

CITY COUNCIL MINUTES

City Council Chambers
September 2, 1986

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

Present on roll call: 7 - Hyde, McElliott, Mykland, Rasmussen, Stenger, Warrick, and Mayor Sutherland. Absent: 2 - Ladenburg and Nielsen. (Council Member Ladenburg arrived at 5:15 p.m.)

The Flag Salute was led by Mayor Sutherland.

CONSENT AGENDA

Approval of the minutes of the regular meeting of August 19, 1986.

RESOLUTIONS:

Resolution No. 29307

Setting Monday, September 22, 1986 at 5:00 p.m. as the date for hearing by the Hearings Examiner on L.I.D. No. 5661 for the construction of water mains in the area bounded by 110th Avenue East, 116th Street East, 119th Street East and 114th Avenue East.

APPEALS:

Golden State Foods Corporation (File No. T-56143) appealing the jeopardy audit-assessment (AD 5441) of business and occupation tax by the Department of Tax and License.

Setting Thursday, November 13, 1986 at 9:30 a.m. as the date for hearing by the Hearings Examiner.

ASSESSMENT ROLLS:

The Director of Public Utilities presents the Assessment Roll for the following:

L.I.D. No. 5664 for the construction of water mains in accordance with approved plans in South 85th Street from a point 135 feet to approximately 230 feet east of South "J" Street.

Setting Monday, October 13, 1986 at 5:00 p.m. as the date for hearing by the Hearings Examiner.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Human Rights Commission, July 17, 1986.
- b. Minutes of the meeting of the Natural Systems Citizens Advisory Committee, June 12, 1986.
- c. Minutes of the meeting of the Tacoma Beautification Committee, June 18, 1986.
- d. Minutes of the meeting of the Tacoma Planning Commission, July 7, 1986.
- e. Minutes of the special meeting of the Public Utility Board, July 22, 1986.
- f. Minutes of the meeting of the Public Utility Board, July 23, 1986.
- g. Amendment to the Final Statement for the Twelfth Year Community Development Block Grant Program, September 1986.
- h. Department of Public Utilities Budget Analysis, Second Quarter of 1986.

Deputy Mayor Rasmussen moved that the Consent Agenda, including Resolution No. 29307, be approved. Seconded by Council Member Warrick. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 29308

Appointing Wendy Isenhart to the Tacoma Planning Commission for a term to expire July 1, 1989.

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

COMMUNICATIONS:

- a. Hearings Examiner recommending modification of Condition 5d of the Report and Recommendation of April 10, 1986 relative to site plan modification for the proposed building layout for Evergreen Plaza. (Richard L. Kloppenburg; File Nos. 120.1148 and 130.2686)

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

- b. Hearings Examiner recommending approval of the request for modification of a previously-imposed condition relative to a water main and fire hydrants in the vicinity of North 9th to 11th Streets and Winnifred Street. (Pay 'N Pak Corporation; File Nos. 127.255 and 130.2698)

Council Member Mykland moved to concur in the recommendations of the Hearings Examiner. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

- c. Hearings Examiner recommending approval of the site plan modification relative to sign size and sign location at the 6th Avenue Plaza Shopping Center. (Vyzis Company; File No. 120.1074A)

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

FINAL READING OF ORDINANCES:

Ordinance No. 23678

Accepting the donation of a VHS player recorder, two 13-inch television sets, and a movable cart from the Tacoma-Pierce County Chamber of Commerce.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Mykland, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Ladenburg and Nielsen.

The Ordinance was declared passed.

Ordinance No. 23680

Authorizing the acceptance of \$10,040.00 from the Department of Social and Health Services; depositing said sum in the Emergency Medical Services Account of the Miscellaneous Special Revenue Fund; and appropriating \$10,040.00 from the Miscellaneous Special Revenue Fund for certification and education of paramedics and firefighter/emergency medical technicians.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Mykland, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Ladenburg and Nielsen.

The Ordinance was declared passed.

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Ordinance No. 23681

Authorizing the acceptance of \$40,000.00 from Parents Advocating Vocational Education; depositing said sum in the Miscellaneous Grants Summary Fund; and appropriating \$40,000.00 from said fund for the construction of the Tacoma Learning Community Facility.

Roll call vote was taken, resulting as follows:

Ayes: 6 - McElliott, Mykland, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Ladenburg and Nielsen.

Abstaining: 1 - Hyde.

The Ordinance was declared passed.

Council Member Ladenburg arrived at 5:15 p.m.

Ordinance No. 23682

Amending Title 8 of the Official Code to add a new chapter regarding harassment to update the criminal provisions and adapt new state legislation for use within the city limits.

Mayor Sutherland moved to suspend the rules to consider Substitute Ordinance No. 23682. Seconded by Council Member Stenger. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, Ladenburg, McElliott, Mykland, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 23683

Amending Chapter 11.18 of the Official Code relative to driving within the City of Tacoma after having been declared a habitual traffic offender to update the criminal provisions and adapt new state legislation for use within the city limits.

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Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, Ladenburg, McElliott, Mykland, Rasmussen, Stenger, Warrnick,
and Mayor Sutherland.

Nays: 0.

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 23684

Authorizing the acceptance of donations of \$2,000.00 from Pacific Northwest Bell; \$100.00 from Puget Sound National Bank; \$250.00 from Olympic Savings Bank; \$200.00 from First Interstate Bank; \$250.00 from Sunrise Rotary Club; \$200.00 from American Savings Bank; and \$15.00 from Northwest Tours Plus More; depositing \$3,015.00 in the Miscellaneous Grants Summary Fund; and appropriating \$3,015.00 for Senior Citizens Awareness Day.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, Ladenburg, McElliott, Mykland, Rasmussen, Stenger, Warrnick,
and Mayor Sutherland.

Nays: 0.

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 23685

Authorizing the acceptance of a grant contract from the State of Washington, Department of Social and Health Services, in the amount of \$1,632,000.00; depositing said sum in the Department of Public Utilities' Water Current Fund; and appropriating \$1,632,000.00 for the construction of the Water Division, Hood Street Reservoir Replacement Project.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, Ladenburg, McElliott, Mykland, Rasmussen, Stenger, Warrnick,
and Mayor Sutherland.

Nays: 0.

Absent: 1 - Nielsen.

The Ordinance was declared passed.

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Ordinance No. 23686

Authorizing the transfer of \$206,150.00 from the Medical Arts Construction Fund to the Stadium Development Fund and appropriating \$188,000.00 from the Stadium Development Fund for improvements, equipment, and a seating analysis for the Tacoma Dome, and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, Ladenburg, McElliott, Mykland, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 23687

Appropriating \$655,327.00 from the Tacoma Dome Operating Fund to pay for additional operating expenses incurred or to be incurred during 1986 and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, Ladenburg, Mykland, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 1 - McElliott.

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 23688

Appropriating \$141,862.00 from the Cumulative Reserve-Tacoma Dome Fund to purchase capital replacement items, and declaring an emergency making necessary the passage of this ordinance.

Mayor Sutherland moved to suspend the rules to consider Substitute Ordinance No. 23688. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland stated that the dollar figure on lines 1 and 7 of the Ordinance had been changed to read: "\$171,500.00."

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, Ladenburg, McElliott, Mykland, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 23689

Approving and confirming the assessment roll for L.I.D. No. 5663 for the construction of a water main in South 8th Street from Verde Street to approximately 400 feet west.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 23690

Establishing interim zoning provisions for certain properties located in the Old Town Commercial District relative to building heights pending completion of a zoning classification study and establishment of a new permanent zoning classification for the area, and declaring an emergency making necessary the immediate passage of this ordinance.

Speaking to the Council was:

Lonnie Wheeler

Chair, Planning Commission

Deputy Mayor Rasmussen moved to set the Ordinance over for first and final reading on September 9, 1986. Seconded by Council Member Ladenburg.

Council Member Ladenburg presented a friendly amendment to delete Section 3 of the Ordinance relative to the emergency clause.

After discussion, Deputy Mayor Rasmussen rejected the friendly amendment. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over to next week for first and final reading.

FIRST READING OF ORDINANCES:

Ordinance No. 23691

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northeast corner of South 31st Street and Union Avenue from an "R-3-T" Residential-Commercial Transitional District to a "C-1" Commercial District to allow a barber shop/beauty parlor within an existing office building. (Dr. Dave Jordal; File No. 120.1167)

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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. 23692

Amending Chapter 13.06 of the Official Code to reclassify the property located at the westerly side of Union Avenue, approximately 520 feet south of South 23rd Street from an "R-2" One-Family Dwelling District to an "R-4-T" Multiple-Family Residential-Commercial Transitional District to construct a single-story 5,800 square foot medical building. (Puget Sound Imaging Center; File No. 120.1166)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Mykland. 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. 23693

Authorizing the acceptance of a donation from the Kilworth Foundation in the amount of \$1,000.00; depositing said sum in the Miscellaneous Grants Summary Fund; transferring \$1,000.00 from the General Fund to the Miscellaneous Grants Summary Fund; and appropriating \$2,000.00 from the Miscellaneous Grants Summary Fund to help defray the cost for an exhibition of art from the St. Martin's Abbey Collection at the Tacoma Art Museum.

The Ordinance was set over for final reading next week.

Ordinance No. 23694

Repealing Sections 13.07.170 through Sections 13.07.250 of the Official Code to rescind the Pacific Avenue Special Review District.

Council Member Stenger stated that a number of individuals have contacted him regarding this issue.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Purchase Resolution No. 29309

Awarding contracts to:

1. Sanitaire-Water Pollution Control Corporation on their bid of \$27,726.16 to furnish aeration equipment for the Central Treatment Plant - Specification No. G-225-86;

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2. Totem Electric on their bid of \$215,582.15 for street widening and traffic signalization 300 feet west of Trafton to Sprague Avenue - L.I.D. No. 8439 - Specification No. G-240-86;
3. Signal Electric, Inc. on their bid of \$92,560.00 for arterial streetlighting for "J" and "K" Streets from 6th Avenue to South 15th Street - Specification No. G-243-86;
4. E. J. Rody & Sons on their bid of \$68,903.60 for the Tacoma Narrows Airport Water Main Extension - Specification No. G-244-86; and
5. Rejecting all bids submitted for the Central Business District Hillclimb, 1134 Commerce Street - Specification No. G-223-86.

Mayor Sutherland moved that the Purchase Resolution, including Substitute Exhibit A, be adopted. Seconded by Deputy Mayor Rasmussen.

Purchase Resolution No. 29309 - Substitute Exhibit A

Awarding contracts to:

1. Sanitaire-Water Pollution Control Corporation on their bid of \$27,726.16 to furnish aeration equipment for the Central Treatment Plant - Specification No. G-225-86;
2. Totem Electric on their bid of \$215,582.15 for street widening and traffic signalization 300 feet west of Trafton to Sprague Avenue - L.I.D. No. 8439 - Specification No. G-240-86;
3. Signal Electric, Inc. on their bid of \$92,560.00 for arterial streetlighting for "J" and "K" Streets from 6th Avenue to South 15th Street - Specification No. G-243-86;
4. E. J. Rody & Sons on their bid of \$68,903.60 for the Tacoma Narrows Airport Water Main Extension - Specification No. G-244-86; and
5. Wade Perrow Construction, Inc., on their bid of \$181,088.90 for a portable utility floor for the Tacoma Dome - Specification No. G-245-86; and
6. Rejecting all bids submitted for the Central Business District Hillclimb, 1134 Commerce Street - Specification No. G-223-86.

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

Resolution No. 29310

Authorizing the execution of a release of easement with Albert S. Miller in the vicinity of 53rd Avenue N.E. and 29th Street N.E.

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

Resolution No. 29311

Authorizing the execution of an amendment to the consultant services agreement with Price-Robbins for design and construction services for the Tacoma Learning Community project.

Council Member Warrick moved that the Resolution be adopted. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried, with Council Member Hyde abstaining. The Resolution was declared adopted.

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Resolution No. 29312

Authorizing the Water Division to construct a water main in the vicinity of Sprague Avenue, south of South 74th Street to serve the new vocational school annex.

Mayor Sutherland moved that the Resolution be adopted. Seconded by Council Member Hyde.

Per the request of staff, Council Member Harnick moved to continue Resolution No. 29312 to the meeting of September 9, 1986. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of September 9, 1986.

Resolution No. 29313

Authorizing the expenditure of \$6,000.00 for a study of the issues related to mentally ill street people in downtown Tacoma.

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

Resolution No. 29314

Expressing the intent of the City of Tacoma in conjunction with Pacific Northwest Bell and Pacific Coca-Cola Bottling Company to co-sponsor the 5- and 10-kilometer All American City Run to be held on September 14, 1986.

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

Council Member Stenger moved to suspend the rules to consider Resolution No. 29315. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 29315

Rescinding the contract with Bolltex Athletic Surfaces and authorizing a contract with Soccer Systems, Inc., in the amount of \$80,000.00 for the purchase, delivery, and installation of an indoor soccer turf system at the Tacoma Dome.

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

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COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Mykland expressed his concerns regarding the city's new garbage containers. He indicated that it gave an adverse appearance in the downtown and residential areas which he has personally viewed. He requested to see the initial material relative to this matter, the projected cost savings for the project, and the enacting ordinances and resolutions for the garbage containers.

Mayor Sutherland moved to recess to Executive Session to discuss personnel matters and pending litigation, said session not to exceed 20 minutes. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 6:02 p.m.

Mayor Sutherland re-entered the Council Chambers and stated that the Executive Session would continue for an additional 10 minutes.

The Council reconvened at 6:31 p.m.

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

ATTEST:


GENELLE BIRK, CITY CLERK


DOUG SUTHERLAND, MAYOR

HPC 6167.G

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