

CITY COUNCIL MINUTES

City Council Chambers
October 10, 1995

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

Present on roll call: 8 - Baarsma, Crowley, De Forrest, Kirby, McGavick, Miller, Silas, and Mayor Moss. Absent: 1 - Evans.

The Flag Salute was led by Council Member Silas.

CONSENT AGENDA

Approval of the minutes of the City Council meeting of September 26, 1995.

RESOLUTIONS:

Resolution No. 33168

Setting Tuesday, October 31, 1995, at approximately 6:00 p.m., as the date for a hearing by the City Council on a proposed property tax incentive for new construction and improvements for multi-family housing developments in designated mixed-use centers.

Resolution No. 33169

Approving the final plat of NORTHPOINT MEADOWS II, located east of 65th Avenue N.E. on the north side of 23rd Street N.E., for a seven-lot subdivision. (High Pointe Development, Inc.; File No. 125.346A)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meetings of the Public Utility Board and study session, September 13, 1995.
- b. Minutes of the meeting of the Fuzhou Sister City Committee, July 19, 1995.
- c. Minutes of the meeting of the Tacoma Area Task Force on Disabilities, August 24, 1995.
- d. Minutes of the meeting of the Tacoma Planning Commission, August 21, 1995.
- e. Correction to the October 3, 1995, City Council Agenda summary title of Resolution No. 33159 to indicate that the correct street address for the street vacation of Art Bader, File No. 124.1023, is for the easterly eight feet of Steele Street from North 29th Street south to the alley between North 28th and North 29th Streets.

- f. Report of the Director of Finance, August 1995.
- g. Monthly Financial Reports for Light Division, Water Division, Belt Line Division, Conservation Project Fund, Data Processing Fund, Fleet Services Fund, Geographic Information System Fund, and Self-Insurance Claim Fund, August 1995.

Council Member Miller moved that the Consent Agenda, including Resolution Nos. 33168 and 33169, be approved. Seconded by Council Member Baarsma.

Council Member De Forrest moved to reconsider Resolution No. 33159. Seconded by Council Member Kirby. Voice vote was taken and carried. The motion to reconsider Resolution No. 33159 was declared adopted.

Council Member De Forrest moved to continue Resolution No. 33159 to the meeting of October 17, 1995. Seconded Mayor Moss. Voice vote was taken and carried. The motion was declared adopted.

The Resolution No. 33159 will be considered at the regular City Council meeting of October 17, 1995.

Council Member Silas moved that the Consent Agenda, including Resolution Nos. 33168 and 33169, be approved. Seconded by Council Member Miller. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 33168 and 33169, was declared approved.

PROCLAMATIONS

Mayor Moss proclaimed the week of October 9 through 15, 1995, to be "Women's Awareness Week," and presented the proclamation to Judith Fortier.

Mayor Moss proclaimed the month of October 1995, to be "Domestic Violence Awareness and Prevention Month," and presented the proclamation to Judith Fortier.

Mayor Moss proclaimed the week of October 15 through 21, 1995, to be "YWCA Week Without Violence," and presented the proclamation to Jo Ellen Giles.

Mayor Moss proclaimed the week of October 8 through 14, 1995, to be "Fire Prevention Week," and presented the proclamation to Deputy Chief Ralph Johns.

REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 25773

Approving and confirming the assessment roll for L.I.D. No. 8564 for the placement of permanent pavement with storm drainage on Madison Street from North 36th to North 37th Streets.

Roll call vote was taken, resulting as follows:

Ayes: 7 -- Baarsma, De Forrest, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 2 -- Crowley and Evans.

The Ordinance was declared passed.

Ordinance No. 25774

Approving and confirming the assessment roll for L.I.D. No. 8571 for the placement of permanent pavement on the alley between North 8th and North 9th Streets from Lawrence to Warner Streets.

Roll call vote was taken, resulting as follows:

Ayes: 7 -- Baarsma, De Forrest, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 0.

Absent: 2 -- Crowley and Evans.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 25775

Amending Chapter 13.06 of the Municipal Code to reclassify the property located 120 feet west of the northwest corner of South 19th Street and Sprague Avenue from a

"R-2" One-Family Dwelling District to a "R-2T" Residential Commercial Transitional District to allow for a medical office building. (MacLiam Properties; File No. 120.1364)

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

The Ordinance was set over for final reading to a date to be determined.

RESOLUTIONS:

Purchase Resolution No. 33171

Awarding contracts to:

1. Jackson Marketing Associates, on their bid of \$1,000,000, for Gateway 2000 personal computers (continued from the meeting of October 3, 1995) - Specification No. G-041-95;
2. Signal Electric, Inc., on their bid of \$89,417.90, for traffic signalization at Stadium Way and Schuster Parkway - Specification No. G-240-95;
3. AT&T Company, in the amount of \$169,411.28, for an expansion port network for the Public Works/Sewer Division - Washington State Department of Information Services Contract No. 92-EPA-014;
4. AT&T Company, in the amount of \$69,588.70, for a private branch exchange telephone system for Public Works/Street Maintenance Division - Washington State Department of Information Services Contract No. 92-EPA-014;
5. AT&T Company, in the amount of \$39,367.71, for AT&T Definity G3 Version 4 software upgrade - Sole Source; and
6. Rejecting all bids for two front loader refuse trucks - Specification No. G-033-95.

Council Member Miller moved that the Purchase Resolution, including waiving formal bidding procedures on Item No. 5, be adopted. Seconded by Council Member De Forrest.

Council Member Miller moved to suspend the rules to consider Substitute Exhibit A. Seconded by Council Member Baarsma. Voice vote was taken and carried with Council Member De Forrest voting in opposition. The motion was declared adopted.

Speaking before the Council were:

<u>Name</u>	<u>Address</u>
William David Jackson	Jackson Marketing Associates
Gary Vance	Resident
Todd Blair	Government Computer Sales, Inc.

Council Member De Forrest moved to vote separately on Item No. 1 of Purchase Resolution Substitute Exhibit A. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion to vote on Item No. 1 of Purchase Resolution Substitute Exhibit A was declared adopted.

Roll call vote was taken, on Item No. 1 of Purchase Resolution Substitute Exhibit A, resulting as follows:

Ayes: 7 -- Baarsma, Crowley, Kirby, McGavick, Miller, Silas, and Mayor Moss.

Nays: 1 -- De Forrest.

Absent: 1 -- Evans.

Item No. 1 of Substitute Exhibit A was declared passed.

Council Member De Forrest moved to accept the low bid, on Item No. 6 of Substitute Exhibit A, from Western Peterbilt, of Seattle, Washington, at \$302,174.47. Seconded by Council Member Kirby.

Roll call vote was taken, resulting as follows:

Ayes: 2 -- De Forrest and Kirby.

Nays: 6 -- Baarsma, Crowley, McGavick, Miller, Silas, and Mayor Moss.

Absent: 1 -- Evans.

The motion was declared failed.

Voice vote was taken and carried on Item Nos. 2, 3, 4, 5 and 6 of the Purchase Resolution Substitute Exhibit A. The Purchase Resolution, with Substitute Exhibit A, and waiving formal bidding procedures on Item No. 5, was declared adopted.

CITIZEN'S REQUEST TO BE HEARD: (Began at 7:02 p.m.)

Speaking before the Council were:

<u>Name</u>	<u>Address</u>	<u>Topic</u>
Al Creten	3625 North Stevens Street	Concerns About Mason Gulch
David Seal	4316 North 37th Street	Concerns About Mason Gulch
Joe Patton	3806 North Stevens	Concerns About Mason Gulch

Resolution No. 33172

Authorizing the execution of Amendment No. 115 to the Neighborhood Preservation Program Agreement with the Tacoma Community Redevelopment Authority, in the amount of \$54,000, for a special project employee to provide loan servicing functions in 1995-1996.

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

Resolution No. 33173

Authorizing the execution of Amendment No. 116 to the Neighborhood Preservation Program Agreement with the Tacoma Community Redevelopment Authority, in the amount of \$195,674, for rehabilitation of the property located at 712 Martin Luther King, Jr. Way, to provide affordable emergency and transitional housing.

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

Resolution No. 33174

Authorizing the execution of agreements with Cosmopolitan Engineering Group, Inc., in the amount of \$600,000; Kennedy/Jenks Consultants, in the amount of \$600,000; Parametrix, Inc., in the amount of \$912,404; CTE Engineers, Inc., in the amount of \$494,361; Montgomery Watson Americas, Inc., in the amount of \$87,962; and CH2M Hill, Inc., in the amount of \$118,204; for engineering planning and design services for the Sanitary Sewer and Storm Drainage Utilities.

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

Resolution No. 33175

Authorizing the execution of Amendment No. 117 to the Neighborhood Preservation Program Agreement with the Tacoma Community Redevelopment Authority, allocating \$56,500 of Community Development Block Grant Funds to Habitat for Humanity, Inc., for acquisition and site improvements for the construction of single-family homes for low-income individuals.

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

Council Member De Forrest moved to recess, not to exceed ten minutes. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Council recessed at 7:06 p.m. and reconvened at 7:11 p.m.

Resolution No. 33176

Providing that no person shall be eligible for appointment to a position in the unclassified service of the City who does not reside in the City limits of Tacoma at the time of appointment and further directing the City Manager to present to the City Council an ordinance to provide that no officer or employee in the City service shall assume a promotion in or to the unclassified City service unless such officer or employee be a resident of the City of Tacoma.

Speaking before the Council were:

<u>Name</u>	<u>Address</u>
Arthur Deringer	Resident
Martin Sutherland	2032 East Morton Street

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

Roll call vote was taken, resulting as follows:

Ayes: 2 -- De Forrest and Kirby.

Nays: 6 -- Baarsma, Crowley, McGavick, Miller, Silas, and Mayor Moss.

Absent: 1 -- Evans.

The Resolution was declared failed.

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

City Manager Ray E. Corpuz, Jr. requested that the Council consider adjourning to Executive Session for no more than 20 minutes to discuss pending litigation.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Miller moved to excuse Council Member Evans' absence. Seconded by Mayor Moss. Voice vote was taken and carried. The motion was declared adopted.

Council Member Miller expressed concern regarding information he received on the conservation futures fund. Council Member Miller requested more information regarding the percentage of funds being reinvested into open space. Council Member Miller stated that he received information regarding RFPs and RFQs from Mr. Luttrupp, Finance Director. Council Member Miller expressed concern regarding the number of contracts awarded to businesses located in Tacoma or Pierce County. He requested additional information regarding the City of Seattle and King County regulations on their policy for awarding contracts to businesses located in Seattle or King County. He requested staff to prepare suggested language to assure that local preference be a consideration in the awarding of contracts. Council Member Miller expressed concern about voting on purchase resolution items separately. In particular, Council Member Miller requested that staff provide the Council with the best legal mechanism to vote nay and/or to remove an item from a purchase resolution.

Council Member De Forrest expressed concern regarding the dumping of dirt at T-Street Gulch. He requested information as to why the dirt was not being taken to the

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Tacoma Landfill. Council Member De Forrest requested staff to look into replacing the lights on the East and West side of the 34th Street Bridge. Council Member De Forrest expressed his disappointment that Council did not adopt Resolution No. 33176 requiring unclassified employees to be residents of Tacoma. He suggested that a questionnaire be given to the unclassified employees who do not reside in Tacoma asking their reasons for not living in Tacoma.

Council Member Kirby received a phone call from a family who recently inherited a property near Jefferson and Commerce. Council Member Kirby stated that the family had expressed concern regarding the manner in which this area was maintained, specifically concerns over used needles and litter in the area. Council Member Kirby suggested that perhaps a public meeting should be held to discuss ways to resolve these problems.

City Manager Ray Corpuz, Jr., responding to Council Member Kirby's concerns, stated that staff are preparing zoning and nuisance ordinances to attempt to resolve some of these neighborhood concerns.

Council Member Kirby stated that he has a copy, from the Library, of the needle exchange study but would like his own copy so he can mark it up as he reviews it.

Mayor Moss suggested that the Public Safety Committee consider ways to address the issues brought up by Council Member Kirby as a priority after addressing the jail plan.

Mayor Moss stated that last month he met with the mayor and other representatives of one of Tacoma's Sister Cities, Davao, Philippines. Mayor Moss said that he learned a lot from his trip and enjoyed himself quite a bit. Mayor Moss requested that the City take another look at the Council's policy regarding the 5 percent differential for minority and women's businesses.

Council Member Baarsma stated that the City of Destiny made the front cover of the New York Times in an article regarding the departure of the Tacoma Superintendent of Public Instruction from School District No. 10, to New York. The article's writer, Timothy Eagan, referred to the City of Tacoma as a "blue collar mill town." Council Member Baarsma recommended that perhaps Mr. Eagan should receive some more current information regarding the City of Tacoma.

Council Member Silas indicated that she attended a reception at which Willie Brown, brother of Deputy City Manager Jim Walton, announced his candidacy for Mayor of San Francisco, California.

Mayor Moss moved to recess to Executive Session to discuss pending litigation, the session not to exceed twenty minutes. Seconded by Council Member Silas. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 8:51 p.m. and reconvened at 9:10 p.m.

Mayor Moss moved to amend the fee agreement with the Gordon Thomas firm in the case of City of Tacoma vs. Great American to increase the amount by \$300,000. Seconded by Silas. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 9:11 p.m.


HAROLD G. MOSS, MAYOR

ATTEST: Rick Rosenblatt
RICK ROSENBLADT, ACTING CITY CLERK