

CITY COUNCIL MINUTES

City Council Chambers
May 13, 1997

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

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

The Flag Salute was led by Council Member McGavick.

CONSENT AGENDA

Approval of the minutes of the Tacoma City Council study session of May 6, 1997.

RESOLUTIONS

Resolution No. 33696

Resetting Tuesday, June 10, 1997, at approximately 6:00 p.m., as the date for a public hearing by the City Council on the Six-Year Comprehensive Transportation Program for 1998 through 2003, and the Amended 1997 Street Program.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner's Agenda for May 13, 1997.
- b. Minutes of the meeting of the Appointments Committee, April 28, 1997.
- c. Minutes of the meeting of the Arts Commission, April 14, 1997.
- d. Revised Agenda for the special meeting of the Foss Waterway Development Authority, May 10, 1997.
- e. Minutes of the meeting of the LESA Executive Board, February 26, 1997.
- f. Minutes of the meeting of the Tacoma Public Library Board of Trustees, March 19, 1997.
- g. Minutes of the meeting of the Transportation Committee, April 10, 1997.

Council Member Miller moved that the Consent Agenda, including Resolution No. 33696, be approved. Seconded by Council Member McGavick. Voice vote was taken and carried. The Consent Agenda, including Resolution No. 33696, was declared approved.

1

PROCLAMATION

Mayor Ebersole proclaimed the week of May 11-17, 1997, to be "Historic Preservation Week" and presented the proclamation to Mary Kay High, Chair Landmarks Preservation Commission.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS

Presentation of plaques by the Tacoma Landmarks Preservation Commission for historic places on the Tacoma Register.

Mayor Ebersole presented plaques to local building owners in recognition of their efforts towards preservation.

<u>Location</u>	<u>Name</u>	<u>Address</u>
Walker Apartments	Glenda McMahon	405 6th Avenue
The Landmark Convention Center/Temple Theater	Kevin Phelps	47 Saint Helens
Engine House No. 13	Pat McElligott	3825 North 25th Street
Geiger House	Skip and Jane Easley	912 North I Street
Burkee-Francois House	Lela Francois	2326 South L Street
Sprague Building	Peter Grignon	1501 Pacific Avenue

Resolution No. 33697

Appointing individuals to the following Committees, Boards and Commissions: Tacoma Area Task Force on Disabilities, Tacoma Arts Commission, Landmarks Preservation Commission, Human Rights Commission, and Environmental Commission.

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

1A

COMMUNICATIONS

Hearing Examiner recommending approval of the request to modify a condition imposed on a previously approved reclassification to remove the "T" Residential-Commercial Transitional District and replace it with a "C-1" Commercial District to allow for the operation of an espresso shop, mail services, and a U-haul business at the site. (Tracy and Carol Carpenter; File No. REZ97-00004)

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. 26002

Vacating portions of South 18th Street and West Union Avenue to incorporate the vacated areas for a proposed office building. (M2, a Washington Partnership; File No. 124.1040)

Council Member Miller moved to suspend the rules to consider Substitute Ordinance No. 26002. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken on Substitute Ordinance No. 26002, resulting as follows:

Ayes: 9 – Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Ebersole

Nays: 0

The Substitute Ordinance was declared passed.

Ordinance No. 26052

Vacating a portion of East 70th Street between East B and East D Streets to combine the vacated areas with abutting properties to provide additional yard space. (Helen Fabry-Ludwig, et al.; File No. 124.1046)

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.

2

Ordinance No. 26066

Amending Ordinance No. 26011, annexing the Calvary Cemetery, to correct the legal description, in which Hannah Pierce County Road should have been identified as Manitou Custer Road.

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. 26067

Authorizing the execution of an amendment to the cooperative agreement with the Department of Housing and Urban Development, in the amount of \$38,320; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the purpose of intake services for administrative costs, enforcement-related expenditures, and training.

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. 26068

Amending the 1997-1998 Biennial Budget to appropriate \$4,943,069 from the Equipment Rental Operating Fund, for the transfer of the Solid Waste Utility Vehicle Maintenance Shop to the General Services Department, effective January 1, 1997.

Deputy Mayor Baarsma moved to continue Ordinance No. 26068 to the meeting of June 10, 1997. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 26068 will be considered at the regular City Council meeting of June 10, 1997.

2A

Ordinance No. 26069

Accepting donations of \$500 from Washington State Human Rights Commission; \$3,000 from Weyerhaeuser Company Foundation; \$1,000 from Pierce County; \$500 from Tacoma Public Utilities; \$1,000 from Columbia Bank; and \$250 from Retail Lockbox; plus goods and services from Crane's Creations, Inc., Tacoma Public Schools, The Northwest Dispatch, The News Tribune, Shepard Ambulance, Pierce Transit, Tacoma Dome, TCI of Tacoma and Pierce County, Home Box Office, and Ogden Entertainment; and depositing in and appropriating \$6,250 from the Martin Luther King Celebration sub-fund of the Miscellaneous Grants Summary Fund in support of the 1997 Martin Luther King Day Celebration.

Speaking before the Council was:

<u>Name</u>	<u>Address</u>
Mozella Pooley	8041 East Sherwood

The Ordinance was set over for final reading next week.

Ordinance No. 26070

Amending Chapter 1.12 of the Municipal Code by adding a new section to be known as Section 1.12.229 VEBA Account for retirees and amending Sections 1.12.230, 1.12.231, and 1.12.232 allowing qualified employees to deposit untaxed severance pay in the Voluntary Employee Benefit Association (VEBA) account for post retirement medical expenses.

Speaking before the Council was:

<u>Name</u>	<u>Address</u>
Pat McElligott	Chair, Joint Labor Committee

The Ordinance was set over for final reading next week.

RESOLUTIONS

Substitute Resolution No. 33692 (Continued from the meeting of May 6, 1997.)

Reallocating \$170,000 in Community Development Block Grant Funds to the Hilltop Homeownership Development Center to continue operation of the program from July 1, 1997 through December 31, 1997.

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

Speaking before the Council were:

<u>Name</u>	<u>Address</u>
David Alger	President of the Board of Directors of the Hilltop Homeownership Development Center
Max Messman	Board Member of the Hilltop Homeownership Development Center
Jim Wisnieski	1206 South 11th Street

Roll call vote was taken, resulting as follows:

Ayes: 5 – Baarsma, Kirby, Miller, Silas, and Mayor Ebersole

Nays: 4 – Crowley, De Forrest, Evans, and McGavick

The Substitute Resolution was declared adopted.

Resolution No. 33693 (Continued from the meeting of May 6, 1997.)

Creating an ad hoc citizens advisory committee to review and evaluate housing programs supported with City federal funds; and authorizing the use of \$15,000 of Community Development Block Grant contingency funds to assist in completing the review of the housing programs.

Council Member Evans moved to suspend the rules to consider Substitute Resolution No. 33693. Seconded by Council Member Silas. 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 McGavick. Voice vote was taken and carried. The Substitute Resolution was declared adopted.

Resolution No. 33665

Requesting the Civil Service Board investigate the complaint of eight General Services Department employees in their petition of March 14, 1997.

Council Member Evans moved that the Resolution be adopted. Seconded by Council Member De Forrest.

Speaking before the Council were:

<u>Name</u>	<u>Address</u>
Phyllis Barrett	912 South Cushman
Pat McElligott	Chair, Joint Labor Committee

3A

Roll call vote was taken, resulting as follows:

Ayes: 3 – De Forrest, Kirby and Mayor Ebersole

Nays: 6 – Baarsma, Crowley, Evans, McGavick, Miller and Silas

The Resolution was declared failed.

Council Member Miller moved to suspend the rules to consider a motion for referral of the petition to the Civil Service Board. Seconded by Council Member McGavick. Voice vote was taken and carried.

Council Member Miller moved to refer the petition, as received by the City Council, to the Civil Service Board for its consideration. Seconded by Deputy Mayor Baarsma.

Speaking before the Council was:

<u>Name</u>	<u>Address</u>
Phyllis Barrett	912 South Cushman

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

Purchase Resolution No. 33698

Awarding contracts to:

1. Colacurcio Bros. Gravel & Excavation, Inc., in the amount of \$1,007,000, to increase their contract for Tacoma Eastern Railroad storm damage repair - Phase II - Work Order No. RR0108 - Specification No. G-233-96; and
2. VWR Scientific Products, in the amount of \$87,850, to increase and extend their contract for laboratory chemicals and supplies - Specification No. G-063-95.

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

Resolution No. 33699

Approving and adopting the Voluntary Employee Benefit Association (VEBA) Medical Savings Account Plan for Public Service Employees in the State of Washington, and the Master Employer Benefit Plan, as amended, to administer medical savings accounts to eligible employees in lieu of certain incentive payments.

Council Member Miller moved to adopt Resolution No. 33699. Seconded by Council Member Silas.

4

Council Member Miller moved to continue Resolution No. 33699 to the meeting of May 20, 1997. Seconded Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 33699 will be considered at the regular City Council meeting of May 20, 1997.

Resolution No. 33700

Authorizing the execution of Amendment No. 145 to the Neighborhood Preservation Program Agreement with the Tacoma Community Redevelopment Authority to allocate \$150,000 of HUD Special Purpose Grant funds to the Down Payment Assistance Program to provide loans without regard to income limits for the purchase of homes in the Hilltop, Eastside and Downtown neighborhoods.

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.

UNFINISHED BUSINESS

Council Member Miller moved to authorize the issuance of a claim check, in the amount of \$32,500, as full settlement in the case of Wendy and Steven Nicodemus v. City of Tacoma and Wallerich, Pierce County Superior Court Cause No. 95-2-12856-0. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz, Jr. reported that the Pierce County Prosecutor's Office and the City of Tacoma has a new partnership with the use of a new Computer Forensic Laboratory. He stated that the computer will be used to solve crimes and provide additional evidence. He stated that training to use the computer will be provided through the Pierce County Prosecutor's Office. Mr. Corpuz stated that prior to the Computer Forensic Laboratory in the Prosecutor's Office, the only other laboratory was with the State of Washington.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Deputy Mayor Baarsma stated that he and Council Member Evans had the opportunity to participate in a 20-member Washington State Delegation who attended the Cascadia Forum, which was held in Vancouver on Thursday, Friday and Saturday. He stated that the Cascadia Forum was made up of representatives from the Greater Vancouver Regional District, Portland Metro, and the Puget Sound Regional Council. He then stated that the focus of the discussion and theme was transportation and issues of regional concern.

Deputy Mayor Baarsma stated that he and Council Members Evans also had the opportunity, as members of the Library Task Force, to pay a brief visit to the Vancouver Library. He stated that the full Library Task Force should also visit that facility. He stated that after listening to some of the issues that deal with urban design and regional concerns, his appreciation for Council Member Evans being on the City Council was greatly enhanced because of his visionary qualities.

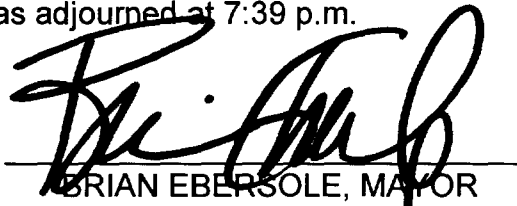
Council Member Evans stated that a trip to Vancouver is always instructive. He stated that one of the speakers, James Howard Kunstler, has written several books on how to build a city or region. He then discussed some of Mr. Kunstler's books.

Council Member Evans stated that he also toured West Broadway Street in Vancouver. He stated that West Broadway Street has the same type of development that the City of Tacoma has in the Proctor District or on South 38th Street. He then described the development.

Mayor Ebersole stated that he had the opportunity to go to the Harvard School of Design in Boston and learned how elected officials are designers and responsible for the physical look of our cities. He stated that he would be talking to Council Members and the Foss Public Development Authority to give them the benefit of what he had learned from the architects, developers and urban planners who had been at the conference.

Council Member Kirby stated that last Friday night he attended the annual Police Awards Banquet which was well attended and very informative. He stated that the highlight of the evening was that Council Member Dave De Forrest received the Councilman of the Year Award. He then expressed his congratulations to him.

On proper motion, the meeting was adjourned at 7:39 p.m.


BRIAN EBERSOLE, MAYOR

ATTEST: 
RICK ROSENBLADT, CITY CLERK