



# City Council Minutes

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

March 11, 2003

The meeting was called to order at 5:09 p.m.

Council Members Present: 7 ~ Evans, Ladenburg, Lonergan, McGavick, Moss, Phelps, and Mayor Baarsma.

Council Members Absent: 2 ~ Miller and Talbert.

The Flag Salute was led by Deputy Mayor Moss.

## ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Joint Municipal Action Committee, February 21, 2003.
- b. Minutes of the LESA Executive Board, January 15, 2003.
- c. Minutes of the Public Utility Board, February 13, 2003.
- d. Minutes of the Tacoma Planning Commission, February 19, 2003.

## C O N S E N T   A G E N D A

Approval of the minutes of the City Council study session of February 11, 2003.

## RESOLUTIONS

### Resolution No. 35775

Setting Tuesday, April 8, 2003, at approximately 5:30 p.m. as the date for a public hearing by the City Council regarding amendments to Chapter 13.06 of the Municipal Code involving administrative changes and changes to the industrial districts.

Deputy Mayor Moss moved that the Consent Agenda, including Resolution No. 35775, be approved. Seconded by Council Member McGavick. Voice vote was taken and carried. The Consent Agenda, including Resolution No. 35775, was declared approved.

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**RECOGNITION**

Mayor Baarsma called on Tim Strege, Executive Director, Tacoma-Pierce County Small Business Incubator, who introduced Ernie Green, a major figure in the civil rights movement and Managing Director of Lehman Brothers Washington, D.C., office Mr. Green was in town to recognize William M. Factory for his involvement in education, housing, and civil rights and to kick off the capital campaign to complete the financing of the new William M. Factory Building.

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**PROCLAMATIONS**

Mayor Baarsma proclaimed the month of March as "Women's History Month" and presented the proclamation to Mr. Sal Cantu, the Local Veterans Employment Representative from WorkSource Pierce.

Mayor Baarsma proclaimed the month of March as "American Red Cross Month" and presented the proclamation to Mr. Bruce Kilen, Board Member from the Red Cross Board of Directors.

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**R E G U L A R   A G E N D A**

**FIRST READING OF ORDINANCES**

**Ordinance No. 27054**

Amending Chapter 13.06 of the Municipal Code relating to Group Care Homes/Special Needs Housing to reflect the settlement with the State of Washington regarding placement of juvenile offenders.

The Ordinance was set over for final reading next week.

**Ordinance No. 27055**

Accepting \$20,270 from Pierce County for child care referral services for Pierce County parents and enhanced services for employees of Pierce County government.

The Ordinance was set over for final reading next week.

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**Ordinance No. 27056**

Approving a federal fund loan to the University of Washington; appropriating \$1,000,000 from the Miscellaneous Trust Summary Fund to construct and operate a parking facility located on University-owned property at South 17<sup>th</sup> and Market Streets.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Allen Douglass	507 South J Street, Apt. 1A

The Ordinance was set over for final reading next week.

**Ordinance No. 27057**

Continuing the Business Improvement Area (BIA) for the sixteenth year and providing for the levy of the sixth year assessment for the BIA, in the amount of \$651,570; approving the BIA annual budget, work program, and assessment of rates for program activities from May 1, 2003 through April 30, 2004.

The Ordinance was set over for final reading next week.

**Ordinance No. 27058**

Amending Chapter 12.06 of the Municipal Code implementing new electric energy regulations and rates effective March 31, 2003.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Bob Lane	Chair, Public Utility Board
Phyllis Barrett	912 South Cushman
Allen Douglass	507 South J Street, Apt. 1A

The Ordinance was set over for final reading next week.

**Ordinance No. 27059**

Amending Chapter 12.13 of the Municipal Code to establish rates for CLICK! Network cable television services offered outside the City limits.

The Ordinance was set over for final reading next week.

**Ordinance No. 27060**

Amending Chapter 6.92 of the Municipal Code to clarify the definitions of "alarm system" and "alarm system monitoring company."

The Ordinance was set over for final reading next week.

**RESOLUTIONS**

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Council Member McGavick moved to suspend the rules to consider Resolution No. 35781 at this time. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

**Resolution No. 35781**

Authorizing the execution of an agreement with M. Arthur Gensler Jr. & Associates, Inc., in the amount of \$1,106,977, in State grant funds, to prepare site analysis, program confirmation and design documents for the establishment of the Harold E. LeMay Museum at the Tacoma Dome.

Deputy Mayor Moss moved that the Resolution be adopted. Seconded by Council Member McGavick.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
John Barline	Vice Chairman, Harold E. LeMay Museum Board
Allen Douglass	507 South J Street, Apt. 1A

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

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**PUBLIC HEARINGS (Began at 6:25 p.m.)**

- a. This is the date set for public hearing by the City Council on the proposed sale of the City's surplus property located near 176<sup>th</sup> Avenue SE, in Kent, King County, Washington.

There were no speakers. The public hearing was closed at 6:29 p.m.

- b. This is the date set for a public hearing by the City Council on the proposed partial release of the City's Second Supply Pipeline Easement property located between Thomas Road and 188<sup>th</sup> Avenue in Kent, King County, Washington.

The public hearing began at 6:29 p.m. There were no speakers. The public hearing was closed at 6:31 p.m.

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**Purchase Resolution No. 35776**

Awarding a contract to:

Glacier Northwest, Inc., on its bid of \$330,682.50 for concrete and related products for street repairs and replacements.

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

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**Resolution No. 35777**

Authorizing the execution of an amendment to the agreement with Metropolitan West Asset Management, LLC, for investment management services, in the amount of \$180,000, plus an estimated amount for potential growth of the investment for a maximum possible fee of \$410,000, for the term of March 28, 2003, through March 31, 2004.

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

**Resolution No. 35778**

Authorizing the execution of Amendment No. 2 to the Agreement with Brown Reavis & Manning, PLLC, in the amount of \$50,000, for a cumulative total of \$100,000, for legal services in the case of Kandi v. City of Tacoma.

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

**Resolution No. 35779**

Authorizing the execution of a Collective Bargaining Agreement with the International Brotherhood of Electrical Workers, Local 483, Supervisors' Bargaining Unit, effective January 1, 2003, through December 31, 2005.

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

**Resolution No. 35780**

Amending the 2002 Consolidated Plan; reallocating a total of \$200,000 from the 24<sup>th</sup> year, 25<sup>th</sup> year, 26<sup>th</sup> year, and the 27<sup>th</sup> year Community Development Block Grant Local Improvement District programs to replace old series streetlights in low to moderate income neighborhoods.

Deputy Mayor Moss moved that the Resolution be adopted. Seconded by Council Member McGavick.

Speaking before the Council was:

<u>Name</u>	<u>Address/Affiliation</u>
Allen Douglass	507 South J Street, Apt. 1A

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

**Resolution No. 35781**

Authorizing the execution of an agreement with M. Arthur Gensler Jr. & Associates, Inc., in the amount of \$1,106,977, in State grant funds, to prepare site analysis, program confirmation and design documents for the establishment of the Harold E. LeMay Museum at the Tacoma Dome.

Resolution No. 35781 was considered earlier in the meeting.

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**Resolution No. 35782**

Approving the revised Electric Rate and Financial Policy.

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

**PUBLIC HEARINGS (Will begin at approximately 5:30 p.m.)**

- a. This is the date set for public hearing by the City Council on the proposed sale of the City's surplus property located near 176<sup>th</sup> Avenue SE, in Kent, King County, Washington.

The public hearing was considered earlier in the meeting.

- b. This is the date set for a public hearing by the City Council on the proposed partial release of the City's Second Supply Pipeline Easement property located between Thomas Road and 188<sup>th</sup> Avenue in Kent, King County, Washington.

The public hearing was considered earlier in the meeting.

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**UNFINISHED BUSINESS**

None.

**REPORTS BY CITY MANAGER**

No Report.

**COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL**

Mayor Baarsma mentioned that City Manager Ray Corpuz is recovering from a very extensive medical procedure performed on his foot. He then wished Mr. Corpuz a speedy recovery.

Deputy Mayor Moss moved to excuse Council Members Miller and Talbert from the meeting tonight. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

Council Member Evans stated that on Thursday, March 13, 2003, Tacoma's Sister City, Fuzhou, China, will be honored at the International Film & Food Festival at the Blue Mouse Theatre. He stated that it appears to be another sell out crowd. He complimented Debra King, Sister City Coordinator, Tacoma Economic Development Department, for a job well done.

Council Member McGavick stated that the City of Tacoma has an aggressive panhandling law and she thought that it would fit the situation taking place at the main branch of the Tacoma Public Library. She stated that the situation needs to be taken

care of because it's very intimidating for citizens wishing to use the facility. She thanked Robin Jenkinson, City Attorney, for her research on the subject.


Mayor Baarsma reminded everyone that the City Council meeting next week will be held in the auditorium at Gault Middle School at 1115 East Division Lane with a Town Hall meeting immediately following the City Council meeting. Mayor Baarsma stated that the meeting will be broadcast via tape delay.

Council Member Phelps wished City Manager Ray Corpuz a happy birthday for Friday March 14, 2003.

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On proper motion, the meeting was adjourned at 7:05 p.m.

  
WILLIAM H. BAARSMA, MAYOR

ATTEST:   
DORIS SORUM, CITY CLERK