



City Council Minutes

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

February 24, 1998

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

Present on roll call: 8 - Baarsma, Crowley, De Forrest, McGavick, Miller, Phelps, Silas, and Mayor Ebersole. Absent: 1 - Kirby.

The Flag Salute was led by Council Member McGavick.

CONSENT AGENDA

Approval of the Tacoma City Council minutes of February 10 and 17, 1998 and study session minutes of February 17, 1998.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Minutes of the Planning Commission, February 4, 1998.
- b. Minutes of the Public Utility Board study session and meeting, January 28, 1998.

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

Mayor Ebersole moved to consider Announcements, Presentations and Appointments at this time. Seconded by Deputy Mayor Crowley. Voice vote was taken and carried. The motion was declared adopted.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS

Performance by "The Collectors" and Solid Waste Utility prize drawing.

Mayor Ebersole called on Ms. Karen Larkin, Assistant Director of Public Works, to introduce the singing garbage men called "The Collectors." She then introduced "The Collectors" as Lawrence "L.C." Gray, Dan Owens, Tony "T-Bone" Aylett, James "Cool J" Broggin," and Hiram "D.J." DeJesus.

Mayor Ebersole and Council Members then drew the winning names from the entries that were submitted by residents of Tacoma for the grand prize of a week-long trip for four to Hawaii and eight top prizes. The grand prize winner was Robert Finger and the eight top prizes went to: Jacqueline Ayala, Gery Gress, Michael Houlihan, Robert Jackson, Gary Johnson, William Sales, Victor Vieth, and Stuart Winnie.

Deputy Mayor Crowley moved for a short recess. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

The City Council recessed at 5:27 p.m. and reconvened at 5:39 p.m.

PROCLAMATION

Mayor Ebersole proclaimed the week of March 1-8, 1998, as "Women's Awareness Week" and the month of March 1998 as "National Women's History Month." He then presented the proclamation to Ms. Debbie Graham Hockstaff.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS

Performance by "The Collectors" and Solid Waste Utility prize drawing.

Held earlier in the meeting.

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Resolution No. 33961 (Continued from the meeting of February 17, 1998.)

Appointing Tacoma City Council Members to various committees, boards and commissions.

Deputy Mayor Crowley moved to adopt the Resolution. Seconded by Council Member Miller.

Council Member Miller moved to continue Resolution No. 33961 to the meeting of March 3, 1998. Seconded by Deputy Mayor Crowley. Voice vote was taken and carried with Council Members De Forrest, McGavick and Silas voting in opposition. The motion was declared adopted.

Resolution No. 33961 will be considered at the regular City Council meeting of March 3, 1998.

FINAL READING OF ORDINANCES

Ordinance No. 26184

Vacating the west one-half of North First Street, north of North E Street, adjacent to Stadium High School, to provide space for portable classrooms on the north portion of the right-of-way and the remaining portion for parking purposes. (Tacoma School District No. 10; File No. 124.1057)

Roll call vote was taken, resulting as follows:

Ayes: 5 – Baarsma, Crowley, McGavick, Miller, and Silas

Nays: 2 – De Forrest and Phelps

Absent: 2 – Kirby and Mayor Ebersole

The Ordinance was declared passed.

Ordinance No. 26200

Accepting \$15,000 from the Washington State Department of Social and Health Services; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the operation and expansion of a family child care training and mentorship project.

Roll call vote was taken, resulting as follows:

Ayes: 8 – Baarsma, Crowley, De Forrest, McGavick, Miller, Phelps, Silas, and Mayor Ebersole

Nays: 0

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Absent: 1 – Kirby

The Ordinance was declared passed.

PUBLIC HEARINGS AND APPEALS (BEGAN AT 6:02 P.M.)

- b. This is the date set for a public hearing by the City Council regarding the continuation of the Business Improvement Area (BIA) for an additional ten years.

Speaking before the Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Bob Trotter	General Manager, Sheraton Tacoma Hotel; President, Local Development Council
Linda Menting	Washington Mutual Bank
Joel Jones	Property Manager, Quadrant/KMS

The public hearing was declared closed at 6:18 p.m.

The appeal was opened at 6:18 p.m.

- a. William T. Lynn, from the law office of Gordon, Thomas, Honeywell, Malanca, Peterson & Daheim, on behalf of Gray Lumber Company, appealing the recommendation of the Hearing Examiner on the denial to reclassify the property fronting South Seventh Street, between Proctor and Adams Streets, from an "R-2" One-Family Dwelling District to an "M-1" Light Industrial District. (Gray Lumber Company; File No. REZ97-00012)

Mr. Rod Kerslake, Hearing Examiner, spoke regarding his decision relative to the reclassification.

Mr. William T. Lynn, from the law office of Gordan, Thomas, Honeywell, Malanca, Peterson & Daheim, on behalf of the applicant, Gray Lumber Company, presented reasons for the appeal.

Council Member De Forrest moved to continue the appeal to the meeting of March 3, 1998. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

The appeal will be considered at the regular City Council meeting of March 3, 1998.

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FIRST READING OF ORDINANCES

Ordinance No. 26201

Authorizing the execution of a grant agreement with the Pierce County Department of Aging and Long Term Care, in the amount of \$284,102; depositing \$269,102 in the Miscellaneous Grants Summary Fund and \$15,000 in the General Fund; appropriating \$269,102 from the Miscellaneous Grants Summary Fund for various services to senior citizens and \$15,000 from the General Fund for the Senior Center Nutrition Program.

The Ordinance was set over for final reading next week.

Ordinance No. 26202

Amending Chapter 11.05 of the Municipal Code to provide for Residential Parking Zones within designated areas.

The Ordinance was set over for final reading next week.

RESOLUTIONS

Resolution No. 33965 (Continued from the meeting of February 17, 1998.)

Amending the Community Development Block Grant program to reallocate \$27,000 from the Contingency Fund; and \$83,000 from the Fire Sprinkler Loan Fund to the Hilltop Homeownership Development Center Program for homeownership opportunities for low-income families.

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

Speaking before the Council was:

Name	Address/Affiliation
David Alger	President, Board of Directors of the Hilltop Homeownership Development Center

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

Purchase Resolution No. 33968

Awarding contracts to:

1. Fastenal Company, in the amount of \$30,000, to increase their contract for fasteners and fastening devices - Open Purchase Order No. 4018;
2. Cummins Northwest, Inc., in the amount of \$25,000, to increase their contract for auto and truck parts and maintenance - Open Purchase Order No. 4070;
3. Law Enforcement Equipment Distribution, on its bid of \$28,098.46, and Firesafe Fire and Safety Equipment Company, Inc., on its bid of \$2,644.81, for SWAT weapons and equipment - Specification No. G-003-98; and
4. WESCO Distribution, Inc., on its bid of \$32,488.61, for miscellaneous electrical products, including photo eyes, conduit, and traffic signal lamps - Specification No. G-001-98.

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

Speaking before Council was:

Name	Address/Affiliation
Phyllis Barrett	912 South Cushman

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution was declared adopted.

Resolution No. 33969

Designating as historic landmarks the Tacoma Mausoleum, at 5302 South Junett Street, and the Steamboat Virginia V and placing them on the Tacoma Register of Historic Places.

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

Speaking before Council were:

Name	Address/Affiliation
Dave Goughbnour	President, Tacoma Wooden Boat Society
Dick Bacon	Commencement Bay Maritime Association Board of Directors
Greg Boyd	Rear Commodore, South Sound Elks Yacht Club

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

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Resolution No. 33970

Authorizing the execution of an operation and use agreement with The Franke Tobey Jones Home to operate the Pt. Defiance Senior Center.

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

Resolution No. 33971

Authorizing the execution of an agreement with the Tacoma-Pierce County Chapter of the American Red Cross, in the amount of \$83,000, to provide hot meals to senior citizens at designated meal sites and to those who are homebound; and waiving competitive bidding requirements for said program.

Deputy Mayor 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. 33972

Authorizing the execution of an agreement with David Evans and Associates, in the amount of \$150,000, to prepare plans and specifications for repair work on the Tacoma Eastern Railroad.

Deputy Mayor 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. 33973

Supporting the Federal Aviation Administration's (FAA) test of a modified south flow departure pattern; requesting the tests to begin as soon as possible, and that the FAA provide the results of the test.

Deputy Mayor Crowley moved to suspend the rules to consider Substitute Resolution No. 33973. Seconded by Council Member Baarsma. Voice vote was taken and carried. The motion was declared adopted.

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

Speaking before Council were:

<u>Name</u>	<u>Address/Affiliation</u>
Bob Evans	Former City Council Member
Arill Berg	Resident, Northeast Tacoma

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

PUBLIC HEARINGS AND APPEALS (BEGAN AT 6:18 P.M.)

- a. William T. Lynn, from the law office of Gordon, Thomas, Honeywell, Malanca, Peterson & Daheim, on behalf of Gray Lumber Company, appealing the recommendation of the Hearing Examiner on the denial to reclassify the property fronting South Seventh Street, between Proctor and Adams Streets, from an "R-2" One-Family Dwelling District to an "M-1" Light Industrial District. (Gray Lumber Company; File No. REZ97-00012)

The appeal was held earlier in the meeting.

- b. This is the date set for a public hearing by the City Council regarding the continuation of the Business Improvement Area (BIA) for an additional ten years.

The public hearing was held earlier in the meeting.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

City Manager Ray E. Corpuz Jr. stated that Council Member Baarsma had given the City Council a report on Engrossed House Bill 2709. He stated that Engrossed House Bill 2709 attempts to change the City's authority regarding raising revenues.

Mr. Corpuz stated that the City of Tacoma will be meeting with the Town of Steilacoom, on Thursday, February 26, 1998, to discuss their concerns. He stated that the Town of Steilacoom lost a lawsuit which was brought to them by a major customer in the area who decided to go with Tacoma City Light as its preferred choice for service, as opposed to staying with the Town of Steilacoom. He stated that the City of Tacoma is trying to work out those arrangements, similar to the arrangements we have with the cities of Lakewood and University Place. Mr. Corpuz stated that there is still concern regarding Engrossed House Bill 2709 moving forward. Mr. Corpuz stated that the Association of Washington Cities may be lobbying to defer action. He stated that the bill is now in the Senate Ways and Means Committee.

Mr. Corpuz stated that information was provided to the City Council on a permanent residency waiver requested by the Tacoma Public Utilities Department. He stated that the waiver is for a candidate to fill the position of an Electrical Engineer within the Light Division. Mr. Corpuz stated that Tacoma Public Utilities has been through an extensive recruitment process in trying to fill that position, but it is a competitive industry. He stated that Acting Human Resources Director Andy Michels was available as well as

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the Superintendent of Light, Steve Klein, to answer any specific questions which the City Council might have.

Council Member Baarsma moved to authorize the City Manager to grant a permanent residency waiver for a candidate to fill the Electrical Engineer position with the Light Division's Transmission and Distribution Section of Tacoma Public Utilities. Seconded by Council Member Phelps.

Roll call vote was requested and taken, resulting as follows:

Ayes: 3 – Baarsma, Phelps, and Mayor Ebersole

Nays: 5 – Crowley, De Forrest, McGavick, Miller, and Silas

Absent: 1 – Kirby

The motion was declared failed.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Phelps stated that there is a contractor completing a sewer project on Marine View Drive. He stated that the contractor has a trash dumpster and a portable restroom on the worksite. Mr. Phelps stated that both of these containers have a tremendous amount of graffiti on them. He asked that the City of Tacoma encourage the contractor to have the graffiti removed.

Council Member Phelps requested information regarding the police officers that patrol the business districts on bikes. He stated that the President of the Stadium Historical District Association had asked him if the program had been discontinued because he had not seen the police officers patrolling lately.

Council Member Phelps requested information regarding the cell tower modification ordinance. He stated that a constituent had questioned whether or not the City of Tacoma had addressed the issue of allowing a cell tower siting to be located near St. Joseph's Hospital. He stated that the constituent had concerns about allowing a cell tower to be located in that vicinity and whether or not that would preclude the City of Tacoma reinstating a trauma care unit there because of helicopter access.

Council Member McGavick stated that she was in Washington, D.C. recently and brings greetings from the City of Tacoma's lobbyist in Washington, D.C., Mr. Len Simon. She stated that representatives from the Pierce County colleges met with Congressman Norm Dicks and that he had mentioned that he appreciated the Economic Development Summit held at the Landmarks Convention Center on Friday, February 20, 1998. Council Member McGavick stated that Congressman Norm Dicks had asked some

questions about the Thea Foss Waterway and had stated that the City of Tacoma has come a long way.

Council Member Baarsma stated that he attended the Economic Development Summit on Friday, February 20, 1998 where an interesting idea had surfaced. He stated that the City Manager of Sequim showed all of the participants a Sequim Visa card. Council Member Baarsma stated that the City of Sequim receives a certain return and then those dollars are placed in a revolving fund for economic development purposes. He stated that he has already presented this concept to our City Manager and that it is being discussed.

Council Member Baarsma then mentioned a meeting that was held on Monday, February 23, 1998 involving all of the Pierce County executives, to discuss the declaration of the Chinook salmon as an endangered species and the tremendous impact it will have on our utilities. He stated that the good news is, according to the press release from the Commencement Bay Cleanup Action Committee, that the Puget Creek spawning habitat has been restored. Council Member Baarsma stated that thanks to the Commencement Bay Cleanup Action Committee and others, Tacoma's Puget Creek is once again able to support spawning salmon and returning fish runs. He stated that a number of organizations were involved in this effort including the Port of Tacoma, U.S. Fish and Wildlife Agency, Washington State Department of Ecology, Commencement Bay Cleanup Action Committee, Simpson Tacoma Kraft, Washington State Department of Fish and Wildlife, and the City of Tacoma in conjunction with the Metropolitan Park District.

Council Member De Forrest stated that the City Council has received a petition from Strawberry Hill in the Eastside area. He requested information as to whether or not the alleyway, which is the subject of the petition, is public or private. He stated that constituents have also stated that the Solid Waste Division refused to pick up the garbage because the alleyway has too many holes and debris.

Council Member De Forrest then stated that last week he had requested some information about the "Top of the Ocean" agreement. He stated that he knew how the original ordinance was amended, but he wanted to know how it was amended without the City Council's consideration per the City Charter. He also inquired about how an amendment to an ordinance can be on file with the City Clerk without the Mayor's signature which is required by the City Charter.

Mayor Ebersole reported that on Monday, February 23, 1998 he attended the Salmon Summit. He stated that it was also attended by executives from Pierce, King and Snohomish Counties along with the Mayors from the cities of Tacoma, Seattle and Everett. He stated that he had not realized the seriousness of this issue until that meeting. Mayor Ebersole stated that if the Federal Government were to list the Chinook Salmon as an endangered species, it would dramatically affect the rate of flow out of our Green River watershed and that the City of Tacoma might not have enough flow to sustain our water supply over time which would affect the second pipelines. Mayor Ebersole stated that this is a very serious issue which has a direct impact on the

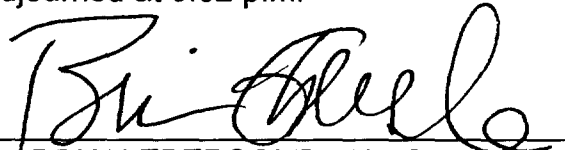
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public utility, general government and the citizens. He announced that Judith Lorbeir, Environmental Coordinator, will be the City of Tacoma's representative in trying to resolve this issue and protect the interests of our citizens.

Mayor Ebersole stated that on Wednesday, February 25, 1998, a reception will be held in honor of Paul Schell, the new Mayor of Seattle. He mentioned that the cities of Tacoma and Seattle have a lot of issues in common, including the threat of our utility tax for outlying areas being eliminated and a number of transportation issues. He then invited the City Council Members and staff to attend the reception, from 4:30 p.m. to 6:30 p.m., at the Tacoma Club.

Deputy Mayor Crowley moved to excuse Council Member Kirby from tonight's meeting. Seconded by Council Member McGavick.

On proper motion, the meeting was adjourned at 9:02 p.m.



BRIAN EBERSOLE, MAYOR

ATTEST: 

RICK ROSENBLADT, CITY CLERK