

CITY COUNCIL MINUTES

City Council Chambers  
April 2, 1991

The meeting was called to order by Mayor Vialle at 5:10 p.m.

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

The Flag Salute was led by Deputy Mayor Stenger.

\*\*\*\*\*

C O N S E N T   A G E N D A

Approval of the minutes of the meetings of March 19 and 26, 1991.

RESOLUTIONS:

Resolution No. 31285

Setting Tuesday, May 7, 1991, at 9:30 a.m. as the date for a hearing by the Hearings Examiner on the request to vacate Pierce Place and a portion of California Avenue southerly of South 36th Street in Lincoln Heights Addition. (H.C. Harned; File No. 124.934)

Resolution No. 31286

Setting Monday, April 22, 1991, at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 8555 for the installation of permanent pavement with concrete curbs, gutters, storm drain lines and catch basins on Defiance Street from North 46th to North 48th Street; South 86th Street from Tacoma Avenue South to South Park Avenue; South 86th Street from Sheridan Avenue to Ainsworth Avenue; and South 87th Street from Sheridan Avenue to Cushman Avenue.

Resolution No. 31287

Setting Monday, April 22, 1991, at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 8554 for the installation of permanent pavement on the alleys between East F and East G Streets from East 36th to East 37th Streets; Fairbanks Street and Sherman Street from Portland Avenue to East R Street; and North 35th Street and North 36th Street from Monroe Street to Mason Avenue.

Resolution No. 31288

Setting Monday, April 22, 1991, at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 7716 for the placement of an underground primary electrical system along South 86th Street from Ainsworth Avenue to Sheridan Avenue and South 87th Street from approximately Cushman Avenue to Sheridan Avenue.

APPEALS:

- a. Theodore Christensen, III, Florence Joseph and Duanne Hay, appealing the decision of the Hearings Examiner relative to the assessment roll for L.I.D. No. 7709.

Setting Tuesday, April 30, 1991, at approximately 5:30 p.m. as the date for a hearing by the City Council.

- b. George W. See, appealing the decision of the Hearings Examiner relative to the height exception for an accessory building located at 1032 South 72nd Street. (George See; File No. 133.72)

Setting Tuesday, May 7, 1991, at approximately 5:30 p.m. as the date for a hearing by the City Council.

- c. Arlington Residential Coalition, appealing 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)

Setting Tuesday, May 14, 1991, at approximately 5:30 p.m. as the date for a hearing by the City Council.

- d. David L. Carl, appealing the decision of the Hearings Examiner relative to the revocation of the Home Occupation Permit at 3715 North Monroe Street. (David L. Carl, File No. 133.71)

Setting Tuesday, June 11, 1991, at approximately 5:30 p.m. as the date for a hearing by the City Council.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Urban Waterfront Committee, February 27, 1991.  
b. Minutes of the meetings of the Tacoma Public Library Board of Trustees, January 17, and February 20, 1991.  
c. Humane Society Total Service Delivery Report for January 1991.  
d. Tacoma Public Utilities 1990 Annual Budget Analysis and Activities Report.

2

Council Member Moss moved that the Consent Agenda, including Resolution Nos. 31285, 31286, 31287 and 31288, be approved. Seconded by Council Member Miller. Voice vote was taken and carried. The Consent Agenda was declared approved.

\*\*\*\*\*

PROCLAMATION

Mayor Vialle proclaimed the week of April 7-14, 1991 to be "Remembrance of Victims of the Holocaust Week," and presented the proclamation to Mr. Ralph Applebaum.

Mayor Vialle proclaimed the week of April 1-7, 1991 to be "Community Development Block Grant Program Week," and presented the proclamation to Ms. Danna Clancy.

\*\*\*\*\*

R E G U L A R   A G E N D A

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Mayor Vialle announced that the City of Tacoma was the recipient of the National Academy of Cable Programming's 13th Annual Local Ace Award for the video "Gertie Gallops Again" produced by the Municipal TV Division of General Services. Municipal TV Manager, Mr. Marc Pease, gave recognition to the staff who were instrumental in the video production and presented the award to Mayor Vialle.

Resolution No. 31289

Appointing members to various committees, boards and commissions.

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

COMMUNICATIONS:

Hearings Examiner recommending approval of Shoreline Management Substantial Development Permit No. 141.495 to allow the development of a saltwater effluent cooling system to replace the current system located at 801 Portland Avenue and the adjacent waters of Commencement Bay and St. Paul Waterway. (Simpson Tacoma Kraft Company; File No. 141.495)

Council Member Nielsen moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Evans.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Warnick.

The recommendations of the Hearings Examiner was declared adopted.

\*\*\*\*\*

Mayor Vialle moved that the Council consider Public Hearings and Appeals. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

PUBLIC HEARINGS AND APPEALS: (Began at 5:30 p.m.)

a. This is the date set for hearing the appeal of The Pacific Hill Action Coalition on the decision of the Hearings Examiner relative to the Tacoma Rescue Mission's application for a Special Use Permit for construction of its administrative headquarters and educational rehabilitative center on the east side of Pacific Avenue in the vicinity of South 36th Street, extended.

Deputy Mayor Stenger moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Evans.

Roll call vote was taken, resulting as follows:

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

Nays: 1 - McElliott.

Absent: 1 - Mykland.

The motion was declared adopted.

\*\*\*\*\*

Council recessed at 6:50 p.m. for 5 minutes and recovered at 6:55 p.m.

b. This is the date set for a Public Hearing by the City Council to consider the amendment of the Generalized Land Use Plan and adoption of the Interim Urban Design Policies to provide development guidelines for land use and environmental project reviews.

There were no speakers before the Council. The public hearing was declared closed at 7:00 p.m.

\*\*\*\*\*

FINAL READING OF ORDINANCES:

Ordinance No. 24874

Authorizing a new fund designated as the Library Automated System Sinking Fund to provide funds for the replacement of computer equipment; and transferring \$50,000 from the Library Fund to the new fund.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Evans, McElliott, Miller, Mykland, Nielsen, Stenger,  
and Mayor Vialle.

Nays: 0.

Absent: 2 - Moss and Warnick.

The Ordinance was declared passed.

Ordinance No. 24875

Appropriating \$60,612.84 from the Labor-Management Health Care Trust Fund to pay Pierce County Medical Bureau, Inc., for recovery of underwriting losses for the fourth quarter of 1990 and to Washington Dental Service for underwriting losses for 1990.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Warnick.

The Ordinance was declared passed.

Ordinance No. 24876

Amending Section 1.24.920 of the Official Code to allow employees who are transferred as part of a reorganization to carry their seniority from their previous department to the department to which they are transferred.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Warnick.

The Ordinance was declared passed.

Substitute Ordinance No. 24877

Amending Chapters 1.42 and 13.07 of the Official Code by amending various sections relative to unifying the use of a Historic Special Review District as a term, defining the historic properties eligible for a Special Valuation tax incentive, and clarifying public notice requirements of the City's landmark ordinance.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Warnick.

The Substitute Ordinance was declared passed.

Ordinance No. 24878

Accepting \$1,000 from the New Life Church; and depositing in and appropriating said sum from the General Fund for the implementation of a youth leadership program as a part of the ongoing Tacoma Community Summit.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Warnick.

The Ordinance was declared passed.

\*\*\*\*\*

FIRST READING OF ORDINANCES:

Ordinance No. 24880

Amending Section 1.06.261 of the Official Code relative to contract procedures for local vendors.

Speaking to Council was:

Greg Murphy

Chamber of Commerce

The Ordinance was set over for final reading next week.

6

\*\*\*\*\*

RESOLUTIONS:

Resolution No. 31280 (Continued from the meeting of March 26, 1991.)

Authorizing the execution of a lease agreement with H.D. Baker Business Systems in the amount of \$15,000 for advertising space in the Tacoma Dome.

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

Purchase Resolution No. 31290

Awarding contracts to:

1. E.J. Rody & Sons, Inc., in the amount of \$138,644.47 for an emergency repair to the sanitary sewer line at Center Street and Union Avenue - Purchase Order No. E-40243;
2. Tucci & Sons, Inc., in the amount of \$30,552.68 for an emergency repair to the storm sewer line at South 40th and G Streets - Purchase Order No. E-39729;
3. Western Peterbilt, Inc., on their bid of \$569,286 for five automated refuse collection trucks - Specification No. G-010-90;
4. RT & T Construction, Inc., on their bid of \$67,101.42 for a sanitary sewer replacement at North 7th and Madison Streets - Specification No. G-205-91;
5. Northwest Cascade, Inc., on their bid of \$48,771.92 for a sanitary sewer replacement in Wright Avenue - East I to East K Streets - Specification No. G-207-91;
6. E. J. Rody & Sons, Inc., in the amount of \$34,930.09 for emergency overflow line construction at the Gold Creek Pump Station - Emergency Purchase Order No. E-39964;
7. Tacoma Daily Index, Inc., on their bid of \$162,500 for official City printing - Specification No. G-012-91; and
8. McClure and Sons, Inc., on their bid of \$265,188 for the Old Town Dock Public Moorage Facility - Specification No. G-208-91.

Council Member Nielsen moved that the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 1, 2 and 6, be adopted. Seconded by Council Member Evans.

Voice vote was taken and carried on the Purchase Resolution, including waiving formal bidding procedures on Item Nos. 1, 2 and 6. The Purchase Resolution was declared adopted.

Resolution No. 31291

Authorizing the execution of an amendment to the agreement with Consoer, Townsend and Associates, Inc., in the amount \$84,000 for additional

construction management services for the Western Slopes Wastewater Pumping and Conveyance Facility Project.

Deputy Mayor Stenger declared that because of his affiliation with Pierce County, he would abstain from voting.

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

Resolution No. 31292

Authorizing the initiation of the hazardous sidewalk abatement procedure on various properties within the city.

Council Member 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. 31293

Approving and adopting the Interim Urban Design Policies and amending the Urban Aesthetics and Design element of the Generalized Land Use Plan of the City of Tacoma to provide development guidelines for land use and environmental project reviews.

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

\*\*\*\*\*

REPORTS BY CITY MANAGER:

City Manager, Ray E. Corpuz, Jr., introduced Terry Morrow from Public Works, Sewer Utility, as the Special Assistant to the City Manager for the next three months.

Mr. Corpuz requested Council to recess to Executive Session not to exceed 30 minutes to consider labor negotiations and pending litigation matters.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Mayor Vialle announced that Judge Brian Tollefson agreed to serve as Chair of the Hate Crimes Task Force.

Mayor Vialle moved that Council Member Warnick serve as the City Council's representative on the Hate Crimes Task Force, subject to acceptance by Council Member Warnick upon his return. Seconded by Council Member Nielsen.

Voice vote was taken and carried. The motion was declared adopted.



Mayor Vialle moved to nominate Council Member Greg Mykland as Acting Deputy Mayor from April 3-19, 1991, due to absences of the Mayor and Deputy Mayor during that time. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

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

Council Member Miller requested staff to hold a Study Session and provide Council with information on the leasing of City rights-of-way for parking along Ruston Way. Council Member Evans requested the same information be provided for Thea Foss Waterway.

Council Member Mykland stated that he had noticed an ongoing problem of falling rock and debris along the sidewalk on the east side of Pine Street in the vicinity of 43rd and Pine Streets. He requested that the sidewalk be cleaned up as it is dangerous and impairs the ability for disabled citizens to access the sidewalk.

Council Member Miller requested staff to find some way to notify the public of the intended time schedule and scope of improvements for the 23rd Street Bridge.

\*\*\*\*\*

Mayor Vialle moved to recess to Executive Session to discuss labor negotiations and pending litigation matters, the session not to exceed 30 minutes. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 7:30 p.m. At 8:00 p.m. Mayor Vialle announced that Execution Session will be extended an additional 15 minutes. Council reconvened at 8:15 p.m.

\*\*\*\*\*

On proper motion, the meeting was adjourned at 8:15 p.m.

ATTEST:

  
GENELLE BIRK, CITY CLERK

  
KAREN L. R. VIALLE, MAYOR

OS. 39856.