

CITY COUNCIL MINUTES

City Council Chambers
July 12, 1994

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

Present on roll call: 9 - Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss.

The Flag Salute was led by Council Member Kirby.

Mayor Moss announced that tonight an Executive Session will be held followed by the Citizen's Request to be Heard as close to 6:00 p.m. as possible, and that Citizens' Forum will be held at the end of the Regular Agenda.

Mayor Moss moved to recess to Executive Session to discuss labor negotiations, the session not to exceed 45 minutes. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 5:06 p.m. and reconvened at 5:40 p.m.

CONSENT AGENDA

Approval of the minutes of the Tacoma City Council meetings of June 14, 21 and 28, 1994; study sessions of May 3 and 10, 1994; budget workshop of May 12, 1994; and special study sessions of May 17 and 24, 1994.

RESOLUTIONS:

Resolution No. 32679

Setting Tuesday, August 30, 1994, at approximately 6:00 p.m. as the date for a public hearing by the City Council on the Tacoma Master Program for Shoreline Development.

Resolution No. 32680

Setting Tuesday, August 23, 1994, at 9:00 a.m. as the date for a hearing by the Hearing Examiner on the request to vacate a portion of South 11th Street east from Puget Sound Avenue a distance of 175 feet. (William F. Landahl; File No. 124.1001)

Resolution No. 32681

Approving the final plat of MEADOW PARK TERRACE for 32 residential building lots located at South 73rd Street Court, South Stevens and South 74th Streets.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Downtown Tacoma Parking Commission, June 1, 1994.
- b. Minutes of the meeting of the Human Rights Commission, May 19, 1994.
- c. Minutes of the meeting of the Tacoma Planning Commission, June 22, 1994 and the amended minutes of the meeting of May 4, 1994.
- d. Report of the Director of Finance, May 1994.

Deputy Mayor Miller moved that the Consent Agenda, including Resolution Nos. 32679, 32680, and 32681, be approved. Seconded by Council Member Evans. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 32682

Appointing citizens to various committees, boards and commissions.

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

COMMUNICATIONS:

- a. Hearing Examiner submitting Shoreline Management Substantial Development/Conditional Use Permit No. 141.567 to allow the development of a two-story, 800 square-foot addition to an existing, over water, single-

family dwelling, and to allow the development of a 256 square-foot addition to an existing, over water, wooden dock at #10 Salmon Beach. (Stuart Magoon; File No. 141.567)

Deputy Mayor Miller moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Crowley. Roll call vote was taken, resulting as follows: Ayes: 9 - Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss. Nays: 0. The motion was declared adopted.

- b. Hearing Examiner submitting Shoreline Management Substantial Development Permit No. 141.555 to allow upland improvements to be made at an existing concrete and asphalt batch operation at 3601 Taylor Way. (Lone Star Northwest, Inc.; File No. 141.555)

Deputy Mayor Miller moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Silas. Roll call vote was taken, resulting as follows: Ayes: 9 - Baarsma, Crowley, De Forrest, Evans, Kirby, McGavick, Miller, Silas, and Mayor Moss. Nays: 0. The motion was declared adopted.

FINAL READING OF ORDINANCES:

Substitute Ordinance No. 25537

Amending the Pay and Compensation Plan to implement rates of pay and delete obsolete classifications.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Substitute Ordinance was declared passed.

Ordinance No. 25538

Depositing in and appropriating \$63,520 from the Miscellaneous Grants Summary Fund and authorizing the execution of an amendment to the grant award contract with the State of Washington Department of Social and Health Services for the Tacoma-Pierce County Child Care Resource and Referral System and authorizing a non-interest-

bearing loan from the General Fund to the Miscellaneous Grants Summary Fund to be repaid by December 31, 1995.

Deputy Mayor Miller moved to suspend the rules to consider Substitute Ordinance No. 25538. Seconded by Council Member Crowley. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Substitute Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 25539

Vacating portions of South 50th and 52nd Streets east of Tyler Street and additional rights-of-way to unify the property into one parcel for the continuation of a fill operation and other improvements. (William Dickson Company; File No. 124.997)

Deputy Mayor Miller moved to concur in the recommendations of the Hearings 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. 25540

Authorizing the execution of a grant award contract with the Washington State Child Care Resource and Referral Network in the amount of \$19,624; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for a family child care provider training and mentorship project.

The Ordinance was set over for final reading next week.

Ordinance No. 25541

Authorizing the execution of a grant award agreement with the National Park Service in the amount of \$200,000 for the rehabilitation of the Peoples Community Center;

depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund; and further authorizing the execution of an agreement with the Metropolitan Park District for implementation of the project.

The Ordinance was set over for final reading next week.

CITIZEN'S REQUEST TO BE HEARD: (Began at 6:05 p.m.)

JD Fitz, requesting to speak regarding the proposed removal of a basketball hoop located on City right-of-way.

Mr. Fitz spoke to the Council regarding a request for an exemption to the Ordinance for removing a basketball hoop at North 33rd and Washington Streets.

RESOLUTIONS:

Purchase Resolution No. 32683

Awarding contracts to:

1. Streich Brothers, Inc., in the amount of \$55,000 to increase their contract for heavy equipment maintenance and repair - Open Purchase Order No. 2645;
2. Sternberg Vintage Lighting, on their bid of \$27,633 for streetlight standards for the Proctor Business District - Sole Source; and
3. Enterprise Rent-A-Car, on their bid of \$33,000 for rental of nine pick-up trucks - Purchase Order No. T-47673.

Deputy Mayor Miller moved that the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 1, 2 and 3, be adopted. Seconded by Council Member Evans.

Speaking before the Council was:

Louise Batchelor

Resident

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item Nos. 1, 2 and 3, was declared adopted.

Resolution No. 32687

Authorizing the execution of an amendment to the agreement with Hornberger Engineering in the amount of \$78,000 to modify and update the storm and sanitary sewer rate studies for 1995-1999.

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

Speaking before the Council was:

Louise Batchelor

Resident

Voice vote was taken and carried with Council Member De Forrest voting in opposition. The Resolution was declared adopted.

Resolution No. 32688

Authorizing the execution of Amendment No. 2 to the agreement with Brown & Caldwell Consultants in the amount of \$55,000 for expert services to develop an Engineer's Report for the City's official statement for refinancing the bonds for the Sewer Utility.

Deputy Mayor 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. 32689

Authorizing the execution of Amendment No. 1 to the agreement with Triangle Associates, Inc. in the amount of \$47,832.88 for the facilitation of a Rate Study Working Group of impacted ratepayers reviewing the storm and sanitary sewer rates.

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

Resolution No. 32690

Authorizing the execution of an agreement with Associated Ministries of Tacoma-Pierce County in the amount of \$28,051 for the Paint Tacoma-Pierce Beautiful Project.

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

Resolution No. 32691

Authorizing the execution of an agreement with Pierce County Fire Protection District No. 10 for the consolidation of fire protection and emergency medical services with the City of Tacoma.

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

Speaking before the Council was:

Charlean Eigner Resident

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

CITIZENS' FORUM:

Speaking before the Council were:

		<u>Topic</u>
Adrien Query	102 East 40th Street	Public Safety
Robert Skanes	4048 South A Street	Boat Launch
Douglas Delin	3527 McKinley Avenue	Planning Map
Charles Butler	1914 Yakima Avenue	Deteriorating Homes & Garbage

UNFINISHED BUSINESS:

None.

REPORTS BY CITY MANAGER:

Mr. Ray E. Corpuz, Jr., City Manager requested an Executive Session not to exceed 10 minutes to discuss pending litigation.

Mr. Corpuz introduced Steve Marcotte, Special Assistant to the City Manager, for the next three months.

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Mr. Corpuz reported that 78 empowerment zone applications were submitted, of which 59 were from cities with populations under 500,000.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Silas asked that the Planning Commission interviews, proposed to be scheduled for July 19, be postponed one week to July 26, 1994. Mayor Moss explained that the Appointments Committee is recommending that the four individuals who applied for the Planning Commission position representing District 3 be interviewed by the full Council.

Mayor Moss moved to direct staff to schedule the Planning Commission candidate interviews with the Council for Tuesday, July 26, 1994, at approximately 6:30 p.m. Mayor Moss clarified that after the Council interviews, Council would recess to Executive Session to evaluate the candidate applications and the final decision of the Council would be made in the open session of the Council meeting. Voice vote was taken and carried. The motion was declared adopted.

Council Member Crowley expressed his thanks and appreciation to the staff, business community, social services agencies and all those who participated in developing Tacoma's application for empowerment zones.

Deputy Mayor Miller requested staff to provide further information on the intent of a recent letter from Occidental Chemical regarding their request for a hazardous waste permit. Deputy Mayor Miller expressed several concerns on the budget survey that will be going out. He noted that the expenditure pie chart was confusing and that most people will not know what "transfers," "control" and "staff" means. Deputy Mayor Miller indicated that the survey was confusing when it switched from a pie chart that breaks out expenditures in a different manner and different categories and then have them isolated into law, safety and justice and recreation and culture. He stated that the two don't match in terms of their percentages. Deputy Mayor Miller also noted that by taking out the potential revenue sources section, it should be stressed that the City is trying to live within its means; and a clearer message should be stressed that if citizens mark everything on the survey as wanting to increase services, they need to weigh that against what things are going to have to decrease.

Council Member De Forrest reported that there were four drive-by shootings in one night in the Eastside and not all the shootings appeared in the paper because of the lack of injuries. He indicated that these shootings were reported at Portland and Morton; Swan Creek; Gault Middle School; and the Safeway parking lot and continues to be a problem. Council Member De Forrest indicated that he did not receive the fireworks statistics on the Fourth of July as mentioned in the Friday Letter and requested staff to provide him with this information. Council Member De Forrest thanked THE NEWS TRIBUNE for the coverage on the fireworks ban and the "talk back" segment on lifting the ban.


Mayor Moss moved to recess to Executive Session to discuss pending litigation, the session not to exceed 10 minutes. Seconded by Deputy Mayor Miller. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 8:55 p.m. and reconvened at 9:02 p.m.

Deputy Mayor Miller moved that the cases of Frank Russell Trust Company v. City of Tacoma, Cause No. 91-2-03136-9, and Frank Russell Investment Management Company v. City of Tacoma, Cause No. 91-2-03137-7, now pending in the Superior Court of Pierce County, be settled in a manner consistent with the terms of the settlement proposal presented to the City Council. Seconded by Council Member Silas. Voice vote was taken and carried with Council Member De Forrest voting in opposition. The motion was declared adopted.

On proper motion, the meeting was adjourned at 9:05 p.m.


HAROLD G. MOSS, MAYOR

ATTEST: 
GENELLE BIRK, CITY CLERK

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