

CITY COUNCIL MINUTES

City Council Chambers  
May 1, 1990

The meeting was called to order at 5:03 p.m.

Present on roll call: 7 - Evans, McElliott, Miller, Mykland, Nielsen, Warnick, and Deputy Mayor Stenger. Absent: 2 - Moss and Mayor Vialle.

The Flag Salute was led by Council Member Evans.

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C O N S E N T   A G E N D A

Approval of the minutes of the meeting of April 17, 1990.

RESOLUTIONS:

Resolution No. 30862

Setting Tuesday, June 5, 1990, at 9:30 a.m. as the date for a hearing by the Hearing Examiner on the request to vacate a portion of the north 40 feet of North 11th Street between Jackson and Cascade Avenues. (Arthur D. De Caro; File No. 124.914)

Resolution No. 30863

Setting Tuesday, June 12, 1990, at 1:30 p.m. as the date for a hearing by the Hearing Examiner on the request to vacate a portion of unused street right-of-way at the intersection of Milwaukee Way and Pacific Highway below and adjacent to the highway overpass. (Jean M. Henricksen; File No. 124.915)

Resolution No. 30864

Setting Tuesday, May 8, 1990, at approximately 5:30 p.m. as the date for a public meeting with the initiating parties for the annexation of property in the vicinity of the easterly side of Marine View Drive and the Hylebos Creek. (William A. and Camille M. Fjetland d.b.a. B & L Trucking and Construction Company, Inc.)

Resolution No. 30865

Setting Monday, June 25, 1990, at 5:00 p.m. as the date for a hearing by the Hearing Examiner on L.I.D. No. 5700 for the construction of water mains and fire hydrants in Waterview Street from vacated Dale Street to North 49th Street; thence northeasterly to Ruston Way.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearing Examiner Agenda for Tuesday, May 8, 1990.
- b. Minutes of the meetings of the Human Rights Commission, February 22, and March 15, 1990.
- c. Minutes of the meeting of the Appointments Committee, April 23, 1990.
- d. Proposed Five Year Recycling Program, 1990-1995.
- e. Tacoma Planning Commission 1989 Annual Report.
- f. Order granting in part and denying in part motions for reconsideration, Dale J. Hanson; File Nos. 121.1165 & 122.437.

Council Member Nielsen moved that the Consent Agenda, including Resolution Nos. 30862, 30863, 30864, and 30865, be approved. Seconded by Council Member Evans. 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

COMMUNICATIONS:

Hearing Examiner recommending approval, subject to conditions, of the request for modification of a previously approved "C-2" Commercial District reclassification to allow the development of two retail establishments on the east side of Tacoma Mall Boulevard between South 60th and South 64th Streets extended. (Olympic Sports/Magnolia Hi-Fi & Video; File No. 120.1268A)

Council Member Nielsen moved to concur in the recommendations of the Hearing Examiner. Seconded by Council Member Evans. Voice vote was taken and carried. The motion was declared adopted.

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FINAL READING OF ORDINANCES:

Substitute Ordinance No. 24623

Amending Chapter 13.06 of the Official Code pertaining to regulations for the "B" Business District, the "M-C" Mixed Commercial District, and the "M-1" Industrial District.

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Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 2 - Moss and Mayor Vialle.

The Substitute Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 24625

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northwesterly corner of Center and Tyler Streets from a "R-4-L" Low-Density Multiple-Family Dwelling District to a "C-1" Commercial District to allow construction of a convenience store, gas pumps, retail shops and apartment units. (Alpine Maintenance/Gary Walter Davis; File Nos. 120.1262 & 120.1262A)

Council Member Miller moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Warnick. Voice vote was taken and carried with Council Members McElliott and Mykland voting nay. The motion was declared adopted.

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

Ordinance No. 24626

Vacating a portion of Center Street northwesterly from the northwest corner of Center and Tyler Streets to landscape the area to provide a buffer between the properties and the arterial street. (John D. Dobler and Gary W. Davis; File Nos. 124.889 & 124.889A)

Council Member Warnick moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Nielsen. Voice vote was taken and carried with Council Members McElliott and Mykland voting nay. The motion was declared adopted.

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

Ordinance No. 24627

Vacating portions of South 30th Street and Gunnison Street at the southerly end of Snake Lake to unify Park District property. (Metropolitan Park District; File No. 124.911)

Council Member Evans moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Miller. 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. 24628

Vacating East R Street between Harrison and Morton Streets to combine the area with the abutting park and open space properties. (Metropolitan Park District; File No. 124.910)

Council Member Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Warnick. 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. 24629

Amending Chapter 13.06 of the Official Code to reclassify the property located on the east side of South Sprague Street between South 60th and South 64th Streets extended from an "R-2" One-Family Dwelling District to a "C-2" Commercial District to allow the development of two retail establishments. (Olympic Sports/Magnolia Hi-Fi & Video; File No. 120.1301)

Council Member Miller moved to concur in the Findings, Conclusions and Recommendations of the Hearing Examiner. Seconded by Council Member Warnick. 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. 24630

Appropriating \$10,000.00 from the Visitor and Convention Promotion Fund to provide banners promoting the Goodwill Games, to be placed throughout Tacoma.

The Ordinance was set over for final reading next week.

Ordinance No. 24631

Authorizing the execution of an amendment to the grant award agreement with the United States Equal Employment Opportunity Commission in the amount of \$1,497.00, and depositing and appropriating said sum from the Miscellaneous Grants Summary Fund for travel and related costs for attendance at a mandatory Equal Employment Opportunity Commission training conference.

The Ordinance was set over for final reading next week.

Ordinance No. 24632

Amending Section 11.28.025 of the Official Code relating to overnight parking of motor trucks and semitrailers to restrict parking within any residential district in the City.

The Ordinance was set over for final reading next week.

Ordinance No. 24633

Amending Ordinance No. 24570, as amended by Ordinance No. 24611, to correctly specify City officers authorized to sign financing documents in connection with the Union Station Project; and ratifying and confirming prior acts consistent with this ordinance.

The Ordinance was set over for final reading next week.

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Deputy Mayor Stenger proclaimed the week of May 1-6, 1990, to be "Women as Accounting Professionals Week," and presented the proclamation to Ms. Hollene Owens and Ms. Marion Argo.

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Deputy Mayor Stenger proclaimed the week of May 6-12, 1990, to be "Drinking Water Week," and presented the proclamation to Mr. Ken Olson of the Department of Public Utilities.

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

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PUBLIC HEARINGS AND APPEALS: (Began at 5:27 p.m.)

This is the date set for a public hearing on changing the name of the Bicentennial Pavilion to the Tacoma Convention Center and the name of the Tacoma Dome Convention Hall to the Tacoma Dome Exhibition Hall.

Deputy Mayor Stenger discussed the proposed name changes and called for public testimony.

Speaking to the Council were:

Michael Clayton

Director of Food & Beverage,  
Tacoma Sheraton Hotel

Mark Prows

Deputy Director, Tacoma Dome

Stan Phillips

General Manager, Quality Inn

There being no further testimony, Deputy Mayor Stenger declared the public hearing closed at 5:35 p.m.

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RESOLUTIONS:

Resolution No. 30861

Designating individuals to represent the City in communications with Fuji Bank in matters relating to the Letter of Credit Reimbursement Agreement for the Union Station Federal Courts Project.

Council Member Mykland moved to remove Resolution No. 30861 from the agenda. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 30861 was removed from the agenda.

Purchase Resolution No. 30867

Awarding contracts to:

1. Brodsky's, in the amount of \$11,840.75 to increase their contract for uniforms;
2. Truck Center Corp., on their bid of \$107,919.47 for five 10,000 GVW (dual wheel) flat bed dump trucks - Specification No. G-033-90;
3. Best Parking Lot Cleaning, in the amount of \$11,987.40 to increase and extend their contract for Tacoma Dome parking lot sweeping service - Specification No. G-021-88;
4. Coastline Ford Tractor, Inc., on their bid of \$58,261.59 for one 4-wheel-drive tractor with triple gang flail mowers - Specification No. G-027-90;
5. J.J. Sprague, Inc., on their bid of \$86,488.30 for asphalt alley paving and storm drainage - L.I.D. No. 8520 - Specification No. G-202-90;
6. Hovermarine International, Ltd., in the amount of \$75,000.00 for spare parts for fireboats - Single Source; and
7. Roger Young Welding and Fabrication, on their bid of \$16,810.00 for crowd control barricades for the Tacoma Dome.

Council Member Mykland moved that the Purchase Resolution be adopted, including waiving formal bidding procedures on Item Nos. 6 and 7. Seconded by Council Member Nielsen.

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

Resolution No. 30868

Approving the preliminary plat for Dash Point Estates Division II to allow the subdivision of 41 acres of land into 129 single-family, residential building sites in the vicinity of Browns Point Boulevard and Parkview Drive. (ESM, Inc. for Burrard Investments; File No. 125.303)

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.

Resolution No. 30869

Authorizing a \$50,000.00 increase to the agreement with Gordon, Thomas, Honeywell, Malanca, Peterson and Daheim for legal representation regarding the Steam Plant No. 2 Project EIS legislation litigation.

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.

Resolution No. 30870

Authorizing the the sale of surplus Potlatch Transmission Line right-of-way property easterly of the Tacoma Narrows to Thomas A. and Donna Rae Lomis, and Fred R. and Arlene M. Roberson for \$191,000.00.

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

Resolution No. 30871

Authorizing the expenditure of \$20,000.00 appropriated from the Uniform Controlled Substance Trust Fund in support of the Tahoma Narcotics Enforcement Team in 1990.

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. 30872

Authorizing the sale of property near South Seventh and I Streets to the heirs and devisees of Jack M. DuColon for \$11,000.00.

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

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UNFINISHED BUSINESS:

Deputy Mayor Stenger stated that he needed to appoint three members of the Council to serve with the Pierce County Council as a Granting Authority relative to the open space current use classification request of Donald and Judith Black (File No. 128.15). Deputy Mayor Stenger recommended Council Members Evans, McElliott, and Mykland to serve in this capacity.

Council Member Nielsen moved to appoint Council Members Evans, McElliott and Mykland to serve as the three members of the Council to serve as the Granting Authority. Seconded by Council Member Warnick. Voice vote was taken and carried. The motion was declared adopted.

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REPORTS BY CITY MANAGER:

Ray Corpuz, Jr., City Manager, reminded the Council of the May 2, 1990 public hearing on the Draft Environmental Impact Statement for SR-509. He also reminded the Council of the May 24, 1990 Council workshop. In addition, Mr. Corpuz invited the Council to meet with Mr. John Huxton, a member of Parliament from New Zealand, who would be meeting with staff and interested Council Members.

Mr. Corpuz requested an Executive Session, not to exceed one-half hour, for purposes of discussing litigation.

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COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL

Council Member Warnick commented on the reopening of the downtown library. He reflected on how this affected the quality of life in Tacoma and stated that the library had done an excellent job on the Main Library and the other branch libraries.

Council Member Mykland moved to excuse Council Member Moss and Mayor Vialle from the meeting of May 1, 1990. Seconded by Council Member Miller. Voice vote was taken and carried. The motion was declared adopted.



Council Member McElliott commented on the grand reopening of the Main Library and stated that she they had done a good job. She stated it was a beautiful library. She commented that the job was well done, under budget and on time, and she complimented the Library Board, staff and parties involved.

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Deputy Mayor Stenger moved to recess to Executive Session to discuss litigation, the session not to exceed 30 minutes. Seconded by Council Member Warnick. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 6:06 p.m. and reconvened at 6:30 p.m.

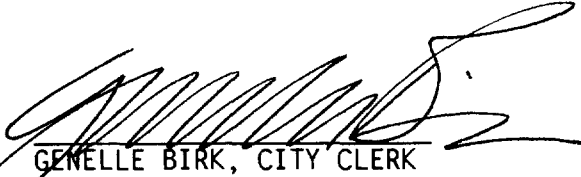
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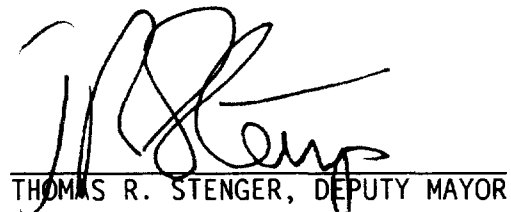
Council Member Nielsen moved that the Municipal Authority be directed and authorized under its agreement to defend and save harmless the City from any claim or liability arising from any program administered by the Municipal Authority, to make available to the City funds as needed (from the investment of proceeds of the UPS UDAG repayment), to be used by the City to retain Gordon Thomas Honeywell as legal counsel as recommended, and for the purposes as explained to the City Council by the City Attorney, and further, that from such funds the Municipal Authority is authorized to pay for legal services of the firm of Eisenhower & Carlson in representing the Municipal Authority in litigation and in responding to concerns of the federal government relative to the Section 108 Loan Program. Seconded by Council Member Warnick. Voice vote was taken and carried, with Deputy Mayor Stenger voting nay. The motion was declared adopted.

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On proper motion, the meeting was adjourned at 6:32 p.m.

ATTEST:

  
GENELLE BIRK, CITY CLERK

  
THOMAS R. STENGER, DEPUTY MAYOR

WPC 1073G.