

CITY COUNCIL MINUTES

City Council Chambers
July 10, 1979

The meeting was called to order at 5:07 p.m.

Present on roll call: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker. Absent: 2 - Strege and Warnick.

Mayor Parker then made a motion to excuse Deputy Mayor Warnick and Councilman Strege from tonight's meeting. Seconded by Councilman Nielsen. Voice vote was taken and carried.

C O N S E N T A G E N D A

Approval of the minutes of the regular meeting of July 3, 1979.

PETITIONS:

- a. Douglas B. Mykol requesting the rezoning of the property located on the east side of Orchard Street approximately 600 feet north of South 56th Street from an "R-2" to an "R-3-PRD" District.

For referral to the Hearings Examiner.

- b. Two petitions filed regarding the alley between South 38th and South 39th from Thompson to "J" Streets. One petition requests the alley be made one-way. The other petition requests that it remain a two-way alley.

For referral to the Public Works Department.

RESOLUTIONS:

Resolution No. 25825

Setting Friday, August 3, 1979 at 1:30 p.m., as the date for public hearing by the Hearings Examiner the request for the vacation of South 50th Street between Ferry Street and the I-5 Freeway. (Northwest Plaza Associates)

ASSESSMENT ROLLS:

The Director of Public Works presents the assessment roll for the following:

L.I.D. 8180, asphalt concrete pavement on the following alleys:

Alley between East 58th Street and East 59th Street from East "Q" Street to East "S" Street; alley between South Yakima Avenue and South Thompson Avenue from South 38th Street to South 39th Street; alley between South Mullen Street and South Ferdinand Street from South 56th Street to South 58th Street; alley between North "L" Street and North "M" Street from Division Avenue to North 4th Street; alley between North Oakes Street and North Fife Street from North 15th Street to North 17th Street.

Fixing Monday, August 13, 1979 at 7:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agendas for July 10 and 13, 1979.
- b. Minutes of the meeting of the Civil Service Board, June 25, 1979.
- c. Minutes of the regular meeting of the Tacoma Employees' Retirement System, May 31, 1979.
- d. Minutes of the regular meeting of the Board of Park Commissioners, June 25, 1979.
- e. Minutes of the meeting of the Board of Pierce County Commissioners, June 25 and 26, 1979.
- f. Monthly Report, Personnel Department, May, 1979.
- g. Monthly Towing Report, June, 1979.

Councilman Schroeder moved that the Consent Agenda, including Resolution No. 25825, be approved. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Consent Agenda was declared approved.

R E G U L A R A G E N D A

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.203 of Tacoma Boatbuilding Company, Inc., to extend existing outfitting pier in length and width, located on the southeasterly side of Marine View Drive, approximately two miles east of 11th Street (1840 Marine View Drive) (Continued from the meeting of July 3, 1979)

Councilman Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Evans. Roll call vote was taken, resulting as follows: Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker. Nays: 0. Absent: 2 - Strege and Warnick.

- b. Hearings Examiner recommending denial of the request for imposing a prohibition on the issuance of building permits inconsistent with the uses allowed in "R-1," "R-2" and "R-3" dwelling districts under current zoning ordinance, located in the area bounded by Sixth Avenue and South Ninth and South "I" and South "K" Streets, consisting of all of Blocks 618, 619, 620, 621, 718, 719, 720, 721, 818, 819, 820 and 821, Map of New Tacoma, Washington Territory. (Continued from the meeting of July 3, 1979)

Councilman Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Schroeder.

Hearings Examiner, Gary Sullivan, informed the Council that no appeal had been filed in the City Clerk's office as outlined in the City ordinances.

Following a brief discussion, voice vote was taken and carried.

- c. Robert I. Deutscher, Chairman of the Civil Service Board, requesting the City Council authorize the expenditure of funds to hire independent legal counsel to represent the Board's interests regarding an appeal of a decision of the Civil Service Board.

Following a brief discussion, Mayor Parker made a motion to have the City Manager negotiate an agreement with the Civil Service Board to hire an outside counsel to represent the Board regarding an appeal filed by the City against the Civil Service Board. Seconded by Councilman Hudson. Voice vote was taken and carried.

FINAL READING OF ORDINANCES:

Ordinance No. 21089

Vacating Mullen Street from North 16th to 19th Streets.
(Wm. Schmitz, et al)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker.

Nays: 0

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

Ordinance No. 21751

Renaming a portion of "G" Street between South 11th and South 13th Street to Alzheimer Street.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Bichsel, Evans, Kirby, Nielsen and Schroeder.

Nays: 2 - Hudson and Mayor Parker.

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

Ordinance No. 21759

Repealing Chapter 6.72 of the Official Code relating to Heating Contractors' License.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker.

Nays: 0

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

Ordinance No. 21760

Repealing Chapter 6.61 of the Official Code relating to Heating or Cooling Systems - Installation Permit.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker.

Nays: 0

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

Ordinance No. 21761

Amending Section 8.12.010 of the Official Code relating to public safety and morals and disorderly conduct.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker.

Nays: 0

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

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Ordinance No. 21762

Authorizing the transfer of \$100,000 from the Community Development Third Year Block Grant Fund, \$108,000 from the General Fund Non-Departmental classification, and \$25,000 from the Arterial Street Fund, to the EDA Capital Development Project Round II Fund, and appropriating the sum of \$233,000 or so much thereof as may be necessary for the purpose of providing the necessary City participation funds in the Dock Street Project between 4th and 11th Streets.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker.

Nays: 0

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

Ordinance No. 21763

Amending Section 1.12.100 of the Official Code relating to Travel, Transportation and Related Expenditures, to provide for an increase in allowable mileage costs.

Roll call vote was taken, resulting as follows:

Ayes: 6 - Bichsel, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker.

Nays: 1 - Evans.

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

Ordinance No. 21764

Authorizing execution of grant award agreement in the amount of \$15,262 with the U.S. Civil Service Commission to provide for the continued operation of the Cooperative Labor/Management Program in 1979; appropriating the sum of \$15,262, or so much thereof as may be necessary, from the Intergovernmental Personnel Act State Grant Fund and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker.

Nays: 0

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

Ordinance No. 21766

Authorizing execution of a grant award contract with the National Council of Senior Citizens in the amount of \$257,126.00; appropriating the sum of \$257,126.00, or so much thereof as may be necessary from the 1980 Senior Aides Program Fund, for the purpose of conducting the Senior Community Services Employment Program and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Richsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Mayor Parker.

Nays: 0

Absent: 2 - Strege and Warnick.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 21769

Repealing and reenacting Chapter 6.71 of the Official Code to be entitled Steamfitter Certificate of Competency.

The Ordinance was set over for final reading next week.

Ordinance No. 21770

Repealing and reenacting Chapter 6.58 of the Official Code entitled Gas Fitter and Appliance Installer Certificate of Competency.

The Ordinance was set over for final reading next week.

Ordinance No. 21771

Amending Chapters 9.22, 13.04 and 13.06 of the Official Code to increase the public notice requirements to a minimum of thirty days.

The Ordinance was set over for final reading next week.

Ordinance No. 21772

Repealing and reenacting Section 13.04.290 of the Official Code to allow fees to be charged in lieu of dedication of land for open space for subdivision.

The Ordinance was set over for final reading next week.

Ordinance No. 21773

Accepting a grant award from the State Department of Ecology in the amount of \$32,000 for continuing the work of processing the Shoreline Management Substantial Development program; depositing said funds in the Coastal Zone Management Fund; appropriating \$32,000, or so much thereof as may be necessary, for carrying out said project; and authorizing a temporary loan from the General Fund to said Coastal Zone Management Fund in the amount of \$32,000 to be repaid within 60 days after receipt of grant funds.

The Ordinance was set over for final reading next week.

Ordinance No. 21774

Authorizing the transfer of \$38,222 from the Contingency Fund to the County-City Health Revolving Fund; appropriating said sum from the County-City Health Revolving Fund for providing the operation of a Day Care Screening Program; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

Ordinance No. 21775

Authorizing execution of a grant award agreement with the State Office of Archaeology and Historic Preservation for \$80,000 to provide for the Pantages Performing Arts Center rehabilitation; depositing said sum into the Performing Arts Center Grant Fund; and appropriating \$80,000, or so much thereof as may be necessary from said fund.

The Ordinance was set over for final reading next week.

Ordinance No. 21776

Authorizing execution of a promissory note to the Federal Government in the amount of \$3,000,000; authorizing execution of an agreement with the Federal Financing Bank for Loan Guarantee Assistance; creating a new fund to be known as the UPS Law Center 108 Loan Guarantee Fund; specifying the purposes for which said fund is created; appropriating \$3,000,000, or so much thereof as may be necessary, for acquiring and rehabilitating certain real property owned by the City in conjunction with the development and completion of a Law Center.

The Ordinance was set over for final reading next week.

Ordinance No. 21777

Creating a new trust fund to be known as the UPS Law Center - UDAG Fund for implementing an Urban Development Action Grant; appropriating \$1,500,000, or so much thereof as may be necessary, from said fund; and authorizing implementation of the terms of an Urban Development Action Grant.

The Ordinance was set over for final reading next week.

Ordinance No. 21778

Amending Chapter 13.06 of the Official Code to reclassify the southwest corner of Sixth Avenue and Pearl Streets from an "R-2" to a "C-2" District. (Gordon E. Orwig)

Councilman Nielsen made a motion to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Schroeder. Voice vote was taken and carried.

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

Ordinance No. 21779

Vacating a portion of Morton Street and all of the alley to the north between Portland Avenue and East "R" Street. (Metropolitan Park District)

Councilwoman Bichsel made a motion to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Schroeder. Voice vote was taken and carried.

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

Ordinance No. 21780

Authorizing execution of a grant award agreement for \$1,592 with the Washington State Arts Commission for continued operation of the Neighborhood Arts Program; depositing said sum in the 1490 Neighborhood Arts Program Fund; and appropriating \$1,592, or so much thereof as may be necessary, from said fund.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 25811 (Continued from the meeting of July 3, 1979)

Appointing Paul Gray as a member of the City Planning Commission for a three-year term expiring July 2, 1982.

Councilman Schroeder moved that the Resolution be adopted. Seconded by Mayor Parker.

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Mayor Parker then read a letter from Mr. Paul Gray, President of Puget Sound Office Interiors, which stated that he is not now a candidate for the City Council, will not be filing for the position in the upcoming election.

Voice vote was taken on the resolution and carried, with Councilwoman Bichsel voting no. The Resolution was declared adopted.

Resolution No. 25820 (Continued from the meeting of July 3, 1979)

Authorizing execution of a contract with Keith Bates to implement a Business and Employment Needs Survey of City businesses and to assist implementation of the Neighborhood Commercial Revitalization Project.

Councilman Schroeder made a motion to adopt the Resolution. Seconded by Councilman Nielsen.

Upon the recommendation of Mr. Ben Frerichs of the Community Development Department however, Councilman Schroeder made a motion to remove the resolution from the agenda. Seconded by Mayor Parker. Voice vote was taken and carried. The Resolution was removed from the agenda.

Resolution No. 25823 (Continued from the meeting of July 3, 1979)

Adopting the amended City of Tacoma Affirmative Action Plan as required annually to enable implementation during the 1979 calendar year.

Councilman Schroeder moved that the Resolution be adopted. Seconded by Councilman Nielsen.

Mayor Parker then made a motion to substitute a revised Resolution No. 25823. Seconded by Councilman Schroeder. Voice vote was taken and carried. The resolution was substituted.

Following a brief discussion, voice vote was taken on the substitute resolution and carried. The Resolution was declared adopted.

Resolution No. 25826

Authorizing the purchase of property at 5016 South "A" Street for an Eastside Senior Center.

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

Resolution No. 25827

Authorizing execution of an agreement with Pierce County for sewerage service in the vicinity of East 72nd and Roosevelt Avenue.

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

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Resolution No. 25828

Authorizing the purchase of dictating equipment from Dictaphone Corporation for \$3,114.88 and waiving formal bidding procedures.

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

Resolution No. 25829

Authorizing the purchase of an intercommunications system from Pacific Northwest Bell for the Health Department.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Nielsen.

Councilman Evans requested that this matter be continued over for one week because there was no representation from the Health Department. Seconded by Councilman Kirby. Voice vote was taken and carried. The Resolution was continued for one week.

Resolution No. 25830

Exempting the Housing Authority from paying in lieu of taxes.

Mayor Parker made a motion to postpone action on the resolution for one week. Seconded by Councilman Kirby. Voice vote was taken and carried. The Resolution was postponed one week.

Resolution No. 25831

Authorizing amendments to agreements with the United Methodist Church and Tacoma Community House to provide for an increase in funding and an extension of the terms to six years.

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

PUBLIC HEARINGS:

This is the date set for public hearing on the Community Development Block Grant program progress and performance.

Mayor Parker opened the hearing at 6:10 p.m., after which Mr. Jon Egge of the Community Development Department, gave a brief review of the program together with its progress and performance. No representative of the public appeared to speak either for or against the program.

Following a brief discussion Mayor Parker closed the public hearing at 6:15 p.m.

Councilman Hudson then made a motion to reconsider Resolution No. 25814, which failed at the previous weeks' meeting. Seconded by Councilman Schroeder. Voice vote was taken and carried, with Councilman Kirby voting no.

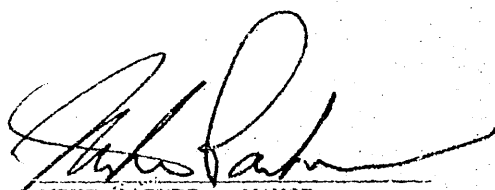
Resolution No. 25814

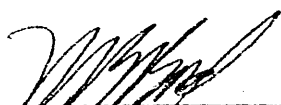
Approving the preliminary plat for PARKSIDE for the subdivision of 15 acres into 49 lots, located west of Mildred Street between North 49th and North 50th Streets. (Washington Services, Inc.)

Following a brief discussion, roll call vote was demanded on the resolution, resulting as follows: Ayes: 6 - Bichsel, Evans, Hudson, Nielsen, Schroeder and Mayor Parker. Nays: 1 - Kirby. Absent: 2 - Strega and Warnick. Mayor Parker declared the Resolution passed.

Following a brief informational report from Public Works Director Ron Button regarding upcoming street closures, Councilman Schroeder made a motion to adjourn the meeting. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

On proper motion the meeting adjourned at 6:25 p.m.


MIKE PARKER - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK