

# CITY COUNCIL MINUTES

City Council Chambers  
July 16, 1996

The meeting was called to order at 5:15 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 Deputy Mayor Silas.

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## CONSENT AGENDA

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

- a. Hearing Examiner agenda for July 16, 1996.
- b. Minutes of the meeting of the Landmarks Preservation Commission, June 26, 1996.
- c. Minutes of the meeting of the Tacoma Arts Commission, June 10, 1996.
- d. Minutes of the meeting of the Tacoma-Pierce County Board of Health, June 5, 1996.
- e. Minutes of the joint meeting of the Transportation Committee and Parking Commission, June 13, 1996.
- f. Minutes of the meeting of the Fuzhou Sister City Committee, May 15, and June 19, 1996.
- g. Minutes of the meeting of the Kitakyushu Sister City Committee, June 12, 1996.

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

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## REGULAR AGENDA

### FIRST READING OF ORDINANCES

#### **Ordinance No. 25930**

Providing for the issuance and sale of the City's Electric System Revenue Bonds, in the amount not to exceed \$1,000,000, for the acquisition, construction and installation of additions and improvements to the telecommunications system as part of the Light Division.

Speaking before the Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Nancy Neraas	Bond Counsel, Preston, Gates and Ellis

The Ordinance was set over for final reading next week.

#### **Ordinance No. 25931**

Amending Section 1.06.342 of the Municipal Code relative to the Police Department's inventory to provide gender neutral language and reflect current practice.

The Ordinance was set over for final reading next week.

#### **Ordinance No. 25932**

Accepting \$165,000 from the International Museum of Modern Glass, Inc.; depositing in and appropriating said sum from the Capital Improvements Summary Fund for the development of the Foss Waterway properties; and authorizing the execution of an agreement with the International Museum of Modern Glass, Inc., to negotiate with the City of Tacoma for the purchase of property near the Foss Waterway.

Speaking before the Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Gerald Johnson	Bond Counsel, Preston, Gates and Ellis

The Ordinance was set over for final reading next week.

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Council Member Evans moved to suspend the rules to consider Ordinance No. 25933 after the public hearing. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

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### **PUBLIC HEARINGS AND APPEALS** (Began at Approximately 6:07 p.m.)

This is the date set for a public hearing by the City Council concerning interim zoning regulations to prohibit billboards and a temporary moratorium on the acceptance of

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permits for the construction, relocation, and/or banking of billboards in the City of Tacoma.

Speaking before the Council were:

<u>Name</u>	<u>Affiliation/Address</u>
Bill Alford	Chair, Planning Commission
Anita Preston	2611 North 30th Street
Terry Scadlock	5107 Nathan Loop SW
Mozella Pooley	8041 Sherwood
Stacey Chellis	4052 SW Murtle Street
Nicole Anton	12921 56th Street E
Shirley Mathis	2914 South Madison
Jason Fujiola	2027 42nd Avenue E
Judith Fillips	3405 SE 7th Street
Claire Lawson	12872 Shorecrest Drive
Dean Wilson	1401 Sunset Drive
David Mandt	34727 183rd Avenue SE
Edward J. Frank	10820 109th Street SW
Robin J. Branson	3025 45th Avenue NE
Ayesha Newell	923 E. 32nd
Edward Palmer	802 E 34th, Apt. No. 3
Frank Podany	3601 6th Avenue South
Edward Hawkins	2311 6th Avenue
Skip Vaughn	7634 South Fife

The public hearing was declared closed at 7:50 p.m.

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**Ordinance No. 25933**

Amending Chapter 13.06 of the Municipal Code relating to zoning, billboards and permits; imposing a moratorium and establishing interim zoning for billboards within the City of Tacoma; and declaring an emergency making necessary the passage of this ordinance and it taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

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Mayor Ebersole moved to recess for ten minutes. Seconded by Council Member Evans. Council recessed at 7:59 p.m. and reconvened at 8:09 p.m.

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**RESOLUTIONS**

**Purchase Resolution No. 33442**

Awarding a contract to:

Altec Industries, Inc., in the amount of \$126,723.16, for one 50-foot non-overcenter articulating manlift - Specification No. G-030-96.

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

**Resolution No. 33443**

Approving the Charter and Bylaws for the Foss Waterway Development Authority.

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

Council Member Baarsma moved to amend the Charter of the Foss Waterway Development Authority by amending Article VII, Section 1, as follows:

“ The Board shall be composed of ~~five (5)~~ seven (7) members selected by the City Council, one (1) of whom shall be selected from a list of names of at least three (3) persons submitted by the Board of Commissioners of the Metropolitan Park District. ~~Four (4)~~ Six (6) members shall be selected from persons proposed by the City Manager and Councilmembers. ...”

and, included with that motion, the tenure of the seven board members under Section 2. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

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Council Member Baarsma moved to amend the Charter of the Foss Waterway Development Authority by amending Article VII, Section 1, as follows:

"...Members shall be civic or business leaders with experience relevant to the purpose of the Authority in such fields as finance, real estate development, law or construction management and, to the extent possible, ~~be residents~~ a majority of the membership shall be residents of Pierce County. ..."

Seconded by Council Member McGavick. Voice vote was taken and carried with Council Member Kirby voting in opposition. The motion was declared adopted.

Council Member Kirby moved to amend the Charter of the Foss Waterway Development Authority by amending Article VII, Section 1, as follows:

"...Six (6) members shall be selected from persons proposed by the City ~~Manager and Councilmembers~~ Council. ..."

Seconded by Council Member De Forrest. Voice vote was taken and failed. The motion was declared failed. :

Council Member Kirby moved to amend the Charter of the Foss Waterway Development Authority by amending Article VI, 1(a), as follows:

"...~~Compensate-Reimburse Authority officials a reasonable amount for services rendered, and reimburse for~~ reasonable expenses actually incurred in performing their duties; ..."

Seconded by Council Member De Forrest. Voice vote was taken and carried. The motion was declared adopted.

Council Member De Forrest move to amend the Charter of the Foss Waterway Development Authority by amending Article VII, Section 7(a) and 7(c), as follows:

"...Action which requires Board approval may only be authorized by a vote representing both a majority of the Board members voting and not less than ~~three (3)~~ four (4) members. ~~Three (3)~~ Four (4) voting members must be present at any regular or special meeting of the Board to comprise a quorum, and for the Board to transact any business.

"...Amendments to the Charter and the adoption and amendment of bylaws shall require an affirmative vote of a majority of the Board's voting membership representing two-thirds of the Board members voting on the issue and not less than ~~three (3)~~ four (4) members. ...."

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Seconded by Mayor Ebersole. Voice vote was taken and carried. The motion was declared adopted.

Council Member Baarsma moved to amend the Charter of the Foss Waterway Development Authority by amending Article VII, Section 2, as follows:

“...At the regular Board meeting that coincides most closely with the ~~second~~first anniversary of the issuance of this Charter, the terms of the initial Board members with ~~two~~one-year terms shall expire, provided that they shall continue in office until ~~their~~his/her successors are selected by the City Council. ...”

Seconded by Deputy Mayor Silas. Voice vote was taken and carried. The motion was declared adopted.

Council Member Kirby moved to amend the Charter of the Foss Waterway Development Authority by amending Article VII, Section 9, as follows:

“...Members of the Authority Board of Directors and the Authority's staff shall be considered City officials for the purpose of the City Code of Ethics, Tacoma Municipal Code Chapter 1.46. ...”

Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Council Member De Forrest moved to amend the Bylaws of the Foss Waterway Development Authority by amending Article III, Section 3.6, as follows:

“...Notice of all meetings and proposed agendas and minutes of all meetings of the Board shall be given to the City Manager or his or her designee, and filed with the City Clerk.”

Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on Resolution No. 33443 with Council Member De Forrest voting in opposition. The Resolution was declared adopted.

**Resolution No. 33444**

Authorizing the execution of the Funding Approval Agreement submitted by the U.S. Department of Housing and Urban Development (HUD), in the amount of \$7,500,000, to capitalize economic development lending in the City of Tacoma's Enterprise Community in connection with a Section 108 Loan Guarantee.

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

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**Resolution No. 33445**

Authorizing the execution of an amendment to the Management Agreement with Pinnacle Realty Management Company, in the amount of \$32,000, to include the management of the Orchard Terrace Apartments.

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

**Resolution No. 33446**

Authorizing the execution of an agreement with KPG, Inc., in the amount of \$102,622, to design and provide construction management services for the new scales and scalehouse facilities at the landfill.

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.

**Resolution No. 33447**

Designating the Foss Remediation and Development Project as a Major Independent Construction Project of limited duration.

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

**Resolution No. 33448**

Directing the Planning Commission to conduct a review and develop a recommendation concerning the provisions of Municipal Code Chapter 13.06 pertaining to the number of allowable screens for movie theaters that are to be located within the City, and to make its recommendations to the Council by September 16, 1996.

Council Member Miller moved that the Resolution be adopted. Seconded by Deputy Mayor Silas. Voice vote was taken and carried, with Council Member De Forrest voting in opposition. The Resolution was declared adopted.

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UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz, Jr. requested the City Council take a look at canceling the City Council meeting of August 20, 1996.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Deputy Mayor Silas wished Council Member De Forrest a Happy Birthday.

Council Member Miller commented on the information provided by the magazine Money regarding the ranking of the top 300 cities in the United States. Council Member stated that he found the more detailed aspects of the information interesting. He stated that he was amazed that out of 300 cities, the City of Tacoma ranked number 22nd in the number of 4 and 5 star restaurants. Council Member Miller stated that the City of Tacoma ranked 264th in our commute time. He indicated that was a direct reflection of the problems we are starting to see, as a region, in the transportation arena. Council Member Miller stated that the City of Tacoma ranked 282nd in the percentage of high school graduates. He stated that this is an area we need to focus on with the School District. Council Member Miller stated that as a community we need to find out how we can ensure kids stay in school and graduate. He then stated that we could probably draw some very direct correlation between our high school graduation statistics and our crime statistics.

Council Member Evans requested a schedule or a proposal relative to the enforcement of the regulations regarding sidewalks. He then stated that last week a vote was taken regarding the third runway. He stated that, down the line, he felt that there will be a serious attempt to involve Pierce, Snohomish and Kitsap Counties in the taxing authority for the airport.

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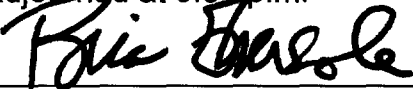


Mayor Ebersole stated that he has spoken to some of the City Council Members and the City Manager regarding the request for Ordinance and Resolution form. He stated that he felt that it would be appropriate that only the City Council Members names appear in the box titled "sponsored by." He then stated that he would like to continue the discussion of this idea.

Council Member De Forrest stated that he would like to see the name of the prime sponsor of Ordinances or Resolutions listed first on the document. He indicated that then you would know who started that piece of legislation.

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On proper motion, the meeting was adjourned at 9:34 p.m.

  
BRIAN EBERSOLE, MAYOR

ATTEST:   
RICK ROSENBLADT, CITY CLERK

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