

CITY COUNCIL MINUTES

City Council Chambers
June 11, 1996

The meeting was called to order at 5:12 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.

CONSENT AGENDA

Approval of the minutes of the Tacoma City Council meeting of May 21, 1996; the minutes of the Tacoma City Council study sessions of April 16 and 30, 1996; the minutes of the Tacoma City Council and Tacoma School Board joint study session of April 30, 1996; and the minutes of the Town Hall meeting of May 9, 1996.

RESOLUTIONS

Resolution No. 33399

Setting Tuesday, July 16, 1996, at 1:30 p.m., as the date for a hearing by the Hearing Examiner on the request to vacate the east 20 feet of Sheridan Avenue between South 39th and South 40th Streets. (Gray Lumber Company, Inc.; File No. 124.1033)

Resolution No. 33400

Approving the final plat for STERLING RIDGE located in the vicinity of South 58th and South Asotin Streets, for a 20-lot subdivision. (Jerry Barnett; File No. PLT96-00009)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner agenda for June 11, 1996.
- b. Minutes of the meeting of the Downtown Tacoma Parking Commission, February 7, 1996.
- c. Minutes of the meeting of the Environmental Commission, May 13, 1996.
- d. Minutes of the meeting of the Planning Commission, May 20, 1996.

- e. Amended minutes of the meeting of the Urban Policy Committee, December 6, 1995, and the minutes of the meeting of December 7, 1995.
- f. Minutes of the meeting of the Human Rights Commission, April 18, 1996.

Council Member Miller moved that the Consent Agenda, including Resolution Nos. 33399 and 33400, be approved. Seconded by Deputy Mayor Silas. Voice vote was taken and carried. The Consent Agenda, including Resolution Nos. 33399 and 33400, was declared approved.

PROCLAMATION

Mayor Ebersole proclaimed the week of June 16-22, 1996, to be "Hire a Veteran Week" and presented the proclamation to Mr. Onesimo Espinoza.

Mayor Ebersole acknowledged Boy Scout Troop No. 238, in attendance, and indicated they were working on their "Citizenship in the Community Merit Badge."

REGULAR AGENDA

FINAL READING OF ORDINANCES

Substitute Ordinance No. 25914

Accepting the donation of a sculpture entitled "Ben B. Cheney" by artist Paul Michaels from the Greater Tacoma Community Foundation into the City's Public Art Collection.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Ebersole.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 25917

Approving and confirming the Assessment Roll for L.I.D. No. 8574 for the placement of permanent pavement with storm drainage on the alley between North 26th and North 27th Streets from Starr Street east 470 feet.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Ebersole.

Nays: 0.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 25911 (Continued from the meeting of May 28, 1996.)

Amending Chapter 9.17 of the Municipal Code by repealing and reenacting Sections 9.17.010 and 9.17.020 and adding a new section to be known as Section 9.17.030 relative to the duty and liability of the owner and/or occupant of the property abutting the street rights-of-way.

Council Member Miller moved to suspend the rules to consider Substitute Ordinance No. 25911. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Speaking before Council were:

<u>Name</u>	<u>Affiliation/Address</u>
Martin Sutherland	2032 East Morton
Doug Delin	Urban Policy Committee Member

The Substitute Ordinance was set over for final reading on July 2, 1996.

Ordinance No. 25912 (Continued from the meeting of May 28, 1996.)

Amending Chapter 10.18 of the Municipal Code by adding a new section to be known as Section 10.18.050 relative to exceptions of payments for sidewalk repair to be consistent with Washington State law.

Council Member Miller moved that Ordinance No. 25912 be set over for final reading on July 2, 1996. Seconded by Council Member McGavick. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over for final reading on July 2, 1996.

11a

Ordinance No. 25833 (Continued from the meeting of May 28, 1996.)

Amending Chapter 10.18 of the Municipal Code by repealing Sections 10.18.020, 10.18.030 and 10.18.040 to remove property owner responsibility to replace hazardous sections of sidewalk on City street rights-of-way.

Council Member Miller moved that Ordinance No. 25833 be set over for final reading on July 2, 1996. Seconded by Deputy Mayor Silas. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over for final reading on July 2, 1996.

Ordinance No. 25918

Extending the cable television franchise agreement with TCI of Tacoma, Inc., through October 31, 1996.

Speaking before Council were:

Name	Affiliation/Address
Rafeal Ojeda	8728-1/2 Frances Folsom SW
Mozella Pooley	8041 East Sherwood

The Ordinance was set over for final reading on July 2, 1996.

CITIZENS' REQUEST TO BE HEARD (Began at approximately 6:40 p.m.)

Mr. David L. Nicandri requesting to speak regarding the opening of the new Washington State History Museum.

Mr. Nicandri announced that the Grand Public Dedication for the new museum will be held on Saturday, August 10, 1996. Mr. Nicandri then gave a historical review regarding the new Washington State History Museum. Mr. Nicandri presented the City Council with a picture of the Washington State History Museum.

PUBLIC HEARINGS AND APPEALS (Began at approximately 6:50 p.m.)

This is the date set for a public hearing by the City Council on the Six-Year Comprehensive Transportation Program for 1997 through 2002, and the Amended 1996 Street Program. (Continued from the meeting of May 21, 1996.)

There were no speakers before the City Council.

The public hearing was declared closed at approximately 6:56 p.m.

12

Ordinance No. 25919

Amending the Pay and Compensation Plan to implement rates of pay and compensation for represented and unrepresented employees.

The Ordinance was set over for final reading next week.

Ordinance No. 25920

Amending Section 5.23.025 of the Municipal Code relative to the keeping of animals; deleting the word "carnivorous" from the provision and including the definition of "dangerous wild animal."

Speaking before Council were:

<u>Name</u>	<u>Affiliation/Address</u>
Charles Abernathy	1201 South Prospect
Marty Marcus	Lake Bay Resident

The Ordinance was set over for final reading next week.

RESOLUTIONS

Purchase Resolution No. 33401

Awarding contracts to:

1. Fox Island Construction, Inc., on its bid of \$101,185, for citywide hazardous sidewalk replacement - Specification No. G-213-96;
2. Ram, Inc., on its bid of \$238,350.30, for L.I.D. No. 2625 for the placement of two-inch asphalt pavement on Verde Street from North 16th to North 18th Streets; L.I.D. No. 2626 for the placement of two-inch asphalt pavement and storm sewer installation on East N Street from Fairbanks to Morton Streets; L.I.D. No. 2627 for the placement of two-inch asphalt pavement on South G Street from South 60th to South 61st Streets; Work Order No. DC1021 for sanitary sewer replacement in the alley between South 60th and South 61st Streets off of South G Street and a portion of South G Street; and Work Order No. DC1060 for storm sewer installation on South G Street from South 60th to South 61st Streets - Specification No. G-218-96; and
3. Federal Way Cycle Center, in the amount of \$45,000, to increase its contract for parts and service for repair of Kawasaki Motorcycles - Open Purchase Order No. 3748.

Council Member Evans moved that the Purchase Resolution, including waiving formal bidding procedures on Item No 3, be adopted. Seconded by Deputy Mayor Silas. Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item No. 3, was declared adopted.

Resolution No. 33398 (second reading)

Amending the Rules of Procedure of the Council of the City of Tacoma to include a prohibition against speakers promoting or opposing a ballot proposition in addition to the current policy prohibiting speeches by candidates for public office.

Council Member Baarsma moved to suspend the rules to consider Substitute Resolution No. 33398. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Council Member Baarsma moved that the Substitute Resolution be adopted. Seconded by Council Member Crowley.

Speaking before Council were:

<u>Name</u>	<u>Affiliation/Address</u>
Will Baker	802 South I Street
Mozella Pooley	8041 East Sherwood

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

Resolution No. 33402

Authorizing the submittal of a grant application jointly with Pierce County to the Washington Traffic Safety Commission, in the amount of \$34,312, for the continuation of the Tacoma/Pierce County Task Force on Alcohol/Driving, effective July 1, 1996, through June 30, 1997.

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.

Speaking before Council was:

<u>Name</u>	<u>Affiliation/Address</u>
Sherry Badger	D.U.I. Task Force

Resolution No. 33403

Authorizing the execution of agreements with HDR Engineering, Inc., and CES, Inc., for the Phase I seismic retrofit of two East 34th Street bridges, the East 26th Street bridge, the Portland Avenue viaduct and the Tacoma Avenue bridge.

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

13a

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

Acting City Manager James L. Walton announced that the "1996 Tacoma to Toronto Corel Great Race" will occur on Sunday June 16, 1996. He stated that opening ceremonies will begin at 12:30 p.m. Mr. Walton stated that 110 automobiles will begin their time and endurance rally in front of the Union Station at 1:00 p.m. Mr. Walton hoped all Council Members would be able to attend this event.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Crowley acknowledged the Sound to Narrows event. He also indicated that The News Tribune will be sending a reporter to California to visit the same cities from which some of the City Council Members had just returned. He wished the reporter a good trip and hoped she comes back with the same enthusiasm as the City Council Members developed after seeing the cities.

Council Member Evans commented on the editorial in The News Tribune regarding theaters in downtown Tacoma. He indicated that the editorial stated that theaters would be a major catalyst for downtown development. He stated that multiplex theaters are large enough to sustain themselves in downtown and that the restaurants and retail shops would coalesce. Council Member Evans expressed concern regarding the actions of the persons that testified regarding James Center and the Tacoma Mall. He commented on the time during which they had to develop a multiplex theater. He then stated that multiplex theaters have been constructed in various places within the City of Tacoma and that their concerns should not impede the City in moving forward to rejuvenate downtown.

Deputy Mayor Silas requested an update on the progress of hiring local youth for summer help. She stated that this is the time of year to make sure our youth are occupied by working hard during the day and hopefully avoiding any additional problems at night.

Council Member De Forrest commented on the theaters at James Center and the Tacoma Mall theaters and the opportunity they had to construct multiplex theaters. He expressed concerns regarding the process of the ordinance relating to the theaters and the competition of entrepreneurs.

Council Member Kirby stated that he was surprised that the City Council could restrict the development of multiplex movie theaters to certain neighborhoods. He asked if there was anything that allowed the City Council to limit office buildings or apartment complexes to certain neighborhoods. Council Member Kirby then stated that the City

Council could have a great deal of control over how the City of Tacoma develops if we could expand this process to other types of businesses.

Mayor Ebersole stated that he attended the Boys and Girls Clubs annual breakfast and that the Boys and Girls Clubs gave their annual Naccarato Community Service Award to Dr. George Tanbara. He then congratulated Dr. Tanbara .

On proper motion, the meeting was adjourned at 8:07 p.m.


BRIAN EBERSOLE, MAYOR

ATTEST: 
RICK ROSENBLADT, CITY CLERK

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