

CITY COUNCIL MINUTES

City Council Chambers
March 15, 1988

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

Present on roll call: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger and Vialle. Absent: 2 - Warnick and Mayor Sutherland.

The Flag Salute was led by Council Member Stenger.

CONSENT AGENDA

Approval of the minutes of the regular meeting of March 8, 1988.

PETITIONS:

David V. Sheean requesting the reclassification of the property located at 6052 South Sprague Avenue from a "R-2" to a "C-2" District to allow for two buildings for a mixed use combination of retail and office space. (David V. Sheean; File No. 120.1248)

For referral to the Hearings Examiner

RESOLUTIONS:

Resolution No. 29941

Authorizing the submittal of a grant application in the amount of \$7,000.00 to the U.S. Department of Housing and Urban Development for emergency shelter grant funds.

Resolution No. 29942

Setting Monday, April 11, 1988 at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 2607 for 2-inch asphalt surface treatment with storm drainage on "K" Street from South 80th Street south 625 feet more or less to the dead end.

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Resolution No. 29943

Setting Monday, April 11, 1988 at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 3906 for the construction of sanitary sewers on 26th Street N.E. from 64th Avenue N.E. west 540 feet more or less.

Resolution No. 29944

Setting Monday, April 11, 1988 at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 2606 for 2-inch asphalt surface treatment on:

1. Highland Street from South 18th Street south 195 feet;
2. "I" Street from East 65th Street to East 66th Street;
3. "K" Street from East 51st Street to East 52nd Street;
4. "M" Street from South 62nd Street to South 64th Street;
5. East 37th Street from "K" Street to Howe Street; and
6. Division Lane from Tacoma Avenue west 175 feet.

Resolution No. 29945

Setting Monday, April 11, 1988 at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 3900 for the construction of sanitary sewers in:

1. 49th Avenue N.E. from 33rd Street N.E. to 43rd Street N.E.;
2. 41st Street N.E. from 49th Avenue N.E. west 900 feet;
3. 42nd Street N.E. from 49th Avenue N.E. west 625 feet;
4. 43rd Street N.E. from 49th Avenue N.E. to a point 315 feet west of 45th Avenue N.E.;
5. A 20 foot easement from 41st Street N.E. and 43rd Street 375 feet east of 45th Avenue N.E.; and
6. A 20 foot easement between 42nd Street N.E. and 43rd Street N.E. 625 feet east of 45th Avenue N.E.

Resolution No. 29946

Setting Monday, April 11, 1988 at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 3903 for the construction of sanitary sewers on Norpoint Way N.E. from 40th Avenue N.E. east 300 feet.

Resolution No. 29947

Setting Monday, April 11, 1988 at 5:00 p.m. as the date for a hearing by the Hearings Examiner on L.I.D. No. 5677 for the installation of water mains and fire hydrants in the vicinity of Canyon Road from 128th Street East to 192nd Street.

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Resolution No. 29948

Setting Tuesday, April 5, 1988 at approximately 5:30 p.m. as the date for a public hearing by the City Council on the 1988-1989 Proposed Statement of Community Development Objectives and Projected Use of Funds for the Fourteenth Year Community Development Block Grant Program.

Resolution No. 29949

Setting Tuesday, May 3, 1988 at 10:30 a.m. as the date for a hearing by the Hearings Examiner on the request to vacate a portion of the I-5 Freeway Turnback area abutting the Freeway Interchange in the vicinity of South 54th Street and Tacoma Mall Boulevard. (Robert C. Young; File No. 124.866)

APPEALS:

- a. Mr. and Mrs. Mosleh Dobashi, (File No. T-23524) appealing the denial of the renewal of their Miscellaneous Secondhand Goods License on the property located at 719 South "I" Street by the Tax and License Department.

Setting Thursday, April 21, 1988 at 1:00 p.m. as the date for hearing by the Hearings Examiner.

- b. Robert and Carol Norton, appealing the denial of their request for reconsideration by the Hearings Examiner relative to the reinstatement of the Home Occupation Permit of Larry and Paula Gay which authorize the storage of one logging truck to be used off-site for a log-hauling business located at 4992 31st N.E. (Larry and Paula Gay; File No. 133.58)

Setting Tuesday, April 19, 1988 at approximately 5:30 p.m. as the date for hearing by the City Council.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, March 15, 1988.
- b. Minutes of the meeting of Citizens Transportation Advisory Committee, March 3, 1988.
- c. Minutes of the meetings of the Civil Service Board, February 1, 1988 and February 22, 1988.
- d. Minutes of the meeting of the Landmarks Preservation Commission, February 24, 1988.
- e. Minutes of the meeting of the Tacoma Beautification Committee, January 20, 1988.
- f. Minutes of the meetings of the Urban Policy Committee, February 25, 1988 and March 2, 1988.
- g. 1988 Program of Work of the Economic Development Board.
- h. Tacoma Employees' Retirement System/Security Capital Real Estate Fund, Adoptive Agreements, December 14, 1987 and January 15, 1988.

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Council Member McElliott moved to suspend the rules to amend the Consent Agenda. Seconded by Council Member Vialle. Voice vote was taken and carried. The motion was declared adopted.

Council Member Vialle moved to amend the Consent Agenda by adding the following appeal:

Devin and Dianne Mason appealing the decision of the Hearings Examiner to approve a site plan modification to allow for installation of two security gates in the Nahane Community Club planned residential development.

Setting Tuesday, March 29, 1988, at 5:30 p.m. as the date for hearing by the City Council.

Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Council Member Vialle moved that the Consent Agenda, as amended, including Resolution Nos. 29941, 29942, 29943, 29944, 29945, 29946, 29947, 29948, and 29949, be approved. Seconded by Council Member Moss. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

COMMUNICATIONS:

City Attorney recommending approval of the closure of the reclassification requests of Gibsons Wholesale Florist (File No. 120.970) for the property located on the Northeast corner of South 50th Street and Pacific Avenue (4847 Pacific Avenue) and Coleman & Higgins Construction Company (File No. 120.943) for the property located between Pacific Avenue and "A" Street approximately 300 feet south of South 88th Street extended east (8833 Pacific Avenue).

Council Member Nielsen moved to concur in the recommendations of the City Attorney. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

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FINAL READING OF ORDINANCES:

Ordinance No. 23736

Amending Chapter 13.06 of the Official Code to reclassify the property located approximately 50 feet south of the southeast corner of Center and Gunnison Streets from a "R-2SRD" Residential Special Review District to a "C-1" Commercial District to allow construction of a two-story retail commercial and general office building. (D.C. Kim; File No. 120.1181)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, and Vialle.

Nays: 0.

Absent: 2 - Harnick and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24013

Vacating Steele Street south of South 24th Street in Tribune Business Park No. 1 to provide additional parking for Puget Sound National Bank's Operations Center and to allow for future expansion of the Operations Center Building. (Puget Sound National Bank; File No. 124.845)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger and Vialle.

Nays: 0.

Absent: 2 - Harnick and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24044

Accepting \$2,000.00 from the Tacoma Opera Guild and depositing said sum in the Miscellaneous Grants Summary Fund; transferring \$2,000.00 from the General Fund to the Miscellaneous Grants Summary Fund; and appropriating \$4,000.00 from the Miscellaneous Grants Summary Fund for performances of The Merry Widow by the Tacoma-Pierce County Opera.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger and Vialle.

Nays: 0.

Absent: 2 - Harnick and Mayor Sutherland.

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The Ordinance was declared passed.

Ordinance No. 24045

Appropriating \$185,000.00 from the Miscellaneous Trust Summary Fund; authorizing the execution of an agreement with the Tacoma-Pierce County Chamber of Commerce for tourism and convention promotion in Tacoma; and declaring an emergency making necessary the passage of this ordinance.

Speaking to the Council was:

Manetta Ayers

Visitor and Convention Bureau

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger and Vialle.

Nays: 0.

Absent: 2 - Harnick and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24046

Providing for the formation of L.I.D. No. 7709 for the conversion of existing overhead electrical primary, telephone and cable-TV lines to underground along Olympic Boulevard West beginning at 3324 Olympic Boulevard West and extending to 3725 Olympic Boulevard West.

Speaking to the Council were:

- | | |
|------------------|-------------------------|
| William E. Holt | 3624 Olympic Blvd. West |
| Duanne Hay | 3719 Olympic Blvd. West |
| Bill Cichanski | 3622 Olympic Blvd. West |
| Maxine Hallan | 3645 Olympic Blvd. West |
| Mike Holmon | 3537 Olympic Blvd. West |
| Florence Joseph | 3417 Olympic Blvd. West |
| Virginia Malaney | 3610 Olympic Blvd. West |
| Patricia Harnett | 3404 Olympic Blvd. West |

After discussion and comments, Council Member Nielsen moved to concur with the recommendations of the Hearings Examiner. Seconded by Council Member Vialle. Voice vote was taken and carried. The motion was declared adopted.

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Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger and Vialle.

Nays: 0.

Absent: 2 - Harnick and Mayor Sutherland.

The Ordinance was declared passed.

Deputy Mayor Hyde stated the Council would take a five minute recess.

Council recessed at 6:20 p.m. and reconvened at 6:25 p.m.

Deputy Mayor Hyde stated that the Council would consider Public Hearings and Appeals at this time.

PUBLIC HEARINGS AND APPEALS: (Began at 6:28 p.m.)

This is the date set for a public hearing by the City Council regarding the proposed establishment of a Business Improvement Area for the Downtown Tacoma Central Business District. (Continued from the meeting of March 1, 1988.)

Tom Bradley, Public Works Department, made a presentation regarding the proposed Business Improvement Area.

Speaking to the Council was Rohn Burgess, President of the Local Development Council of Tacoma.

Deputy Mayor Hyde stated that Rohn Burgess had distributed a proposed amendment of the Draft Ordinance to the Council and a copy had been provided to the City Clerk's Office.

Speaking to the Council were:

Jan Brekke	932 Broadway
Richard L. Eberharter	The Perkins Building
Joan Brown	Frank Russell Company

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At 6:42 p.m., Deputy Mayor Hyde concluded the public testimony for the evening and stated that the Public Hearing would be continued to the City Council meeting of March 29, 1988. He stated that at that time, the first reading of the ordinance relative to the Business Improvement Area would be heard.

FIRST READING OF ORDINANCES:

Deputy Mayor Hyde moved to consider Ordinance No. 24050. Seconded by Council Member McElliott. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 24050

Amending Chapter 12.06 of the Official Code to adopt revised electric rates effective April 10, 1988.

Deputy Mayor Hyde stated that Ordinance No. 24050, to adopt revised electrical rates, has been properly introduced as required by the Charter of the City of Tacoma.

Ted Coates, Public Utilities Department Director, gave a presentation regarding the proposed utility rate increase.

Mark Crisson, Public Utilities Department, gave a presentation regarding the rate setting process and the reasons for the proposed increase of rates.

Speaking to the Council were:

- | | |
|----------------|---|
| Neil Holden | 7907 - 42nd Street West |
| Bob Heber | 4822 South 73rd Street |
| Roger Scales | 215 South 46th Street (Mr. Scales submitted citizens petitions in opposition to the rate increase to the Council) |
| Robert Wolman | 7024 South I Street |
| Roy Hennings | 3634 South Wilkeson |
| David Smith | Business Representative, Local #483 |
| Viola Bockmore | 4705 North 31st Street |

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Mozella Pooley	8041 East Sherwood
James N. Holm	4602 Burkhardt Drive
Alfred Sortland	1106 South Monore
Bill Disbro	Simpson-Tacoma Kraft Company
Harry Schmidt	Plant Manager, Occidental Chemical Corporation
Doug McGowen	Atlas Foundry
Ryan Petty	President, Economic Development Board

The Ordinance was set over for final reading March 29, 1988.

Ordinance No. 24040

Amending Section 9.18.050 of the Official Code entitled "Removal of Trees and Shrubs Obstructing Sidewalk or Street" to delete the section relative to the control of tent caterpillars by the City.

The Ordinance was set over for final reading March 29, 1988.

Ordinance No. 24047

Appropriating \$10,000.00 from the Capital Outlay City Waterway Fund to implement the Municipal Dock Building Phase I Project; and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading March 29, 1988.

Ordinance No. 24048

Appropriating \$466,007.07 from the Labor-Management Health Care Trust Fund to pay Pierce County Medical Bureau, Inc., for recovery of underwriting losses for the fourth quarter of 1987; and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading March 29, 1988.

Ordinance No. 24049

Amending Chapter 12.08 of the Official Code to adopt the revised Sanitary Sewer Utility rate structure.

The Ordinance was set over for final reading March 29, 1988.

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RESOLUTIONS:

Resolution No. 29938 (Continued from the meeting of March 8, 1988.)

Authorizing the execution of Amendment No. 2 to the agreement with Merritt and Pardini in the amount of \$15,945.00 for the design of the Portland Avenue Neighborhood Center.

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

Council Member Mykland moved to amend Resolution No. 29938, allocating an additional \$50,000 in Community Development Block Grant (CDBG) funds for design and construction of the Portland Avenue Neighborhood Center from the Block Grant Contingency Fund with the understanding that if 14th Year CDBG funds are authorized and approved by the Council and the Department of Housing and Urban Development (HUD) for the Portland Avenue Center Project, the Contingency Fund will be reimbursed. Seconded by Council Member Viale. Voice vote was taken and carried. The motion was declared adopted.

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

Purchase Resolution No. 29950

Awarding contracts to:

1. Burns Towing, Inc., in the amount of \$38,977.00 to extend their contract for towing services - South Zone - Specification No. G-092-86; and
2. Bill's Towing and Garage, Inc., in the amount of \$39,600.00 to extend their contract for towing services - North Zone - Specification No. G-093-86.

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

Resolution No. 29951

Authorizing the conveyance of an easement to Lewis County to provide access to the Centralia Steam Plant.

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

Resolution No. 29952

Authorizing the City Attorney to select and retain outside legal counsel to defend tort liability claims against the City.

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Deputy Mayor Hyde moved to remove Resolution No. 29952 from the agenda. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 29952 was removed from the agenda.

Resolution No. 29953

Authorizing the execution of Amendment No. 5 to the agreement with Tacoma-Pierce County Economic Development Board in the amount of \$35,000.00 to provide services and assistance in furthering the City's economic development efforts.

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

Resolution No. 29954

Authorizing the execution of an agreement with Tacoma School District No. 10 in the amount of \$43,900.00 for the Adult Crossing Guard Program from the period January 1, 1988 through December 31, 1988.

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

Resolution No. 29955

Authorizing the execution of an agreement with Seattle Northwest Securities Corporation to provide financial advisory services relating to the City's General Government Enterprise Fund.

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

REPORTS BY CITY MANAGER:

Erling O. Mork, City Manager, stated that the Personnel/Labor Relations Director had a moving expense reimbursement to present to the Council. He also stated that staff had requested an Executive Session.

Richard J. Sokolowski, Personnel/Labor Relations Director, requested reimbursement of moving expenses for Brad Mayne, Public Assembly Facilities Department, in the amount of \$2,358.99.

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Deputy Mayor Hyde moved to approve the reimbursement request in the amount of \$2,358.99 Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Deputy Mayor Hyde moved to recess to Executive Session to discuss litigation, the session not to exceed 15 minutes. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 8:55 p.m. and reconvened at 9:04 p.m.

On proper motion, the meeting was adjourned at 9:05 p.m.



JACK HYDE, DEPUTY MAYOR

ATTEST: 

GENELLE BIRK, CITY CLERK

WPC. 4147.G

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