

## CITY COUNCIL MINUTES

Tacoma Dome Exhibition Hall  
September 20, 1994

The meeting was called to order at 5:10 p.m.

Present on roll call: 7 - Baarsma, De Forrest, Evans, Kirby, Miller, Silas, and Mayor Moss. Absent: 2 - Crowley and McGavick. (Council Member McGavick arrived at 5:20 p.m.)

The Flag Salute was led by Council Member De Forrest.

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### CONSENT AGENDA

#### RESOLUTIONS:

##### Resolution No. 32759

Setting Tuesday, October 25, 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 north four feet of the alley between North 26th and North 27th Streets west of Cedar Street. (Joel Erickson; File No. 124.1004)

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

- a. Hearing Examiner Agenda for Tuesday, September 20, 1994.
- b. Minutes of the meeting of the Landmarks Preservation Commission, August 31, 1994.
- c. Minutes of the meeting of the Tacoma Community Redevelopment Authority, August 30, 1994.
- d. Minutes of the meeting of the Tacoma Arts Commission, August 8, 1994.
- e. Minutes of the meeting of the Tacoma-Pierce County Board of Health, August 4, 1994.
- f. Minutes of the meeting and study session of the Public Utility Board, August 10, 1994.
- g. Report of the Director of Finance, July 1994.

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

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Council Member McGavick arrived at 5:20 p.m.

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Deputy Mayor Miller stated that today was the Primary Election and encouraged all those watching, as well as those in the audience, to vote.

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**REGULAR AGENDA**

Mayor Moss presented a proclamation to Clara Petrich proclaiming the week of September 24, 1994, through October 2, 1994, as "Maritime Heritage Week" featuring the second annual Commencement Bay Maritime Fest in the City of Tacoma.

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**FINAL READING OF ORDINANCES:**

Ordinance No. 24873

Amending Chapter 13.06 of the Official Code to reclassify the property located at the southwest corner of South 86th and Hosmer Streets from a "C-F-V" Freeway Commercial Vehicular Services District to a "C-F-P" Freeway Personal Services District for the development of a 35-unit motel. (Mr. Soo c/o Spruce Motel; File No. 120.1324)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25337

Amending Chapter 13.06 of the Official Code to reclassify a vacant seven-acre site north of South 56th Street in the vicinity of South Cheyenne and South Stevens Streets and South Mason Avenue from a "R-2" One-Family Dwelling District and a "R-3" Two- and Three-Family Dwelling District to a "R-2PRD" Planned Residential Development District for 31 units of public housing. (Tacoma Housing Authority; File No. 120.1355)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25450

Amending Chapter 13.06 of the Official Code to reclassify the property located west of Tacoma Mall Boulevard approximately 750 feet north of South 64th Street from a "R-2" One-Family Dwelling District to a "R-4-T" Residential Commercial Transitional District to construct a five-story office building. (Bruce J. Dunn; File No. 120.1367)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25497

Amending Chapter 13.06 of the Official Code to reclassify the property located between South 61st and South 64th Streets, extended, approximately 200 feet west of Sheridan Avenue, from a "R-2" One-Family Dwelling District to a "R-2PRD" Planned Residential Development District for the construction of 18 attached single-family dwellings and 5 detached single-family dwellings on separate lots. (Jeff Christensen; File No. 120.1374)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25513

Amending Chapter 13.06 of the Official Code to reclassify the property located east of Union Avenue, approximately 400 feet north of South 23rd Street from a "R-2" One-Family Dwelling District to a "C-1" Commercial District to allow the construction of a 5,000 square foot bank. (Columbia Bank; File No. 120.1377)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25564 (Continued from the meeting of August 30, 1994.)

Amending Chapter 5.04 of the Official Code relative to infectious waste management and adding Section 5.04.045 relative to residential sharps waste.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25579

Appropriating \$203,413.44 from the Labor-Management Health Care Trust Fund to pay Pierce County Medical Bureau, Inc., for recovery of second quarter 1994 underwriting losses.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25580

Amending Sections 1.29.120, 1.29.150 and 1.29.160 of the Official Code relative to the prohibition against discrimination because of disability to comply with the Federal Fair Housing law.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25581

Repealing Chapter 6.22 of the Official Code relative to fumigators and exterminators.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25582

Repealing Chapter 6.06 of the Official Code relative to auctioneers.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Substitute Ordinance No. 25583

Amending Title 12 of the Official Code relative to the collection of solid wastes and rates for disposal.

Mayor Moss moved to continue Substitute Ordinance No. 25583 to the meeting of September 27, 1994. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Substitute Ordinance No. 25583 will be considered at the regular City Council meeting of September 27, 1994.

Ordinance No. 25584

Amending Sections 8.70.010 and 1.23.070 of the Official Code relative to the jurisdiction of the Municipal Court.

Mayor Moss moved to continue Ordinance No. 25584 to the meeting of September 27, 1994. Seconded Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 25584 will be considered at the regular City Council meeting of September 27, 1994.

Ordinance No. 25585

Amending Section 1.23.070 of the Official Code relative to the powers of the Hearing Examiner.

Mayor Moss moved to continue Ordinance No. 25585 to the meeting of September 27, 1994. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 25585 will be considered at the regular City Council meeting of September 27, 1994.

Ordinance No. 25586

Accepting a grant in the amount of \$4,732 from the Washington State Arts Commission; appropriating said sum from the Cultural Resources Grant Fund; and authorizing the execution of an amendment to the agreement with Tacoma Public Schools in the amount of \$12,000 for the Hillchuck Project.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 -- Crowley.

The Ordinance was declared passed.

Ordinance No. 25587

Amending Chapter 12.08 of the Official Code relative to sewage disposal and drainage regulations to comply with state and federal laws.

Deputy Mayor Miller moved to suspend the rules to consider Substitute Ordinance No. 25587. 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: 8 -- Baarsma, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 1 -- Crowley.

The Substitute Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 25588

Granting a franchise to Burlington Northern Company for the right, privilege and authority to lay down, construct, maintain and operate railroad tracks in the East 21st and East River Streets rights-of-way to facilitate construction of State Route 509 through October 27, 2004.

The Ordinance was set over for final reading on October 11, 1994.

Ordinance No. 25589

Authorizing the execution of an amendment to the grant award contract with the State of Washington Department of Social and Health Services in the amount of \$4,000; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the design and implementation of a Child Care Resource System; and extending a non-interest-bearing loan from the General Fund in the amount of \$4,000 to be repaid by December 31, 1997.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 32603

Approving the preliminary plat of NORTH PARK for a 23-lot subdivision located between South 61st and South 64th Streets, extended, approximately 200 feet west of Sheridan Avenue. (Jeff Christensen; File No. 125.307)

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

Purchase Resolution No. 32760

Awarding contracts to:

1. Valley Freightliner, Inc., on their bid of \$58,859.45 for one 28,000 GVW five-yard dump truck - Specification No. G-029-94 (Continued from the meeting of September 13, 1994);
2. Valley Freightliner, Inc., on their bid of \$61,011.58 for one 28,000 GVW three- to five-yard dump truck - Specification No. G-028-94 (Continued from the meeting of September 13 1994); and
3. J.J. Sprague, Inc., on their bid of \$122,406.15 for asphalt street construction on Ferdinand Street from North 36th to North 37th Streets and permanent asphalt alley and storm sewer construction in the alley between Gove and Mullen Streets from North 36th to North 37th Streets - Specification No. G-211-94.

Mayor Moss moved that the Purchase Resolution be adopted. Seconded by Council Member Evans.

Council Member Silas requested a separate vote on Item Nos. 1 and 2.

Deputy Mayor Miller moved to adopt Item No. 3 of Purchase Resolution No. 32760. Seconded by Council Member Evans. Voice vote was taken and carried. Item No. 3 of Purchase Resolution No. 32760 was declared adopted.

Deputy Mayor Miller moved to adopt Item Nos. 1 and 2. Seconded by Council Member Evans.

Council Member De Forrest moved to separate Item Nos. 1 and 2. Seconded by Council Member Kirby.

Mayor Moss moved to adopt Item No. 1. Seconded by Deputy Mayor Miller.

Roll call vote was taken, resulting as follows:

Ayes: 2 -- Kirby and Miller.

Nays: 6 -- Baarsma, De Forrest, Evans, McGavick, Silas, and Mayor Moss.

Absent: 1 -- Crowley.

The motion was declared failed.

Council Member Silas moved to adopt Item No. 2 of Purchase Resolution No. 32760. Seconded by Council Member Baarsma.

Roll call vote was taken, resulting as follows:

Ayes: 4 -- Baarsma, Evans, Kirby, and Miller.

Nays: 4 -- De Forrest, McGavick, Silas and Mayor Moss.

Absent: 1 -- Crowley.

The motion was declared failed.

Mayor Moss clarified that Council adopted Purchase Item No. 3 and Purchase Item Nos. 1 and 2 failed.

Resolution No. 32761

Accepting a 10 percent petition from the Port of Tacoma for the proposed annexation of approximately 217 acres located south of the existing City boundary along the East-West Road.

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

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Deputy Mayor Miller moved to suspend the rules to consider Resolution No. 32762. Seconded by Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 32762

Directing the City Manager to assist ENACT in developing a vision statement, goals and objectives for the environmental restoration project utilizing appropriate expert services such as the Small Business Incubator for the T Street Gulch cleanup project.

Speaking before the Council were:

David King	Resident
Bill Bruce	Resident
Martin Sutherland	Resident

Mayor Moss moved that the Resolution be adopted. Seconded by Council Member De Forrest. 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., reminded the City Council that staff will be meeting with the Community Council and the Neighborhood Council members, on the budget process. He indicated that these meetings will begin this week. He hoped to address the issues of process as well as substance and indicated he would be reporting back to the City Council.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Kirby expressed appreciation to City Manager, Ray E. Corpuz, Jr., for the information he received about the City Council's budget. He requested more details such as a ledger or list with a description of each account.

Council Member Kirby added that 19 years ago today Mrs. Kirby made it official and consented to be his wife.

Council Member McGavick congratulated all the parents in the audience for encouraging their children to read. She indicated that reading was a basic skill that they will have with them for the rest of their lives. She then encouraged the students to continue reading.

Mayor Moss stated that he and L. C. Johnson, Assistant Superintendent of Region II, Elementary Schools, visited several elementary schools today. He stated that he thoroughly enjoyed what he saw - the students had manners and the schools were clean and cheerful. He indicated that he would be returning to spend more time with the students to talk with them, to learn their concerns, and where they are going.

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

Deputy Mayor Miller moved to adjourn to the Summer Library Reading Awards. Seconded by Council Member Evans.

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ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS: (Began at 6:09 p.m.)

Presentation of the Tacoma Public Library Summer Reading Awards.

On proper motion, the Tacoma Public Library Summer Reading Awards was adjourned at 8:50 p.m.

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HAROLD G. MOSS, MAYOR

ATTEST:   
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GENELLE BIRK, CITY CLERK

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