

C I T Y   C O U N C I L   M I N U T E S

City Council Chambers  
May 21, 1991

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

Present on roll call: 8 - Evans, Miller, Moss, Mykland, Nielsen, Silas, Warnick, and Mayor Vialle. Absent: 1 - McElliott

The Flag Salute was led by Council Member Silas.

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C O N S E N T   A G E N D A

Approval of the minutes of the meeting of May 14, 1991.

RESOLUTIONS:

Resolution No. 31338

Setting Tuesday, June 25, 1991, at 9:30 a.m. as the date for a hearing by the Hearings Examiner on the request to vacate Railroad Street northerly from South 74th Street. (World Wide Movers, Inc.; File No. 124.937)

Resolution No. 31339

Setting Tuesday, August 6, 1991, at 9:30 a.m. as the date for a hearing by the Hearings Examiner on the boundaries of the Sixth Avenue Business Special Review District.

Resolution No. 31340

Authorizing the submittal of a funding application to the Washington State Aeronautics Division of the Department of Transportation for an automated weather information system to be located at the Tacoma Narrows Airport.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, May 21, 1991.
- b. Minutes of the meeting of the Urban Waterfront Committee, April 24, 1991.
- c. Minutes of the meeting of the Public Utility Board, April 24, 1991.
- d. Minutes of the meeting of the Commission on Children, Youth and Families, April 11, 1991.
- e. Minutes of the meeting of the Task Force on Hate Crimes, April 25, 1991.
- f. Minutes of the meeting of the Municipal Authority, April 18, 1991.

- g. Minutes of the meeting of the Municipal Authority Economic Development, April 11, 1991.
- h. Citizens' petition requesting that the berm at 31st and 34th Streets remain.
- i. Report of the Director of Finance, December 1990.

Mayor Vialle moved to correct page 3 of the May 14, 1991 City Council Minutes by striking Council Member Nielsen's name from the Aye vote on the Roll Call regarding the appeal. Seconded by Deputy Mayor Mykland. Voice vote was taken and carried. The motion was declared adopted.

Council Member Nielsen moved that Resolution No. 31339 be heard in conjunction with Ordinance No. 24912. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Council Member Nielsen moved that the Consent Agenda, as amended, including Resolution Nos. 31338 and 31340, be approved. Seconded by Council Member Moss. Voice vote was taken and carried.

The Consent Agenda was declared approved.

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R E G U L A R   A G E N D A

Mayor Vialle proclaimed the week of May 19-25, 1991, to be "National Public Works week," and presented the proclamation to The Washington Chapter of the American Public Works Association.

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FINAL READING OF ORDINANCES:

Deputy Mayor Mykland moved to set Ordinance No. 24879 to the end of the Agenda. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 24904 (Continued from the meeting of May 14, 1991.)

Authorizing the enactment of an additional real estate excise tax in the amount of one-quarter of one-percent of the selling price of real property effective June 1, 1991; and amending Chapter 6.91 of the Official Code by adding Section 6.91.025 regarding the tax.

Deputy Mayor Mykland moved to reconsider Ordinance No. 24904. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

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Mayor Vialle moved to consider Amended Ordinance No. 24904 and remove Ordinance No. 24904. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken the Amended Ordinance, resulting as follows:

Ayes: 6 - Evans, Miller, Moss, Mykland, Silas, and Mayor Vialle.

Nays: 2 - Nielsen and Warnick.

Absent: 1 - McElliott.

The Ordinance was declared passed.

Ordinance No. 24884

Amending Chapter 13.06 of the Official Code to reclassify the property located at the southeast corner of South Oxford Street and Sixth Avenue from a "C-1" Commercial District to a "C-2" Commercial District to allow a portion of the building to be used as a pet store. (Stewart W. Rawson; File No. 120.1325)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, Miller, Moss, Mykland, Nielsen, Silas, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - McElliott.

The Ordinance was declared passed.

Ordinance No. 24908

Vacating a portion of the south 8 feet of South 10th Street west of Adams Street to clear title on a long-existing building encroachment on the South 10th Street side of the residence at 1002 South Adams Street. (Estate of Agnes Crandall; File No. 124.930)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, Miller, Moss, Mykland, Nielsen, Silas, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - McElliott.

The Ordinance was declared passed.

Ordinance No. 24911

Authorizing the execution of an agreement with the Tacoma Housing Authority for the provision of additional crime suppression and prevention activities by the Tacoma Police Department; depositing in and appropriating \$95,714 from the General Fund to the Tacoma Police Department for said services.

Mayor Vialle moved to suspend the rules to consider Substitute Ordinance No. 24911. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken on Substitute Ordinance No. 24911, resulting as follows:

Ayes: 8 - Evans, Miller, Moss, Mykland, Nielsen, Silas, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - McElliott.

The Ordinance was declared passed.

Ordinance No. 24912

Amending Chapter 13.06 of the Official Code to rename and amend the existing Commercial Special Review District to provide additional development and parking standards.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, Miller, Moss, Mykland, Nielsen, Silas, Warnick, and Mayor Vialle.

Nays: 0.

Absent: 1 - McElliott.

The Ordinance was declared passed.

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Resolution No. 31339

Setting Tuesday, August 6, 1991, at 9:30 a.m. as the date for a hearing by the Hearings Examiner on the boundaries of the Sixth Avenue Business Special Review District.

Council Member Nielsen moved to adopt Resolution No. 31339. Seconded by Deputy Mayor Mykland. Voice vote was taken and carried. The Resolution was declared adopted.

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FIRST READING OF ORDINANCES:

Ordinance No. 24913

Amending Section 5.02.010 of the Official Code relative to health and sanitation and amending Exhibit A of said Section; and authorizing the execution of an amendment to the County-City Health Department Agreement with Pierce County to provide for its continued operation.

Mayor Vialle moved to suspend the rules to consider amended pages 13 and 14 of Exhibit A of Ordinance No. 24913. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 31336 (Continued from the meeting of May 14, 1991.)

Recognizing and encouraging cultural and ethnic diversity in the City of Tacoma and providing for consideration of cultural and ethnic diversity in appointments to all boards, commissions and committees of the City.

Mayor Vialle moved to suspend the rules to consider Substitute Resolution No. 31336. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

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

Purchase Resolution No. 31341

Awarding contracts to:

1. Valley Freightliner, Inc., on their bid of \$112,089.36 for one 40,000 GVW tandem axle 8/10 yard dump truck with snow plow - Specification No. G-016-91;
2. Capital Industries, Inc., on their bid of \$180,411.60 for metal refuse containers - Specification No. G-027-91;
3. Xerox Corporation, in the amount of \$40,000 for the annual maintenance contract for Xerox highspeed copiers - Sole Source;
4. Konica Business Machines, in the amount of \$70,000 for the annual maintenance agreement for Konica copiers - Sole Source; and
5. Northwest Enviroservice, Inc., in the amount of \$10,192; Chem-Safe Services, Inc., in the amount of \$103,692.48; and Sol-Pro, Inc., in the amount of \$105,456 for household hazardous waste consulting, treatment and disposal services - Specification No. G-026-91.

Deputy Mayor Mykland moved that the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 3 and 4, be adopted. Seconded by Council Member Warnick.

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Voice vote was taken and carried on the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 3 and 4. The Purchase Resolution was declared adopted.

Resolution No. 31342

Authorizing the execution of an agreement with the Northern Trust Company in the amount of \$99,164 to provide custodial bank services for the Tacoma Employees' Retirement System from July 1, 1991 through June 30, 1992.

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

Resolution No. 31343

Authorizing the execution of an agreement with the Pierce County Department of Emergency Management in the amount of \$55,300 to provide earthquake preparedness assistance to the City of Tacoma.

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

Resolution No. 31344

Authorizing the execution of an agreement with Joseph M. Zorc in the amount of \$60,000 for expert legal services in the appeal of a grant ineligibility determination by the Department of Ecology and the Environmental Protection Agency for components of the Dual Digestion System of the Central Treatment Plant Phase II, Secondary Treatment project, through December 31, 1991.

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

Resolution No. 31345

Authorizing the establishment of a utility easement over Tract A of the Parkside Addition to allow the installation of a water main to serve homes at Salmon Beach.

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

Resolution No. 31346

Authorizing the placement of \$27,600 in the account of the Greater Tacoma Community Foundation to offset expenses incurred by the Commencement Bay Cleanup Action Committee.

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

Resolution No. 31347

Authorizing the execution of Amendment No. 57 to the Neighborhood Preservation Program Agreement with the Municipal Authority in the amount of \$62,950 to implement the Upper Tacoma Renaissance Association licensing center project.

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

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UNFINISHED BUSINESS:

Appeal of the Arlington Residential Coalition on the decision of the Hearings Examiner relative to the reclassification and site plan for the property located on the northwest corner of the intersection of South 80th and Pine Streets. (Investco Financial Corporation; File Nos. 120.1298 and 127.305) (Continued from the meeting of May 14, 1991.)

Council Member Miller announced that he would abstain from consideration of this matter and left the Council Chambers.

Council Member Moss moved to remand the decision of the Hearings Examiner on the site plan and reclassification back to the Examiner to consider whether the project meets the unique site definition and density requirements of the Generalized Land Use Plan of the City. Seconded by Deputy Mayor Mykland.

Council Member Evans moved to amend the motion to add "and to consider and receive testimony on the issues of safety regarding McChord Air Force Base, vehicular traffic and neighborhood schools." Seconded by Deputy Mayor Mykland.

Roll call vote was taken on the amendment to the motion, resulting as follows:

Ayes: 5 - Evans, Moss, Mykland, Silas, and Mayor Vialle.

Nays: 2 - Nielsen and Warnick.

Absent: 2 - McElliott and Miller.

The motion was declared passed.

Roll call vote was taken on the original motion, resulting as follows:

Ayes: 5 - Evans, Moss, Mykland, Silas, and Mayor Vialle.

Nays: 2 - Nielsen and Warnick.

Absent: 2 - McElliott and Miller.

The motion was declared passed.

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Ordinance No. 24879 - Substitute No. 2 (Continued from the meeting of May 14, 1991.)

Amending Chapter 12.08 of the Official Code to adopt the revised Sanitary Sewer Rate Structure and the revised Storm Drainage Utility Rates.

Mayor Vialle moved to suspend the rules to consider Amended Substitute No. 2 of Ordinance No. 24879. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Mayor Vialle moved to amend line 26, page 36, of Amended Substitute No. 2, by adding the words "B and C" after the words "Table II." Seconded by Deputy Mayor Mykland. Voice vote was taken and carried. The motion was declared adopted.

Speaking before the Council were:

Norma Duras	3016 Narrows Dr. #413
Frank Crawford	918 Fernside
Steve Pederson	Pederson Fryer Farms
Pat Lindenbach	Nalley Fine Foods
John Duras	3016 Narrows Dr. #413
L. Rehea	Harbor Lights Restaurant
Don Zemek	Tacoma-Pierce County Chamber of Commerce

Roll call vote was taken, on Amended Substitute No. 2 of Ordinance No. 24879, resulting as follows:

Ayes: 7 - Evans, Miller, Moss, Mykland, Nielsen, Warnick, and Mayor Vialle.

Nays: 0.

Abstaining: 1 - Silas.

Absent: 1 - McElliott.

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City Attorney Bill Barker reminded Council that the effective date in the Amended Ordinance No. 24904 must be changed from June 1, 1991 to June 3, 1991 in lines 2 and 21.

Mayor Vialle moved to suspend the rules to consider amended ordinance No. 24904. Seconded by Deputy Mayor Mykland. Voice vote was taken and carried. The motion was declared adopted.

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