

CITY COUNCIL MINUTES

City Council Chambers  
January 10, 1984

The meeting was called to order at 5:06 p.m.

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

The Flag Salute was led by Council Member Stenger.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of January 3, 1984.

RESOLUTIONS:

Resolution No. 28177

Setting Tuesday, February 14, 1984 at 6:00 p.m. as the date for a public hearing on proposed amendments to the Official Code to allow restaurants to utilize adjacent parking areas for loading purposes during off-peak business hours.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, January 10, 1984.
- b. Public Utility Board Agenda for Wednesday, January 11, 1984.
- c. Minutes of the meeting of the Tacoma Arts Commission, November 16, 1983.
- d. Minutes of the meeting of the Tacoma Planning Commission, December 5, 1983.
- e. Minutes of the meeting of the Public Utility Board, December 14, 1983.
- f. Monthly Report of the Director of Finance, November 1983.
- g. Monthly Financial Reports of the Belt Line Division, Data Processing Division, Light Division, Self-Insurance Claim Fund, and the Water Division, November 1983.

Council Member Stenger moved that the Consent Agenda, including Resolution No. 28177, be approved. Seconded by Council Member Bichsel. 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

FINAL READING OF ORDINANCES:

Ordinance No. 23099

Authorizing the execution of a grant award agreement in the amount of \$12,000.00 with the State Office of Archeology and Historic Preservation; accepting donations in the amount of \$1,450.00 from private sources; depositing said funds in the Miscellaneous Grants Summary Fund; and appropriating \$14,900.00 from said fund for studies relative to the renovation and rehabilitation of Union Station.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23101

Approving and confirming the assessment roll for L.I.D. 3854 for the construction of sanitary sewers in South 14th Street from Brookside Terrace east 300 feet more or less; in Brookside Terrace from South 14th Street south 200 feet, more or less; and in the easement from South 14th Street and Brookside Terrace west to Lewis Road.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23102

Approving and confirming the assessment roll for L.I.D. 8337 for the placement of permanent paving on various streets in Northeast Tacoma.

Mayor Sutherland moved to continue Ordinance No. 23102 to the meeting of January 17, 1984. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

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Council Member Ladenburg moved that the Council express its desire that this continuance be granted for purposes of allowing the attorney to be present to argue, but also to express that the Council will not allow additional testimony to be taken at that hearing. Roll call vote was taken, resulting as follows: Ayes: 3 - Ladenburg, Stenger and Warnick. Nays: 6 - Bichsel, Hyde, Kirby, Rasmussen, Strege and Mayor Sutherland. The motion was declared failed.

The Ordinance will be considered at the regular City Council meeting of January 17, 1984.

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Mayor Sutherland proclaimed the week of January 8-14, 1984, to be "Healthy Baby Week," and presented the proclamation to Ms. Shana White, March of Dimes Poster Child.

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FIRST READING OF ORDINANCES:

Ordinance No. 23104

Vacating portions of Court "C" and Broadway Plaza between South 11th and 13th Streets. (Cornerstone Development Company; File No. 124.753)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Rasmussen. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 23105

Vacating a portion of River Street northerly from Puyallup Avenue a distance of 300 feet, more or less. (Architectural Woods, Inc.; File No. 124.752)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Warnick. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 23106

Amending Chapter 13.10 of the Official Code relating to zoning and shoreline management.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 28173 (Continued from the meeting of January 3, 1984.)

Authorizing the execution of an agreement in the amount of \$8,000.00 with the Martin Luther King Ecumenical Center for the operation of the Last Chance Shelter during January and February 1984.

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

Purchase Resolution No. 28178

Awarding a contract to:

1. B & E Equipment Company, Inc. on their bid of \$4,801.55 for a Weaver Surface Mounted Hydraulic lift - Specification No. G-198-83.

Council Member Bichsel moved that the Purchase Resolution be adopted. Seconded by Council Member Rasmussen.

Mayor Sutherland moved to suspend the rules to consider Substitute Exhibit A. Seconded by Council Member Kirby. Voice vote was taken and carried. The motion was declared adopted.

Purchase Resolution No. 28178 - Substitute Exhibit A

Awarding contracts to:

1. B & E Equipment Company, Inc. on their bid of \$4,801.55 for a Weaver Surface Mounted Hydraulic lift - Specification No. G-198-83.
2. Extending the contract with Chevron, U.S.A. for gasoline supply through January 31, 1984.

Mayor Sutherland moved to waive the formal bidding procedures on Purchase Item No. 2. Seconded by Council Member Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 28179

Amending the existing Open Space Taxation Agreement with Pierce County and Lodge No. 174 of the Benevolent Order of Elks relative to the Elks Allenmore Golf Course located in the area north of SR-16 Freeway and east of Cedar Street.

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

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Resolution No. 28180

Authorizing the segregation of L.I.D. 3807, Assessment No. 2; L.I.D. 5598, Assessment No. 24; and L.I.D. 8253, Assessment No. 10 into two separate assessments.

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

Resolution No. 28181

Urging the Washington State Legislature to appropriate funds for the continued operation of educational clinics for teenage dropouts.

Mayor Sutherland moved that the Resolution be adopted. Seconded by Council Member Bichsel.

Council Member Rasmussen moved to suspend the rules to consider Substitute Resolution No. 28181. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on Substitute Resolution No. 28181. Substitute Resolution No. 28181 was declared adopted.

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

This is the date set for hearing the appeal of Potelco, Inc. regarding the decision of the Hearings Examiner in the matter of Audit Assessment No. T-21000.

Mr. Robert Backstein, Hearings Examiner, made a presentation regarding his findings.

Mr. Joseph G. Tucci, Jr., attorney representing Potelco, Inc., summarized the reasons for the appeal.

Mr. Duston Jensen, Assistant Director of the Tax & License Department, spoke to the Council on this matter.

Mr. Kyle Crews, Assistant City Attorney, spoke to the Council on this matter.

Mayor Sutherland moved to concur in the Findings, Conclusions, and Recommendations of the Hearings Examiner and deny the appeal. Seconded by Council Member Bichsel. Roll call vote was taken, resulting as follows: Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland. Nays: 0. The motion was declared adopted.

The appeal was denied.

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UNFINISHED BUSINESS:

Mayor Sutherland moved to reconsider Resolution No. 28174. Seconded by Council Member Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 28174

Authorizing the execution of an agreement with Roberts & Shefelman for the provision of legal services relative to the rehabilitation of the Union Depot.

Mayor Sutherland moved to continue Resolution No. 28174 to the meeting of January 17, 1984. Seconded by Council Member Bichsel. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of January 17, 1984.

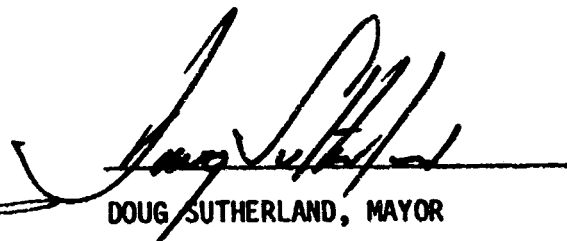
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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Deputy Mayor Strege stated that in two weeks the Council would have the opportunity to review the I-705 plans at the Council Study Session. He requested that staff make the I-705 plans available at either the Council office or the public reception area of the Municipal Building prior to the study session, so as to allow Council sufficient time for review.

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On proper motion, the meeting adjourned at 6:36 p.m.

  
DOUG SUTHERLAND, MAYOR

ATTEST:   
GENELLE BIRK, CITY CLERK

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