

CITY COUNCIL MINUTES

City Council Chambers  
February 1, 1983

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

Present on roll call: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

The Flag Salute was led by Councilman Hawkins.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of January 25, 1983.

FIRST READING OF ORDINANCES:

Ordinance No. 22871

Accepting the donation of a dog from the Ryker Memorial Fund for the K-9 unit of the Police Department.

RESOLUTIONS:

Resolution No. 27730

Setting Tuesday, February 15, 1983, at 6:00 p.m. as the date for a public hearing on the Six-Year Comprehensive Street Program, 1983-1988.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, February 1, 1983.
- b. Minutes of the meeting of The Municipal Authority, January 20, 1983.
- c. Minutes of the meeting of the Tacoma Employes' Retirement System, December 16, 1982.
- d. Tacoma Employes' Retirement System report of purchases and sales of investments, November and December, 1982.
- e. Central Business District Plan: CBD Core.
- f. Volunteer Services Division, Year End Report, 1982.

Councilman Rasmussen moved that the Consent Agenda, including Resolution No. 27730, be approved. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Consent Agenda was declared approved.

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REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 27731

Appointing members to various committees, boards and commissions.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Hyde. Voice vote was taken and carried. The Resolution was declared adopted.

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Mayor Sutherland proclaimed the month of February 1983 as "Black History and Awareness Month," and presented the proclamation to Mr. Henry Thomas of Tacoma School District Number 10.

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COMMUNICATIONS:

Hearings Examiner recommending approval of the request of Dr. Robert Williams for the withdrawal of his application for the reclassification of the property located on the southwesterly corner of North 10th and North "I" Streets and the return of his filing fee. (File No. 120.1033)

Deputy Mayor Nielsen moved to concur in the recommendations of the Hearings Examiner. Seconded by Councilman Rasmussen. Voice vote was taken and carried.

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FINAL READING OF ORDINANCES:

Ordinance No. 21979

Vacating North Junett Street from the alley between North 30th and North 31st Streets, north to North 31st Street. (Harold L. Miller)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

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Ordinance No. 22819

Vacating a portion of South 40th Street easterly from Steele Street.  
(Department of Public Works)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen,  
Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22863

Amending Chapter 13.06 of the Official Code to reclassify the property located on the north side of South 50th Street (extended) between South Ferry Street and the Interstate 5 freeway from an "R-2-T" to a "C-2" District. (Northwest Plaza Associates - Chuck E. Cheese's)

Mayor Sutherland moved to approve the revised legal description on Ordinance No. 22863. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

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

Ayes: 8 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen,  
Strege, and Mayor Sutherland.

Nays: 1 - Kirby.

The Ordinance, as revised, was declared passed.

Ordinance No. 22869

Amending Section 1 of Ordinance No. 22684 relative to the vacation of 31st Street Northeast between 58th Avenue Northeast and 59th Avenue Northeast, portions of 58th Avenue Northeast and 59th Avenue Northeast, and a portion of the alley in Block 5. (City of Tacoma)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen,  
Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

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RESOLUTIONS:

Substitute Resolution No. 27718

Authorizing the execution of an agreement for the installation of scoreboard and sign systems at the Tacoma Dome, the Pantages Theatre Centre, and Cheney Baseball Park.

Deputy Mayor Nielsen moved to remove this resolution from the agenda per request of staff. Seconded by Councilman Hawkins. Voice vote was taken and carried.

The resolution was removed from the agenda.

Purchase Resolution No. 27732

Awarding contracts to:

1. Omega Contractors, Inc. on their bid of \$47,332.12 for a Scum Dewatering Unit for the Central Treatment Plant - Specification No. G-167-82;
2. Occidental Chemical Corporation/Hnoker Speciality and Chemicals on their bid of \$22,147.72 for Chlorine Gas - Specification No. G-08-83;
3. City of Poulsbo on their bid of \$2,500.00 for one surplus motorcycle; and
4. General Metals of Tacoma on their bid of \$4,811.40 for surplus streetlight luminaires - Specification No. G-05-83.

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

Resolution No. 27733

Authorizing the execution of an agreement of \$5,844.00 with Hope Lutheran Church for the Senior Citizen Meal Site Program.

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

Resolution No. 27734

Adopting proposed changes to the Generalized Land Use Plan and the Northeast Tacoma Plan.

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

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Mayor Sutherland announced that, as it was too early to begin hearing the appeal scheduled for 6 p.m., Council would proceed with the remainder of the Agenda.

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UNFINISHED BUSINESS:

Councilman Hawkins moved to adopt Resolution No. 27335, which Mayor Sutherland distributed to the Council last week. Seconded by Councilman Hyde. Mayor Sutherland then requested that the "Resolved" portion of Resolution No. 27735 be read for the benefit of the audience.

Resolution No. 27735

"BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the Council does hereby declare its intent to utilize a portion of any additional revenues generated to the General Fund by an increase in the gross income of the Light Division of the Department of Public Utilities, for the purpose of providing up to \$500,000, if available, during the Calendar year 1983 for assistance to low-income citizens, which program shall be administered by the Metropolitan Development Corporation, under guidelines heretofore established for the Voluntary Project Need Program.

BE IT FURTHER RESOLVED that the Council does hereby declare its intent specifically to take all necessary legislative action required to implement this program."

Councilman Hawkins moved to amend Resolution No. 27735 on line 16 to change the year noted from "1983" to "1984." He also moved to amend line 22 to place a comma after the word "program" and add the following language: "including referral to the Legal Department." Seconded by Councilman Hyde.

Mayor Sutherland moved to continue Resolution No. 27735 for one week. Seconded by Councilman Rasmussen. Voice vote was taken and carried.

The resolution will be considered at the regular City Council meeting on February 8, 1983.

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Councilman Hawkins moved to recess for 15 minutes. Seconded by Mayor Sutherland. Voice vote was taken and carried.

Council recessed at 5:45 p.m. and reconvened at 6:00 p.m.

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PUBLIC HEARINGS & APPEALS:

This is the date set for hearing the appeal of Earl R. Pennington regarding the decision of the Hearings Examiner to approve the request of D. G. Kohler to allow an existing 100-foot steel tower, radio station, to remain located in an "R-2" One-Family Dwelling District in the vicinity of 49th Street Northeast and Brown's Point Boulevard Northeast.

Mayor Sutherland announced that both parties to the appeal are neighbors of his, but this will not influence his decision in this matter.

Mr. Rod Kerslake, of the Planning Department, made a presentation regarding the Findings, Conclusions and Recommendations of the Hearings Examiner in this matter.

Mr. Pennington made a presentation in his behalf.

Mr. Doug Smith, Attorney, spoke on behalf of Dr. Kohler.

Deputy Mayor Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner to deny the appeal. Seconded by Councilman Ladenburg. Roll call vote was taken on the motion, resulting as follows: Ayes: 6 - Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland. Nays: 3 - Bichsel, Hawkins, and Kirby. The motion was declared approved.

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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Strege brought up the proposed sale of the Pantages. He requested that staff check with the State Department of Revenue for an opinion regarding the tax aspects of the sale.

Councilman Kirby requested specifics of the proposal as soon as they are available.

Deputy Mayor Nielsen expressed concern regarding Resolution No. 27735, in that it might result in a lack of public support for the Project Need Program if it were known that City funds would be available for this purpose. The suggestion was made that a matching program be considered.

Mayor Sutherland moved that the Finance Department be authorized to write off the accounts receivable of Margaret J. Fawcett, et. al., in the amount of \$18,857.40 and R. T. Brittain, in the amount of \$10,110.54 based on the information provided and the inability of the City to collect on these accounts. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The motion was declared approved.

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Mayor Sutherland moved to concur with the action of the Public Utilities Board with reference to the establishment of an account or fund for the retention of monies, sufficient to make payment to the Washington Public Power Supply System for its Projects 4 and 5, pending a judicial determination of the validity of such an obligation, and, further, that the proper officers of the City recommend to the Council a proper procedure for properly identifying and isolating said funds, pending such a determination. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The motion was declared approved.

Mayor Sutherland requested that staff look at providing basic tools, furnishings, and amenities for the Pantages.

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On proper motion, the meeting adjourned at 7:40 p.m.

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DOUG SUTHERLAND, MAYOR

ATTEST: \_\_\_\_\_

GENELLE BIRK, CITY CLERK

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