

**CITY COUNCIL MINUTES**

City Council Chambers  
November 1, 1994

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

Present on roll call: 9 - Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

The Flag Salute was led by Deputy Mayor Miller.

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**CONSENT AGENDA**

Approval of the minutes of the Tacoma City Council meeting of October 18, 1994.

Resolution No. 32798

Setting Tuesday, December 6, 1994, at 9:00 a.m. as the date for a hearing by the Hearing Examiner on the request to vacate a portion of East 70th Street between McKinley Avenue and the Chehalis Western Railroad tracks. (Alex H. Heinz and James H. Hsu; File No. 124.1008)

Resolution No. 32799

Setting Tuesday, December 6, 1994, at 9:00 a.m. as the date for a hearing by the Hearing Examiner on the request to vacate a portion of the southeasterly six feet of North 1st Street southwesterly of Tacoma Avenue. (Stadium Thriftway; File No. 124.999)

Resolution No. 32800

Setting Tuesday, December 13, 1994, at 9:00 a.m. as the date for a hearing by the Hearing Examiner on the request to vacate a portion of North 41st Street east of Ferdinand Street. (Steven M. Rich; File No. 124.1009)

Resolution No. 32801

Setting Tuesday, December 13, 1994, at 9:00 a.m. as the date for a hearing by the Hearing Examiner on the request to vacate a portion of the south 10 feet of Wright Avenue west of Tyler Street. (Gregg R. Aubry; File No. 124.1010)

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearing Examiner Agenda for Tuesday, November 1, 1994.
- b. Minutes of the meeting of the Human Rights Commission, September 15, 1994 and special meeting of September 29, 1994.
- c. Minutes of the meeting of the Landmarks Preservation Commission, October 12, 1994.

Deputy Mayor Miller moved that the Consent Agenda, including Resolution Nos. 32798, 32799, 32800, and 32801, be approved. Seconded by Council Member Evans.

Mayor Moss moved to amend the Consent Agenda by removing Resolution No. 32801 from the Agenda. Seconded by Deputy Mayor Miller. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken on the Consent Agenda, as amended, including Resolution Nos. 32798, 32799 and 32800. The Amended Consent Agenda was declared adopted.

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Council Member Baarsma reported on his visit to Hachinohe, Japan as the representative of the City of Tacoma at the third annual world lead-off city conference sponsored by the National Land Agency of Japan, the City of Hachinohe and the prefecture of Haomori. Council Member Baarsma indicated there were many representatives from cities throughout the world such as Australia, Finland, Germany, Japan and New Zealand as well as the State of Michigan, and the City of Federal Way, who is the Sister City of Hachinohe. Council Member Baarsma indicated that he shared many Tacoma stories and reported on some interesting findings from other countries. Council Member Baarsma then presented Mayor Moss with gifts from the Mayor of Hachinohe and the Governor and described the history of each gift.

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Mayor Moss proclaimed the month of November 1994, to be "Native American Heritage Month," and presented the proclamation to Ms. Margaret Ward.

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**REGULAR AGENDA**

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 32802

Appointing citizens to various committees, boards and commissions.

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

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COMMUNICATIONS:

Hearing Examiner recommending deleting a condition requiring pedestrian access to North Defiance Street from the northwest corner of North Pearl Street and Westgate Boulevard. (Pearl Street Associates, File No. 120.1273 and Collins Condominium Corporation, File No. 120.1300)

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

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FINAL READING OF ORDINANCES:

Ordinance No. 25224

Vacating the alley between J and K Streets from South 5th Street to Sixth Avenue to incorporate the vacated area into an access for a proposed medical office building and parking structure. (MultiCare Construction Services; File No. 124.963)

Roll call vote was taken, resulting as follows:

Ayes: 9 -- Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25617

Amending Sections 1.29.020 and 1.29.040 of the Official Code relative to the appointments process and term of high school youths as a representative group on the Human Rights Commission.

Roll call vote was taken, resulting as follows:

Ayes: 9 -- Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

The Ordinance was declared passed.

**Ordinance No. 25618**

Amending Sections 1.23.070 and 1.23.155 of the Official Code relative to the powers of the Hearing Examiner.

Roll call vote was taken, resulting as follows:

Ayes: 9 -- Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

The Ordinance was declared passed.

**Ordinance No. 25619**

Amending Section 8.70.010 of the Official Code relative to the jurisdiction of the Municipal Court.

Roll call vote was taken, resulting as follows:

Ayes: 9 -- Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

The Ordinance was declared passed.

**Ordinance No. 25620**

Amending the Pay and Compensation Plan relative to the long-term disability plan and deferred compensation contributions for members of the Professional Public Safety Managers' Association effective November 1, 1994.

Roll call vote was taken, resulting as follows:

Ayes: 8 -- Baarsma, Crowley, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 1 -- De Forrest.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 25621

Amending Chapter 13.06 of the Official Code to reclassify the property located at 3611 South 31st Street from a "R-3" Two- and Three-Family Dwelling District to a "R-3T" Residential-Commercial Transitional District to allow an existing office to remain on the property. (Wayne Fuiten; File No. 120.1383)

Deputy Mayor Miller moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Crowley. Voice vote was taken and carried with Council Members De Forrest, Evans and Silas voting in opposition. The motion was declared adopted.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 25622

Amending Chapter 13.06 of the Official Code to reclassify the property located at 902 South L Street from a "R-3-T-M" Residential Medical Center Transitional District to a "R-3-T" Residential-Commercial Transitional District to convert an existing building to offices for the Tacoma Housing Authority. (Tacoma Housing Authority; File No. 120.1384)

Deputy Mayor Miller moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 25623

Authorizing the issuance of Conservation Project Revenue Bonds in an amount not to exceed \$25,000,000; and establishing and implementing the Conservation Project as a separate system of the Light Division.

The Ordinance was set over for final reading next week.

Ordinance No. 25624

Amending Chapter 13.06 of the Official Code relative to the intent, procedures and requirements for establishing land use accessory dwelling units.

Speaking before Council were:

Louise Batchelor  
Tom Stenger  
Skip Vaughn  
Albert Lansing  
Resident (no name provided)

Resident  
718 J Street  
Resident  
4827 North Defiance  
East 59th Street

Resident (no name provided)	Resident
Taylor Lee	East 54th Street
Sam Angora	Resident
Frank Pribenow	Resident
C.S. Price	931 Ridgewood

The Ordinance was set over for final reading next week.

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CITIZENS' FORUM: (Began at 7:00 p.m.)

Speaking before Council were:

		<u>Topic</u>
Nancy Davis	3609 East K Street	Community Schools
Darlana Gray	1224 South I Street	Drug Free Zones
Priscilla Lisicich	Safe Streets	Drug Free Zones
Tony Anderson	Gig Harbor	Kitakyushu Baseball Exchange
Louise Batchelor	Resident	Maintenance of Parks

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Ordinance No. 25625

Authorizing the acceptance of a grant award from the Washington State Department of Transportation in the amount of \$350,000; depositing said sum in the Tacoma Eastern Railroad Acquisition and Operation Fund; transferring \$54,625 from the Stadium and Convention Center Trust Fund to the Tacoma Eastern Railroad Acquisition and Operation Fund; and appropriating \$404,625 from the Tacoma Eastern Railroad Acquisition and Operation Fund for the City of Tacoma Excursion/Freight Rail Service.

Speaking before Council was:

Louise Batchelor	Resident
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The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 32785 (Continued from the meeting of October 18, 1994.)

Authorizing the execution of Amendment No. 2 to the agreement with Triangle Associates, Inc. in the amount of \$72,000 to facilitate the solid waste rate advisory group.

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

Speaking before Council were:

Skip Vaughn	South Tacoma Neighborhood Council/UNOT
Evan McCord	6707 South Bell Street
Ruth McElliott	906 East 34th Street

Council Member McGavick moved to amend Resolution No. 32785 to change the amount of the contract with Triangle Associates, Inc. from \$72,000 to \$36,000 and to negotiate the contract on a tasks and outcome basis. Seconded by Mayor Moss. Voice vote was taken and carried with Council Member Silas voting in opposition. The motion was declared adopted.

Voice vote was taken and carried on Resolution No. 32785, as amended, with Council Members De Forrest and Silas voting in opposition. The amended Resolution No. 32785 was declared adopted.

Resolution No. 32803

Authorizing a Local Improvement Assessment Deed in the amount of \$2,477.14 for the purchase of property located in the Mountain View Terrace Addition for use as open space.

Deputy Mayor Miller moved to continue Resolution No. 32803 to the meeting of November 8, 1994. Seconded by Mayor Moss. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 32803 will be continued to the meeting of November 8, 1994.

Resolution No. 32804

Authorizing the execution of an amendment to the lease with TIW Partnership for development of Parcel C at the Tacoma Narrows Airport.

Deputy Mayor 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. 32805

Authorizing the Urban Policy Committee to review the process for allocating General Funds for providing human services programs through private outside agencies and authorizing the utilization of subcommittees to study particular matters.

Speaking before Council were:

Mark Foege  
Louise Batchelor

Urban Policy Committee Chair  
Resident

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

Resolution No. 32806

Authorizing the execution of an agreement with the Boeing Company in the amount of \$200,000 for the purchase of the former Chehalis Western Railroad right-of-way.

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

Resolution No. 32807

Authorizing the execution of an agreement with the Port of Tacoma in the amount of \$300,000 for the purchase of the former Chehalis Western Railroad right-of-way.

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

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UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

City Manager Ray E. Corpuz, Jr. presented the 1995-1996 General Government budget message.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member De Forrest noted several corrections to the memo Council received in their Friday packet on the Memphis case in response to his request for information concerning the U.S. Supreme Court case on affirmative action. Council Member De Forrest clarified that the case is not going before the Supreme Court or the appeals court. He stated that the case is in the District Court.

Council Member De Forrest indicated that in Sunday's editorial of *The News Tribune* the article reported that of the 2,900 City of Tacoma employees, 450 are appointed employees. Council Member De Forrest explained that former Council Member Ruth McElliott had been working on the trend of the number of appointed employees that were circumventing the Civil Service system. He indicated that according to the figures provided him by Ruth McElliott, in 1990 there were 304 appointed employees, then in December 1991 there were 285 appointed employees, and now there are 450 appointed employees.


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Council Member De Forrest requested an accounting of where and what the job descriptions of these positions are.

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On proper motion, the meeting was adjourned at 9:30 p.m.

ATTEST:   
GENELLE BIRK, CITY CLERK

  
HAROLD G. MOSS, MAYOR

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