

CITY COUNCIL MINUTES

City Council Chambers  
October 20, 1987

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

Present on roll call: 8 - Hyde, McElliott, Moss, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland. Absent: 1 - Mykland.

The Flag Salute was led by Council Member Hyde.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of October 13, 1987.

PETITIONS:

Tacoma Development Ltd. Partnership requesting reclassification of the property located on the southwest corner of 23rd and Cedar Streets from a "C-P-C" to a "C-2" District for the development of an eight plex theater.

For referral to the Hearings Examiner

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, October 20, 1987.
- b. Minutes of the meeting of the Civil Service Board, September 21, 1987.
- c. Minutes of the meeting of the Tacoma Planning Commission, September 21, 1987.
- d. Tacoma-Pierce County Humane Society, Total Service Calls and Owner's Animals handled, August 1987. (corrected copy)
- e. Report of the Director of Finance, August 1987.

Council Member Nielsen moved that the Consent Agenda be approved. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The Consent Agenda was declared approved.

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REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner recommending dismissal of the request to reclassify the property located on the north side of Center Street between South Proctor and Durango Streets (3865 Center Street) from a "R-3" Two- and Three-Family Dwelling District and a "C-2" Commercial District to an "M-1" Light Industrial District to allow the continued operation and expansion of an existing cabinet business. (Gordon, Thomas, Malanca for ABC Cabinets; File No. 120.1221)

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

- b. City Clerk advising that the Civil Service Board has filed a proposed revision to Personnel Rule 1.24.480 regarding impartial examinations.

Mayor Sutherland advised that this is informational only and no action is required.

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FINAL READING OF ORDINANCES:

Ordinance No. 23642

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northwest corner of South 74th Street and South Sprague Avenue from a "R-5-PRD" Planned Residential Development District to a "C-2" Commercial District to allow for the construction of an automobile dealership. (John Hallerich; File No. 120.1159)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Nielsen, Rasmussen, Stenger, Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Mykland.

The Ordinance was declared passed.

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**Ordinance No. 23930**

Amending Chapter 13.06 of the Official Code to reclassify the property located on the southeast corner of South 47th and Cedar Streets from a "R-3" Two-Family Dwelling District and "R-4-L" Low-Density Multiple-Family Dwelling District to a "R-4-LT" Low-Density Multiple-Family Residential-Commercial Transitional District to convert an existing apartment building into office space. (John D. Dobler; File No. 120.1211)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Mykland.

The Ordinance was declared passed.

**Ordinance No. 23953**

Appropriating \$30,500.00 from the L.I. Guaranty Fund for additional funding necessary for computerization activities, and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Mykland.

The Ordinance was declared passed.

**Ordinance No. 23954**

Amending Title 6 of the Official Code to reduce the electrical gross earnings tax rate and natural gas gross earnings rate from 6.8% to 6.6% and reduce the telephone gross earnings rate from 9.28% to 8.62% effective January 1, 1988.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Mykland.

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The Ordinance was declared passed.

Ordinance No. 23955

Amending the Annual Budget of the City of Tacoma for fiscal year 1987 to provide for cost of living adjustments for General Fund Departments.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Nielsen, Rasmussen, Stenger, Warrick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Mykland.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 23956

Amending Chapter 13.06 of the Official Code to reclassify the property located north of South 96th Street between Steele and Hosmer Streets from a "C-P-N" Planned Neighborhood Shopping Center District and a "R-4-LPRD" Multiple-Family Planned Residential Development District to a "R-2-T" Residential-Commercial Transitional District to allow for additional free standing signage for the site. (Michael L. Smith for Group Health Cooperative Puget Sound; File No. 120.1205)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Warrick. 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. 23957

Amending Chapter 13.06 of the Official Code to reclassify the property located on the north side of South 96th Street between South Steele and Hosmer Streets from a "C-P-N" Planned Neighborhood Shopping Center District to a "C-1" Commercial District to allow for additional free standing signage for the site. (Oscar T. Hokold; File No. 120.1222)

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

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Ordinance No. 23959

Amending Chapter 13.06 of the Official Code to reclassify the property located in the area generally between South 17th Street, South 19th Street, South "I" Street, and Yakima Avenue from a "R-4" Multiple-Family Dwelling District to a "R-4-TM" Medical Center Transitional District for the development of a 4-story medical building. (St. Joseph Health Services; File No. 120.1219)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Nielsen. 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. 23960

Vacating South 18th Street between Yakima Avenue and "I" Street, the alley between Yakima and "I" Street from South 17th Street to South 18th Street, and a portion of the air rights over "I" Street at South 18th Street to provide for pedestrian circulation, vehicular access for proposed hospital additions and related parking facilities and a pedestrian skybridge. (St. Joseph Health Center; File No. 124.841)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Hyde. 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. 23961

Amending Chapter 8.12 of the Official Code to create a new section 8.12.014, entitled "Reckless Endangerment" to allow the City to enforce this provision of State Law in Municipal Court.

The Ordinance was set over for final reading next week.

Ordinance No. 23962

Amending Title 8 of the Official Code to create a new section entitled, "Police Canines" to provide uniform treatment and protection to police canines and their handlers.

The Ordinance was set over for final reading next week.

Ordinance No. 23963

Amending Title 8 of the Official Code relative to police officers authority to arrest persons subject to court order barring drug offenses and juvenile prostitution from areas of high drug activity and prostitution.

The Ordinance was set over for final reading next week.

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Ordinance No. 23964

Appropriating \$363,026.08 from the Labor Management Health Care Trust Fund, to pay Pierce County Medical Bureau, Inc., for the recovery of underwriting losses for the second quarter of 1987, and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 23965

Amending Chapter 8 of the Official Code to create a new section entitled, "Sexual Assault" to allow certain sexual violations to be prosecuted as sexual assault instead of simple assault.

The Ordinance was set over for final reading next week.

Ordinance No. 23966

Amending the Pay and Compensation Plan to implement 1987 rates of pay pursuant to a collective bargaining agreement with IBEW, Local 483, Controller's Division.

The Ordinance was set over for final reading next week.

Ordinance No. 23967

Accepting donations in the amount of \$100.00 from TAPCO Services, Inc., and \$1,650.00 from the Exchange Club of Tacoma; depositing said sums in the Miscellaneous Trust Summary Fund; and appropriating \$1,750.00 from the Miscellaneous Trust Summary Fund to design and install two Talking Motorcycle public address systems.

The Ordinance was set over for final reading next week.

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PUBLIC HEARINGS AND APPEALS: (Began at 5:41 p.m.)

This is the date set for a public hearing regarding the adoption of an "MC" Mixed Commercial District zoning text amendment.

Mr. Bill Bailey, Planning Department, gave a presentation regarding the proposed amendment.

Mayor Sutherland called for public testimony.

There being no testimony, Mayor Sutherland declared the Public Hearing closed at 5:45 p.m.

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RESOLUTIONS:

Resolution No. 29789 (Continued from the meeting of October 13, 1987.)

Authorizing the execution of a three year agreement with Ticketmaster Northwest for ticketing services for Tacoma Dome events.

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

Purchase Resolution No. 29797

Awarding contracts to:

1. St. Joseph Hospital in the amount of \$5,500.00 to increase their contract for emergency medical drugs and disposable supplies;
2. H. L. Moore in the amount of \$7,400.00 to increase their contract for emergency medical supplies and equipment;
3. Hestinghouse Elevator Company in the amount of \$4,577.25 to increase their contract for the Tacoma Municipal Building elevator maintenance service;
4. Rejecting all bids submitted for the demolition of property located at 1602 East Morton and 1610 East Morton - Specification No. G-093-87; and
5. Tacoma-Pierce County Motor Escort in the amount of \$2,156.00 for the sale of two surplus police motorcycles - Specification No. G-090-87.

Deputy Mayor Rasmussen moved that the Purchase Resolution be adopted. Seconded by Council Member Hyde.

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

Resolution No. 29798

Annexing Rimview Park, Mosby/White Large Lots, Frederickson, and Pineview II into the Water Division's service area.

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

Resolution No. 29799

Authorizing the execution of a real estate contract with Ceccanti Rental Properties in the amount of \$21,103.50 for the purchase of the Mary Lyon Substation.

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

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Resolution No. 29800

Authorizing the sale of surplus property located on the north edge of the Potlatch Transmission Line on the east side of the Tacoma Narrows to Gold Creek Condominium, - Phase I Association of Apartment Owners and Collins Condominium Corporation.

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

Resolution No. 29801

Authorizing the sale of Light Division surplus property located in the Potlatch Transmission Line right-of-way on the east side of the Tacoma Narrows to the Department of Planning for open space purposes.

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. 29802

Authorizing the sale of surplus property located in the vicinity of South 56th and Fife Streets to Mr. John Morabel, Mr. and Mrs. Armand B. Thompson, Mrs. Margaret E. Kuenzli and Mr. and Mrs. Jack G. Skanes.

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

Resolution No. 29803

Authorizing the acquisition of 40 acres of forest land located 3 miles southeast of Skykomish from Alpine Resources Inc., to be exchanged with the U.S. Forest Service for Green River Watershed property.

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

Resolution No. 29804

Approving Revision No. 2 to Exhibit C of the General Transfer Agreement with the Bonneville Power Administration for transfer of BPA power over Tacoma's facilities through June 30, 1989.

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

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Resolution No. 29805

Approving the extension of the contract with Union Carbide, Linde Division, for the provision of electric power to its air reduction facility located on East 20th Street and Ferguson Road through August 15, 1988.

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

Resolution No. 29806

Authorizing the execution of a collective bargaining agreement with the International Brotherhood of Electrical Workers, Local 483, Controllers Unit, effective January 1, 1987 through December 31, 1987.

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

Resolution No. 29807

Authorizing the execution of an agreement with Parametrix, Inc., for a Critical Issue Review and Analysis Record concerning the City's three Urban Shoreline Districts and extending the repayment date on the temporary loan from the General Fund to the Miscellaneous Trust Summary Fund for this project to September 30, 1988.

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

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REPORTS BY CITY MANAGER:

Erling O. Mork, City Manager, stated that staff had requested an Executive Session to discuss litigation, personnel and real estate matters.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Deputy Mayor Rasmussen moved to appoint Council Member Nielsen to the Economic Development Board, effective immediately. Seconded by Council Member Warrick. Voice vote was taken and carried. The motion was declared adopted.

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Mayor Sutherland moved to recess to Executive Session to discuss litigation, personnel and real estate matters., the session not to exceed 60 minutes. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 6:05 p.m. and reconvened at 7:02 p.m.

Mayor Sutherland moved that the settlement of the claim of Steven Ronald and the settlement of the claim of Blue Diamonds, Inc., be authorized in accordance with the recommendations of the City Attorney.

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On proper motion, the meeting was adjourned at 7:03 p.m.

  
DOUG SUTHERLAND, MAYOR

ATTEST:   
GENELLE BIRK, CITY CLERK

WPC.274TG.

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