

CITY COUNCIL MINUTES

City Council Chambers
January 3, 1984

The meeting was called to order at 5:00 p.m.

The Flag Salute was led by Mayor Sutherland.

Mayor Sutherland then called on Ms. Ursula Doolittle, Clerk of the Metropolitan Park District Board of Commissioners, to perform the swearing in ceremony. Ms. Doolittle administered the Oath of Office to Mr. James Thomas, the newly elected Metropolitan Park Board Commissioner.

Mayor Sutherland introduced the other Metropolitan Park Board members who were present at the Council meeting: Mr. Peter Norman, Ms. Cathy Egan, and Mr. Howard Ashley.

Mayor Sutherland then called on Genelle Birk, City Clerk, to perform the swearing in ceremony.

Genelle Birk, City Clerk, administered the Oath of Office to Mr. Paul Tanaka, the newly elected Civil Service Board member.

Mayor Sutherland introduced Mr. Al Disbro, Civil Service Board member.

Mayor Sutherland then called on Genelle Birk, City Clerk, who administered the Oath of Office to newly elected Council members Tom Stenger and Jack Warnick and reelected Council members John Ladenburg and Pete Rasmussen.

Mayor Sutherland called for the roll call.

Present on roll call: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strega, Warnick and Mayor Sutherland.

Mayor Sutherland then introduced Tacoma Public School Board members who were present: Ms. Mignonette Peterson, Mr. Eugene Matsusaka, and Dr. Norman Anderson; and Port of Tacoma Commissioner, Mr. Pat O'Malley.

Mayor Sutherland stated that this would be the appropriate time to nominate and elect a new Deputy Mayor. Mayor Sutherland nominated Council Member Bichsel as Deputy Mayor. Seconded by Council member Rasmussen.

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Council Member Ladenburg moved to substitute Council Member Strege in place of Council Member Bichsel. Seconded by Council Member Hyde. Roll call vote was taken on the motion, resulting as follows: Ayes: 5 - Hyde, Kirby, Ladenburg, Stenger and Strege. Nays: 4 - Bichsel, Rasmussen, Warnick and Mayor Sutherland. The motion was declared adopted.

Roll call vote was taken on the motion, as amended, resulting as follows: Ayes: 6 - Hyde, Kirby, Ladenburg, Stenger, Strege and Warnick. Nays: 3 - Bichsel, Rasmussen and Sutherland. The motion was declared adopted.

Council Member Strege was elected Deputy Mayor.

CONSENT AGENDA

Approval of the minutes of the regular meeting of December 27, 1983.

RESOLUTIONS:

Resolution No. 28164

Setting Tuesday, February 28, 1984 at 10:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate a portion of Puyallup Avenue westerly of East "O" Street. (Mintercreek Development Company; File No. 124.756)

ASSESSMENT ROLLS:

The Director of Public Works presents the assessment rolls for the following:

L.I.D. 2577 for the placement of two-inch asphalt surface treatment on various streets between South 40th and 71st Streets and South Mullen and South Fife Streets.

L.I.D. 2578 for the placement of two-inch asphalt surface treatment on various streets in South Tacoma.

Setting Monday, February 6, 1984 at 5:00 p.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Landmarks Preservation Commission, December 14, 1983.
- b. Monthly Report of the Tacoma Police Department, November 1983.

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Council Member Bichsel moved that the Consent Agenda, including Resolution No. 28164, be approved. Seconded by Council Member Rasmussen. Voice vote was taken and carried. The Consent Agenda was declared approved.

Mayor Sutherland proclaimed 1984 as Tacoma's Centennial Year and presented the proclamation to Mr. Anthony King.

REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.290 of the Port of Tacoma to allow the construction of a 300-foot pier addition, dredge 58,000 cubic yards of material with disposal in the Commencement Bay deepwater disposal site, berm, and place 6,000 yards of riprap on the southerly side of Blair Waterway just north of the East 11th Street bridge.

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor Strege. Roll call vote was taken, resulting as follows: Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland. Nays: 0.

- b. Hearings Examiner recommending that L.I.D. 6963 not be formed.

Mayor Sutherland moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Hyde. Voice vote was taken and carried.

- c. Hearings Examiner submitting the request of Richard Fabiani regarding Reclassification Request No. 120.1022 relative to the modification of conditions contained in the Examiner's Report and Recommendations of February 19, 1982.

Council Members Ladenburg and Rasmussen announced that they would be abstaining on this matter and left the Council Chambers.

Council Member Warnick moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Hyde. Voice vote was taken and carried.

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Mayor Sutherland presented a proclamation from the City of Tacoma commemorating and extending its appreciation to Detective Janice Robinson for her work in the area of child abuse.

FINAL READING OF ORDINANCES:

Ordinance No. 22992

Vacating the alley between East 26th and East 27th Streets from Portland Avenue to East "H" Street. (Tacoma Hotels, Inc.; File No. 124.740)

Mayor Sutherland moved to suspend the rules to consider revised Ordinance No. 22992. Seconded by Deputy Mayor Strege. Voice vote was taken and carried. The motion was declared adopted.

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

Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance, as revised, was declared passed.

Ordinance No. 23100

Providing for the formation of L.I.D. 5650 for the construction of water mains and fire hydrants in East "C" Street from East 40th to East 43rd Streets, and in East 43rd Street from East "B" to East "C" Street.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 23096

Amending Chapter 13.06 of the Official Code to reclassify the property located in the vicinity of Norpoint Way and 51st Street N.E. from an "SR-9" to a "R-1-PRD", "R-3-PRD" and "C-P-C" District. (Tacoma Planning Commission; File No. 120.1064)

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Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Bichsel. Voice vote was taken and carried.

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

Ordinance No. 23097

Amending Chapter 13.06 of the Official Code to reclassify the property located in the vicinity of Norpoint Way and 51st Street N.E. from an "R-1" and "R-2" to an "R-3-PRD" and "C-P-C" District. (Block Brothers (USA), Inc.; File No. 120.1058)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Bichsel. Voice vote was taken and carried.

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

Ordinance No. 23098

Amending Chapter 13.06 of the Official Code to reclassify the property located approximately 150 feet south of the southwest corner of South 23rd Street and Fawcett Avenue from a "C-3" to a "M-1" District. (Keith D. McGoffin; File No. 120.1071)

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

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

Ordinance No. 23099

Authorizing the execution of a grant award agreement in the amount of \$12,000.00 with the State Office of Archeology and Historic Preservation; accepting donations in the amount of \$1,450.00 from private sources; depositing said funds in the Miscellaneous Grants Summary Fund; and appropriating \$14,900.00 from said fund for studies relative to the renovation and rehabilitation of Union Station.

Speaking in support of the Ordinance were:

Linda Bowman
Harry Thompson

Save Our Station
Save Our Station

The Ordinance was set over for final reading next week.

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Deputy Mayor Strege moved to suspend the rules to consider Resolution Nos. 28174 and 28175. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 28174

Authorizing the execution of an agreement with Roberts & Shefelman for the provision of legal services relative to the rehabilitation of the Union Depot.

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

Deputy Mayor Strege moved to delete the period on line 14 and add the words "in an amount not to exceed \$5,000." Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 28175

Authorizing the execution of an agreement in the amount of \$9,900.00 with TRA Architects for the provision of engineering and architectural studies relative to the renovation and rehabilitation of Union Station.

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

Mayor Sutherland moved to suspend the rules to consider Public Hearings and Appeals. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

PUBLIC HEARINGS AND APPEALS: (Began at 6:23 p.m.)

- a. This is the date set for hearing the appeal of the Department of Tax & License on the decision of the Hearings Examiner regarding the appeal of Pick's Cove Marina on Audit Assessment No. T-38112.

Mayor Sutherland called on Mr. Robert Backstein, Hearings Examiner, and Mr. Fran Chapin, Chief Assistant City Attorney, to discuss the appropriateness of the City Council's hearing an appeal by the City.

After further discourse, Mayor Sutherland questioned Mr. Backstein on his recommendations regarding setting this appeal over until the pending Sea-First Bank tax appeal was heard by Superior Court. Mr. Backstein recommended that it be set over.

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Mayor Sutherland then called on Mr. Mike Smith, Assistant City Attorney, who recommended that Council defer ruling on the matter and take it under advisement until pending litigation was decided by Superior Court.

Mayor Sutherland next called on Mr. Murray J. Anderson, representing Pick's Cove Marina, who also requested deferral of the appeal until after a determination of the pending Superior Court City of Tacoma vs. The Crow's Nest litigation or the appeal or appeals on that action.

Mayor Sutherland moved to defer any consideration of this appeal until subsequent hearings by the Superior Court, including any and all appeals, had been heard. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

- b. This is the date set for a public hearing on proposed amendments to Chapter 13.10 of the Official Code to amend the Shoreline Code/Master Program to provide a comprehensive set of public access standards and criteria for commercial uses; and to allow non-water related commercial uses in additional shoreline districts and other minor amendments to the Shoreline Code. (Began at 6:37 p.m.)

Mr. Kevin Foley, Planning Department, made a presentation to the Council on this matter.

Mayor Sutherland called for public testimony.

Speaking to the Council was:

Hugh Barden

11201 South A Street

There being no further testimony, the hearing was declared closed at 6:47 p.m.

RESOLUTIONS:

Purchase Resolution No. 28165

Awarding contracts to:

1. Blake, Moffitt & Towne on their bid of \$10,234.64 for the annual supply of janitorial paper - Specification No. G-209-83;
2. Sam's Tire Service on their bid of \$72,667.54 for recapping and repair work for tires and tubes - Specification No. G-205-83;
3. Motorola, Inc. on their bid of \$27,039.10 for Police radio replacement;
4. Hamilton Engine Sales on their bid of \$85,679.44 for three standby power generators - Specification No. G-171-83;

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5. Totem Electric, Inc. on their bid of \$9,728.95 for electrical modifications of existing sewage pump stations for standby power - Specification No. G-172-83;
6. L. N. Curtis & Sons on their bid of \$11,328.96 for firefighter helmets - Specification No. G-192-83;
7. Fire Control Northwest, Inc. on their bid of \$132,717.00 for a triple combination pumper with two booster reels - Specification No. G-181-83; and
8. Fire Control Northwest, Inc. on their bid of \$131,638.00 for a triple combination pumper with one booster reel - Specification No. G-182-83.

Council Member Bichsel moved that the Purchase Resolution be adopted. Seconded by Council Member Hyde.

Mayor Sutherland moved that Purchase Item No. 6 be removed from the agenda. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Purchase Item No. 6 was removed from the agenda.

Mayor Sutherland moved to waive the bid bond defect on Purchase Item No. 1. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved to waive the formal bidding procedures on Purchase Item No. 3. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Speaking to the Council on Purchase Item No. 4 were:

Bob Simmons
Mike Hoyt

Power Systems
Hamilton Engine Sales

Mayor Sutherland then called for a motion to separate Purchase Item No. 4 from Purchase Resolution No. 28165 so as to consider it separately.

There being no motion, voice vote was taken and carried on the Purchase Resolution, as amended. The Purchase Resolution, as amended, was declared adopted.

Resolution No. 28166

Approving the preliminary plat of Stehn's Second Addition located at East 75th and "E" Streets. (Norbert Stehn; File No. 125.269)

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

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Resolution No. 28167

Authorizing the execution of agreements with Treco/Barber Joint Venture and Realbon Corporation relative to the construction of a right-hand turn lane on South 38th Street from Fife to Steele Streets.

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

Resolution No. 28168

Authorizing the execution of Amendment No. 2 to the Washington R-14 Urban Renewal Close-Out Agreement with the Department of Housing and Urban Development.

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

Resolution No. 28169

Authorizing the execution of an amended agreement with the Tacoma-Pierce County Economic Development Board relative to the continued provision of services for economic development in the City of Tacoma.

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

Resolution No. 28170

Authorizing the purchase of the property located near the intersection of East 31st and "M" Streets for open space use.

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

Resolution No. 28171

Authorizing the execution of agreements with Alicia Topping and Ann Kocar for the provision of services relative to the operation of the Senior Program.

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

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Resolution No. 28172

Approving the appointment of a member of the Metropolitan Park Board to serve as a member of the Joint Municipal Action Committee.

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

Resolution No. 28173

Authorizing the execution of an agreement in the amount of \$8,000.00 with the Martin Luther King Ecumenical Center for the operation of the Last Chance Shelter during January and February, 1984.

Council Member Bichsel moved to continue Resolution No. 28173 to the meeting of January 10, 1984. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of January 10, 1984.

Resolution No. 28176

Authorizing the execution of an agreement in the amount of \$114,642.00 with DEVCO Engineering, Inc. for studies relative to updating the Master Plan and preparing a Supplemental Land Use and Development Plan for non-aviation related properties located near the Tacoma Narrows Airport.

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

REPORTS BY CITY MANAGER:

Erling O. Mork, City Manager, introduced Ms. Ann Marinkovich, who will be serving as a special intern in the City Manager's Office for the next three months.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Deputy Mayor Strege stated that Ms. Cheryl Davidson had done an excellent job as a special intern in the City Manager's Office.

Deputy Mayor Strege stated that Council Member Stenger had arranged a tour of the Kaiser Aluminum plant (regarding the expansion of the facility)

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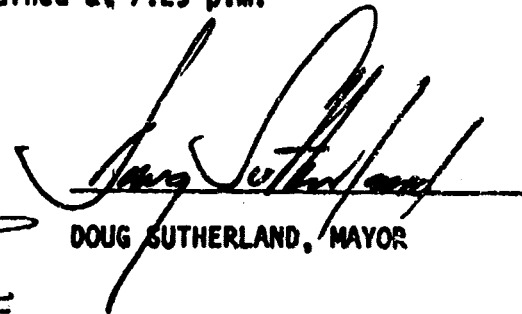
for both Utility Board Member Earl Pennington and himself. He urged other Council members to tour the plant and indicated that the expansion is contingent upon a new agreement with the Department of Public Utilities for provision of electrical services. He further stated that the Utility Board would be acting on this matter and he requested that staff provide the Council with any reports from the Department of Public Utilities on any action of the Utility Board. He stated that any action on the matter may require concurrence of the Council.

Deputy Mayor Strega stated that Council Member Hyde had requested a response to the Hunt/Mottet letter on potential fire dangers at the Columbia Energy plant, and it has not been received to date.

Council Member Warnick commented on the rezone near the south end of downtown and expressed concerns regarding rehabilitation of the Heidelberg Brewery. He also requested information for the Council to review regarding development of the downtown area.

Mayor Sutherland requested that the Legal Department staff investigate the possibility of using a motion to waive the reading of ordinance titles.

On proper motion, the meeting adjourned at 7:29 p.m.


DOUG SUTHERLAND, MAYOR

ATTEST: 
GENELLE BIRK, CITY CLERK

WPC.2866R

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