

CITY COUNCIL MINUTES

City Council Chambers  
September 20, 1988

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

Present on roll call: 7 - Hyde, McElliott, Mykland, Nielsen, Stenger, Vielle, and Mayor Sutherland. Absent: 2 - Moss and Warnick. (Council Member Moss arrived at 5:04 p.m.)

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Council Member Moss arrived at 5:04 p.m.

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The Flag Salute was led by Council Member Moss.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of September 13, 1988.

RESOLUTIONS:

Resolution No. 30165

Authorizing the submission of a grant application to the Washington State Department of Ecology for \$264,797.00 for upgrading and extending the marine outfall at the North End Treatment Plant.

ASSESSMENT ROLLS:

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

L.I.D. No. 5666 for the construction of a water main in East 30th Street from East "R" Street to approximately 500 feet east.

Setting Monday, October 24, 1988 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. Hearings Examiner Agenda for Tuesday, September 20, 1988.
- b. Minutes of the meeting of the Civil Service Board, August 15, 1988.
- c. Minutes of the special meeting of the Civil Service Board, August 30, 1988.
- d. Minutes of the meeting of the Landmarks Preservation Commission, August 24, 1988.
- e. Minutes of the meeting of the Board of Administration of the Tacoma Employees' Retirement System, July 28, 1988.
- f. Minutes of the special meeting of the Tacoma-Pierce County Board of Health, July 29, 1988
- g. Minutes of the meeting of the Tacoma-Pierce County Board of Health, August 3, 1988.
- h. Minutes of the meeting of The Municipal Authority, August 18, 1988.
- i. Report of the Director of Finance, July 1988.
- j. City of Tacoma, 1988 Preliminary Detail Budget.
- k. City of Tacoma, 1988 Annual Detail Budget.

Council Member Nielsen moved that the Consent Agenda, including Resolution No. 30165, be approved. Seconded by Council Member Viaie.

Council Member Stenger indicated that the minutes of the meeting of September 13, 1988, should be corrected to reflect that the meeting was conducted in the Tacoma Dome.

Voice vote was taken and carried on the Consent Agenda. The Consent Agenda, including Resolution No. 30165, was declared approved.

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R E G U L A R   A G E N D A

COMMUNICATIONS:

- a. Hearings Examiner recommending approval of the requests for site plan modifications to allow the development of a 24-unit apartment complex in a "R-4-L" Low-Density Multiple-Family Dwelling District and for amendments to various conditions of an existing Concomitant Zoning Agreement for the property located on the east side of Villard Street approximately 120 feet north of South 12th Street. (Brian McGuire; File No. 120.1182B)

Mayor Sutherland moved to refer this item to the Hearing Examiner. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted. The item was referred to the Hearing Examiner.

- b. City Clerk advising that the Civil Service Board has filed a proposed revision to the language of Personnel Rule 1.24.600 regarding "Posting of Eligible Lists."

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

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FINAL READING OF ORDINANCES:

Ordinance No. 24169

Vacating South 48th Street between Lawrence Street and Junett Street, and a portion of the alley between Lawrence and Warner, South 45th and South 47th Streets to combine the vacated rights-of-way with the development or improvement of planned and existing apartment complexes. (John D. Dobler; File No. 124.869)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Warnick.

The Ordinance was declared passed.

Ordinance No. 24190

Accepting donations totaling \$1,450.00 from Nalley's, the Frank Russell Company and Cornerstone-Columbia Development Company; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for the Summer Pops! Downtown Concert series.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Warnick.

The Ordinance was declared passed.

Ordinance No. 24191

Accepting \$1,000.00 from the Upper Tacoma Renaissance Association; 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 for the Destiny City International Festival.

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Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,  
and Mayor Sutherland.

Nays: 0.

Absent: 1 - Warnick.

The Ordinance was declared passed.

Ordinance No. 24192

Continuing the moratorium on the acceptance and issuance of permits for billboards to December 1, 1988.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,  
and Mayor Sutherland.

Nays: 0.

Absent: 1 - Warnick.

The Ordinance was declared passed.

Ordinance No. 24193

Appropriating \$134,568.85 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 1988; and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,  
and Mayor Sutherland.

Nays: 0.

Absent: 1 - Warnick.

The Ordinance was declared passed.

Ordinance No. 24194

Authorizing the execution of a grant award contract with the Department of Housing and Urban Development in the amount of \$243,000.00; and depositing in and appropriating said sum from the Miscellaneous Trust Summary Fund to continue the Rental Rehabilitation Program.

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Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,  
and Mayor Sutherland.

Nays: 0.

Absent: 1 - Warrnick.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 24195

Amending Chapter 13.06 of the Official Code to reclassify the property located on the east side of Tacoma Mall Boulevard between South 50th and South 52nd Streets (5003 Tacoma Mall Boulevard) from a "R-2" One-Family Dwelling District to a "C-2" Commercial District to allow the development of a two-level commercial building. (Frank S. Mitchell; File No. 120.1255)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor 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. 24196

Vacating a portion of the SR-5 turnback area on the south side of vacated South 50th Street westerly of the freeway fence for the development of a commercial building. (Frank S. Mitchell; File No. 124.875)

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.

Ordinance No. 24197

Amending Chapter 13.06 of the Official Code to reclassify the property located on the southeast corner of North 51st and Mildred Streets from a "R-1" One-Family Dwelling District to a "R-2" One-Family Dwelling District to allow the construction of six single-family dwellings and the remodeling of an older structure. (Gordon Rush; File No. 120.1253)

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Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor 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. 24198

Vacating a portion of South 60th Street between Sprague Avenue and the I-5 freeway to combine it with abutting properties for a private accessway and landscaping. (Anthony J. Jellen; File No. 124.844)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor 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. 24199

Vacating a portion of the alley between 53rd and 54th Avenues N.E. south of 27th Street N.E. to include the vacated area in the existing substation site. (Department of Public Utilities; File No. 124.877)

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.

Ordinance No. 24200

Amending Chapter 13.06 of the Official Code to reclassify the property located on the southwest corner of Sixth Avenue and South Adams Street from a "C-2" Commercial District to a "M-1" Light Industrial District to bring the applicant's operation into conformance with the City's zoning code and to allow for future expansion. (Gray Lumber Company; File No. 120.1239)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Vialle. 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. 24201

Authorizing the issuance and sale of limited tax general obligation bonds in the amount of \$1,690,000.00 to provide funds for the acquisition of property located near the Bicentennial Pavilion and for the acquisition, construction and installation of advertising sign panels in the Tacoma Dome.

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The Ordinance was set over for final reading next week.

Ordinance No. 24202

Granting the right, privilege, authority and franchise to Puget Sound Power & Light Company to operate lines and underground conduits for the transmission of electric power along and across certain streets, alleys and public ways in the City of Tacoma.

Mayor Sutherland announced that he would abstain from consideration of this matter and left the Council Chambers.

Deputy Mayor Hyde indicated that as this was a franchise ordinance, it required 15 days between introduction and passage.

The Ordinance was set over for final reading on October 11, 1988.

Ordinance No. 24203

Appropriating \$200,744.00 from the Open Space Fund to purchase 27.93 acres of land along the western slope of the city for open space purposes; authorizing the execution of a real estate purchase agreement with Paul Miller in the amount of \$200,744.00; and declaring an emergency making necessary the passage of this ordinance.

Speaking on the Ordinance was:

Cheryl Miller

3303 North 36th Street

The Ordinance was set over for final reading next week.

Ordinance No. 24204

Amending Chapter 1.24 of the Official Code relative to "Certification of Eligibles" to allow for designation by gender in addition to ethnic category under the Notice of Intent Procedure.

The Ordinance was set over for final reading next week.

Ordinance No. 24205

Authorizing the acceptance of \$6,887.54 from the Federal Drug Enforcement and Administration; and depositing in and appropriating said sum from the Uniform Controlled Substance Trust Fund for payment to the Tahoma Narcotics Enforcement Team.

The Ordinance was set over for final reading next week.

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Ordinance No. 24206

Authorizing the execution of a grant award contract with the State of Washington in the amount of \$2,875,000.00; and depositing in and appropriating said sum from the Union Station Restoration Fund for the purpose of stabilizing Union Station and planning and designing attendant properties.

Speaking on the Ordinance was:

Representative Ruth Fisher                      1922 North Prospect

The Ordinance was set over for final reading next week.

Ordinance No. 24207

Amending the Official Code of the City of Tacoma by adding a new section to be known and designated as Chapter 5.16 defining smoking and non-smoking areas and penalties for violations.

Speaking on the Ordinance were:

Dr. Jackson	President, Pierce County Medical Society
Patty Reinkensmeyer	Tacoma-Pierce Health Department, County Adult Health Program
Susan Richardson	Executive Director, Pierce County Chapter of American Cancer Society

The Ordinance was set over for final reading next week.

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Mayor Sutherland moved to suspend the rules to consider Resolution No. 30170. Seconded by Council Member Stenger. Voice vote was taken and carried. The motion was declared adopted.

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Resolution No. 30170

Authorizing the acquisition of the Union Station under the option agreement with Glacier Park Company; and authorizing the execution of an amendment to the option agreement relative to the purchase of Parcel B and Parcel C properties located near the Union Station.

Mayor Sutherland moved that the Resolution be adopted. Seconded by Council Member Stenger. Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,  
and Mayor Sutherland.

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Nays: 0.

Absent: 1 - Warrick.

The Resolution was declared adopted.

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PUBLIC HEARINGS AND APPEALS: (Began at 5:59 p.m.)

- a. This is the date set for hearing the appeal of The McLaren Law Firm relative to an area-wide reclassification of properties located in the greater downtown area of Tacoma to a "MC" Mixed Commercial District. (City of Tacoma; File No. 120.1243)
- b. This is the date set for hearing the appeal of Eagle Paper Box Company relative to an area-wide reclassification of properties located in the greater downtown area of Tacoma to a "MC" Mixed Commercial District. (City of Tacoma; File No. 120.1243)
- c. This is the date set for hearing the appeal of various property owners within the proposed "MC" - Commercial District relative to an area-wide reclassification of properties located in the greater downtown area of Tacoma to a "MC" Mixed Commercial District. (City of Tacoma; File No. 120.1243)

Hearing Examiner Rod Kerslake made a presentation on this matter.

Mr. McLaren outlined the basis for his appeal.

Ms. Schafer, representing Eagle Paper Box Company, reviewed the reasons for their appeal.

Mr. Larson, representing various property owners in the area, reviewed his appeal.

Mayor Sutherland moved to continue the appeals to October 18, 1988 with a public hearing to be scheduled prior to a decision on the appeals. Seconded by Deputy Mayor Hyde.

After discussion this date was changed to October 25, 1988.

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

These items will be considered at the regular City Council Meeting on October 25, 1988.

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**RESOLUTIONS:**

**Purchase Resolution No. 30166**

**Awarding contracts to:**

1. Sahlberg Equipment, Inc., on their bid of \$101,183.76 for one (1) four wheel street sweeper - Specification No. G-074-88;
2. Pave-Mark Corporation on their bid of \$14,391.30 for thermoplastic pavement marking material - Specification No. G-076-88;
3. U. S. West Cellular, Inc., in the amount of \$14,371.77 to increase their contract for cellular mobile telephone service, equipment, and equipment maintenance - Specification No. G-020-88;
4. Standard Parts Corporation, on their bid of \$19,685.37 for automotive filters - Specification No. G-081-88;
5. Lige and Wm. B. Dickson Company on their bid of \$12,768.91 for the demolition of all buildings located at 1212 South 8th Street - Specification No. G-080-88;
6. HLD Company, in the amount of \$17,000.00 to increase their contract for asbestos abatement at the Tacoma Union Station - Specification No. G-246-88;
7. Consolidated Electrical Distributors, Inc., in the amount of \$9,500.00, Pacific Water Works Supply Company Inc., in the amount of \$10,000.00 and Paramount Electric Supply Company, Inc., in the amount of \$10,005.00 to increase contracts - Open Purchase Order Nos. 23064, 23192, and 22554;
8. City of Yakima, in the amount of \$11,000.00 for one (1) used comminutor for use by the Sewer Utility Division; and
9. Rescinding the contract previously awarded to City Sign Company to supply and install advertising signs at the Tacoma Dome - Specification No. G-247-88.

Council Member Nielsen moved that the Purchase Resolution be adopted. Seconded by Council Member Stenger.

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

Deputy Mayor Hyde indicated that this included a waiver of formal bidding procedures on Purchase Item No. 7.

**Resolution No. 30167**

Approving the sale of the 80-acre Wapato Hills property to Schurgin Development Companies, Inc. for \$7,596,864.00; and authorizing the execution of a Purchase and Sale Agreement and related documents.

Council Member Nielsen moved that the Resolution be adopted. Seconded by Council Member Moss.

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Speaking on the Resolution was:

Dave Davis

6226 South Oakes

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

Resolution No. 30168

Authorizing the execution of the 1988 City of Tacoma Labor-Management Agreement relative to certain common conditions of employment and fringe benefits effective January 1, 1988 through December 31, 1988.

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

Resolution No. 30169

Authorizing the execution of Amendment No. 46 to the agreement with the Municipal Authority in the amount of \$220,000.00 to continue implementation of the Demonstration Local Homestead Program.

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

Resolution No. 30171

Authorizing the termination of the agreement with Potential, Inc. for the marketing and sale of advertising signs in the Tacoma Dome.

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

Resolution No. 30172

Authorizing the execution of an agreement with the Washington State Department of Transportation for the removal and replacement of sewer facilities at the Hylebos Bridge, south approach, as part of the resurfacing and renovation of the Hylebos Bridge on SR-509.

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

Resolution No. 30173

Expressing support for further regional discussion of high-occupancy vessel concepts; encouraging the Puget Sound Council of Governments to continue its West Corridor Project; agreeing to coordinate planning and operation of

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transportation facilities and programs to optimize multi-modal public transportation programs; and encouraging the Puget Sound Council of Governments to study corridors between Tacoma, Olympia, Gig Harbor, Vashon-Maury Islands, the west and east passages, Bremerton and Seattle.

Council Member Mykland announced that he would abstain from consideration of this matter and left the Council Chambers.

Council Member Vialle moved that the Resolution be adopted. Seconded by Council Member Moss.

Council Member Stenger moved to amend Resolution No. 30173 on Page 2, line 16, to strike the word "between" and substitute the word "from" and strike the first comma on that sentence and substitute the word "to" so that the line would read "study corridors from Tacoma to Olympia, Gig Harbor, Vashon-Maury Island." Seconded by Council Member Vialle. Voice vote was taken and carried. The motion was declared adopted.

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

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COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Deputy Mayor Hyde moved to authorize a trip to Japan for Mayor Sutherland and Council Member Vialle. Seconded by Council Member Stenger.

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

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On proper motion, the meeting was adjourned at 7:58 p.m.

  
DOUG SUTHERLAND, MAYOR

ATTEST:   
GENELLE BIRK, CITY CLERK

HPC 6263G.

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