



City Council Minutes

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

November 12, 2002

The meeting was called to order at 5:03 p.m.

Council Members Present: 8 ~ Evans, Ladenburg, Lonergan, McGavick, Moss, Phelps, Talbert, and Mayor Baarsma.

Council Members Absent: 1 ~ Miller (Council Member Miller arrived at 5:29 p.m.)

The Flag Salute was led by Council Member Talbert.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK

- a. Hearing Examiner's Agenda, November 12, 2002.
- b. Minutes of the Joint Municipal Action Committee, October 18, 2002.
- c. Minutes of the Planning Commission, October 16, 2002.
- d. Minutes of the Tacoma Housing Authority, September 25, 2002.
- e. Citizens' petitions opposing the City of Tacoma's budget reduction for Metro Parks of Tacoma.
- f. Citizens' petitions opposing the closure of Tacoma Fire Station No. 13.

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

Approval of the minutes of the City Council study session of October 29, 2002, and Committee of the Whole, October 22, 2002.

RESOLUTIONS

Resolution No. 35685

Setting Tuesday, November 26, 2002, at approximately 5:30 p.m., as the date for a public hearing by the City Council regarding recommendations for Community Service funding for local human services.

Deputy Mayor McGavick moved that the Consent Agenda, including Resolution No. 35685, be approved. Seconded by Council Member Phelps. Voice vote was taken and carried. The Consent Agenda, including Resolution No. 35685, was declared approved.

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PROCLAMATIONS

Mayor Baarsma proclaimed November 15, 2002 to be "America Recycles Day" and presented the proclamation to Mr. Bill Smith, Recycling Supervisor.

Mayor Baarsma proclaimed November 12, 2002 to be "Civil Engineers Day" and presented the proclamation to Mr. Bill Pugh, Director of Public Works.

PRESENTATION

Mayor Baarsma introduced Ms. Deborah Vinsel, representing the Alliance for Community Media (ACM). She announced that the ACM will hold its July 2003 conference in Tacoma.

Mayor Baarsma called on Mr. Mike Combs, Public Assembly Facilities Director, who announced record-breaking attendance for concerts at the Tacoma Dome. Council Member Ladenburg presented Mr. Combs with a plaque recognizing the Rolling Stones as the top grossing show in the Dome's 20-year history.

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

FINAL READING OF ORDINANCES

Ordinance No. 27002

Amending Title 8 of the Municipal Code by repealing and re-enacting Chapter 8.30 entitled "Nuisances" to provide standards for the appearance and condition of properties within the City; creating an abatement process for nuisances; and amending Chapter 1.23 relating to the jurisdiction of the Hearing Examiner regarding appeals from the Nuisance Code enforcement.

Deputy Mayor McGavick moved to suspend the rules to consider Substitute Ordinance No. 27002. Seconded by Council Member Phelps. Voice vote was taken and carried. The motion was declared adopted.

(Council Member Miller arrived here.)

Roll call vote was taken, resulting as follows:

Ayes: 9 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Phelps, Talbert, and Mayor Baarsma

Nays: 0

The Ordinance was declared passed.

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Ordinance No. 27005

Approving the ad valorem tax levies for 2003.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Phelps, Talbert,
and Mayor Baarsma

Nays: 0

The Ordinance was declared passed.

Ordinance No. 27006

Authorizing a temporary interfund loan of up to \$2.5 million to the Airport Fund from the Tacoma Convention Center Construction Fund, to be repaid no later than December 31, 2003; authorizing commercial paper financing not to exceed \$2.5 million, for repayment of said loan with interest; appropriating \$2.5 million from the Airport Fund to purchase buildings and the leasehold that the buildings are located on, for \$1.65 million from Sunriver Asset Management, LLC and to provide financing for certain Tacoma Narrows Airport improvements; authorizing the execution of the documents necessary for this transaction; and declaring an emergency making necessary the passage of this Ordinance and its taking effect immediately upon publication.

Roll call vote was taken, resulting as follows:

Ayes: 9 – Evans, Ladenburg, Lonergan, McGavick, Miller, Moss, Phelps, Talbert,
and Mayor Baarsma

Nays: 0

The Ordinance was declared passed.

FIRST READING OF ORDINANCES

Ordinance No. 27000 (Continued from the meeting of October 29, 2002)

Establishing the Lincoln Heights Assessment Reimbursement Area; approving the reimbursement assessments and agreement associated with said area for the construction of South Steele Street from Idaho Street to South 35th Street.

Deputy Mayor McGavick moved to continue Ordinance No. 27000 to a date to be determined. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 27000 was set over to a date to be determined.

Mayor Baarsma announced the public hearing will be held at this time.

PUBLIC HEARING (Began at 5:35 p.m.)

This is the date set for a public hearing by the City Council concerning amendments to the Comprehensive Plan and the Land Use Regulatory Code, Title 13 of the Municipal Code, relating to an area-wide zoning classification change.

Speaking before the Council were:

Name	Address/Affiliation
Steve Apling	1401 South 14 th Street; Central Neighborhood Council
Lori Bielinski	1001 South Union; Neighbors of Poole's Nursery
Fred Davie	4102 North Ferdinand; Backstage Video
Jon Abels	3723 South 8 th Street; Sixth & Union neighborhood
Lori Pickering	3831 South 8 th Street
Andy Fitz	3807 South 9 th Street
Lori Linenberger	8621 South Fawcett; neighbors on Fawcett Street
Kathy Schuetze	8621 South Fawcett
Carol Sloman	Chair, North End Neighborhood Council
Charles Cresien	8432 South D Street
Allen Douglass	612 South 18 th Street, Apt. 5
Janis Martin	Hilltop resident; Central Neighborhood Council
Don Barker	19119 North Creek Parkway, Ste. 200, Bothel, WA Representative for Albertsons
Richard Comfort	Independent Development Company
John R. Hickman	27 th and North Union
Ron Graham	701 and 707 South Puget Sound
Randy Calazo	Neighborhood of Poole's Nursery
Tom Smith	Chair, Planning Commission

The public hearing was declared closed at 7:04 p.m.

Ordinance No. 27003 (Continued from the meeting of November 5, 2002)

Amending Chapter 12.08 of the Municipal Code adjusting the rates and charges for Wastewater Management Services for the years 2003 and 2004; adding the minimum stormwater requirements; and making miscellaneous housekeeping adjustments.

Speaking before the Council were:

Name	Address/Affiliation
Phyllis Barrett	912 South Cushman Avenue
Clarence Guimond	Brown & Haley
Ian Foriker	3113 – 44 th Avenue NE
Allen Douglass	612 South 18 th Street, #5

The Ordinance was set over for final reading next week.

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Ordinance No. 27004 (Continued from the meeting of November 5, 2002)

Amending Chapter 12.09 of the Municipal Code adjusting the rates and charges for solid waste collection and disposal for the years 2003 and 2004; and making miscellaneous housekeeping adjustments.

The Ordinance was set over for final reading next week.

Ordinance No. 27007 (Continued from the meeting of November 5, 2002)

Amending Title 12 of the Municipal Code by adding a new chapter to be known as "Click! Cable TV Products," to provide for the adjustments of rates for cable television products and services effective February 1, 2003; and repealing Ordinance No. 26330.

Deputy Mayor McGavick moved to suspend the rules to consider Substitute Ordinance No. 27007. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council was:

Name	Address/Affiliation
Phyllis Barrett	912 South Cushman

The Substitute Ordinance was set over for final reading next week.

Ordinance No. 27008

Vacating a portion of Jefferson Avenue, adjacent to South 17th Street and Pacific Avenue, for construction of a hotel with retail space on the ground floor as part of the Tacoma Convention and Trade Center development. (City of Tacoma; File No. 124.1168)

Deputy Mayor 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. 27009

Amending Chapter 2.09 of the Municipal Code to increase Public Works construction-related permit fees.

Speaking before the Council were:

Name	Address/Affiliation
John Gibson	Builder/developer
John Wise	Builder/developer
Jeff Brown	President, Architects BCRA
Ted Johnson	Simon Johnson
Randy Rushforth	President, Rushforth Construction
Andrea Peterson	Commercial real estate

The Ordinance was set over for final reading next week.

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Ordinance No. 27010

Adopting the Model Business and Occupations Tax Ordinance to encourage uniformity of application of the municipal business and occupation taxes among the cities of this state.

The Ordinance was set over for final reading next week.

RESOLUTIONS

Resolution No. 35686

Authorizing the execution of a Consent to Assignment Agreement pertaining to the proposed assignment of the T.I.W. Partnership lease at the Tacoma Narrows Airport to Names Capital Investment Limited Partnership.

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

Speaking before the Council was:

Name	Address/Affiliation
Allen Douglass	612 South 18 th Street, #5

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

Resolution No. 35687

Authorizing the execution of an agreement with Bratrud-Middleton Financial Services for employee benefits for the period of September 1, 2002, through June 30, 2005, for a total contract amount of \$80,830, with the option for extension to June 30, 2007.

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

Resolution No. 35688

Authorizing the execution of an agreement with the Franciscan Health System, Occupational Health, d.b.a. the Port Clinic and Worksite Prevention Services, in the amount of \$180,000, to perform wellness/fitness physicals and medical testing as required for the Firefighter Wellness/Fitness Pilot Program.

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

Speaking before the Council was:

Name	Address/Affiliation
Dr. Kirk Harmon	Medical Director of the Occupational Health Program, Franciscan Health System

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

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PUBLIC HEARINGS (Began at 5:35 p.m. – Ended at 7:04 p.m.)

This is the date set for a public hearing by the City Council concerning amendments to the Comprehensive Plan and the Land Use Regulatory Code, Title 13 of the Municipal Code, relating to an area-wide zoning classification change.

The public hearing was held earlier in the meeting.

UNFINISHED BUSINESS

None.

REPORTS BY CITY MANAGER

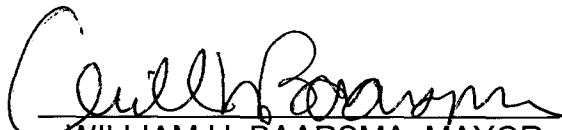
City Manager Ray E. Corpuz, Jr. requested an Executive Session to discuss labor negotiations, the session not to exceed 30 minutes.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Deputy Mayor McGavick moved to convene to Executive Session to discuss labor negotiations, the session not to exceed 30 minutes. Seconded by Council Member Talbert. Voice vote was taken and carried. The motion was declared adopted.

Council convened to Executive Session at 8:22 p.m. and reconvened at 8:53 p.m.

On proper motion, the meeting was adjourned at 8:54 p.m.


WILLIAM H. BAARSMA, MAYOR

ATTEST: Doris Sorum
DORIS SORUM, CITY CLERK

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