

CITY COUNCIL MINUTES

City Council Chambers
December 4, 1979

The meeting was called to order at 5:05 p.m.

Present on roll call: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

The Flag Salute was led by Mayor Parker.

C O N S E N T A G E N D A

Approval of the 1980 Budget Hearing Minutes of November 21, 1979, and the regular meeting of November 27, 1979.

PETITIONS:

PACIFIC NORTHWEST RAX INC. requesting the reclassification of the west side of Steele Street between So. 41st and 42nd Streets from an "R-4-L" to a "C-2" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 26101

Setting Friday, January 4, 1980 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request for vacation of Ea. "F" Street from Ea. 67th to Ea. 68th Street. (Keith D. Roberts)

Resolution No. 26102

Setting Friday, January 4, 1980 at 1:30 p.m. as the date for hearing by the Hearings Examiner the request for vacation of No. Junett Street from No. 31st south to the alley. (Harold I. Miller)

Resolution No. 26103

Setting Friday, January 4, 1980 at 1:30 p.m. as the date for hearing by the Hearings Examiner the request for vacation of No. Lawrence Street from No. 31st Street to the alley to the north. (Janet McNamara Farrell)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner agenda for Tuesday, December 4, 1979.
- b. Minutes of the meeting of the Tacoma Employees' Retirement System, October 25, 1979.
- c. Municipal Court Statistical Reports for September and October, 1979.
- d. Minutes of the meeting of the City Beautification Committee, October 17, 1979.
- e. Minutes of the special meeting of the Municipal Authority, November 5, 1979.
- f. Minutes of the meeting of the Board of Park Commissioners, November 13, 1979.
- g. Minutes of the meeting of the Public Utility Board, November 14, 1979.
- h. Summary Minutes of the Fiftieth Meeting of the State of Washington Advisory Council on Historic Preservation, November 16, 1979.
- i. Minutes of the meeting of the Tacoma Planning Commission, November 5, 1979.
- j. Minutes of the meeting of the Human Relations Commission Study Session, November 1, 1979.
- k. City of Tacoma Refuse Utility Division Rate Study Report For the Years 1980 - 1982.

Councilman Schroeder moved that the Consent Agenda, including Resolutions Nos. 26101, 26102 and 26103, be approved. Seconded by Councilwoman Bichsel.

Mayor Parker moved to amend Resolutions Nos. 26101, 26102 and 26103 to change the location of the hearings from the County-City Building to the 1st Floor of the Medical Arts/Municipal Building. Seconded by Councilman Schroeder. Voice vote was taken and carried.

Voice vote was taken on the Consent Agenda, as amended, and carried. The Consent Agenda was declared approved.

R E G U L A R A G E N D A

COMMUNICATIONS:

City Attorney recommending that rezone file No. 120.799 of Bocek, Rounds and Bocek for the reclassification of the west side of Sprague Ave., approx. 1260 feet south of So. 66th Street from an "R-5-PRD" to a "C-P-N" District be closed and Ord. 21121 be tabled.

Deputy Mayor Warnick moved to concur in the recommendation of the City Attorney. Seconded by Councilman Nielsen. Voice vote was taken and carried.

FINAL READING OF ORDINANCES:

Ordinance No. 21820

Vacating South 50th Street between Ferry Street and the I-5 Freeway. (Northwest Plaza Associates)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Mayor Parker moved to recess into Executive Session to discuss a personnel matter. Seconded by Councilman Hudson. Voice vote was taken and carried. Council recessed at 5:12 p.m. Council reconvened at 5:40 p.m.

Ordinance No. 21897

Amending the Pay and Compensation Plan to provide for salary changes for Line Material Operator, pursuant to agreement with International Brotherhood of Electrical Workers #483.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Mayor Parker moved to suspend the rules to consider Resolution No. 26112, which is a bond ordinance. He advised that the bids on the bonds had been open at 11:00 a.m. this date and the resolution should be adopted before 7:00 p.m. Seconded by Councilman Schroeder. Voice vote was taken and carried.

Resolution No. 26112

Accepting bid for the purchase of approximately \$6,000,000 General Obligation Bonds.

Bob Hamilton, City Attorney, reported that the best bid was 6.69351 of the First National Bank of Chicago. The resolution is to accept this bid.

Councilman Schroeder moved that the Resolution be adopted. Seconded by Deputy Mayor Warnick.

Speaking on the resolution was John C. Frai, 1443 So. 43rd.

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

Ordinance No. 21901

Amending Section 5.26.120 and 6.60.080 of the Official Code relating to board and impounding fees charged by the Tacoma-Pierce County Humane Society.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21902

Repealing and reenacting Chapter 2.09 of the Official Code to increase construction fees and service charges.

On request of the Public Works Department, Mayor Parker moved that the final reading of the ordinance be continued for two weeks. Seconded by Councilman Nielsen. Voice vote was taken and carried. Final reading of the ordinance was continued to December 18, 1979.

Ordinance No. 21903

Approving and confirming the assessment roll for L.I.D. 3802 for constructing sanitary sewers in So. 42nd Street from So. Pine to So. Fife Street.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21904

Approving and confirming the assessment roll for L.I.D 3797 for constructing sanitary sewer pressure lines in North Marinera Street and View Ridge Drive from No. Frace Street to west line of Narrows Neck Addition and constructing a pump station at the westerly end of the project.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21905

Approving and confirming the assessment roll for L.I.D. 3798 for constructing sanitary sewers in Blossom Dr. from Brown's Point Blvd. to 41st Street NE and in 41st Street NE from Brown's Point Blvd. to a point 280 feet east of Blossom Dr.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21906

Providing for the improvement of L.I.D. 5606 for constructing water mains in 63rd Ave. NE from approx. 17th Street NE to 21st Street NE; 64th Ave. NE from 19th Street NE to 21st Street NE; and 21st Street NE from 63rd Ave. NE to 65th Ave. NE.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21907

Providing for the improvement of L.I.D. 2494 for constructing sidewalks along Ea. 56th from Portland Ave. to Ea. "S"; So. Pine from So. 47th to So. 50th; So. 49th from So. Pine to So. Oakes; Tacoma Ave. South from So. 63rd to So. 64th; So. 63rd from So. "G" to Fawcett Ave.; and Fawcett Ave. from So. 61st to So. 64th.

Ron Button, Director of Public Works, advised that certain streets have a 77% remonstrance namely So. 49th Street from Pine Street to Oakes Street; Tacoma Ave. So. from So. 63rd Street to So. 64th Street; So. 63rd Street from "G" Street to Fawcett Ave.; Fawcett Ave. from So. 61st Street to So. 64th Street.

Mayor Parker moved that the streets as described by Mr. Button be deleted from the L.I.D. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried.

Mr. Button also advised that Pine Street from So. 47th Street to So. 50th Street had a 51% remonstrance.

Councilman Evans moved that this street also be deleted from the L.I.D. Seconded by Councilman Hudson. Voice vote was taken and carried.

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

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance, as amended, was declared passed.

Ordinance No. 21908

Providing for the improvement of L.I.D. 8276 for permanent paving on So. Adams Street from So. 62nd Street to So. 66th Street and So. 62nd from So. Adams east to dead-end.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 1 - Kirby.

The Ordinance was declared passed.

Ordinance No. 21909

Providing for the improvement of L.I.D. 8278 for permanent paving on So. Hosmer Street from So. 76th to 315 feet south of So. 82nd Street.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21910

Providing for the improvement of L.I.D. 8279 for permanent paving on So. Hosmer from So. 74th to So. 76th Streets.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 21911

Amending Chapter 13.06 of the Official Code to reclassify the Northwest corner of East 72nd and "K" Streets from an "R-2" to an "R-3-PRD" District. (Joe Iverson and Dave Lindsay)

Deputy Mayor Warnick moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Schroeder. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 21912

Vacating So. Huson Street between So. 56th and 58th Streets. (Unity Center of Tacoma)

Deputy Mayor Warnick moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Schroeder. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 21913

Amending Section 6.64.050 of the Official Code pertaining to the B. & O. tax rate levied on the selling of natural gas.

Speaking on the ordinance was John C. Frai, 1443 So. 43rd Street.

The Ordinance was set over for final reading next week.

Ordinance No. 21914

Amending franchise Ordinance No. 16387 pertaining to the fee charged the Washington Natural Gas Company.

Final reading of the Ordinance was set over to Wednesday, December 26, 1979

Ordinance No. 21915

Amending Chapter 1.30 of the Official Code to increase the employee and City contribution rate to the Tacoma Employees' Retirement System.

The Ordinance was set over for final reading next week.

Ordinance No. 21916

Adopting the 1980 Annual Budget of the City of Tacoma.

Pete Luttrupp, Assistant Finance Director and City Treasurer, reviewed the budget ordinance.

Speaking on the ordinance were: Jane Shanaman, Assistant Administrator for Planning and Development of Mary Bridge Childrens Hospital, who requested \$17,000 for the Poison Information Center; Bill Innis, representative from the Tacoma Park Board and John C. Frai, 1443 So. 43rd Street.

After discussion Mayor Parker moved that first reading of the ordinance be continued one week. Seconded by Councilman Evans. Voice vote was taken and carried.

First reading of the Ordinance was continued to December 11, 1979.

Ordinance No. 21917

Amending Chapter 12.06 of the Official Code to increase the electric energy rates.

Paul Nolan, Director of Utilities, requested that Resolution No. 26113 be considered prior to consideration of Ordinance No. 21917.

Councilman Evans moved to suspend the rules in order to consider Resolution No. 26113 at this time. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried.

Resolution No. 26113

Adopting the Public Utility Regulatory Policy Act (PURPA) Ratemaking Standards and Service Standards.

Speaking on the resolution were: Paul Nolan, Director of Utilities; Mark Bubenik, Assistant City Attorney; Mark Crisson, Principal Electrical Engineer in the Power Management Division, Department of Public Utilities; John C. Frai, 1443 So. 43rd Street; Wayne Williams, 317 Security Building, Olympia, representing POWER; Jim Lazard, 317 Ea. 17th Street, Olympia, consulting economist; Peggy Dobbins, 150 Ea. 52nd St., New York, New York, representing St. Regis Paper Company.

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After discussion, Councilman Hudson moved that the Resolution be continued one week. Seconded by Councilman Schroeder. Voice vote was taken and carried. The Resolution was continued to December 11, 1979.

Ordinance No. 21917

Amending Chapter 12.06 of the Official Code to increase the electric energy rates.

In addition to Department of Public Utilities staff, speaking was Jim Lazar, representing Tacoma Light Coalition.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 26112

Accepting bid for the purchase of approximately \$6,000,000 General Obligation Bonds.

The Resolution was considered and adopted earlier in the meeting.

Resolution No. 26093 (continued from the meeting of November 27, 1979)

Authorizing execution of an amendatory agreement with the Municipal Authority in order to allow for an increase in the maximum loan limit, and provide assistance to applicants who have been owner/occupants for less than one (1) year.

Councilman Evans moved that the Resolution be adopted. Seconded by Councilman Nielsen.

Mayor Parker advised that management has requested that this be continued for one week. Mayor Parker then moved that the Resolution be continued one week. Seconded by Councilman Evans. Voice vote was taken and carried. The Resolution was continued to December 11, 1980.

Resolution No. 26104

Appointing Warren B. Wooton, Marion H. Sowell, John D. Keliher, Sam Carleton and Bert H. Paul as members of the Tacoma Landmarks Preservation Commission for terms expiring December 3, 1982.

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

Resolution No. 26105

Appointing Sherman Davis, Jr. as a member of the Urban Policy Committee for a term expiring December 3, 1982.

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

Mayor Parker moved that the Resolution be continued for one week. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried. The Resolution was continued to December 11, 1979.

Resolution No. 26106

Appointing Linda Ellen Burgess, Arnold Al Trevino and Herminio Vargas, Jr. as members of the Human Relations Commission for terms expiring December 3, 1982.

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

Resolution No. 26115

Reappointing Jaime A. Bernal, Donald J. Hutt, Fred W. Starr, Edward F. Faker, Luther H. Kriefall and appointing David Feagins as members of the Mayor's Veterans' Employment Task Force for terms expiring December 3, 1982, and appointing Joseph R. Fortier to fill the unexpired term of H. Cline Schweikart expiring November 8, 1980.

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

Resolution No. 26116

Appointing Ronal M. Wilson as a member of the Citizens' Transportation Advisory Committee for a term expiring December 3, 1982.

Mayor Parker requested that this be removed from the agenda.

Deputy Mayor Warnick moved that the resolution be removed from the agenda. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was removed from the agenda.

Purchase Resolution No. 26107

Awarding contracts to:

- (1) Sunset Northwest on its bid of \$10,197.60 for Two (2) Economy Vehicles - Spec. G-125-79;
- (2) Beckman Instruments, Inc. on its bid of \$10,694.25 for Liquid Chromatograph - Spec. No. G-129-79.

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

Resolution No. 26108

Approving the final plat for MADRONA BEACH ESTATES, located in Northeast Tacoma, north of Browns Point Blvd. (Alpha Properties)

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

Resolution No. 26109

Authorizing the sale of a parcel of property at So. 28th and Cedar Streets to the abutting property owner for its appraised value.

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

Resolution No. 26110

Authorizing the purchase of 12.5 acres of unimproved land at the intersection of Ea. 64th Street and Pipeline Rd. for Swan Creek Park from Elvin E. Evans Co., Inc., Trustee.

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

Resolution No. 26111

Expressing the intent to allocate the sum of \$550,000 of general revenue sharing funds for 1980 for implementing certain community-based social service projects.

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

Mayor Parker moved that the Resolution be continued for one week. Seconded by Councilman Hudson. Voice vote was taken and carried. The Resolution was continued to December 11, 1979.

Resolution No. 26113

Adopting the Public Utility Regulatory Policy Act (PURPA) Ratemaking Standards and Service Standards.

The Resolution was considered earlier in the meeting. The Resolution was continued to December 11, 1979.

Resolution No. 26114

Authorizing the proper officers of the City to file Notice of Intent with the Pierce County Boundary Review Board to serve an area south of 128th Street East between 78th Ave. East and Meridian Street.

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

UNFINISHED BUSINESS:

Councilman Nielsen referred to a letter dated November 30, 1979 submitted to the City Council members by the Pacific Housing Corporation. He reported that the letter asked that the City Council reconsider the reclassification request that had been submitted to the City Council at the meeting of November 20, 1979, in which the Hearings Examiner had recommended denial and which Council had upheld the Hearings Examiner. He said the Pacific Housing Corporation asked that Council reconsider the zoning request and refer the revised site plan to the Hearings Examiner.

Councilman Nielsen then moved to suspend the rules in order to reconsider rezone file No. 120.911 of the Pacific Housing Corporation for reclassification of the southeast corner of So. 94th and "D" Streets from a "R-2" to an "R-3-PRD" District. Seconded by Deputy Mayor Warnick. Roll call vote was taken, resulting as follows: Ayes: 5 - Evans, Hudson, Nielsen, Warnick and Mayor Parker. Nays: 4 - Bichsel, Kirby, Schroeder and Strege. The motion carried.

Councilman Nielsen then moved to refer the matter to the Hearings Examiner for consideration of the site plan. Seconded by Deputy Mayor Warnick.

Legal questions were raised by Council members Hudson and Schroeder as to procedures involving this type of request. After discussion, Councilman Hudson moved that the matter be continued for one week. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried. The matter was continued until December 11, 1979.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Evans commented on the traffic circles on Yakima Avenue which were placed there to reduce traffic speed. He presented a petition of 225 signatures of supporters to the concept of traffic circles to the City Manager.

CITIZEN'S REQUEST TO BE HEARD:

SAC Neighborhood Improvement Group asking to speak regarding petition submitted to Council October 9th.

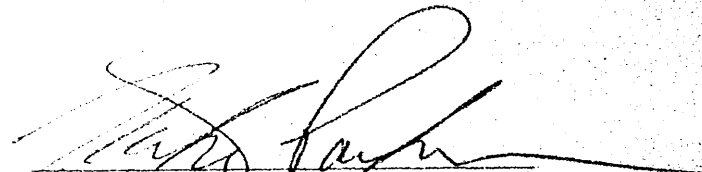
Betty Jeffries of the SAC Neighborhood Group spoke on the response they received to their petition of October 9, 1979. She stated the response from the City was completely negative. She asked the City Council to make recommendations for changes to the dilemma the SAC Neighborhood has been placed in regarding the Caballeros Club.

Also speaking were: John Pettit, 2535 So. Cushman; William Freeman, 2542 South Cushman; Doris Usorac, 2702 So. Ainsworth; George Evans, 2534 So. Cushman and Bill Evans, 1527 So. Fawcett.

After discussion, Mayor Parker asked the City Manager to have Mr. Crumbley of the Public Works Department review the area for parking and traffic. The Mayor also suggested that he and the City Manager meet with the officers of the Caballeros Club.

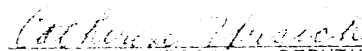
Mayor Parker moved to recess into Executive Session to discuss a personnel and legal matter. Seconded by Deputy Mayor Warnick. Council recessed at 10:45 p.m. Council reconvened at 10:54 p.m.

On proper motion, the meeting adjourned at 10:55 p.m.



MIKE PARKER - MAYOR

ATTEST:


CATHERINE URSICH - DEPUTY CITY CLERK