

CITY COUNCIL MINUTES

City Council Chambers  
December 22, 1981

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

Present on roll call: 7 - Bichsel, Hawkins, Hyde, Rasmussen, Strega, Sutherland and Deputy Mayor Nielsen. Absent: 2 - Kirby and Mayor Parker. Mayor Parker arrived at 5:11 p.m.

The Flag Salute was led by Deputy Mayor Nielsen.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of December 15, 1981.

PETITIONS:

Annexation of the property located in the vicinity of the Browns Point area. (C. A. Gardner, et al)

For referral to the Planning Department

RESOLUTIONS:

Resolution No. 27231

Setting Tuesday, February 9, 1982 at 1:30 p.m. as the date for hearing by the Hearings Examiner the request for the vacation of 2.5 feet of Broadway Plaza, South 13th Street and Court "C." (Cornerstone Development Co.)

Resolution No. 27232

Setting Tuesday, February 9, 1982 at 10:30 a.m. as the date for hearing by the Hearings Examiner the request for vacation of East "F" Street north from East 26th Street. (Gordon Hemminger.)

Resolution No. 27233

Approving the final plat for MILLER'S SHERIDAN 2nd ADDITION located at South 83rd and just east of Sheridan. (Edward P. Miller)

APPEALS:

Evergreen Council on Alcoholism appealing the taxation of an event held on November 28, 1981.

Setting Thursday, January 21, 1982 at 10:00 a.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the regular meeting of the Tacoma Employees' Retirement System, November 19, 1981.
- b. Minutes of the Special Meeting of the Board of Administration of The Tacoma Employees' Retirement System, December 3, 1981.
- c. Minutes of the meeting of the Landmarks Preservation Commission, December 2, 1981.
- d. Minutes of the meeting of the Human Relations Commission, November 19, 1981.
- e. Minutes of the meeting of the Tacoma Planning Commission, November 16, 1981.
- f. Minutes of the meeting of the Board of Trustees of the Tacoma Public Library, November 17, 1981.
- g. The Tacoma Police Department Monthly Summary of Crime Statistics for November, 1981.

Councilman Rasmussen moved that the Consent Agenda, including Resolution Nos. 27231, 27232 and 27233, be approved. Seconded by Councilwoman 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:

Substitute Ordinance No. 22589 (Continued from the meeting of December 15, 1981)

Repealing Ordinance No. 20096 to eliminate the City Parking Lot Reserve Fund and transferring all assets from said Fund to the Municipal Building Acquisition and Operating Fund.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 2 - Kirby and Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22591

Amending the Pay & Compensation Plan to implement 1982 salaries for unrepresented classes and declaring an emergency making necessary the passage of this ordinance and its taking effect January 1, 1982.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 2 - Kirby and Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22592

Accepting a gift of a 1981 Ford van from the Independent Insurance Agents and Brokers of Pierce County for use by the Fire Department.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 2 - Kirby and Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22593

Accepting a gift of a piano from the Xerox Corporation for use at the Beacon Senior Center.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 2 - Kirby and Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22595

Appropriating \$9,000, or so much thereof as may be necessary, from the Tacoma Municipal Transit System Fund to pay unanticipated expenditures for 1981, and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 2 - Kirby and Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22596

Appropriating \$45,000 from the General Fund to the Police Relief and Pension Fund to meet necessary expenditures incurred during 1981, and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 2 - Kirby and Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22597

Appropriating \$110,000, or so much thereof as may be necessary, from the Urban Arterial Fund for paying necessary costs incurred during 1981 and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 6 - Bichsel, Hyde, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 1 - Hawkins.

Absent: 2 - Kirby and Mayor Parker.

The Ordinance was declared passed.

Mayor Parker arrived at 5:11 p.m.

Ordinance No. 22598.

Appropriating \$100,000, or so much thereof as may be necessary, from the Refuse Utility Operating Fund for paying necessary costs incurred during 1981 and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Kirby.

The Ordinance was declared passed.

Ordinance No. 22599

Amending Chapters 13.04, 13.06 and 13.10 of the Official Code to establish a process to notify neighborhood and community organizations of land use hearings and decisions.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Kirby.

The Ordinance was declared passed.

Ordinance No. 22600

Amending Chapter 8 of the Official Code relative to public safety and morals.

Councilman Hyde moved to suspend the rules to allow Mr. Richard Razor, representing A.B.A.T.E. of Washington, to speak on this Ordinance as he was unaware of it and not able to speak at the last meeting. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Richard Razor, Assistant Legislative Officer for Tacoma Chapter of A.B.A.T.E. of Washington, spoke on the Ordinance.

Deputy Mayor Nielsen moved to set the Ordinance over for one week to allow the City Attorney or Police Department to comment on some of the testimony that was given by Mr. Razor. Seconded by Councilwoman Bichsel. Voice vote was taken and carried with Councilman Hyde voting no.

The Ordinance was set over for final reading until next week.

Ordinance No. 22601

Amending Chapter 1.19.020 of the Official Code relative to a motor vehicle allowance for the Mayor and declaring an emergency making necessary the passage of this ordinance and its taking effect January 1, 1982.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Nielsen, Rasmussen, Strege and Mayor Parker.

Nays: 0

Absent: 1 - Kirby.

Abstaining: 1 - Sutherland.

The Ordinance was declared passed.

Ordinance No. 22602

Repealing and reenacting Chapter 1.28 of the Official Code relative to the Civic Arts Commission.

Councilman Strege moved to amend Page 1, Sect. 1.28.020, Subsection A to read as follows: "A member of the City Council appointed by the City Council;" Subsection D to read: "Two members at large appointed by the City Council;" and Subsection E, Line 23 to read: "Ten persons appointed by the City Council from persons, etc." Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Councilman Strege moved to amend Page 5, Line 6½ to add a new sentence to read as follows: "All minutes of the Commission shall be filed with the City Clerk." Seconded by Councilman Rasmussen. Voice vote was taken and carried.

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

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

Nays: 0

Absent: 1 - Kirby.

The Ordinance, as amended, was declared passed.

Ordinance No. 22603

Amending Ordinance No. 22482 to extend the interim zoning on certain properties in Northeast Tacoma until June 30, 1982.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hyde, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 1 - Hawkins.

Absent: 1 - Kirby.

The Ordinance was declared passed.

Ordinance No. 22604

Transferring funds from the Local Improvement Guaranty Fund to the General Fund; creating Consolidated Local Improvement District No. 23 Escrow Fund; appropriating said funds to the Consolidated Local Improvement District No. 23 Escrow Fund, and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Mayor Parker moved to insert the figure \$16,060.00 on Page 1, Lines 2, 13 and 14; and on Page 2, Line 3. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Kirby.

The Ordinance was declared passed.

Ordinance No. 22605

Authorizing the issuance and sale of Consolidated Local Improvement District Bond Issue No. 23.

Mayor Parker moved to insert the figure 22604 on Page 3, Line 8; and on Line 9½ the figure \$16,060.00; on Page 5 for Bonds 1-126 to insert 12.875%, Bonds 127-162 to insert 13% and Bonds 163-177 to insert 13½%. Seconded by Councilman Sutherland. Voice vote was taken and carried.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Kirby.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 22606

Appropriating \$750.00, or so much thereof as may be necessary from the Capital Projects Waterway Fund for a portable public restroom unit 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. 22607

Amending Section 6.60.060 of the Official Code relating to license fees for dogs and cats.

The Ordinance was set over for final reading next week.

Ordinance No. 22608

Authorizing the execution of a grant award contract with the United States Department of Labor in the amount of \$200,000.00 and appropriating said sum or so much thereof as may be necessary from the Comprehensive Employment Services Grant Fund to provide employment and training services for eligible City residents.

The Ordinance was set over for final reading next week.

Ordinance No. 22609

Appropriating \$9,527.00 or so much thereof as may be necessary, from the Economic Development Administration Round II Capital Development Project Fund to reimburse Tacoma School District No. 10 for relocation and paving of "E" Street, 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.

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RESOLUTIONS:

Purchase Resolution No. 27234

Awarding contract to:

1. Northwest Envelope Company on their bid of \$6,188.22 for office envelopes - Spec. No. G-150-81.

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



Resolution No. 27235

Authorizing the execution of an agreement with Milliman & Robertson Inc. to provide actuarial consultation to the Board of Administration of the Tacoma Employees' Retirement System for calendar year 1982.

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

Resolution No. 27236

Approving the revised guidelines for retaining consultants to provide technical services.

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

Resolution No. 27237

Approving the site plan for the Eastside Neighborhood Pool at Gault Junior High School.

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

Resolution No. 27238

Authorizing a temporary loan not to exceed \$20,000 from the General Fund to the Refuse Utility Operating Fund.

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

Resolution No. 27239

Authorizing a temporary loan not to exceed \$15,000.00 from the General Fund to the Central District Research and Development Fund.

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

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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Deputy Mayor Nielsen said that Councilman Hawkins had informed him earlier that the City Attorney's office is drafting an ordinance clarifying an ambiguity insofar as the term of the Deputy Mayor is concerned and informed the City Attorney to put his name on the ordinance as cosponsor.

Councilman Strege stated that two months ago Councilman Kirby presented to members of the Council the final report of the Substance Abuse Task Force of the Joint Municipal Action Committee. He said that at that time the Council directed both City and School district staffs to prepare responses. He passed out the School District's responses which they, the School District, have adopted and accepted as a part of their agenda to try to fight the abuse of substances within the schools for next year and ensuing years. He said the City is preparing their response and hopes that when that is prepared we can propose that to the Council and the Council can accept that as well.

Councilman Strege said that the Council had received some material late this afternoon on the WPPSS mothballing program. He presented Council members with a copy of a letter he has addressed to the Director of the Public Utilities Department wherein he has asked a number of questions which he would like answered before taking final action on the proposed plan.

Councilman Strege stated, that as relates to the Public Utility Board, he would like to have an opportunity for both the City Council and the Public Utility Board members to discuss mutual energy subjects. He said he would like a half day session, no agenda, just to sit down with them and discuss what we see as mutually the goals of the Public Utility Board and the City Council.


Mayor Parker moved to recess into Executive Session to discuss personnel and real estate matters. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. Council recessed at 6:19 p.m. and reconvened at 6:39 p.m.


Mayor Parker moved approval of the proposed settlement agreement relating to the sale of the assets of Tacoma Transit to Pierce Transit, together with settlement of all other issues and items of liabilities, including, but not limited to, the retirement system liability, transit employee vacation and sick leave, providing for an in consideration of the payment by Pierce Transit to the City of Tacoma of the sum of \$3,010,550, together with interest at the rate of 10.2 percent per annum, commencing on January 1, 1980, payable 20 percent on January 1, 1982, plus accrued interest on the entire balance; 20 percent on July 1, 1982, and 20 percent each July 1st thereafter, plus interest on each installment, until the entire balance, together with the interest thereon, has been fully paid. Upon receipt of all of such sums the City will transfer, by appropriate instruments, its interest in all real and personal property now owned by it and subject to the agreement, to Pierce Transit, a municipal corporation; that the proper officers of the City be and they are further authorized to execute such further instruments, documents or releases as shall be required in order to carry out the intent of this motion, and, further, that the funds paid hereunder be deposited in the Transit Fund and held in reserve pending

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completion of the actuarial study of the City's retirement system as it relates to the unfunded liability in the retirement system caused by the creation of Pierce Transit and the discontinuance of the former Tacoma Transit System. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

On proper motion, the meeting adjourned at 6:41 p.m.

  
MIKE PARKER - MAYOR

Attest:   
H. B. BOND - CITY CLERK