

CITY COUNCIL MINUTES

City Council Chambers
March 25, 1980

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

Present on roll call: 8 - Bichsel, Evans, Hawkins, Kirby, Nielsen, Rasmussen, Strege and Sutherland. Absent: 1 - Mayor Parken.

The Flag Salute was led by Councilman Sutherland.

CONSENT AGENDA

Approval of the minutes of the regular meeting of March 18, 1980.

PETITIONS:

W. Towne Collins requesting the rezoning of the property located on the south side of Highlands Parkway approx. 3.5 feet west of North Pearl Street from an "R-2-PRD" to an "R-3-PRD" and "R-4-PRD" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 26320

Setting Tuesday, April 29, 1980 at 9:30 a.m., as the date for hearing by the Hearings Examiner the request for vacation of a portion of East 56th west of Portland Avenue and the alley between East 58th and 59th Streets from East "N" to Portland Avenue. (Department of Public Works)

Resolution No. 26321

Setting Monday, April 14, 1980 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 8286 for permanent paving on South 61st from South "K" to South Sheridan and South Fife from South Tacoma Way north 340 feet then east to alley.

Resolution No. 26322

Setting Monday, April 14, 1980 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 6956 for installing modern street lights in South "L" from South 75th to South 76th and South 75th from South "L" east to dead end.

Resolution No. 26323

Setting Monday, April 14, 1980 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 3824 for constructing sanitary sewers in East George from Roosevelt Avenue east to dead end and in alley between East George and East 38th from Roosevelt Avenue east to dead end.

Resolution No. 26324

Setting Monday, April 14, 1980 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 2504 for constructing sidewalks on East 65th from "J" to "L" Streets; South 68th from Mullen to Ferdinand; Puget Sound Avenue from South 50th to South 52nd Street; and other nearby streets.

ASSESSMENT ROLLS:

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

L.I.D. 2447 for oil surface treatment on East 55th Street from East "F" Street to East "G" Street.

Fixing Monday, April 28, 1980 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 agenda for Tuesday, March 25, 1980.
- b. Minutes of the meeting of the Tacoma Planning Commission, March 3, 1980.
- c. Municipal Court monthly report for January, 1980.

Councilwoman Bichsel moved that the Consent Agenda, including Resolutions Nos. 26320, 26321, 26322, 26323 and 26324, be approved. Seconded by Councilman Sutherland. Voice vote was taken and carried. The Consent Agenda was declared approved.

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

COMMUNICATIONS:

- a. Hearings Examiner recommending the request of W. F. Wiklund for vacation of a portion of Asotin between Center and Burlington Northern Railroad right-of-way be withdrawn.

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Councilman Kirby moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Rasmussen. Voice vote was taken and carried.

- b. Hearings Examiner recommending modification of a Condition for Rezone File No. 120.833 of Dr. Grover Pettibon be approved.

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

- c. Hearings Examiner recommending removal of a Condition for Rezone File No. 120.930A of Allenmore Business Campus.

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

FINAL READING OF ORDINANCES:

Ordinance No. 22009 (continued from the meeting of March 18)

Appropriating \$179,964 from the General Fund for reimbursing Pierce County for one-half the cost of converting the County-City Building heating plant 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: 7 - Bichsel, Evans, Hawkins, Kirby, Rasmussen, Sutherland and Deputy Mayor Nielsen.

Nays: 1 - Strege.

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 21648

Vacating portions of Wright Ave. and the alley to the north between Pacific and "A" Streets. (Oscar T.Hokold)

Councilman Hawkins moved to consider Substitute Ordinance No. 21648. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

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

Ayes: 8 - Bichsel, Evans, Hawkins, Kirby, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

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Ordinance No. 21856

Vacating a portion of Wright Avenue east of Pacific Avenue.
(Oscar Hokold)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hawkins, Kirby, Rasmussen, Strege, Sutherland
and Deputy Mayor Nielsen.

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22014

Authorizing execution of a grant award contract with the Interagency
Committee for Outdoor Recreation for \$267,097.50 and depositing
said sum in the Miscellaneous Grants Summary Fund; transferring
\$39,600 from the Vacated City Street Right-of-Way Fund and \$49,491
from the 4th Year Community Development Block Grant Fund to the
Commencement Park Project Account of the Miscellaneous Grants
Summary Fund; and appropriating \$356,188.50, or so much thereof
as may be necessary, from the Miscellaneous Grants Summary Fund for
the design and development of Commencement Park in the Old Town area.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hawkins, Kirby, Rasmussen, Strege, Sutherland
and Deputy Mayor Nielsen.

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22015

Accepting a gift of 100 folding chairs and 10 folding tables from
the South East Athletic Association, the South East Lions Club and
the South East Optimists, for use at the Sound End Neighborhood
Center.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hawkins, Kirby, Rasmussen, Strege, Sutherland
and Deputy Mayor Nielsen.

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22016

Appropriating \$621,680, or so much thereof as may be necessary, from the Public Health Department Revolving Fund No. 6510 to operate and support the activities of five clinics in the Tacoma-Pierce county area, 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: 8 - Bichsel, Evans, Hawkins, Kirby, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22017

Appropriating \$7,291, or so much thereof as may be necessary, from the Right-of-Way Acquisition Fund to purchase needed right-of-way for future street improvements 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: 8 - Bichsel, Evans, Hawkins, Kirby, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22018

Authorizing transfer of \$29,756 from the Stadium and Convention Center Trust Fund and \$2,744 from the Contingency Fund, to the Baseball Park Revolving Fund; accepting \$32,500 from Pierce County; appropriating \$65,000 or so much thereof as may be necessary, from the Baseball Park Revolving Fund to construct an electronic scoreboard and message center; 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: 7 - Bichsel, Hawkins, Kirby, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen.

Nays: 1 - Evans.

Absent: 1 - Mayor Parker

The Ordinance was declared passed.

PROCLAMATION:

Deputy Mayor Nielsen proclaimed March 28, 1980 as "Sports Convention Center Citizens Appreciation Day" in the City of Tacoma and presented the proclamation to Craig Pratt, President of the Tacoma Athletic Association; Don Smith, Vice-President and Doug McArthur, Coordinator for the Sports/Convention Center Bond Issue.

FIRST READING OF ORDINANCES:

Ordinance No. 22013 (continued from the meeting of March 18)

Creating a new fund to be known as the "Ruston Way Waterfront Acquisition Fund" for the purpose of identifying transactions relating to acquisition of certain waterfront properties along Ruston Way.

Councilman Hawkins moved that the Ordinance be tabled. Seconded by Councilman Rasmussen. Roll call vote was taken, resulting as follows: Ayes: 5 - Bichsel, Hawkins, Nielsen, Rasmussen and Sutherland. Nays: 3 - Evans, Kirby and Strege. Absent: 1 - Mayor Parker. Motion carried. The Ordinance was tabled.

Ordinance No. 22019

Authorizing execution of supplemental grant award agreements with the Washington State Department of Ecology for \$386,294 and the United States Environmental Protection Agency for \$1,931,473; depositing said sums in the Municipal Sewer Construction Fund; appropriating \$257,530 from the Sewer Utility Fund to the Municipal Sewer Construction Fund; and appropriating \$2,575,297, or so much thereof as may be necessary, from the Municipal Sewer Construction Fund for the purpose of upgrading the Central Treatment Plant.

The Ordinance was set over for final reading next week.

Ordinance No. 22020

Authorizing acceptance of a grant for \$45,000 from the State of Washington through Pierce County; accepting \$22,500 from Pierce County; appropriating \$67,500, or so much thereof as may be necessary, to continue the County and City Historic Properties Survey; 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. 22021

Appropriating \$18,176.45, or so much thereof as may be necessary, from the Cumulative Reserve for Replacement of Fire Equipment Fund and the General Fund to pay the cost of acquiring new Fire Dept. vehicles; authorizing purchase of said vehicles under State contract; 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. 22022

Vacating North Ferdinand from North 16th south 120 feet.
(Nancy P. Lewis and Frederick L. Wilson)

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

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

Ordinance No. 22023

Amending Chapter 13.06 of the Official Code to reclassify the west side of Steele Street between South 41st and South 42nd Streets from an "R-4-L" to a "C-2" District. (Pacific Northwest Rax, Inc.)

A citizen requested permission to speak against the ordinance. She was informed that City Ordinance requires that public testimony on rezones be made at the Hearings Examiner's public hearing; however, if the Findings, Conclusions and Recommendations of the Hearings Examiner are appealed then the City Council holds the hearing at which time the public is permitted to speak on the issue. The lady advised that she came to the Council meeting to appeal. It was then determined by the City Council, after reviewing the documents before them, that the last day to appeal was March 25th and the present day is March 25th. She was informed that the appeal is to be made in writing and filed with the City Clerk today. This she said she would do.

Councilman Strege then moved that the Ordinance be continued for two weeks. Seconded by Councilman Kirby. Voice vote was taken and carried.

First reading of the Ordinance was continued to April 8, 1980.

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RESOLUTIONS:

Purchase Resolution No. 26325

Awarding contracts to:

1. Lige Dickson Company on its bid of \$48,122.10 for crushing, hauling and stockpiling aggregates;
2. Traffic Safety Supply Co. on its bid of \$2,285.01 and Traffic Control Signs Co. on its bid of \$1,933.31 for Lane Markers;
3. American Sign & Indicator Corp. on its bid of \$62,127.00 for baseball scoreboard; and
4. Fire Control Northwest, Inc., on its bid of \$5,575.64 for Foam.

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. 26326

Authorizing execution of a lease agreement with the State of Washington Department of Transportation for maintenance and operation of the Point Defiance ferry landing and approach road.

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. 26327

Authorizing execution of an agreement with the Pantages Center to perform certain management and operation services relating to the Pantages Theater.

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

Bob Stokes, First Vice-President of the Pantages Corporation, answered questions of Council members.

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

Resolution No. 26328

Approving the Tacoma Community Development Plan, as amended, and the Community Development Block Grant Application, as amended, and authorizing filing of such application with the Department of Housing and Urban Development.

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

Speaking on the resolution were: Karen Vialle, Chairperson of the Urban Policy Committee, 8841 So. 17th; Thomas White, 928 No. Pearl and Opal Shelton, 1463 East 30th Street.

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

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Resolution No. 26329

Authorizing execution of an agreement with Kramer, Chin and Mayo, Inc., for preparation of an environmental impact statement for the Sports/Convention Center and authorizing a non-interest bearing loan not to exceed \$285,000.

Councilman Sutherland moved to adopt Substitute Resolution No. 26329. Seconded by Councilwoman Bichsel.

Councilman Evans announced that he would not be sitting in on discussion of the resolution due to the Appearance of Fairness Doctrine. Councilman Evans left the Council Chambers.

Speaking on the resolution were: Gus Carlson, 8802 So. Ainsworth and Ruth McElliott, President of the McKinley Boosters Club.

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

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilmembers Bichsel and Hawkins reported on their recent trip to Washington, D.C. where they attended a meeting of the National League of Cities. They met with Senators Magnusson and Jackson and Congressman Dicks. They learned that an important energy block grant legislation will be introduced and that Senators Magnusson and Jackson will be added to the group of sponsors. Subjects also discussed were the SPUR, Pantages Theater and shoreline jurisdiction and the impact of the anticipated Federal Budget cuts on CETA and Revenue Sharing.

Councilman Rasmussen asked for the continued involvement of the Citizens' Advisory Committee on the Mini-Dome.

Councilman Strege commented on a recent meeting of the Joint Municipal Action Committee in which the school district proposed an agreement of mutual cooperation with the City regarding growth in the Northeast Tacoma area, which has placed a great burden on the schools. They would like to form a City/School District Committee to investigate alternatives to placing restrictions on growth in Northeast Tacoma and to then present recommendations to the City and the School District.

Councilman Sutherland requested that matters from the Hearings Examiner not be on the agenda until after the last day to appeal has expired.

Deputy Mayor Nielsen moved to recess into Executive Session to discuss a matter of litigation. Seconded by Councilman Rasmussen. Voice vote was taken and carried. Council recessed at 6:45 p.m. Council reconvened at 6:58 p.m.

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Councilman Rasmussen moved that the claims of Gary Atkinson, Irene Cairns, Edward Ehmke and Ray H. Sayger be settled in accordance with the recommendations of the City Attorney. Seconded by Councilman Sutherland. Voice vote was taken and carried.

On proper motion, the meeting adjourned at 7:00 p.m.

Harold E. Nielsen, Jr.
HAROLD E. NIELSEN, JR. - DEPUTY MAYOR

ATTEST: *Catherine Ursich*
CATHERINE URSICH
ACTING CITY CLERK