

CITY COUNCIL MINUTES

City Council Chambers
December 9, 1986

The meeting was called to order at 5:04 p.m.

Present on roll call: 9 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Warrick, and Mayor Sutherland.

The Flag Salute was led by Council Member Nielsen.

Mayor Sutherland requested that the audience remember the late Judge Erling Tollefson.

CONSENT AGENDA

Approval of the corrected minutes of the meeting of October 21, 1986 and minutes of the regular meetings of November 25, 1986 and December 2, 1986 and budget hearings of November 17, 1986 and November 19, 1986.

PETITIONS:

Kenn D. Triebelhorn requesting the reclassification of the property located at the west side of Madison Street and approximately 535 feet south of South 74th Street from an "R-2" to an "M-1" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 29418

Setting Tuesday, January 20, 1987 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate the alley between Yakima Avenue and "G" Street from North "I" Street to North 2nd Street. (Myron Jim McNeerthney; File No. 124.828)

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APPEALS:

- a. City of Tacoma appealing Jones Washington Stevedoring Company (File No. T-31613) Audit Assessment Notice No. AD 5372 by the Department of Tax and License.

Setting Tuesday, January 13, 1987 at 6:00 p.m. as the date for hearing by the City Council.

- b. Jones Washington Stevedoring Company (File No. T-31613) appealing Audit Assessment Notice No. AD 5372 by the Department of Tax and License.

Setting Tuesday, January 13, 1987 at 6:00 p.m. as the date for hearing by the City Council.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, December 9, 1986.
b. Minutes of the meeting of the Civil Service Board, November 17, 1986.
c. Minutes of the meeting of the Human Rights Commission, October 16, 1986.
d. Minutes of the meeting of the Public Utility Board, November 10, 1986.
e. Minutes of the meeting of the Tacoma-Pierce County Board of Health, November 5, 1986.
f. Minutes of the meeting of the Tacoma Planning Commission, November 17, 1986.
g. Report of the Director of Finance, October 1986.
h. Monthly Financial Reports for the Belt Line Division, Data Processing Division, Fleet Services Fund, Light Division, Self-Insurance Claim Fund, and Water Division, October 1986.

Deputy Mayor Rasmussen moved that the Consent Agenda, including Resolution No. 29418, be approved. Seconded by Council Member Hyde. Voice vote was taken and carried. The Consent Agenda was declared approved.

Mayor Sutherland proclaimed the week of December 13 - 20, 1986, to be "NCAA Week," and presented the proclamation to Mr. Jim Sheldon, Assistant Director of Championships for the NCAA.

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

COMMUNICATIONS:

City Attorney recommending approval of the withdrawal and closing of the reclassification request of Michael H. Healy for the property located at the northeast quadrant of South 72nd Street and Interstate 5. (Michael H. Healy; File No. 120.718)

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Mayor Sutherland moved to concur in the recommendations of the City Attorney. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

FINAL READING OF ORDINANCES:

Ordinance No. 23742

Adopting the annual budget of the City of Tacoma for fiscal year 1987.

Council Member Stenger moved that the following be added to the General Fund Budget:

\$500,000 to the Human Development Department to be used for various community-based programs;

\$43,000 to the Nondepartmental budget for the Visitors and Convention Bureau Center;

\$1,000,000 to be used for capital improvements;

\$84,500 to the Buildings Division budget to add two Building Inspector positions, with this expense to be partially offset by an increase in building permit fees;

\$100,000 to be used for a one time expense of obtaining books for the new branch libraries;

\$200,000 to the Police Department budget, with the precise expenditure of such funds to be determined following the manpower study and a recommendation from the Police Department on the best use of the funds;

\$46,000 to the Nondepartmental budget for an increase in dues to the Puget Sound Council of Governments (PSCOG);

\$25,000 to the contribution to the City Street Fund to be used for a Tacoma Dome Access Program;

and \$42,000 to the OIA budget for an additional position to provide services related to international affairs.

Be it further moved that the General Fund Contribution to the Contingency Fund be decreased by \$100,000 and \$110,520 be transferred from the Federal Shared Revenue Fund to be used for various community programs.

Be it further moved that \$240,000 in funds previously designated for capital improvements for the Jones Building be transferred to and appropriated in the Performing Arts Center Operating Fund for general operations of the Pantages Theatre.

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Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Council Member Stenger moved that the contributions to the Metropolitan Parks District be increased by \$20,000 for the construction of moorage buoys. Seconded by Council Member Hyde.

Deputy Mayor Rasmussen stated that he did not currently have a conflict of interest with this motion, but would abstain since his firm may, in the future, be involved in some projects relative to the Park District Bond Issue.

Voice vote was taken and carried, with Council Member Harnick voting Nay and Deputy Mayor Rasmussen abstaining. The motion was declared adopted.

Council Member Ladenburg moved to appropriate an additional \$220,000 to the Police Department to allow additional Patrol Officers without deleting the school liaison program. The intent of the Council is that staff negotiate with the School District this year to request joint funding of this program in the future. Seconded by Council Member Hyde.

Roll call vote was taken, resulting as follows:

Ayes: 4 - Hyde, Ladenburg, McElliott, and Mykland.

Nays: 5 - Nielsen, Rasmussen, Stenger, Harnick and Mayor Sutherland.

The motion was declared failed.

Council Member Ladenburg moved to appropriate an additional \$185,000 to the Pantages. Seconded by Council Member Mykland.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Hyde, Ladenburg, Mykland, Nielsen, and Harnick.

Nays: 4 - McElliott, Rasmussen, Stenger, and Mayor Sutherland.

The motion was declared adopted.

Council Member Ladenburg moved to appropriate an additional \$21,000 to the Urban League. Seconded by Council Member Hyde.

Roll call vote was taken, resulting as follows:

Ayes: 4 - Hyde, Ladenburg, McElliott, and Mykland.

Nays: 5 - Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

The motion was declared failed.

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Council Member Ladenburg moved to reallocate \$185,000 of investment income from the Insurance Reserve to the General Fund for the Pantages. Seconded by Council Member Mykland. Voice vote was taken and carried with Council Member McElliott voting Nay.

Deputy Mayor Rasmussen stated that his vote on the budget included everything except Park District matters.

David Dow, Finance Director, stated that the ordinance that created the Self-Insurance Claim Fund requires a unanimous approval of Council to divert income from that fund.

Roll call vote was taken on Council Member Ladenburg's preceding motion, resulting as follows:

Ayes: 8 - Hyde, Ladenburg, Mykland, Nielsen, Rasmussen, Stenger, Warrick, and Mayor Sutherland.

Nays: 1 - McElliott.

The motion was declared failed.

Council Member Ladenburg moved to reduce the number of dollars to the Self-Insurance Claim Fund from the General Fund contribution, the amount to be reduced by \$185,000, and that contribution of \$185,000 to be placed in the Pantages Fund. Seconded by Council Member Warrick. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved to amend Ordinance 23742, Page 1, the funds to read:

0010 General Fund	\$77,435,722.00
0650 Health Pooling Summary Fund	\$12,390,096.00
1030 Contingency Fund	\$ - 0 -
1040 City Street Fund	\$ 9,585,137.00
1200 Library Fund	\$ 4,757,283.00
4190 Performing Arts Center Operating Fund	\$ 627,243.00

and to amend Page 2, line 13, the total, to read: \$431,771,032.00.

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

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

Ayes: 9 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Warnick, and Mayor Sutherland

Nays: 0.

The Ordinance, as amended, was declared passed.

Ordinance No. 23579

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northwest corner of East 44th Street and Portland Avenue from an "R-3" Two and Three-Family Dwelling District to a "C-1" Commercial District for the development of a 9,000 square foot retail/commercial building. (Robert and Zenda Preston; File No. 120.1141)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Rasmussen and Stenger.

The Ordinance was declared passed.

Ordinance No. 23606

Vacating South 52nd Street from Tacoma Mall Boulevard to the SR-5 Freeway fence, and a portion of the property "turned back" to the City by the State of Washington lying westerly of SR-5 and north of South 52nd Street. (Richard Kloppenburg; File No. 124.806)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Rasmussen and Stenger.

The Ordinance was declared passed.

Ordinance No. 23740

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northeast corner of South 19th and Mildred Streets from a "C-1" Commercial District to an "R-2" One-Family Dwelling District to bring the

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zoning into conformance with the recommendations of the West End Plan. (City of Tacoma; File No. 120.1174)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Rasmussen and Stenger.

The Ordinance was declared passed.

Ordinance No. 23741

Amending Chapter 13.06 of the Official Code to reclassify the property located at the north side of South 19th Street approximately 740 feet east of South Meyers Street from an "R-P" Research Park District to an "R-2" One-Family Dwelling District and a "PDB" Planned Business Development District to bring the zoning into conformance with the recommendations of the West End Plan. (City of Tacoma; File No. 120.1175)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Rasmussen and Stenger.

The Ordinance was declared passed.

Ordinance No. 23746

Appropriating \$200,903.00 from the Self-Insurance Claims Fund to pay claims and judgments in the calendar year 1986, and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Rasmussen and Stenger.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 23747 (Continued from the meeting of December 2, 1986.)

Amending Section 2.09.020 of the Official Code relative to building permit fees and procedures for the collection thereof to revise fees.

The Ordinance was set over for final reading next week.

Ordinance No. 23748

Amending Chapter 13.06 Of the Official Code to reclassify the property located at the southeast corner of South 80th Street and South Hosmer Street from an "R-2" One-Family Dwelling District to a "C-P-N" Planned Neighborhood Shopping Center District to develop a neighborhood shopping center. (Puget Sound National Bank; File No. 120.1179)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

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

Ordinance No. 23749

Vacating the alley south of South 11th Street between Orchard and Villard Streets to provide access and parking area for a proposed apartment complex. (Lewis R. Jones; File No. 124.822)

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

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

Ordinance No. 23750

Appropriating \$940,864.00 from the Tacoma-Pierce County Health Department Summary Fund for 1986 expenditures for various Health Department divisions.

The Ordinance was set over for final reading next week.

Ordinance No. 23751

Accepting a donation of \$110,000.00 to acquire and install the artwork "Locomotive Monument" by artist Doug Granum for a site located at 14th and "A" Streets.

The Ordinance was set over for final reading next week.

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Ordinance No. 23753

Appropriating \$100,000.00 from the Municipal Building Acquisition and Operating Fund for major repairs to the Tacoma Municipal Building, and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 23754

Authorizing the execution of a grantaward contract with the State of Washington Interagency Committee for Outdoor Recreation in the amount of \$150,000.00; transferring \$60,000.00 from the Vacated Street Right-of-Way Fund; appropriating \$137,461.00 from the Vacated Street Right-of-Way Fund to the Miscellaneous Grants Summary Fund; appropriating \$347,461.00 from the Miscellaneous Grants Summary Fund for the Titlow Waterfront Project; and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 23755

Appropriating \$420,000.00 from the Employee Benefits Trust Fund for employee Health Care Insurance and Group Life Insurance premiums; appropriating \$245,000.00 for redemption of the 1975 Water Revenue Bonds; and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 23756

Amending the Pay and Compensation Plan to establish 1987 rates of pay for certain Beltline classifications and for electrical helpers assigned to the meter shop.

The Ordinance was set over for final reading next week.

Ordinance No. 23757

Amending the Pay and Compensation Plan to expand the service award program to include recognition of 10 and 15 years of service, provide employee awards for outstanding service, and provide an alternate award for accident free driving.

The Ordinance was set over for final reading next week.

Ordinance No. 23758

Creating the Consolidated General Obligation Bond Redemption-Limited Issues Fund and authorizing the transfer of all assets, liabilities, and fund equities from limited general obligation debt funds to said consolidation fund.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Purchase Resolution No. 29419

Awarding contracts to:

1. Motorola Communications and Electronics for the cooperative purchase of portable radios and pagers for the Fire Department - Washington State Contract Nos. 27A-83 and 155-85;
2. Greaves Company, Inc., on their bid of \$45,701.62 for the replacement parts for the Williams No. 680 Refuse Shredder at the sanitary landfill site - Single Source;
3. Westinghouse Elevator Company on their bid of \$23,599.58 for elevator repair at the Tacoma Municipal Building;
4. Gordon Korsmo Construction Company on their bid of \$22,525.89 for Shop 3 Administrative Office remodeling - Specification No. G-248-86;
5. Ogden-Burtco Services, Inc., to increase their contract for reimbursement for concessionaire services by \$400,000.00 - Specification No. G-091-82;
6. Manpower Temporary Services to increase their contract for temporary services by \$40,000.00 - Specification No. G-101-84; and
7. Rejecting all bids submitted for Heat Pump Systems for the City of Tacoma Landfill Office/Shop Building - Specification No. G-257-86.

Mayor Sutherland moved to suspend the rules to consider Purchase Resolution No. 29419 - Substitute Exhibit A. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

Purchase Resolution No. 29419 - Substitute Exhibit A

Awarding contracts to:

1. Motorola Communications and Electronics for the cooperative purchase of portable radios and pagers for the Fire Department - Washington State Contract Nos. 27A-83 and 155-85;
2. Greaves Company, Inc., on their bid of \$45,701.62 for the replacement parts for the Williams No. 680 Refuse Shredder at the sanitary landfill site - Single Source;
3. Westinghouse Elevator Company on their bid of \$23,599.58 for elevator repair at the Tacoma Municipal Building;
4. Gordon Korsmo Construction Company on their bid of \$22,525.89 for Shop 3 Administrative Office remodeling - Specification No. G-248-86;
5. Ogden-Burtco Services, Inc., to increase their contract for reimbursement for concessionaire services by \$400,000.00 - Specification No. G-091-82;
6. Manpower Temporary Services to increase their contract for temporary services by \$40,000.00 - Specification No. G-101-84; and
7. Rejecting all bids submitted for Heat Pump Systems for the City of Tacoma Landfill Office/Shop Building - Specification No. G-257-86.
8. Rushforth Construction Company, Inc., on their bid of \$214,883.74, for Sidewalk Rehabilitation Project - LID No. 2602 - Specification No. G-259-86.

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Mayor Sutherland moved to waive the formal bidding procedures on Purchase Item Nos. 2 and 3. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on the Purchase Resolution, including Substitute Exhibit A. The Purchase Resolution was declared adopted.

Resolution No. 29420

Authorizing the execution of contracts with outside agencies for the furnishing of social and health services to the eligible citizens of the City of Tacoma.

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

Resolution No. 29421

Authorizing the refund of program generated income in the amount of \$51,260.00 from the General Fund to the Bonneville Power Administration.

Mayor Sutherland moved to suspend the rules to consider Substitute Resolution No. 29421. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 29422

Authorizing the execution of an Extension of Lease Agreement with The Good-Hard Corporation for space at 1925 Commerce Street for the Home Repair Program from October 1, 1986 to September 30, 1987.

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

PUBLIC HEARINGS AND APPEALS: (Began at 5:58 p.m.)

- a. This is the date set for hearing the appeal of Russell and Barbara Walsh relative to their requests for a vacation and variance at the property located at the west side of Narrows Drive between North 31st Street and North 35th Street (extended west). (File Nos. 130.2775 and 124.821)

Mayor Sutherland reviewed the rules for appeals before the City Council.

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Ernetta Weathersby, Hearings Examiner, reviewed the facts of the case.

James Healy, Jr., stated the reasons for the Walsh's appeal.

Richard Shepard, Attorney-at-Law, spoke in favor of the Hearings Examiner's results.

Deputy Mayor Rasmussen moved to concur in the Findings, Conclusions, and Recommendations of the Hearings Examiner and deny the appeal. Seconded by Council Member Stenger. Voice vote was taken and carried. The motion was declared adopted.

The appeal was denied.

- b. This is the date set for a public hearing to consider a proposed amendment to Chapter 13.06 of the Official Code to establish a new zoning classification for certain commercial districts (began at 6:27 p.m.).

Kevin Foley, Planning Department, gave a presentation regarding the proposed amendments.

Mayor Sutherland called for public testimony.

Speaking to the Council were:

Cathryn Ursich Vice President,
Old Town Improvement Club

Caroline Gallacci 2723 North Starr

After discussion Council Member Stenger requested that staff look at an alternative 4.f. for the ordinance.

Speaking to the Council was:

Bruce Steel Local Developer

Council Member Stenger requested alternative language in lieu of the retail/incentives for retail portion of the proposed ordinance.

There being no further testimony, Mayor Sutherland declared the public hearing closed at 7:12 p.m.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Mayor Sutherland moved to recess to Executive Session to discuss personnel matters. Seconded by Council Member Harnick. Voice vote was taken and carried. The motion was declared adopted.

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Council recessed to Executive Session at 6:43 p.m. and reconvened at 7:46 p.m.

On proper motion, the meeting was adjourned at 7:47 p.m.


DOUG BUTHERLAND, MAYOR

ATTEST:


GENELLE BIRK, CITY CLERK

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