



City Council Minutes

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

August 30, 2005

The meeting was called to order at 5:08 p.m.

Council Members Present: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phillips, Stenger, Talbert, and Mayor Baarsma.

The Flag Salute was led by Deputy Mayor Ladenburg.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Environment and Public Works Committee, July 27, 2005.
- b. Minutes of the Finance Committee, May 9, 2005.
- c. Minutes of the LESA Executive Board, July 20, and 28, 2005.
- d. Humane Society Animal and Service Delivery Reports, June 2005.

CONSENT AGENDA

Approval of the minutes of the City Council meetings, July 12, 19, and 26, 2005; and study sessions, August 2 and 9, 2005.

RESOLUTIONS

Resolution No. 36629

Accepting a donation of real property located at 3902 North Proctor from William and Roberta Brasier for the Open Space Program; and further authorizing the acceptance of a quitclaim deed for said purpose.

FIRST READING OF ORDINANCES

Ordinance No. 27407

Amending Chapter 13.06 of the Municipal Code to reclassify the property located at 1637 East 72nd Street from an "R-2" One-Family Dwelling District to a "CCX" Community Commercial Mixed Use District to convert the existing single-family home into a single-family home and two separate office spaces of approximately 1,000 square feet each and parking for eight vehicles. (Vu and Hoa Nguyen; File No. 40000047157 and 40000047159)

Deputy Mayor Ladenburg moved that the Consent Agenda, including Resolution No. 36629 and Ordinance No. 27407, be approved. Seconded by Council Member Talbert.

Mayor Baarsma moved to concur in the Findings, Conclusions, and Recommendations of the Hearing Examiner for Ordinance No. 27407. Seconded by Deputy Mayor Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried. The Consent Agenda, including Resolution No. 36629 and setting Ordinance No. 27407 over for final reading to a date to be determined, was declared approved.

PROCLAMATIONS

Mayor Baarsma proclaimed September 2005, to be "PTA Membership Month" and presented the proclamation to Ms. Kris Anderson, President of Tacoma Council PTA, and Ms. Anita Bentinger, Legislative Officer for Tacoma Council PTA.

Mayor Baarsma proclaimed September 2005 to be "National Save a Life Month" and presented the proclamation to Assistant Fire Chief Jim Duggan.

PUBLIC COMMENT

This is the time set aside for public comment for 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.

Public Comment began at 5:25 p.m.

Speaking before Council:

<u>Name</u>	<u>Address/Affiliation</u>	<u>Subject</u>
Allen Douglass	University Place resident	Resolution No. 36630
Jerry Guthrie	3245 North 28 th Street	Resolution No. 36630

Public Comment closed at 5:31 p.m.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS, AND APPOINTMENTS

Mayor Baarsma appointed Reverend Dr. Arthur C. Banks as a Commission of the Tacoma Housing Authority.

Resolution No. 36630

Appointing Dawn Lucien, Rick Allen and Darion Reese as members of the committee advocating voters' approval and Christine Lucas, Dr. Stan Johnson, and Rick Cvitanich as members of the committee advocating voters' rejection of the proposed affordable housing levy to appear in the Voters' Pamphlet for the general election to be held on November 8, 2005.

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

FINAL READING OF ORDINANCES

Ordinance No. 27265

Vacating a portion of the alley right-of-way located south of Park Way and west of Visscher Street to incorporate the right-of-way abutting the property for additional landscaped yard area. (Kurt Olson; File No. 124.1213)

Deputy Mayor Ladenburg moved to consider Substitute Ordinance No. 27265. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phillips, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

The Substitute Ordinance was declared passed.

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Ordinance No. 27327

Vacating the remaining portion of South 27th Street between South J Street and Martin Luther King, Jr. Way, to combine the vacated right-of-way into the abutting property for future residential development. (Anthony Garcia; File No. 124.1230)

Roll call vote was taken, resulting as follows:

Ayes: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phillips, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 27405

Providing for the sale and issuance of the City's Water System Revenue and Refunding Bonds, in the amount of \$62,000,000, for capital improvements and extensions to the existing water system and to refund a portion of the City's outstanding Water System Revenue Bonds, 1997.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phillips, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 27406

Amending Title 6 of the Municipal Code by increasing fees for regulatory licenses effective January 1, 2006, generating \$170,000 in revenues to be deposited into the General Fund.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phillips, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

The Ordinance was declared passed.



Ordinance No. 27408

Providing for the formation of LID No. 3965 for the construction of sanitary sewer risers for side sewers and manholes in South Visscher Street from South 19th Street north approximately 350 feet.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phillips, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 27409

Providing for the formation of LID No. 8641 for the construction of permanent pavement and the installation of concrete curbs and gutters, and storm drain lines and storm water catch basins on South Visscher Street from South 18th to South 19th Streets.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phillips, Stenger, Talbert, and Mayor Baarsma.

Nays: 0

The Ordinance was declared passed.

RESOLUTIONS

Purchase Resolution No. 36631

Awarding a contract to:

Western Peterbilt/Wayne Curbtender Industries of Seattle, in the amount of \$831,722.50, including sales tax, for a cumulative total of \$1,663,445.00, budgeted from the Solid Waste Operating Fund, for four automated side-loader collection trucks – Specification No. PW05-0108F.

Deputy Mayor Ladenburg moved that the Purchase Resolution be adopted. Seconded by Council Member Talbert. Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution was declared adopted.

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Resolution No. 36632

Authorizing the execution of an interim agreement with the Broadway Center for the Performing Arts, in the amount of \$75,206.62, budgeted through the Theaters Fund, for the continued management of the City's Performing Arts Complex, to expire on December 31, 2005.

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

Resolution No. 36633

Approving the conveyance of vacant land and shore lands located at Lake Kapowsin, Pierce County and approximately 46 acres of vacant land located in the upper Green River Watershed east of Friday Creek, King County, to the Muckleshoot Indian Tribe.

Deputy Mayor Ladenburg moved that the Resolution be adopted. Seconded by Council Member Talbert.

Roll call vote was requested and taken, resulting as follows:

Ayes: 8 – Anderson, Evans, Ladenburg, Lonergan, Manthou, Phillips, Talbert, and Mayor Baarsma.

Nays: 1 – Stenger.

The Resolution was declared adopted.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

No report.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

- ◆ Public Safety and Human Services Committee update

Deputy Mayor Ladenburg reported on issues discussed at the July 28th meeting, which included the following: false alarms have dropped by 90 percent, there were no appeals; general calls for service, are up; photo radar; recognition for good work provided by the Police Department; animal control; move in date for the new headquarters building; and community service staffing at the new substations. She then reported on issues discussed at the August 11th meeting, which included the following: the ten-year plan to end homelessness and chronic homelessness. She stated the September 1st meeting was cancelled and the next meeting would be on

September 8th at which time the committee will discuss a request from the Chamber of Commerce to police the downtown area.

Mayor Baarsma stated he sent an agenda item request to the Public Safety and Human Services Committee relating to sex offenders living in Tacoma.

Council Member Talbert commented on California Governor Arnold Schwarzenegger's proposal for a life-long Global Positioning System (GPS) to track sexual offenders.

Council Member Stenger suggested an increase to our Police force by adding a second detective to check on the addresses of the sexual offenders. He asked City Manager Eric Anderson for a regular revenue/expenditure report regarding City finances.

Mayor Baarsma reported the most recent report on the first quarter expenditures for the legislative branch of City government is on target.

Council Member Stenger asked the City Manager about recent discussions with the LeMay Museum regarding the Letter of Intent and renegotiations.

Mr. Anderson stated there have been discussions regarding the Letter of Intent, but negotiations have not yet started due to the fact that information still needs to be gathered and reviewed by Council first. He stated the anticipated date of discussion would be on a study session agenda in September.

Council Member Anderson stated the Council's interest in the sex offenders in our community seems to be growing along with trying to find effective strategies to deal with folks that have sex offense history in our community. She asked the City Manager to schedule a future study session to clarify definitions and classifications of sex offender levels and their relationship to the Department of Corrections (DOC).

Mayor Baarsma stated he received a telephone call from Senator Debbie Regala and an email from State Representative Jeannie Darneille indicating that the legislature has a task force working on the effective strategies to deal with issues relating to sex offenders within the community.

Council Member Evans stated that it is very important to have the DOC at the table during the study session to discuss this issue.

Deputy Mayor Ladenburg stated the task force for the Blue Ribbon Panel most likely will address the issue of DOC releasing offenders in Pierce County that did not come from Pierce County.

Council Member Talbert agreed with Council Member Anderson's request for a study session on these topics and that it should take place prior to the time it is discussed at the Blue Ribbon Panel meeting. He stated that he receives notification when sex offenders are released into Tacoma from outside jurisdictions, and that there are so many notices that he stopped keeping a file, but noted the importance of continued discussions.

Mayor Baarsma asked the City Manager to place it on the study session agenda for September 13th.

Council Member Anderson stated how important organizations are that specialize in service to women and children. She asked citizens who are interested and concerned

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with the issue of sex offenders living in their communities to pay attention to public policy that has to do with healthy sexuality, relationships, communication, and civil liberties, and to support charitable organizations that help children.

Council Member Stenger stated the planning staff is working on regulations to protect people, particularly in the high concentrated neighborhoods where the sex offenders live. He also mentioned that the Affordable Housing Levy money should not be used to house sex offenders.

Council Member Lonergan mentioned his recent attendance at the Maritime Security Forum hosted by Congressman Adam Smith here in Tacoma. He stated discussions regarding Homeland Security as it relates to the Maritime event. He stated the Washington State Patrol has the largest explosive-sniffing canine unit in the country. He also stated that a \$58 million initial grant to explore container security is available and is divided between the New York/New Jersey Ports, Los Angeles/Long Beach Ports, and the Tacoma/Seattle Ports. He stated that there had been four rounds of funding at the Federal level for equipment, with a lack of funding for operators and training. He also noted Tacoma Community College is having its grand opening and dedication ceremony of its Information Technology Building then will break ground for the four-story Science Building starting and 3:30 p.m. on Wednesday, August 31st. He brought up the issue of music that is allowed at community events due to a recent newspaper article and asked the City Manager to develop policy regarding allowable music during a community event.

Mr. Anderson responded by stating the newspaper article was misleading and explained the circumstances. He also stated he would look at the issue of allowable music during community events and respond back to Council Member Lonergan.

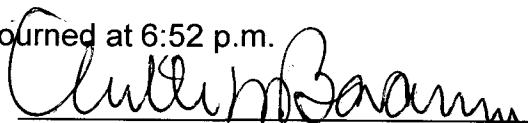
Council Member Manthou mentioned the upcoming Point Defiance Music Festival and Ruston Art Walk event on Sunday and Monday.

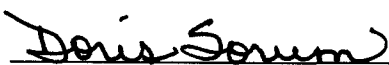
Council Member Evans mentioned the recent passing of Kathy Kaperick who was known for launching the Tacoma Artists in Residence program for at-risk youth and who had an antique shop and art gallery in downtown Tacoma. He said she will be greatly missed.

Mayor Baarsma announced the cancellation of the City Council study session, Committee of the Whole meeting, and City Council meeting on September 6, 2005, and stated the next study session, Committee of the Whole meeting, and regular meeting will be Tuesday, September 13, 2005.

Mayor Baarsma mentioned that on September 13 there will be a motion to appoint Council Member Lonergan as Deputy Mayor from September 20 through 24, since he and Deputy Mayor Ladenburg will be out of town.

On proper motion, the meeting was adjourned at 6:52 p.m.


WILLIAM H. BAARSMA, MAYOR

ATTEST: 
DORIS SORUM, CITY CLERK

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