



City Council Minutes

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

August 29, 2000

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

Present on roll call: 8 – Crowley, De Forrest, Evans, McGavick, Miller, Moss, Phelps, and Mayor Ebersole. Absent: 1 – Kirby.

The Flag Salute was led by Council Member Miller.

Mayor Ebersole called on Police Chief Hairston, who gave an update on the recent arrest of eight juveniles in connection with the muggings in the Division Avenue area.

C O N S E N T A G E N D A

Approval of the minutes of the City Council meeting of August 22, 2000.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Human Rights Commission, July 20, 2000.
- b. Minutes of the Landmarks Preservation Commission, July 26, 2000.

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

R E G U L A R A G E N D A

FINAL READING OF ORDINANCES

Ordinance No. 26418

Vacating East E Street north of East 25th Street to the alley to construct Phase II of the Tacoma Dome Station project. (Pierce Transit; File No. 124.1093)

Roll call vote was taken, resulting as follows:

Ayes: 8 – Crowley, De Forrest, Evans, McGavick, Miller, Moss, Phelps, and
 Mayor Ebersole

Nays: 0

Absent: 1 – Kirby

The Ordinance was declared passed.

Ordinance No. 26680

Accepting \$14,500 from the Washington State Office of Child Care Policy; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund, through June 30, 2001, to continue a family child care training and mentoring program.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Crowley, De Forrest, Evans, McGavick, Miller, Moss, Phelps, and
 Mayor Ebersole

Nays: 0

Absent: 1 – Kirby

The Ordinance was declared passed.

Ordinance No. 26683

Amending Title 2 and Title 6 of the Municipal Code by repealing Chapters 2.11 and 6.20, transferring the Boiler Inspection Program to the State Department of Labor and Industries and eliminating the Boiler Operator Licensing Program.

Roll call vote was taken, resulting as follows:

Ayes: 7 – Crowley, Evans, McGavick, Miller, Moss, Phelps, and Mayor Ebersole

Nays: 1 – De Forrest

Absent: 1 – Kirby

The Ordinance was declared passed.

Ordinance No. 26684

Authorizing the execution of an agreement with the Tacoma Housing Authority (THA) to provide intergovernmental cooperation in the THA's New Approach Anti-Drug Program; accepting, depositing in and appropriating \$175,000 from the Miscellaneous Grants Summary Fund for said purpose.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Crowley, De Forrest, Evans, McGavick, Miller, Moss, Phelps, and Mayor Ebersole

Nays: 0

Absent: 1 – Kirby

The Ordinance was declared passed.

Ordinance No. 26685

Amending Chapter 1.12 of the Municipal Code to implement rates of pay and compensation for certain represented and unrepresented employees and changes in classification to reflect the organizational structure.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Crowley, De Forrest, Evans, McGavick, Miller, Moss, Phelps, and Mayor Ebersole

Nays: 0

Absent: 1 – Kirby

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 26686

Vacating East J Street, south of East 26th Street, and the alley between East J and East K Streets, south of East 26th Street, to allow expansion of an existing sand, gravel and cement business. (Nielsen Pacific, Ltd.; File No. 124.1126)

Council Member Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. 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.

Ordinance No. 26687

Vacating portions of Hill Street and the alleys south of East 38th Street to combine the vacated right-of-way with the adjacent property for the new Rogers Elementary School. (Tacoma School District No. 10; File No. 124.1127)

Council Member Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. 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.

Ordinance No. 26688

Vacating the alley between East 25th and East 26th Streets, from Portland Avenue to vacated East N Street, for expansion of an existing commercial/industrial use. (Steve Paul, Jr.; File No. 124.1125)

Council Member Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. 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.

Ordinance No. 26689

Vacating portions of Alder, Cedar, and North 35th Streets and a portion of an alley east of Cedar Street for the development of an 11-lot residential subdivision. (Pottery Point, L.L.C.; File No. 124.1118)

Council Member Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. 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.

Ordinance No. 26690

Vacating South 48th Street, between South Adams Street and the Burlington Northern railroad tracks, for on-site parking serving the adjacent businesses. (Diamond Jo Marine, L.L.C.; File No. 124.1129)

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

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

Ordinance No. 26691

Vacating a portion of North E Street, north of North 10th Street, to combine the property for additional yard space and for a joint driveway serving 501 North 10th Street and the property to the north. (Robert L. Barker and Mary E. Donovan; File No. 124.1128)

Council Member Phelps moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. 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.

Ordinance No. 26692

Vacating East D Street, between East 66th and East 67th Streets, to combine the property to create single-family building sites. (Dianna Gethers; File No. 124.1130)

Council Member McGavick moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Miller. 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.

Ordinance No. 26693

Vacating the north 415 feet of Court E, south of South 15th Street, between Fawcett and Tacoma Avenues, for development of a mixed residential-retail commercial-office complex. (Collier International; File No. 124.1124)

Council Member Crowley moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member McGavick. 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.

Ordinance No. 26694

Amending Chapter 1.30 of the Municipal Code, relating to retirement and pensions, and clarifying membership service and the calculation of service credit for full-time employees.

The Ordinance was set over for final reading on September 12, 2000.

Ordinance No. 26695

Amending Chapter 1.30 of the Municipal Code, relating to retirement and pensions, and allowing members, up to six months after denial, the opportunity to reapply for disability retirement.

The Ordinance was set over for final reading on September 12, 2000.

Ordinance No. 26696

Authorizing the execution of a grant agreement with the State of Washington Department of Ecology, in the amount of \$37,204; accepting, depositing in and appropriating said sum from the Capital Improvements Summary Fund to partially reimburse the City for its Underground Storage Tank Removal Program.

The Ordinance was set over for final reading on September 12, 2000.

Ordinance No. 26697

Granting a non-exclusive franchise to Horner Telecommunications Company, LLC, d/b/a HTC, to construct, operate, and repair a telecommunications system consisting of public pay telephones and related facilities within the public rights-of-way throughout the city of Tacoma.

Speaking before the Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Alton McDonald	Resident

Mayor Ebersole noted that Section 8.1 of the City Charter requires that amendments of a franchise shall be passed at least fifteen days after introduction.

The Ordinance was set over for final reading on September 19, 2000.

Ordinance No. 26698

Amending Chapter 1.90 of the Municipal Code, relating to public works contracts, by extending the Local Employment and Apprenticeship Training Program to include service providers involved with the construction of a Public Work or Improvement which utilizes labor at a City site.

Speaking before the Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Alton McDonald	Resident

The Ordinance was set over for final reading on September 12, 2000.

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RESOLUTIONS

Purchase Resolution No. 34888

Awarding contracts to:

1. Parkland Chevrolet, on its bid of \$33,746.00, for a crew cab (4x4) dump truck – Specification No. FLT-203-00;
2. Signal Electric, on its bid of \$40,244.25, for residential streetlighting on East 57th, East 58th, Q and S Streets – Specification No. G-239-00;
3. Emerald Services, Inc., on its bid of \$35,735.42, for underground storage tank removal at the Tacoma Rail/Western Junction Facility – Specification No. G-241-00;
4. Kodo Construction, Inc., on its bid of \$28,317.00, for new sidewalk construction on the east side of North Highland Parkway, from Burning Tree Lane to Westgate Boulevard – Specification No. G-243-00;
5. Power Maintenance Resources, Inc., in the amount of \$450,000.00, to increase its contract for maintenance services at the Steam Plant and Resource Recovery Facility – Purchase Order No. 40470;
6. Tucci & Sons, Inc., in the amount of \$800,000.00, for arterial street improvements on McKinley Avenue, East 72nd to East 96th Streets; and Pacific Avenue to McKinley Avenue; sanitary sewer extension, on McKinley Avenue, East 93rd to East 96th Streets, and East 75th to East 80th Streets – Specification No. G-210-99;
7. Smith Tractor & Equipment Co., Inc., in the amount of \$114,544.26, for repair of a fire-damaged John Deere Loader for the Steam Plant – Sole Source;
8. Western Peterbilt, Inc., in the amount of \$110,000.00, for various repairs to Peterbilt trucks – Sole Source; and
9. Contech Services, Inc., on its bid of \$190,855.00, for the Municipal Building water infiltration repair – Specification No. G-019-00.

Council Member Crowley moved that the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 7 and 8, be adopted. Seconded by Council Member McGavick. Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item Nos. 7 and 8, was declared adopted.

Resolution No. 34889

Authorizing the execution of a two-year parking agreement with William Riley & Company, in the amount of \$112,885, to maintain visitor parking in the Tacoma Municipal Building parking lot.

Council Member Crowley moved that the Resolution be adopted. Seconded by Council Member McGavick. Voice vote was taken and carried, with Council Member Phelps voting in opposition. The Resolution was declared adopted.

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Resolution No. 34890

Authorizing the execution of an agreement with COMARCO, Inc. to sell, transfer, and assign its controlling interest for the management of the Tacoma Narrows Airport to American Airports Corporation of Santa Monica, California.

Council Member Crowley moved to remove Resolution No. 34890 from the agenda per the request of staff. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 34890 was removed from the agenda.

Resolution No. 34891

Authorizing the execution of an agreement with Wilshire Associates, Inc., in the amount of \$140,000, to provide pension consulting services from October 1, 2000 through September 30, 2001; and authorizing the execution of an amendment to the agreement with Milliman & Robertson, Inc., in the amount of \$18,900, to provide actuarial consulting services, effective January 1, 2000 through December 31, 2000.

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

Resolution No. 34892

Authorizing the execution of Amendment No. 196 to the Tacoma Community Redevelopment Authority Agreement, to allocate \$250,000 in Neighborhood Preservation Program income for the continued operation of the Down Payment Assistance program.

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

Resolution No. 34893

Authorizing the execution of Amendment No. 197 to the Tacoma Community Redevelopment Authority Agreement to use Neighborhood Preservation Program income to fund grants and loans for lead-based paint abatement in homes.

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

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Resolution No. 34894

Authorizing the execution of Amendment No. 198 to the Tacoma Community Redevelopment Authority Agreement to transfer the property located at 910 South 25th Street for the construction of a single-family residence to sell to a low-income homebuyer.

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

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

Ray E. Corpuz, Jr., City Manager, reminded everyone that the first annual “Bank to Bay” running event will take place Saturday, September 2, at 10 a.m. He stated that this is a partnership the City has with Key Bank to sponsor the first annual 10K run, 5K run and walk, and a 1K kid’s run with many associated activities. He thanked Mr. Jim Washham, the Western Regional Director of Key Bank, for his involvement with putting this event together.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Phelps requested an update regarding the temporary closure of the substation in the Bryant neighborhood. He stated that he specifically wanted to know when it will be reopened. He stated that the substation is very important to that community.

Council Member Miller praised the Police Department for their action in apprehending the suspects in the mugging problems. He stated that he is appreciative of getting those people off the street and preventing any further violence.


Council Member Miller then congratulated and expressed appreciation to the Public Works Department for the hanging basket program in the City. He stated the baskets looked marvelous and are a tremendous asset to the thoroughfares on which they are displayed.

Deputy Mayor De Forrest commended Police Chief Hairston and the Police Department for their wonderful work in apprehending the people responsible for the tragedy in Tacoma. He stated that any homicide in Tacoma is a tragedy. He expressed his sympathy to the Toews family.

Mayor Ebersole stated that the entire City Council was greatly disturbed by the recent muggings. He stated that this was a tragedy which the City Council takes very seriously. Mayor Ebersole announced that a town hall meeting is scheduled for Thursday, August 31, 2000, at 6 p.m., at the Landmark Convention Center to discuss this tragedy further.

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

On proper motion, the meeting was adjourned at 6:16 p.m.



BRIAN EBERSOLE, MAYOR

ATTEST: 

DORIS SORUM, CITY CLERK