michele Reich	1205 E.S. Brazill Street	Resolution No. 35985, Ordinance Nos. 27153 and 27154
Donald Williams	1705 Dock Street	Resolution Nos. 35989 and 35990

*[Handwritten mark]*

<b>Name</b>	<b>Address/Affiliation</b>	<b>Topic</b>
Rick Cvitanich	2808 North 8 <sup>th</sup> Street	Resolution 35989
Charles Creso	5501 Broadview Avenue	Ordinance No. 27153 and 27154
Jeanie Peterson	Hilltop Action Coalition	Rental License
Skip Young	817 South Cushman	Ordinance Nos. 27153 and 27154
Gene Richards	815 South Cushman	Ordinance Nos. 27153 and 27154
Alton McDonald	City Resident	Resolution No. 35985
Phyllis Barrett	912 South Cushman	Council Rules

## **R E G U L A R   A G E N D A**

### **FINAL READING OF ORDINANCES**

#### **Ordinance No. 27130**

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at 8637 Pacific Avenue from an "R-2" One-Family Dwelling District to a "C-2" Commercial District for the construction of a 400-unit mini-storage facility. (H.C. Harned; File No. REZ99-00003)

Roll call vote was taken, resulting as follows:

Ayes:    9 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays:    0

The Ordinance was declared passed.

#### **Ordinance No. 27153**

Amending Title 8 of the Municipal Code by adding a new chapter to be known as Chapter 8.30A, "Chronic Public Nuisance," to establish a procedure to address properties with building condition issues, being used for illegal purposes, or that have failed to be maintained; and amending Chapter 1.23, Section 1.23.050, to expand the area of jurisdiction of the Hearing Examiner to include appeals of the new chapter.

Roll call vote was taken, resulting as follows:

Ayes:    9 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays:    0

The Ordinance was declared passed.

9

**Ordinance No. 27154**

Amending Chapter 2.01, Chapter 6.24, and Chapter 6.9 of the Municipal Code, relating to licenses and rental properties, to implement an Annual Business License and fee for renting or leasing real property; and eliminating the rental registration requirement in the Minimum Building and Structures Code.

Deputy Mayor Moss moved to suspend the rules to consider Substitute Ordinance No. 27154. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays: 0

The Substitute Ordinance was declared passed.

**Substitute Ordinance No. 27155**

Amending Chapter 11 of the Tacoma Municipal Code by amending Section 11.15.010 through Section 11.15.220, and repealing Section 11.20.010 through Section 11.20.220, relating to temporary street closures for parades and other activities.

Council Member Miller recused himself.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Evans, Ladenburg, Lonergan, McGavick, Moss, Phelps, Talbert, and Mayor Baarsma

Nays: 0

Recused: 1 – Miller

The Ordinance was declared passed.

**RESOLUTIONS**

**Resolution No. 35989**

Adopting the 2003 Tacoma Narrows Airport Master Plan, a 20-year capital improvement plan for continued City operation of the Tacoma Narrows Airport.

Mayor Baarsma moved to continue Resolution No. 35989 to the meeting of November 18, 2003. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of November 18, 2003.

10

**Resolution No. 35990**

Authorizing the execution of an agreement with Barghausen Consulting Engineers, Inc., in the amount of \$35,000, for a cumulative total of \$85,000, for engineering and consulting expertise to address and satisfy the Conditional Use Permit conditions for the runway safety improvements at the Tacoma Narrows Airport.

Council Member Phelps recused himself.

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

**Resolution No. 35991**

Authorizing the execution of an amendment to the existing maintenance agreement with Motorola, Inc., to extend the termination date to August 31, 2004; and to increase the amount by \$99,933, for a total contract amount of \$2,610,619.

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

**UNFINISHED BUSINESS**

None.

**REPORTS BY CITY MANAGER**

City Manager Jim Walton congratulated the Streets and Grounds Division for a job well done in their response to the severe rain storm that occurred on October 20, 2003.

**COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

Council Member Ladenburg mentioned that she and Council Member Talbert had attended a conference on domestic violence in New Orleans, Louisiana. She stated there will be a follow-up meeting with other attendees from Tacoma and that she will provide a written report to those who are interested.

Council Member Talbert requested the City Manager prepare a resolution directing the Planning Commission to hold a public hearing regarding Madison Park. He also requested the City Manager and City Attorney schedule a Study Session regarding the role of the Planning Commission.

Council Member Lonergan acknowledged his appreciation for the Streets and Grounds Division, Fire Department, and Police Department as well as citizens, for their dedication during the storm on October 20, 2003.

Mayor Baarsma stated that a letter directed to the Mayor and City Council had been received from the Pierce County Central Labor Council. He mentioned that he and

11

Council Member Lonergan attended a Labor Council meeting and responded to questions in that letter on behalf of the Council.

Council Member Miller commended Streets and Grounds for the beautification projects and maintenance and upkeep of the green areas around town that are not part of the Park District.

Council Member McGavick expressed her appreciation to Mr. William Pugh, Public Works Director, and his department regarding the removal of illegal political signs and garbage along the city roadways.

Council Member Phelps requested City Attorney Robin Jenkinson to contact the State Auditor's Office regarding conflicts of interest and the council members. He asked Ms. Jenkinson to request that the Auditor's Office look into the various contractual relationships the Council is involved in and to offer the Auditor's Office's perspectives or advice about what the Council should possibly do differently.

Mayor Baarsma suggested creating an Ethics Commission to field questions regarding the Code of Ethics. He asked Ms. Jenkinson to contact the City of Seattle to obtain information regarding their Ethics Commission.

Council Member Evans mentioned that the renovations of Mason Middle School were complete and invited everyone to attend the dedication on Saturday, October 25, 2003.

Mayor Baarsma stated that the City Council received a letter from Utility Board Member Bill Barker tendering his resignation. He said that the City Council had accepted the resignation and would be posting the open Board position.

\*\*\*\*\*

On proper motion, the meeting was adjourned at 6:34 p.m.

  
BILL BAARSMA, MAYOR

ATTEST:   
DORIS SORUM, CITY CLERK

12