

CITY COUNCIL MINUTES

City Council Chambers
June 2, 1981

The meeting was called to order at 5:14 p.m.

Present on roll call: 8 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, and Sutherland. Absent: 1 - Mayor Parker. Mayor Parker arrived at 5:29 p.m.

The Flag Salute was led by Deputy Mayor Nielsen.

CONSENT AGENDA

RESOLUTIONS:

Resolution No. 26987

Setting Monday, June 22, 1981 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 2539 for two-inch asphalt surface treatment on various streets in the City.

ASSESSMENT ROLLS:

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

L.I.D. No. 5599, for constructing water mains in Orchard Street from approx. South 42nd Street to a point 250 feet north of South 40th Street and from South 48th to South 56th Street.

L.I.D. No. 5611, for constructing water mains in Asotin Street from South 61st Street to approx. 300 feet north of South 60th Street, South 60th Street from Asotin Street to approx. 320 feet east and in South 60th Street from Asotin Street to approx. 350 feet west to cul-de-sac.

L.I.D. No. 5613, for constructing water mains in East 52nd Street from East "E" Street to East "F" Street.

Fixing Monday, July 13, 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, June 2, 1981 and Thursday, June 4, 1981.
- b. Minutes of the Appointments Committee meeting, May 20, 1981.

- c. Minutes of the meeting of the Natural Systems Citizens Committee, April 21, 1981.
- d. Minutes of the meeting of the Citizens' Transportation Advisory Committee, May 7, 1981.
- e. Minutes of the City Beautification Committee meeting, April 23, 1981.
- f. Minutes of the Tacoma Planning Commission meeting, May 4, 1981.
- g. Minutes of the Civil Service Board meeting, May 18, 1981.
- h. Minutes of the Public Utility Board meeting, May 13, 1981.
- i. Department of Public Utilities Budget Analysis, First Quarter, 1981.
- j. Tacoma-Pierce County Humane Society Total Work Report for the month of April, 1981.

Councilwoman Bichsel moved that the Consent Agenda, including Resolution No. 26987, be approved. Seconded by Councilman Sutherland. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 22400 (Continued from meeting of May 26, 1981.)

Amending Chapters 9 and 13 of the Official Code to allow the Hearings Examiner to hear administrative appeals on environmental determinations made by the responsible City Department Director.

Councilman Strege moved to amend the Ordinance by substituting page 10 to decrease the filing fee to \$35. Seconded by Councilman Kirby. Roll call vote was taken, resulting as follows: Ayes: 5 - Bichsel, Hyde, Kirby, Rasmussen and Strege. Nays: 3 - Hawkins, Nielsen and Sutherland. Absent: 1 - Mayor Parker.

Ordinance No. 22420 (Continued from the meeting of May 26, 1981.)

Providing for the improvement of L.I.D. 3831 for constructing sanitary sewers in an easement east and north of Slayden Road from Eastside Drive to Varco Road.

Roll call vote was taken, resulting as follows:

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

Nays: 1 - Hawkins.

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22242

Vacating East "E" Street between East 3rd and vacated East 5th Street.
(Puget Sound Plywood, Inc.)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Mayor Parker arrived at 5:29 p.m.

Ordinance No. 22417

Repealing and reenacting Chapter 10.26 of the Official Code relative to Minority and Women's Business Enterprise program.

Councilman Strege moved to amend the Ordinance by substituting pages 13, 14, 15 and 16. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The amended Ordinance was declared passed.

Ordinance No. 22428

Appropriating \$1,780.00, or so much thereof as may be necessary, from the Tacoma Public Library Grants Revolving Fund to allow the Library to participate in local programs funded by the Library Services and Construction Act.

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. 22429

Appropriating \$34,930.00 from the General Fund to the City Street Fund to provide for participation in L.I.D. projects 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: 6 - Bichsel, Kirby, Nielsen, Strege, Sutherland and Mayor Parker.

Nays: 0.

Absent: 3 - Hawkins, Hyde and Rasmussen.

The Ordinance was declared passed.

Mayor Parker presented a Certificate of Merit to Councilman Jack Hyde for serving on the Planning Commission from 1975 to 1980.

FIRST READING OF ORDINANCES:

Ordinance No. 22433

Authorizing execution of a grant award contract with the U. S. Department of Labor in the amount of \$775,011.00; and appropriating said sum, or so much thereof as may be necessary, from the Comprehensive Employment Services Grant Fund to operate a Summer Youth Employment Program for economically disadvantaged youth.

John C. Frai, 1523 South 34th, spoke on the Ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 22434

Amending the Pay and Compensation Plan to make a title change, amend the rate of pay for Electrical Service Aide, establish compensation for the Field Officer Training Program and amend provisions dealing with allowances for employees residing at specified locations.

The Ordinance was set over for final reading next week.

Ordinance No. 22435

Appropriating \$15,000, or so much thereof as may be necessary, from the General Fund to purchase and install three warning sirens and motor starters 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. 22436

Vacating a portion of McKinley Avenue from East 26th Street north 130 feet. (K-M Enterprises)

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

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

RESOLUTIONS:

Resolution No. 26981 (Continued from the meeting of May 26, 1981.)

Designating "Tacoma Dome" as the official name for the sports/convention center to be located in the Hawthorne area.

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

Deputy Mayor Nielsen moved to amend the Resolution by adding:

"Be it further resolved:
That it is the intent of the City Council that the 'Tacoma Dome' will be dedicated to the veterans of our community and that a suitable memorial will be included to reflect this intent."

Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Floyd Oles and John C. Frai spoke on the Resolution.

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

Resolution No. 26988

Appointing members to various Boards, Committees and Commissions.

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

Purchase Resolution No. 26989

Awarding contracts to:

1. Butler-Sealant on its bid of \$36,097.50 for East "L" Street Bridge Redeck-Spec. G-65-81 and
2. Lige Dickson Company on its bid of \$110,816.30 for Asphalt Concrete Pavement-Spec. G-98-80.

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. 26990

Authorizing filing of a Federal Energy Regulatory Commission preliminary permit application for the Elwha River Project.

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

Arthur Brown, 2101 East 44th, spoke on the Resolution.

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

Mayor Parker announced they would have the hearing on the appeal at this time.

PUBLIC HEARING:

This is the date set for hearing the appeal of Park Ryker on the decision of the Hearings Examiner to approve reclassification of the northeast corner of 49th Avenue N.E. and 33rd Street N.E. from a "C-1" to an "R-4-LT" District as requested by the City of Tacoma.

Park Ryker, 1276 S.W. 301st Street, Federal Way, stated his reasons for the appeal.

Kevin Foley, of the Planning Department, spoke for the City.

Councilman Hyde moved that the appeal be taken under advisement. Seconded by Councilman Sutherland. Voice vote was taken and carried.

Resolution No. 26991

Approving the sale of surplus vehicles and miscellaneous office equipment at public auction.

Mayor Parker moved to continue the Resolution one week. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was continued to June 9, 1981.

Resolution No. 26992

Relocating a non-exclusive taxicab stand to the northeast corner of South 11th and "K" Streets (1023 South "K").

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. 26993

Authorizing execution of an agreement with the Tacoma/Pierce County Economic Development Board to provide for processing and payment of allowances to participants of the Reindustrialization Program.

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

Mayor Parker moved to adopt the Substitute Resolution. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Substitute Resolution was declared adopted.

Resolution No. 26994

Authorizing execution of an amendment to the lease agreement and the operation and use agreement with the YWCA Board of Directors relative to the YWCA Building.

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

Resolution No. 26995

Approving the administrative rules and regulations relating to Minority and Women's Business Enterprises.

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. 26996

Waiving the requirement for dedicating one percent of the construction costs to the arts with reference to construction of the Sports and Convention Center.

Deputy Mayor Nielsen moved that the Resolution be continued one week, but anyone who wishes to speak on the Resolution be allowed to do so now. Seconded by Mayor Parker. Roll call vote was called for, resulting as follows: Ayes: 6 - Bichsel, Hyde, Kirby, Nielsen, Strege and Mayor Parker. Nays: 3 - Hawkins, Rasmussen and Sutherland.

The Resolution was continued one week.

Speaking on the Resolution were:

Elodie K. Vandever, 414 North "C" Street
Rick Goddis, 3716 North Washington
Mary Fuhrmeister, 2132 North Orchard
Elida Kirk, 7244 South Sheridan
Ed Wundrum
Mark Haley, 616 North Starr
Robert Evans, 1111 "A" Street

Resolution No. 26997

Establishing interim procedures to be utilized for processing and investigating complaints against public officers, employees and agents of the City.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Sutherland. Roll call vote was called for, resulting as follows: Ayes: 5 - Bichsel, Hawkins, Hyde, Rasmussen and Sutherland. Nays: 3 - Kirby, Strege and Mayor Parker. Abstaining: 1 - Nielsen. The Resolution was declared adopted.

Councilman Sutherland then moved to approve Bob Backstein as counsel to investigate the two complaints that were filed with the Mayor. Seconded by Councilman Hyde. Roll call vote was called for, resulting as follows: Ayes: 8 - Bichsel, Hawkins, Hyde, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker. Nays: 0. Abstaining: 1 - Kirby. The motion was declared approved.

Resolution No. 26998 (First Reading)

Amending Rule 16 of the Council Rules of Procedure relative to expenditures for word processing being approved by the Deputy Mayor.

Councilman Rasmussen moved that the Resolution be adopted. Seconded by Councilman Hyde.

Mayor Parker moved to strike the word "approval" and insert the word "review" on line 25. The motion failed for lack of a second.

The Resolution was set over for final reading next week.

Councilman Hawkins then moved to suspend the rules to have final reading of Resolution No. 26998 now. Seconded by Councilman Kirby.

Mayor Parker ruled the motion out of order and Councilman Hawkins appealed the ruling.

Roll call vote was taken on the appeal with Ayes voting to sustain the ruling and Nays overruling, resulting as follows: Ayes: 4 - Hyde, Nielsen, Sutherland and Mayor Parker. Nays: 5 - Bichsel, Hawkins, Kirby, Rasmussen and Strege. Mayor Parker declared the Chair overruled and that they would now have final reading of Resolution No. 26998.

Councilman Strege moved to amend the Resolution on Lines 24 and 25 to read: "...between June 15th and the day of any General municipal election for that year..." Seconded by Councilman Kirby. Roll call vote was called for, resulting as follows: Ayes: 5 - Kirby, Nielsen, Strege, Sutherland and Mayor Parker. Nays: 4 - Bichsel, Hawkins, Hyde and Rasmussen.

Roll call vote was called for on the amended Resolution, resulting as follows: Ayes: 8 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege and Sutherland. Nays: 1 - Mayor Parker.

The Resolution was declared passed.

REPORT BY THE CITY MANAGER:

City Manager Eerling Mork advised the Council that they can cancel up to four meetings this year, and requested an executive session to discuss a matter of litigation.

Mayor Parker moved to cancel the meetings on June 16th and June 23rd. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Sutherland asked the City Manager to meet with the Public Utility Board, their staff and our staff to determine what effect a construction moratorium on WPPSS Projects 4 and 5 will have on the City.

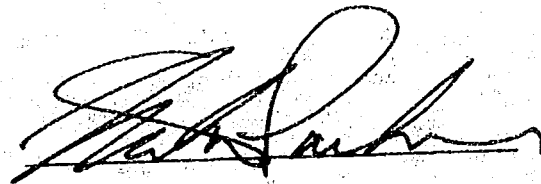
Mayor Parker moved to reconsider the Communication that was on the May 26th Agenda, dealing with a request of J. E. Meaker for variances to the Shoreline Management Substantial Development Permit sign regulations, which failed last week. Seconded by Councilman Strege. Voice vote was taken and carried with Councilman Rasmussen abstaining.

Mayor Parker then moved to continue the Communication one week. Seconded by Councilman Kirby. Voice vote was taken and carried with Councilman Rasmussen abstaining.

Mayor Parker moved to reconsider Ordinance No. 22412, which failed last week, and to set it over for one week. Seconded by Councilman Strege. Roll call vote was called for, resulting as follows: Ayes: 3 - Kirby, Strege and Mayor Parker. Nays: 5 - Bichsel, Hawkins, Hyde, Rasmussen and Sutherland. Abstaining: 1 - Nielsen. The motion was declared failed.

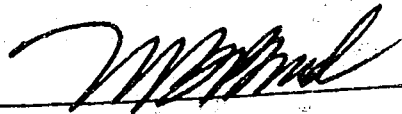
Mayor Parker moved to recess into executive session. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. Council recessed at 8:30 p.m. and reconvened at 8:51 p.m.

On proper motion, the meeting adjourned at 8:51 p.m.



MIKE PARKER - MAYOR

ATTEST:



H. B. BOND - CITY CLERK