

CITY COUNCIL MINUTES

City Council Chambers
October 26, 1993

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

Present on roll call: 7 - Baarsma, McElliott, Miller, Moss, Mykland, Nielsen, and Mayor Vialle. Absent: 2 - Evans and Silas. (Council Member Evans arrived at 5:06 p.m.)

The Flag Salute was led by Council Member Moss.

Council Member Evans arrived at 5:06 p.m.

Approval of the minutes of the Tacoma City Council meeting of October 19, 1993.

RESOLUTIONS:

Resolution No. 32376

Setting Tuesday, November 16, 1993, at 6:00 p.m. and Wednesday, November 17, 1993, at 5:00 p.m. as the dates for public hearings by the City Council to consider the biennial budget for the City of Tacoma for 1993-94.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearing Examiner Agenda, October 26, 1993.
- b. Minutes of the meeting of the Tacoma-Pierce County Board of Health, September 1, 1993.
- c. Minutes of the quarterly managers' meeting of the Tacoma Employees' Retirement System of August 19, 1993 and Board meeting of August 26, 1993.
- d. Minutes of the meeting of the Public Utility Board of September 22, and study sessions of September 16 and 17, 1993.
- e. Minutes of the meetings of the Civil Service Board of September 20 and October 4, 1993.
- f. Draft Comprehensive Housing Affordability Strategy, October 1993.

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- g. Tacoma Employees' Retirement System 52nd Annual Component Unit Financial Report for 1992.

Mayor Vialle moved to amend Resolution No. 32376, beginning on line 16 by deleting the following words: ". . . and shall continue on November 17, 1993, at 5 p.m. in the City Council Chambers, First Floor, Tacoma Municipal Building. . ." Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Mayor Vialle moved that the Consent Agenda, including Resolution No. 32376, as amended, be approved. Seconded by Council Member Nielsen. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

COMMUNICATIONS:

- a. Hearing Examiner submitting Shoreline Management Substantial Development Permit No. 141.545 to allow the excavation and grading of soil, slag and bark material that exceeds state soil cleanup criteria at 2502 Marine View Drive. (McFarland Cascade Holdings, Inc.; File No. 141.545)

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

- b. Hearing Examiner submitting approval of the request for modification of a previously-approved reclassification and site development plan for the property located on the southwesterly corner of Pearl Street and Westgate Boulevard for the construction of a three-story, 55,000 square foot medical office building. (Group Health Cooperative; File Nos. 120.1111A and 127.233)

Deputy Mayor Mykland moved to continue Communication Item b. to the meeting of November 2, 1993. Seconded Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

Communication Item b. will be considered at the regular City Council meeting of November 2, 1993.

FINAL READING OF ORDINANCES:

Ordinance No. 25381 (Continued from the meeting of October 12, 1993)

Providing for the formation of L.I.D. No. 5723 for the construction of a six-inch water main in North 32nd and North Alder Streets.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Silas.

The Ordinance was declared passed.

Ordinance No. 25383

Authorizing the acceptance, as a gift, of the value of work provided by the Greater Tacoma Community Foundation in construction of the Theatre on the Square in excess of the payment made therefore by the City.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Silas.

The Ordinance was declared passed.

Ordinance No. 25384

Authorizing the acceptance of Modification No. 1 to the grant award agreement with the U.S. Equal Employment Opportunity Commission in the amount of

\$4,138.81; depositing in and appropriating said sum from the Miscellaneous Grants Summary fund for processing Title VII cases involving discrimination.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Silas.

The Ordinance was declared passed.

Ordinance No. 25385

Amending Chapter 1.46 of the Official Code relative to the purposes, definitions, ethical standards and prohibited practices enumerated in the Ethics Code.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Silas.

The Ordinance was declared passed.

Ordinance No. 25386

Authorizing the execution of a grant award contract with the State Office of Archaeology and Historic Preservation in the amount of \$7,000; depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the surveying and inventorying of cultural resources in the Hilltop area.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

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Absent: 1 - Silas.

The Ordinance was declared passed.

Substitute Ordinance No. 25387

Authorizing the City Attorney to purchase and/or institute and prosecute an action in the Superior Court of the State of Washington under the right of eminent domain for the condemnation and acquisition of certain lands for road use in the Taidnapam Park area.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Silas.

The Ordinance was declared passed.

Ordinance No. 25388

Authorizing the issuance and sale of Refuse Utility revenue bonds, in an amount not to exceed \$12,000,000, to refund bond anticipation notes issued in 1991.

Mayor Vialle moved to suspend the rules to consider Substitute Ordinance No. 25388. Seconded by Deputy Mayor Mykland. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Silas.

The Substitute Ordinance was declared passed.

Ordinance No. 25389

Approving and confirming the Assessment Roll for L.I.D. No. 8554 for permanent pavement in the alley between East F and East G Streets from East 36th to East 37th Streets, in the alley between Fairbanks and Sherman Streets from Portland Avenue to East R Street, and in the alley between North 35th and North 36th Streets from Monroe Street to Mason Avenue.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Silas.

The Ordinance was declared passed.

Ordinance No. 25390

Providing for the formation of L.I.D. No. 8574 for the placement of permanent pavement in the alley between North 26th and North 27th Streets from Starr Street east 470 feet, more or less.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Silas.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 25391

Amending Chapter 4.16 of the Official Code to prohibit scuba and skin diving in the areas of the Les Davis Pier, the Point Defiance Boathouse and the Old Town Dock.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Purchase Resolution No. 32374

Awarding a contract to:

T. Miller Construction, on their bid of \$58,384.40, for sidewalk construction and streetlighting - L.I.D. No. 2619 and street tree planting on East 25th Street from East F to East G Streets - Specification No. G-245-93.

Mayor Vialle moved that the Purchase Resolution be adopted. Seconded by Council Member Nielsen.

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

Resolution No. 32375

Approving the Department of Public Utilities Water Rate Policy to provide future direction for short- and long-term planning to ensure reliable service to all customers.

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. 32377

Waiving the rental fee for use of the Tacoma Dome Exhibition Hall for the Safe Streets Campaign on November 13, 1993.

Deputy Mayor Mykland moved to suspend the rules to consider Substitute Resolution No. 32377. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Mayor Vialle moved that the Substitute Resolution be adopted. Seconded by Deputy Mayor Mykland.

Council Member Evans declared that his wife was a staff member at Safe Streets. He asked the City Attorney if it was proper for him to vote. He stated he gained nothing by this action.

Assistant City Attorney Pat Bosman stated that Council Member Evans' action was appropriate. He declared his interest and that it was not a conflict. She stated that it was a legislative matter.

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

Resolution No. 32378

Approving the City's Comprehensive Housing Affordability Strategy Plan for the years 1994-1998.

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

Resolution No. 32379

Authorizing the purchase of open space property located in the China Lake area, in the amount of \$32,500, from the Washington State Department of Transportation to preserve the natural outdoor recreational area.

Deputy Mayor Mykland moved to suspend the rules to consider Substitute Resolution No. 32379. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 32380

Authorizing the execution of an agreement with the Upper Tacoma Renaissance Association to provide economic development services in the Hilltop area.

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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. 32381

Authorizing the execution of an amendment to the contract with Northwest Cascade, Inc. in the amount of \$69,000, for composting yard and garden waste and biosolids.

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.

PUBLIC HEARINGS AND APPEALS:

Eric and Marilyn Blitz, appealing the decision of the Hearing Examiner relative to Shoreline Management Substantial Development Permit/Variance No. 141.515A to allow a two-story addition to an existing single-family dwelling on the property located at 1622 Wilton Road. (John and Connie Linn; File No. 141.515A)

Mayor Vialle stated that the appellants' attorney had filed a letter withdrawing the appeal on their behalf.

Mayor Vialle moved to remove the appeal from the agenda. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

The appeal was removed from the agenda.

UNFINISHED BUSINESS:

Deputy Mayor Mykland moved to remove Resolution No. 32339 from the table. Seconded by Council Member Nielsen.

Roll call vote was taken, resulting as follows:

Ayes: 4 - McElliott, Moss, Mykland, and Nielsen.

Nays: 4 - Baarsma, Evans, Miller, and Mayor Vialle.

Absent: 1 - Silas.

The motion was declared failed.

REPORTS BY CITY MANAGER:

Ray E. Corpuz, Jr., City Manager thanked the Council for their support for the Youth Wall of Fame. He stated that special recognition should be given to the Mayor and to the Deputy City Manager for their contributions.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Mayor Vialle thanked all staff, and in particular the Public Works Department, for the Theater District dedication. She thanked Terry Morrow, Steve Shanafelt, and Wally Albin for their efforts. She also thanked all staff and people for their involvement in the Youth Wall of Fame.

Council Member Baarsma stated that the Council recently took action to express their concerns regarding the decision of TCI to no longer provide senior and low-income discounts on cable service. He stated the Council had met with Barbara Wyatt, General Manager of TCI. He stated they had given some creative ideas to her on how to help with this problem. Mr. Baarsma then noted that he gave the keynote address at the recent Neighborhood Council workshop on Saturday. He felt this was a very successful endeavor under the leadership of Elton Gatewood, Genelle Birk, the City Manager, and other staff. Mr. Baarsma then provided some good news from the recent City Manager's Friday Letter stating that the City had received their first interest payment from the Sheraton loan in the amount \$11,000. He stated that the hotel was now current on their monthly payments and that this was the first time since 1984 that the City was receiving funds back.

Mayor Vialle stated that Council Member Baarsma gave an outstanding address at the Neighborhood Council meeting last Saturday.

Council Member Miller stated that the Council had provided a letter to the Woolworth's executives requesting reconsideration of the decision to close the downtown Woolworth's. He further stated that Jean Wellman of Harbor View Manor, had collected over 700 signatures from downtown residents urging

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Woolworth's not to close their downtown store. These will also be sent to the Woolworth's executives.

Council Member Evans commended the public for Saturday's event on the opening of the Theatre on the Square. Mr. Evans then stated that there was public discussion conducted on the skateboarding problems on the North 23rd Street Bridge. He said that staff and Council were in the process of looking for a solution to the problem.

On proper motion, the meeting was adjourned at 6:05 p.m.

ATTEST:  
GENELLE BIRK, CITY CLERK
KAREN L. R. VIALLE, MAYOR

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