

CITY COUNCIL MINUTES

Wilson Senior High School  
Auditorium  
February 18, 1986

The meeting was called to order at 5:04 p.m.

Present on roll call: 8 - Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Warrick, and Mayor Sutherland. Absent: 1 - Hyde. (Council Member Hyde arrived at 5:16 p.m.)

The Flag Salute was led by Mayor Sutherland.

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CONSENT AGENDA

PETITIONS:

James F. Leggett requesting the reclassification of the property located at the southeasterly corner of South 19th and "I" Streets from a "T-M" to a "T" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 29078

Setting Tuesday, March 25, 1986 at 6:00 p.m. as the date for a public hearing by the City Council to consider proposed amendments to Chapter 13.06 of the Official Code relative to the joint use of public parking facilities by private business entities.

Resolution No. 29079

Setting Monday, March 10, 1986, at 5:00 p.m. as the date for hearing by the Hearings Examiner on L.I.D. No. 5669 for the construction of water mains and fire hydrants in Orchard Street from South 23rd Street to Center Street.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, February 18, 1986.
- b. Minutes of the meeting and study session of the Landmarks Preservation Commission, January 22, 1986.
- c. Minutes of the meeting of the Municipal Authority, January 23, 1986.
- d. Minutes of the meeting of the Board of Administration of the Tacoma Employees' Retirement System, December 19, 1985.
- e. Billing, Follow-up and Reporting Procedures for General Accounts Receivable, Department of Finance, December 1985.

Council Member Nielsen moved that the Consent Agenda, including Resolution Nos. 29078 and 29079, be approved. Seconded by Council Member Harnick. Voice vote was taken and carried. The Consent Agenda was declared approved.

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REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 23564 (Continued from the meeting of February 11, 1986.)

Amending Chapter 5.20 of the Official Code to increase garbage and refuse fee rates for refuse collection and disposal services.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

Ordinance No. 23569 (Continued from the meeting of February 11, 1986.)

Providing for the formation of L.I.D. No. 8433 for the construction of an arterial street from Browns Point Boulevard at 51st Street N.E. to Hoyt Road at 340th Street S.W. in King County and Silver Bow Road from 51st Street N.E. to Browns Point Boulevard.

Speaking to the Council was:

Dale Carlisle

507 North Third

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Council Member Hyde arrived at 5:16 p.m.

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Council Member Ladenburg moved to instruct City staff to prepare the necessary letter of credit provisions along the lines indicated by Mr. Carlisle with one times the first annual interest payment and also three times the principal assessment. Seconded by Council Member Warrnick.

Council Member Warrnick moved to amend Council Member Ladenburg's motion to grant three of the four revisions as requested by the major owners, but not the revision involving the one times the annual interest payment during the construction period. Seconded by Council Member Nielsen.

Council Member Warrnick stated that his motion included:

Type of credit enhancement: Letter of Credit for Block Brothers and Tacoma Land, Letter of Assurance issued by WSLA for WSLA assessments, Surety Bond from Inception for Commencement Bay.

Letter of Credit (LOC) amount: Twice the first annual interest payment.

Sale of land removing LOC requirement: Parcels sold that are 20 acres or less do not require a following LOC.

Removal of LOC requirement for property remaining in four major firms ownership: Desire the five times assessed value of land to be reduced to three times assessed land value.

After discussion, Council Member Ladenburg clarified that his motion included:

Type of Credit Enhancement: Letter of Credit for all owners during construction, after completion, Commencement Bay may post Surety Bond - others continue LOC.

Letter of Credit (LOC) Amount: One times the first annual LID interest payment during construction, twice the first annual interest payment after construction is completed.

Sale of land removing LOC requirement: Parcels sold that are five acres or less do not require a following LOC.

Removal of LOC requirement for property remaining in four major firms ownership: Desire the five times assessed value of land to be reduced to three times assessed land value.

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Roll call vote was taken on the motion to amend the motion, resulting as follows:

Ayes: 2 - Nielsen and Warnick.

Nays: 7 - Hyde, Ladenburg, McElliott, Mykland, Rasmussen, Stenger, and Mayor Sutherland.

The motion was declared failed.

Roll call vote was taken on Council Member Ladenburg's motion, resulting as follows:

Ayes: 9 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

The motion was declared adopted.

Roll call was taken on the Ordinance resulting as follows:

Ayes: 8 - Hyde, Ladenburg, McElliott, Nielsen, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Mykland

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 23570

Amending Chapter 13.06 of the Official Code to reclassify the property bounded by SR-10 to the south, Cedar Street to the east, Union Avenue to the west, and the Elks Club to the north from an "R-2" One-Family Dwelling District, "PDB" Planned Business Development District, and an "R-4-LT" Residential Commercial Transitional District to a "C-P-C" Planned Community Shopping Center District and an "R-4-LT" Residential Commercial Transitional District to allow development of a shopping center district and office park. (Terranomics Development Corporation; File Nos. 120.1143 and 120.1144)

Deputy Mayor Rasmussen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Ladenburg. 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. 23571

Amending Title 2 of the Official Code to move the Flood Plain regulations from Chapter 2.02 of the Official Code to a new chapter designated as Chapter 2.12.

Mayor Sutherland moved to remove Ordinance No. 23571 from the agenda. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 23571 was removed from the agenda.

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RESOLUTIONS:

Resolution No. 29069 (Continued from the meeting of February 4, 1986.)

Authorizing the execution of an agreement with the Pierce County Department of Assigned Counsel in the amount of \$102,680.36 to provide for legal counsel for indigent defendants appearing in Municipal Court during 1986.

Deputy Mayor Rasmussen announced that he would abstain from consideration on Resolution Nos. 29069 and 29070, and left the Council Chambers.

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

Resolution No. 29070 (Continued from the meeting of February 4, 1986.)

Authorizing the execution of an agreement with Pierce County in the amount of \$48,500.00 for rehabilitation and treatment services provided by the Pierce County District Court Probation Department.

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

Purchase Resolution No. 29080

Awarding contracts to:

1. Howard Lighting Sales on their bid of \$77,481.25 for streetlight standards - Specification No. G-005-86; and
2. Norris Paint on their bid of \$17,547.68 for the cooperative purchase of traffic line paint - Washington State Contract No. 41-85.

Mayor Sutherland moved that the Purchase Resolution be adopted. Seconded by Council Member Ladenburg.

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

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Resolution No. 29081

Approving the preliminary plat for North Shore Country Club Estates, Division 4, to develop 105 lots on 25.72 acres at Nassau Avenue between 41st Street N.E. and 46th Street N.E. extended easterly to 36th Avenue N.E. and westerly of 32nd Place N.E. (Western Savings and Loan Association Development Corporation; File No. 125.274)

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

Resolution No. 29082

Authorizing the conveyance of Water Division properties in the vicinity of 40th and East "K" Street to the Public Works Department for an access street.

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. 29083

Releasing two easements located within the City of Fife no longer needed by the Light Division.

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

Resolution No. 29084

Authorizing the execution of an agreement with John Feild in the amount of \$12,000.00 to provide consultant services to assist the City in maintaining existing federal programs and obtaining additional federal monies.

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

Resolution No. 29085

Authorizing the acquisition of property located in the China Lake Open Space Area for open space purposes.

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

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Resolution No. 29086

Authorizing the acquisition of property located in the East "N" Street area, north of East 67th Street for future street alignment purposes.

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

Resolution No. 29087

Authorizing payment of \$4,317.84 to RT&T Construction Company for additional work required for the emergency replacement of a storm sewer line at the Tacoma Narrows Airport.

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

Resolution No. 29088

Adopting the "No-Build" Alternative which provides only for a pedestrian crossing of SR-16 between Pearl Street and Jackson Avenue at Skyline Drive.

Mayor Sutherland announced that he would prefer that staff make a presentation on the proposed project and then consider Resolution Nos. 29088 and 29089. Mayor Sutherland then called on Mr. Bill Pugh, Public Works Department, who gave a presentation regarding the history of the project.

Mayor Sutherland moved to adopt Resolution No. 29088. Seconded by Council Member Hyde.

Mayor Sutherland stated that the Council would take testimony on Resolution No. 29088 and No. 29089 concurrently.

Speaking to the Council were:

Edward Borhek  
Dave Alger  
Monty Jones  
Jack Cvitanovic  
Karen Kelly  
Dr. Neil Randall  
Cathy Shaffer  
Bernard Angel

Barry Townsend

Scott Campbell

4617 Darien Drive  
650 North Hawthorne  
1338 North Hawthorne  
1819 North Mildred  
1117 North Hawthorne  
4905 North Mildred  
3119 North Whitman  
Business owner, 6409  
Sixth Avenue  
Manager, Dunkin Donuts,  
Sixth Avenue  
6820 North 11th Street

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John Koontz  
Lou Webers  
James Carlson  
Len Manke

Bill Smith  
Tony Merkel  
Jim Carlsen  
Robert Price  
Joanne Finley  
Gary Duell

Kelly Creso

Freda Martin  
Sarah Perkins  
Wilford Sowa  
Ernie Dadio  
Ken Hagenblast

Warren Nevins  
Joe Buck  
Paula Aubrey  
Paul Lundquist  
Janet Hansen

1014 North Newton  
1371 North Hawthorne  
2107 North Vassault  
Owner, Cloverleaf  
Tavern, Sixth Avenue  
1325 Lenore Drive  
2111 North Mildred  
2120 North Mildred  
910 North Newton  
1330 North Hawthorne  
1143 Bridgeview Drive  
North  
President, Westgate  
Merchants Association  
1308 Lenore Drive  
1322 North Bel Aire Road  
1822 North Skyline Drive  
Highland Hills resident  
Business owner, 6615  
Sixth Avenue  
1340 Heatherwood East  
1307 Bel Aire Road  
1109 Skyline Drive  
1365 North Hawthorne  
2101 North Lexington

Mayor Sutherland stated that Deputy Mayor Rasmussen had a Substitute Resolution No. 29088 for consideration.

Deputy Mayor Rasmussen stated that the Substitute Resolution No. 29088 added one section to the Resolution, which he read into the record:

BE IT FURTHER RESOLVED that the Council of the City of Tacoma does hereby recommend to the Washington State Department of Transportation that they make every effort to accelerate the completion of the interchange of SR-16 with Sixth Avenue and Pearl Street, in order to reduce congestion upon these City Streets.

Deputy Mayor Rasmussen moved to adopt Substitute Resolution No. 29088. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken on Substitute Resolution No. 29088, resulting as follows:

Ayes: 9 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Warrnick, and Mayor Sutherland.

Nays: 0.



The Substitute Resolution was declared adopted.

Resolution No. 29089

Authorizing the Public Works Department to provide vehicular access across SR-16 at Mildred Street and construct Mildred Street from 6th Avenue to North 17th Street.

Resolution No. 29089 was not adopted by the City Council.

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On proper motion, the meeting adjourned at 8:05 p.m.

  
DOUG SUTHERLAND, MAYOR

ATTEST:

  
GENELLE BIRK, CITY CLERK

WPC.5568G

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