

CITY COUNCIL MINUTES

City Council Chambers  
April 19, 1988

The meeting was called to order at 5:07 p.m.

Present on roll call: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Mayor Sutherland. Absent: 1 - Hyde.

The Flag Salute was led by Council Member Vialle.

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CONSENT AGENDA

Approval of the minutes of the regular meetings of April 5, 1988 and April 12, 1988.

PETITIONS:

Floyd L. Montgomery, requesting the reclassification of the property located between South 10th and South 11th Streets and between Woodlawn and SR-16 from a "R-2" to a "R-4-L" District to allow development of an apartment complex. (Floyd L. Montgomery; File No. 120.1252)

For referral to the Hearings Examiner

RESOLUTIONS:

Resolution No. 29987

Setting Tuesday, May 24, 1988 at 10:30 a.m. as the date for a hearing by the Hearings Examiner the request to vacate the east 10.5 feet of McCarver Street abutting 2915 North McCarver Street. (Bert H. Paul; File No. 124.867)

APPEALS:

Jack L. and Mary-anne Callinsky, appealing the decision of the Hearings Examiner relative to the request of A. G. Masters File No. 120.1235, for the reclassification of the property located on the northwest corner of South 19th and Visscher Streets (6001 South 19th Street) to allow the development of a professional law office. (A. G. Masters; File No. 120.1235)

Setting Tuesday, May 10, 1988 as the date for hearing by the City Council.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, April 19, 1988.
- b. Department of Finance, Economic Status Report, January through December 1987.
- c. Capital Improvement Program, 1987-1992.
- d. Annual Capital Budget, 1987.

Council Member Nielsen moved that the Consent Agenda, including Resolution No. 29987, be approved. Seconded by Council Member Mykland. Voice vote was taken and carried. The Consent Agenda was declared approved.

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REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 24070

Appropriating \$26,819.99 from the General Fund to provide for the insulation of the Beacon and Lighthouse Senior Centers as a result of the asbestos removal projects; and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

Ordinance No. 24071

Accepting \$327.00 from the Exchange Club of Tacoma; and depositing in and appropriating said sum from the Miscellaneous Trust Summary Fund for the Tacoma Police Department Crime Prevention Program.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

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**Ordinance No. 24072**

Amending the Annual Budget of the City of Tacoma for fiscal year 1988.

Mayor Sutherland moved to amend Ordinance No. 24072 on page 1, lines 22 and 23, to read: "1040 City Street Fund." Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

Council Member Stenger moved to delete from Ordinance No. 24072 the monies for the additional position in the Municipal Court clerk's office. Seconded by Council Member McElliott.

Discussion followed on hiring for positions in the City.

Council Member McElliott stated she seconded the motion for purposes of discussion and would like to withdraw her motion.

Mayor Sutherland stated that since the motion was made and seconded, the Council should proceed with the vote on the motion.

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

Ayes: 1 - Stenger.

Nays: 7 - McElliott, Moss, Mykland, Nielsen, Vialle, Harnick, and Mayor Sutherland.

Absent: 1 - Hyde.

The motion was declared failed.

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

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

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Mayor Sutherland and Joe Stortini, Pierce County Executive, proclaimed the month of April 1988 to be "Fair Housing" month, and introduced the winners of the Fair Housing poster contest.

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FIRST READING OF ORDINANCES:

Ordinance No. 24073

Providing for the sale and issuance of a series of the City's electric system revenue bonds in the aggregate principal amount of \$59,900,000.00 to provide part of the funds necessary for the acquisition, construction and installation of certain additions and improvements to the City's electric system.

The Ordinance was set over for final reading next week.

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Mayor Sutherland moved that the Council consider Public Hearings and Appeals. Seconded by Council Member Warrnick. Voice vote was taken and carried. The motion was declared adopted.

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PUBLIC HEARINGS AND APPEALS: (Began at 5:45 p.m.)

This is the date set for hearing the appeal of Robert and Carol Norton on the decision of 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).

Mayor Sutherland reviewed the procedures for appeals before the City Council.

David Akana, Hearings Examiner, gave a presentation regarding the appeal.

Robert Norton gave the reasons for his appeal.

Carol Norton then spoke regarding this appeal.

Larry Gay spoke in support of the Hearings Examiner's decision.

Paula Gay then gave testimony relative to the appeal.

Council Member Warrnick moved to concur in the Findings, Conclusions, and Recommendations of the Hearings Examiner and to deny the appeal. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

The appeal was denied.

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Ordinance No. 24074

Amending Title 5 of the Official Code by repealing a subsection (j) of Section 5.26.020 defining vicious dogs and Section 5.26.040, "Harboring Vicious or Dangerous Dog" and add a new Chapter 5.27 relating to potentially dangerous dogs to bring the City in compliance with State Law.

The Ordinance was set over for final reading next week.

Ordinance No. 24075

Transferring \$34,500.00 from the Contingency Fund to the Miscellaneous Special Revenue Fund, Right-of-Way Acquisition Account; appropriating said sum from the Miscellaneous Special Revenue Fund, to purchase property for future right-of-way purposes for alignment of the South 38th - 40th Streets improvement between South Tacoma Way and Tyler Street.

The Ordinance was set over for final reading next week.

Ordinance No. 24076

Amending the Pay and Compensation Plan to implement 1988 rates of pay with the Service Employees International Union Local 123 and the International Association of Machinists and Aerospace Workers Local 160.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Substitute Resolution No. 29984 (Continued from the meeting of April 12, 1988.)

Authorizing the execution of Amendment No. 5 to the lease agreement with the YWCA of Tacoma and Pierce County and Amendment No. 5 to the operation and use agreement with the YWCA Board of Directors for the renovation of the YWCA Building and the operation of the shelter for battered women and children.

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

Mayor Sutherland moved to amend line 8 by striking the words "three years" and inserting the words "six months." Seconded by Council Member Valle. Voice vote was taken and carried. The motion was declared adopted.

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

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Purchase Resolution No. 29988

Awarding contracts to:

1. Randles Sand and Gravel, Inc., on their bid of \$61,661.60 and R&L Trucking and Construction, Inc., on their bid of \$69,126.75 to furnish, haul, and stockpile aggregates - Specification No. G-004-88;
2. Kroesen's Inc., on their bid of \$43,564.30 for fire retardant PBI kevlar turnout gear - Washington State Contract No. 348-84;
3. Northwest Electronics, Inc. in the amount of \$3,384.44 to increase their contract for video tapes - Specification No. G-015-87;
4. Lilyblad Petroleum, Inc., on their bid of \$16,435.50 for motor oil - Specification No. Pt-04-88; and
5. Union Oil Company of California on their bid of \$2,352.79, Tacoma Texaco Distributors, Inc., on their bid of \$3,368.31, Lilyblad Petroleum, Inc., on their bid of \$28,945.99 for lubricants - Specification No. Pt-03-88.

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

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

Resolution No. 29989

Authorizing the renewal of a revised lease agreement with Lake Mayfield Village Resort, Inc. to continue operation and further the development of the recreational facilities at Lake Mayfield.

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

Resolution No. 29990

Authorizing the release of an easement over the property located near Mayfield Dam in order to "clear" title.

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

Resolution No. 29991

Authorizing the execution of a collective bargaining agreement with the Service Employees International Union Local 123 effective January 1, 1988 through December 31, 1990.

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

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Resolution No. 29992

Authorizing the execution of a collective bargaining agreement with International Association of Machinists and Aerospace Workers, District Lodge 160, effective January 1, 1988 through December 31, 1990.

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

Resolution No. 29993

Authorizing the execution of a Tacoma Dome License Agreement No. 675 for the use of the Tacoma Dome by Circus Vargus on July 1 through 4, 1988.

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

Resolution No. 29994

Approving the Three Year Community Development Plan 1988-1991; the Community Development Citizen Participation Plan; the Fourteenth Year (1988-1989) Community Development Statement of Objectives and Proposed Use of Funds; and the request for Community Development Block Grant Funds in the amount of \$2,415,000.00.

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

Council Member Vialle moved to amend Resolution No. 29994 by authorizing amendments to the 10th and 11th Year CDBG Programs allocating Neighborhood Preservation Program (NPP) and contingency funds to the Tacoma Vegetable Garden Program and the Crime Prevention Facility - upper Tacoma. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 29995

Authorizing the execution of an agreement with Susan B. Sheehy to provide Emergency Medical Services education and quality assurance programs to uniformed members of the Tacoma Fire Department.

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

Resolution No. 29996

Authorizing the execution of an amendment to the agreement with North American MORPHO Systems, Inc., to exchange the original equipment components for

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upgraded equipment prior to expiration of the warranty for the Automated Fingerprint Identification System.

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

Resolution No. 29997

Authorizing the execution of an agreement with the Martin Luther King Ecumenical Center in the amount of \$39,450.00 for implementation and operation of the Sojourner Housing Project, an emergency shelter for homeless people.

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

After discussion, it was the concurrence of the Council that a provision be put in the contract that the neighbors have an opportunity to meet with the proponents of the project on a regular basis as a contingency of receiving these funds.

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

Resolution No. 29998

Creating the Hilltop Area Task Force to make recommendations to the City Council for the improvement and betterment of the Hilltop and "K" Street areas, and for the elimination of drugs and other illegal activities.

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

Mayor Sutherland stated that it was the intent of the Council to continue this resolution for one week, however, Council would allow for public testimony on this resolution tonight.

Speaking to the Council were:

Kevin McKim  
Jackie Cockfield  
Jean Watley  
Barry Cruse

Hilltop resident  
Upper Tacoma Renaissance Assn.  
Hilltop resident  
Upper Tacoma Renaissance Assn.

Mayor Sutherland moved to continue Resolution No. 29998 to the meeting of April 26, 1988. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of April 26, 1988.

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REPORTS BY CITY MANAGER:

Erling O. Mork, City Manager, stated that staff has requested an Executive Session to discuss litigation and personnel matters.

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COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Mykland noted that the final four NCAA Women's Basketball Team members did not stay in Tacoma and made comments relative to this.

Mayor Sutherland reviewed the NCAA rules and stated the reasons why it was not possible this year to have the teams stay in Tacoma.

Council Members Moss and Nielsen made comments relative to the economic impact and media coverage of Tacoma as a result of this event.

Council Member Mykland requested a report by staff regarding the economic impact on Tacoma. He also made comments relative to requesting that the NCAA change their rules to assist the community in which they are conducting the playoffs.

Mayor Sutherland stated that the City Council would have a workshop commencing with lunch at Noon at the Tacoma Doric Hotel, and the workshop beginning at 1:00 p.m. in the Evergreen Room.

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Mayor Sutherland moved to recess to Executive Session to discuss litigation and personnel matters, the session not to exceed one hour. Seconded by Council Member Warrick. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 7:25 p.m.

At 8:20 p.m., Council Member Nielsen reentered the Council Chambers and advised that Mayor Sutherland was extending the Executive Session for an additional 25 minutes.

Council reconvened at 8:45 p.m.

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On proper motion, the meeting was adjourned at 8:52 p.m.

ATTEST:

  
GENELLE BIRK, CITY CLERK

  
DOUG SUTHERLAND, MAYOR

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