

CITY COUNCIL MINUTES

City Council Chambers
April 14, 1981

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

Present on roll call: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

The Flag Salute was led by Mayor Parker.

CONSENT AGENDA

Approval of the minutes of the regular meeting of April 7, 1981.

RESOLUTIONS:

Resolution No. 26906

Setting Monday, May 18, 1981 at 6:00 p.m., as the date for public hearing by the City Council and Public Utility Board on proposed rate adjustments.

Resolution No. 26907

Setting Tuesday, May 5, 1981 at 6:00 p.m., as the date for public hearing on amendments to Chapter 2.02 of the Official Code relative to disposal of demolition debris.

Resolution No. 26908

Setting Monday, May 11, 1981 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 5620 for constructing water mains in Cushman Avenue from South 81st Street to South 83rd Street.

Resolution No. 26909

Setting Tuesday, May 19, 1981 at 10:30 a.m., as the date for hearing by the Hearings Examiner the request for vacation of the south 2.5 feet of North 26th Street between Pearl and Highland Streets. (Department of Public Works).

Resolution No. 26910

Setting Tuesday, May 19, 1981 at 10:30 a.m., as the date for hearing by the Hearings Examiner the request for vacation of South Adams Street in the vicinity of South 42nd Street. (Bank of California)

Resolution No. 26911

Authorizing a grant application to the Washington State Department of Energy for the purchase of monitoring and collection data devices for solar energy systems.

ASSESSMENT ROLLS:

The Director of Public Works presents Assessment Rolls for the following:

L.I.D. No. 8154, for permanent paving in the alley between East 44th Street and East 45th Street from McKinley Avenue to East "I" Street;
L.I.D. No. 8276, for permanent paving on South Adams Street from South 62nd Street to South 66th Street and South 62nd Street from South Adams Street east to dead end.

Fixing Monday, May 11, 1981, at 5:00 p.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner's agendas for Tuesday, April 14, and Thursday, April 16, 1981.
- b. Minutes of the meeting of the Public Utility Board, March 25, 1981.
- c. Public Works Department filing Aging Schedules for Urban Arterial Projects.
- d. Tacoma-Pierce County Humane Society Monthly Work Reports, January and February, 1981.
- e. Department of Public Utilities Financial Reports of the Self-Insurance Claim Fund, Data Processing Division, Belt Line Railway Division, Light Division and Water Division, January, 1981.

Councilwoman Bichsel moved that the Consent Agenda be approved. Seconded by Councilman Nielsen. 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

9. COMMUNICATIONS:

- a. Sports/Convention Center Jury Recommendation.

Fred Pritchard introduced the members of the Jury and stated their recommendation is to accept the proposal of Tacoma Dome Associates for a 530 foot diameter wood dome structure and adjacent convention hall. They also recommended that the proposal of Huber, Hunt and Nichols be considered as an alternate.

The Jury also prioritized the following alternates in respect to the Tacoma Dome Associates proposal:

1. Select the option of providing 20,000 aluminum bench type seats with and without backs,

- 2. A sound amplification system
 - 3. Ice hockey and related equipment,
 - (3a) Air conditioning
 - 4. 2,000 paved, lit, and landscaped parking,
 - (4a) Operable convention hall partitions,
 - 5. Athletic equipment
 - (5a) Equipment to wash down seating areas,
 - 6. Waste handling equipment,
 - (6a) Additional field lighting,
 - 7. Additional 5,000 movable seats,
 - 8. Additional 1,000 paved, lit and landscaped parking.
- b. Hearings Examiner submitting Shoreline Substantial Development Permit No. 141,251 of the Port of Tacoma to allow construction of a 19,000 square foot addition to an existing warehouse at Terminal 7, Berth "A", Sitcum Waterway, which will be utilized for the storage of refrigerated cargo.

Deputy Mayor Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Kirby. Roll call vote was taken, resulting as follows: Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker. Nays: 0.

FINAL READING OF ORDINANCES:

Ordinance No. 22379

Amending Sections 1 and 4 of Ordinance No. 19795 to allow expenditures directly from the Cumulative Reserve-Replacement of Fire Department Equipment Fund.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22380

Authorizing execution of a grant award contract with the Interagency Committee for Outdoor Recreation in the amount of \$300,000 and depositing said sum in the Miscellaneous Grants Summary Fund; transferring \$148,280 from the Community Development Grants Summary Fund to the Miscellaneous Grants Summary Fund; appropriating \$448,280 from the Miscellaneous Grants Summary Fund to design and develop a Marine Park on Ruston Way; 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: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22381

Appropriating \$11,000, or so much thereof as may be necessary, from the Paths and Trails Reserve Fund and transferring it to the Arterial Street Fund; appropriating said sum from the Arterial Street Fund for constructing a seven-foot-wide bikeway/pedestrian walkway in connection with an arterial street improvement along Portland Avenue from East 38th to East 44th; 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: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22383

Amending Sections 1.18.040 and 1.19.010 of the Official Code relative to increasing the salaries of the Mayor and City Council.

Councilman Sutherland moved to consider Alternate Ordinance No. 22383. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Mayor Parker moved to amend the Ordinance by adding a new Section 4 as follows:

Section 4. That, pursuant to the provisions of Section 2.23 of the Charter of the City of Tacoma, the first three sections of this ordinance shall be referred to the qualified electors of the City of Tacoma for their approval or rejection in the manner provided by law, under a ballot title duly prepared pursuant to the terms of the City Charter, at a special municipal election to be held in conjunction with the Primary election held on the 15th day of September, 1981, at which time the voters thereof may cast ballots thereon, and in the event that more than a majority vote favorably on said proposition, then said ordinance shall be deemed adopted as in law provided, but in the event that less than a majority of the voters voting thereon vote favorably on said proposition, then said ordinance shall be deemed defeated and shall not thereafter take effect. That the proper officers of the City of Tacoma be and they are hereby directed to implement the determination of the Council to refer said ordinance to the people and to prepare appropriate propositions, resolutions and other such enactments as may be requisite and proper in order to call said special election and present said proposition to the electorate.

Seconded by Councilman Strege.

Roll call vote was called for on the motion, resulting as follows:
Ayes: 2 - Strege and Mayor Parker. Nays: 7 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen and Sutherland. The motion was declared failed.

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

Ayes: 6 - Bichsel, Hawkins, Hyde, Nielsen, Rasmussen, and Sutherland.

Nays: 3 - Kirby, Strege and Mayor Parker.

Ordinance No. 22384

Authorizing execution of an agreement with Pierce County relating to the El Cid Program; appropriating \$16,000, or so much thereof as may be necessary, from the Federal Shared Revenue Fund to provide a portion of the funding for said program; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Councilman Hawkins moved to amend the Ordinance by removing the emergency provision. Seconded by Councilman Hyde. Roll call vote was taken, resulting as follows: Ayes: 5 - Hawkins, Hyde, Nielsen, Rasmussen and Mayor Parker. Nays: 4 - Bichsel, Kirby, Strege and Sutherland. The motion was declared passed.

Mayor Parker then moved that the Council instruct the staff to take the revenues for this Ordinance from unanticipated Federal Shared Revenue. Seconded by Councilman Hawkins. Voice vote was taken and carried. The motion was declared passed.

Roll call vote was taken on the amended Ordinance, resulting as follows:
Ayes: 3 - Hawkins, Nielsen and Mayor Parker. Nays: 6 - Bichsel, Hyde, Kirby, Rasmussen, Strege, and Sutherland.

The Ordinance was declared failed.

FIRST READING OF ORDINANCES:

Ordinance No. 22385

Amending Chapter 13.06 of the Official Code to reclassify the south east corner of Mildred Street and North 9th from an "R-2" and "R-4-LPRD" to a "PDB" and "R-2" District. (Shurgard Mini-Storage of Tacoma North)

Councilwoman Bichsel moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Hawkins. Voice vote was taken and carried.

The Ordinance was set over for final reading to a date to be determined.

Ordinance No. 22386

Amending Ordinance No. 22129 relative to placing unconditioned donations and contributions in the Performing Arts Center Grant Fund.

Councilman Sutherland moved to consider Substitute Ordinance No. 22386. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

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

Ordinance No. 22387

Amending Ordinance No. 22184 relative to extending the agreement with the Pantages Center Corporation until December 31, 1981.

The Ordinance was set over for final reading next week.

Ordinance No. 22388

Appropriating \$182,090.98 from the Labor Management Health Care Trust Fund to pay Pierce County Medical Bureau, Inc., for recovery of underwriting losses for 1980 and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Deputy Mayor Nielsen moved to suspend the rules to consider Resolution No. 26919 at this time. Seconded by Councilman Hyde. Voice vote was taken and carried.

Resolution No. 26919

Rescinding Resolution No. 26866 relative to setting a date for public hearing on the Blair Waterway Bridge Replacement Alternative Study.

Councilman Kirby moved to table the Resolution. Seconded by Councilman Strege. Voice vote was taken and carried. The Resolution was tabled.

RESOLUTIONS:

Resolution No. 26903 (Continued from the meeting of April 7, 1981)

Authorizing execution of an agreement with Mayer Built Homes relative to development of an "R-2-PRD" District located in the vicinity of North 39th and Pearl Streets.

Councilman Strege announced that he would abstain from discussing or voting on this Resolution. He then left the room.

Councilman Sutherland moved that the Resolution be adopted. Seconded by Deputy Mayor Nielsen.

Roll call vote was taken on the Resolution, resulting as follows: Ayes: 5 - Kirby, Nielsen, Rasmussen, Sutherland, and Mayor Parker. Nays: 3 - Bichsel, Hawkins, and Hyde. Absent: 1 - Strege.

Purchase Resolution No. 26912

Awarding contracts to:

1. General Electric on its bid of \$16,269.12 for nineteen Fixed Mount Radios;
2. McCabe Powers Sales & Service on its bid of \$79,117.91 for One Boom Auger Truck;
3. Al's Mobile Wash on its bid of \$40,532.00 for Eastside Neighborhood Center - Spec. No. G-23-81;
4. J. D. Shotwell Company on its bid of \$179,072.42 for Two-Inch Asphalt Surface Treatment on Various South End Streets-Spec. No. G-32-81;
5. Topping Motors, Inc., on its bid of \$24,741.29 for four Automobiles for Police Patrol-Spec. No. G-39-81;
6. Topping Motors, Inc., on its bid of \$154,688.01 for Twenty-Five Automobiles/Pickup Trucks-Spec. No. G-49-81;
7. Chevron U.S.A. and Lubking Petroleum for Gasoline Supply.

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

Mayor Parker moved to delete Item 2 from the Resolution as this was awarded on a previous Resolution. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. Item 2 was removed from the Resolution.

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

Resolution No. 26913

Approving the final plat of ANDRES ADDITION located at East 48th and East "M" Streets. (Richard Kloppenburg)

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

Resolution No. 26914

Approving the obtaining of easements, permits and franchises for the 230 kV Transmission Lines from the Northeast Substation to the Cowlitz Substation; approving the Memorandum of Understanding with the Public Works Department; and authorizing acquisition of the remainder of the necessary easements and permits for said project.

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

Gus Carlson, 8802 South Ainsworth, spoke in opposition to the Resolution.

Roll call vote was taken on the Resolution, resulting as follows: Ayes:
6 - Bichsel, Hyde, Nielsen, Rasmussen, Sutherland and Mayor Parker. Nays:
3 - Hawkins, Kirby and Strege.

Resolution No. 26915

Authorizing the sale of scrap ACSR conductor to General Metals, Inc.

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

Resolution No. 26916

Authorizing the purchase of easements for extension of a water main in the vicinity of Northeast Tacoma.

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

Resolution No. 26917

Authorizing execution of an agreement with David Page and Steven R. Anderson relative to an "R-3-PRD" District located in the vicinity of the southeast corner of South 52nd Street extended and Orchard Street.

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

Resolution No. 26918

Accepting the Offer to Sell certain property located west of East 62nd and Waller Road for Swan Creek Park.

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. 26919

Rescinding Resolution No. 26866 relative to setting a date for public hearing on the Blair Waterway Bridge Replacemet Alternative Study.

This was considered earlier in the meeting.

Resolution No. 26920

Directing the City Manager to study and analyze if additional legislation is needed to enact stiffer penalties for malicious harassment of a racial or religious nature, and request that the Human Relations Commission and Human Relations Department serve as a forum to study, investigate and convene public meetings on problems of racial and religious harassment.

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

Resolution No. 26921

Accepting the proposal for construction of the Sports/Convention Center.

Mayor Parker moved that the Resolution be adopted and include on Line 16, Tacoma Dome Associates, and on Line 25, \$24,150,000. Seconded by Councilman Sutherland.

After discussion by the Council, Mayor Parker moved to continue the Resolution one week. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. The Resolution was continued one week.

Mayor Parker moved to suspend the rules to consider Resolution No. 26922, which requests a study and analysis of compensation paid to City employees.

The motion failed for lack of a second.

REPORTS BY CITY MANAGER:

Erling Mork, City Manager, advised the Council that if they would like to meet with the Jury prior to making their final decision on accepting a proposal for the Sports/Convention Center, they could meet Monday night or at Tuesday's Study Session. It was the consensus of the Council to meet with the Jury at Tuesday's Study Session.

Mr. Mork also stated that because the Jury has become so knowledgeable on sports and convention centers, perhaps the Council would like to retain the Jury during construction of our sports/convention center.

Mayor Parker moved to retain the Jury for the duration of the construction of the sports/convention center. Seconded by Councilman Sutherland. Voice vote was taken and carried.

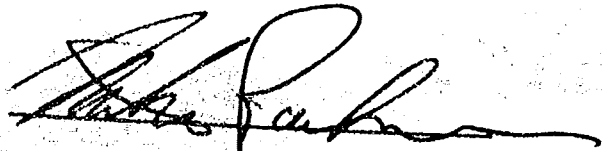
COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilwoman Bichsel moved that the Utility Board give the Council 30 days notice before the WPPSS short-term financing for Projects 4 and 5 is to come before the Council. Seconded by Councilman Hawkins. Voice vote was taken and carried.

Councilwoman Bichsel moved therefore that be it resolved by the Tacoma City Council that the Legislature be encouraged to combine SB 3972 and HB 339 to provide that permission for WPPSS to negotiate further financing for projects outside the public bidding process be contingent upon the completion of the independent study by Washington State University and the University of Washington, and be it further resolved that copies of this resolution be forwarded to each member of the House and Senate Committees on Energy and Utilities, and to each state legislator from the City of Tacoma. Seconded by Councilman Hawkins. Voice vote was taken and carried.

Deputy Mayor Nielsen moved to excuse Mayor Parker from the next two Council meetings. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

On proper motion, the meeting adjourned at 6:40 p.m.



MIKE PARKER - MAYOR

ATTEST:



H. B. BOND - CITY CLERK