

CITY COUNCIL MINUTES

City Council Chambers  
September 17, 1991

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

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

The Flag Salute was led by Council Member Miller.

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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 the Tacoma City Council, September 10, 1991.

RESOLUTIONS:

Resolution No. 31455

Authorizing the submittal of project prospectuses to the Washington State Urban Arterial Board in the amount of \$633,000 for the Sixth Avenue, Oakes Street and South 56th Street projects and the execution of related agreements and documents.

Resolution No. 31458

Setting Monday, October 14, 1991, at 5:00 p.m. as the date for a hearing by the Hearings Examiner for L.I.D. No. 5718 for the installation of a 6-inch water main, gate valves, fire hydrants, laterals, specials and connections in East 46th Street from East C to East D Streets.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, September 17, 1991.
- b. Minutes of the meeting of the Human Rights Commission, August 15, 1991.
- c. Minutes of the meeting of the Tacoma-Pierce County Board of Health, August 7, 1991.

Deputy Mayor Mykland moved that the Consent Agenda, including Resolution Nos. 31455 and 31458, be approved. Seconded by Council Member Nielsen. 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

COMMUNICATIONS:

Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.506 to allow the placement of a new underground conduit system beneath Blair Waterway adjacent to and within the alignment of East 11th Street for the property located on the southerly side of East 11th Street between Alexander Avenue and Port of Tacoma Road. (U.S. West Communications; File No. 141.506)

Mayor Vialle moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Miller. Roll call vote was taken, resulting as follows: Ayes: 8 - Evans, McElliott, Miller, Moss, Mykland, Nielsen, Silas, and Mayor Vialle. Nays: 0. Absent: 1 - Warnick. The motion was declared adopted.

FINAL READING OF ORDINANCES:

Ordinance No. 24910

Vacating portions of South 48th and Hosmer Streets to include the vacated rights-of-way within the parking and landscaped areas of a proposed new retail facility. (Rembold Trust, Inc.; File No. 124.932)

Mayor Vialle moved to suspend the rules to consider Corrected Ordinance No. 24910. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

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

Absent: 1 - Warnick.

Nays: 0.

The Corrected Ordinance was declared passed.

Ordinance No. 24936

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northeast corner of the intersection at South 74th and South Tyler Streets from a "R-2" One-Family Dwelling District to a "R-2-T" Residential Commercial Transitional District to allow the construction of a 6,500 square-foot, one-story office building. (Tyler Associates; File No. 120.1329)

Roll call vote was taken, resulting as follows:

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

Absent: 1 - Warnick.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 24967 ( Continued from the meeting of August 27, 1991.)

Providing for the replacement of sidewalks at 2115, 2117 and 2121 South K Street, 5237 South Yakima Avenue, 1218 South Ainsworth Avenue and 415 North M Street; establishing the Sidewalk Construction Fund No. 91-1; and directing the levy of special assessments against said properties.

Mayor Vialle moved to continue Ordinance No. 24967 to the meeting of October 22, 1991. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance will be considered at the regular City Council meeting of October 22, 1991.

Ordinance No. 24974

Accepting the donation of a cellular phone valued at \$399 from U.S. West Cellular to be used in the Police Department's D.A.R.E. Program.

Roll call vote was taken, resulting as follows:

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

Absent: 1 - Warnick.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 24975

Authorizing the execution of a grant award agreement with the State of Washington Department of Social and Health Services in the amount of \$68,813.33; accepting, depositing and appropriating said sum in the Miscellaneous Grants Summary Fund to expand and enhance the Tacoma-Pierce County Child Care Resource and Referral System; authorizing a non-interest bearing loan from the General Fund to the Miscellaneous Grants Summary Fund to be repaid by December 31, 1993; and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

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

Absent: 1 - Warnick.

Nays: 0.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 24976

Amending Section 1.06.229 of the Official Code relative to claims and settlements against the City.

The Ordinance was set over for final reading next week.

Ordinance No. 24977

Amending Chapter 12.10 of the Official Code relative to water regulations and rates to establish a system development charge.

Speaking before the Council were:

- |                 |  |
|-----------------|--|
| Roland Dewhurst | Associated General Contractors of Washington |
| John Bozich     | Resident                                     |

The Ordinance was set over for final reading next week.

Ordinance No. 24978

Establishing the Department of Public Utilities Water System Development Charge Fund to carry out the Water System Capital Improvement purposes; and providing for all record keeping to maintain control over said fund.

The Ordinance was set over for final reading next week.

PUBLIC HEARINGS AND APPEALS: (began at 5:45 p.m.)

This is the date set for a public hearing on the request for annexation of 60 acres of property located east of the head of the Hylebos Waterway.

There were no speakers before the Council.

Deputy Mayor Mykland moved to direct staff to prepare an ordinance on the request for annexation of 60 acres of property located east of the head of the Hylebos Waterway. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

4

The hearing was declared closed at 5:48 p.m.

Ordinance No. 24979

Vacating small portions of street and alley rights-of-way on the west side of East K Street between East 68th and East 72nd Streets to combine the vacated areas with the abutting properties to create a unified site for a previously approved Planned Residential District. (Steven K. Polito; File No. 124.938)

Deputy Mayor Mykland declared that in his capacity as an employee of Pierce Transit, he has dealt with Mr. Steven Polito on a transaction involving Pierce Transit. The transaction has ended and there has been no other affiliation with Mr. Polito. City Attorney Bill Barker indicated that because the transaction has been completed, there is no conflict of interest.

Mayor Vialle moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over to a date to be determined.

Ordinance No. 24980

Vacating a portion of South 11th Street lying easterly of SR-16 to combine the vacated right-of-way with the abutting property on the north to construct a residence. (Tom Sinkula; File No. 124.940)

Mayor Vialle moved to concur in the recommendations of the Hearings Examiner. Seconded by Deputy Mayor Mykland. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over to a date to be determined.

Ordinance No. 24981

Amending Chapter 13.06 of the Official Code to reclassify the property located on the east side of South M Street between South 14 and South 15th Streets from a "R-2" One-Family Dwelling District to a "R-4-L" Multiple-Family Dwelling District to allow the construction of a 12-unit apartment complex. (New Jerusalem Church of God; File No. 120.1337)

Mayor Vialle moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over to a date to be determined.

Ordinance No. 24982

Appropriating \$45,000 from the Stadium and Convention Center Trust Fund for the Tacoma-Pierce County Sports Commission to solicit international, national and regional sporting events; and declaring an emergency making necessary the passage of this ordinance.

5

The Ordinance was set over for final reading next week.

Ordinance No. 24983

Amending the Biennial Budget of the City of Tacoma for the fiscal years 1991-1992.

The Ordinance was set over for final reading next week.

Ordinance No. 24984

Amending Chapter 2.09 of the Official Code relative to exempting building permit fees for the construction, alteration and repairs of single-family and duplex structures by nonprofit organizations for low-income housing.

Speaking before the Council was:

Pat Schaefer

Gordon, Thomas, Honeywell

Mayor Vialle declared that her husband has volunteered with an organization who work on the homes in this program and has received no remuneration or benefits. City Attorney, Bill Barker, indicated that because no remuneration or benefits were received, there was no conflict of interest.

The Ordinance was set over for final reading next week.

Ordinance No. 24985

Appropriating and transferring \$27,597.44 from the Tacoma Dome Property Self-Insurance Fund to the Tacoma Dome Operating Fund for the repair of broken piping in the Tacoma Dome arena floor; and declaring an emergency making necessary the passage of this ordinance.

Mayor Vialle moved to suspend the rules to consider Substitute Ordinance No. 24985. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

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

Ordinance No. 24986

Amending the Pay and Compensation Plan to implement the 1991 rates of pay for various unions; and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Purchase Resolution No. 31456

Awarding contracts to:

1. Tucci & Sons, Inc., in the amount of \$30,000 to increase their contract for asphalt materials - Purchase Order No. 2489;
2. Woodworth & Company, Inc., on their bid of \$41,650.35 for the emergency repair of the Ruston Way seawall - Purchase Order No. E-41190;
3. Tucci & Sons, Inc., on their bid of \$867,429.13 for the Fircrest bypass pump station and force main - Specification No. G-237-91; and
4. Rejecting all bids for pavement sawing for traffic signal detector loops - Specification No. G-242-91.

Deputy Mayor Mykland moved that the Purchase Resolution, including waiving formal bidding procedure on Item No. 2, be adopted. Seconded by Council Member Evans.

Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution, including waiving formal bidding procedures on Item No. 2, was declared adopted.

Resolution No. 31457

Authorizing the execution of an agreement with R. W. Beck and Associates in the amount of \$150,000 for a City-wide Information Systems Strategic Plan.

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. 31459

Authorizing the execution of a collective bargaining agreement with District Lodge #160 Belt Line on behalf of Local Lodge #297 of the International Association of Machinists and Aerospace Workers effective January 1, 1991 through December 31, 1992.

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

Resolution No. 31460

Authorizing the execution of a collective bargaining agreement with International Brotherhood of Electrical Workers, Local 483, Electrical Supervisors' Unit effective January 1, 1991 through December 31, 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. 31461

Approving the purchase of nine tracts of land near the LaGrande Dam in the amount of \$269,000 for future wildlife enhancement requirements.

Deputy Mayor Mykland moved to continue Resolution No. 31461 to the meeting of September 24, 1991. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

The resolution will be considered at the regular City Council meeting of September 24, 1991.

Resolution No. 31462

Delegating the authority to the Director of Public Utilities to appoint and designate the City's representatives to serve on the Board of Directors of the Washington Public Power Supply System.

Mayor Vialle moved to continue Resolution No. 31462 to the meeting of September 24, 1991. Seconded by Deputy Mayor Mykland. Voice vote was taken and carried. The motion was declared adopted.

The resolution will be considered at the regular City Council meeting of September 24, 1991.

Resolution No. 31463

Authorizing the execution of an amendment to the agreement with Preston, Thorgrimson, Shidler, Gates & Ellis in the amount of \$18,000 for Hearings Examiner Pro Tempore services.

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

Resolution No. 31464

Authorizing the execution of an agreement with Public Management Services, Inc. in the amount of \$1,029,274 to implement a Computer Assisted Dispatch (CAD) System for the Fire Department.

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

Resolution No. 31465

Authorizing the execution of agreements with Alpha Engineers and Parametrix, Inc. in the amount of \$500,000 for professional, engineering and technical services for the Tacoma Landfill Stage II Cap project.



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

Resolution No. 31466

Authorizing the execution of Amendment No. 58 to the Neighborhood Preservation Program agreement with the Municipal Authority in the amount of \$136,000 for implementing a down payment assistance program and providing rehabilitation loans to homeowners in the Hilltop and Eastside areas.

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

Resolution No. 31467

Authorizing the execution of Amendment No. 59 to the Neighborhood Preservation Program agreement with the Municipal Authority for payment on the Section 108 loan.

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

Resolution No. 31468

Authorizing the execution of an Interlocal Agreement for the development of a Countywide Planning Policy to comply with Reengrossed Substitute House Bill 1025.

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. 31469

Establishing the appointment process for the additional Municipal Judge in accordance with the state legislature.

Speaking before the Council was:

Richard Benedetti

Pierce County Bar Association

Council Member Miller moved to amend line 17 of Resolution No. 31469 to read "Committee." and strike "said committee to consist solely of Tacoma residents." Seconded by Mayor Vialle. Voice vote was taken and carried. The motion was declared adopted.

The Amended Resolution was declared adopted.

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UNFINISHED BUSINESS:

None.

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REPORTS BY CITY MANAGER:

City Manager, Ray E. Corpuz, Jr., announced that the Town Hall Meeting will be held on Thursday, September 19, 7:00 p.m. at the Northeast Tacoma Elementary School and that City Hall at The Mall will be held this Saturday and Sunday, September 21 and 22, 1991. Mr. Corpuz also announced that Pierce County Council authorized \$500,000 for the Broadway Performing Arts Center.

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COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

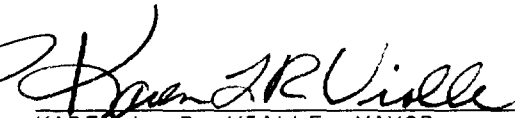
Deputy Mayor Mykland moved to excuse the absence of Council Member Warnick. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Mayor Vialle reported that she received information from the U.S. Attorney in Seattle that the grand jury was dismissed from hearings on the Department of Housing and Urban Development loan.

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On proper motion, the meeting was adjourned at 6:30 p.m.

ATTEST:  GENELLE BIRK, CITY CLERK

 KAREN L. R. VIALLE, MAYOR

OS. 5402G.