

CITY COUNCIL MINUTES

City Council Chambers
March 9, 1982

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

Present on roll call: 7 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen and Mayor Sutherland. Absent: 2 - Rasmussen and Strege.

The Flag Salute was led by Mayor Sutherland.

CONSENT AGENDA

Approval of the minutes of the regular meeting of February 23, 1982.

PETITIONS:

Stephen J. Hall requesting the annexation of property located directly south of Dash Point State Park.

For referral to the Planning Department.

RESOLUTIONS:

Resolution No. 27323

Setting Monday, April 12, 1982 at 5:00 p.m. as the date for hearing by the Hearings Examiner L.I.D. 5626 for installing water mains in South "I" Street from South 94th Street to South 96th Street.

Resolution No. 27324

Setting Monday, April 12, 1982 at 5:00 p.m. as the date for hearing by the Hearings Examiner L.I.D. 5629 for installing water mains and fire hydrants in 59th Avenue Northeast from 29th Street Northeast to 32nd Street Northeast; in 58th Avenue Northeast from 29th Street Northeast to 33rd Street Northeast; and in adjacent streets.

ASSESSMENT ROLLS:

The Director of Public Works presents Assessment Rolls for the following:

L.I.D. 2546, constructing sidewalks on South Prospect Street from South 72nd Street to South 74th Streets.

L.I.D. 8328, providing permanent paving on South Prospect Street from South 72nd to South 74th Streets.

Setting Monday, April 12, 1982 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's agenda for Tuesday, March 9, 1982.
- b. Minutes of the meeting of the Appointments Committee, February 22, 1982.
- c. Minutes of the meeting of the Citizens Energy Conservation Advisory Committee, February 8, 1982.
- d. Minutes of the meetings of the Urban Policy Committee, January 26, February 4, and February 23, 1982.
- e. Minutes of the meetings of the Landmarks Preservation Commission, February 10, and February 24, 1982.
- f. Minutes of the meeting of the Natural Systems Citizen's Committee, January 13, 1982.
- g. Minutes of the meeting of the Public Utility Board, February 10, 1982.
- h. Minutes of the meeting of the Tacoma Employees' Retirement Board, January 28, 1982.
- i. Minutes of the meeting of the Save the Fireboat Committee, February 18, 1982.
- j. Minutes of the meetings of the South Tacoma Design Review Committee, February 10, and February 17, 1982.
- k. Minutes of the meeting of the Tacoma Planning Commission, February 1, 1982.

Councilwoman Bichsel moved that the Consent Agenda, including Resolution Nos. 27323 and 27324, be approved. Seconded by Deputy Mayor Nielsen. 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 approval of conditions relative to the reclassification and the street vacations requested by Cosmopolitan Investment Association, for the site located west of Portland Avenue between East 57th and East 58th Streets.

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

- b. Hearings Examiner advising that the zoning reclassification on South Tyler Street, requested by the City of Tacoma, has been remanded to the Planning Commission and that the appeal of William B. Dickson concerning the Declaration of Non-Significance has been continued pending further action on the reclassification matter.

This item is informational only.

- c. City Attorney recommending that the file on the request of C & I Company to reclassify the property located on the east side of Sprague Avenue at South 64th Street from an "R-2" to a "C-2" and an "R-2-T" District be closed.

Mayor Sutherland moved to concur in the recommendations of the City Attorney. Seconded by Councilman Ladenburg. Voice vote was taken and carried.

FINAL READING OF ORDINANCES:

Ordinance No. 22573

Amending Chapter 13.06 of the Official Code to reclassify the northwest corner of South 40th and Madison Streets from an "R-2-SRD" to an "M-1" District. (Gary Walter Davis)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen and Mayor Sutherland.

Nays: 0

Absent: 2 - Rasmussen and Strege.

The Ordinance was declared passed.

Ordinance No. 22642

Accepting a contribution of \$1,500.00 from Seattle-First National Bank; depositing such amount in the Miscellaneous Grants Summary Fund; and appropriating \$1,500.00, or so much thereof as may be necessary, from said fund for the 1982 Summer Pops! Program.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen and Mayor Sutherland.

Nays: 0

Absent: 2 - Rasmussen and Strege.

The Ordinance was declared passed.

Ordinance No. 22644

Amending Chapter 1.34 of the Official Code to establish a working fund advance for the Public Assembly Facilities office.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen and Mayor Sutherland.

Nays: 0

Absent: 2 - Rasmussen and Strege.

The Ordinance was declared passed.

Ordinance No. 22645

Amending Section 2.02.020 of the Official Code to delete the requirement for a secondary supply of water in high-rise buildings.

Councilwoman Bichsel moved that the Ordinance be set over for one week for additional consideration. Seconded by Councilman Hyde. Voice vote was taken and carried. The Ordinance was set over until March 16, 1982.

Ordinance No. 22646

Approving and confirming the assessment roll for L.I.D. 5619 for constructing water mains in Buckley Boulevard from 241st Avenue Court East to 242nd Avenue Court East, in 242nd Avenue Court East from Buckley Boulevard to approximately 2,570 feet south, and in utility easements adjacent to 242nd Avenue Court East.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Bichsel, Hyde, Ladenburg, Nielsen and Mayor Sutherland.

Nays: 1 - Hawkins.

Absent: 3 - Kirby, Rasmussen and Strege.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 22647

Amending Chapter 13.06 of the Official Code to reclassify the property located approximately 240 feet south of the southeast corner of South 62nd Street and Pacific Avenue from an "R-2" to an "R-2-T" District. (Byron Chushcoff)

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

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

Ordinance No. 22648

Vacating 2.5 feet of Broadway Plaza, South 13th Street and Court "C" together with certain subsurface rights as required for the construction of underground support piers. (Cornerstone Development Company)

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

Ordinance No. 22649

Vacating a portion of East "F" Street north of East 26th Street. (Gordon Hemminger)

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

Ordinance No. 22650

Authorizing the execution of a grant award contract with the United States Equal Employment Opportunity Commission (EEOC) in the amount of \$2,751.00; appropriating said sum, or so much thereof as may be necessary, from the Fair Employment Practices Fund to provide funds for attending EEOC training workshops; 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.

RESOLUTIONS:

Resolution No. 27325

Appointing members to various committees, boards, and commissions.

Councilwoman Bichsel moved to adopt amended Resolution No. 27325. Seconded by Councilman Hyde. Voice vote was taken and carried. The Resolution was declared adopted.

Purchase Resolution No. 27326

Awarding contracts to:

1. Farwest Paint Manufacturing Company on their bid of \$33,508.64 for Traffic Paint - Specification No. G-10-82;
2. E. J. Rody and Sons on their bid of \$42,260.48 for emergency repairs to Sewage Pump Station No. 4102 at Lincoln Avenue and Alexander Avenue;
3. Western Paper Company and Zellerbach Paper Company on their bids for food serving materials - Specification No. G-19-82;
4. Fire Control Northwest, Incorporated on their bid of \$15,676.80 for Fire Department Turnout Coats and Pants - Specification No. G-174-81;
5. Transport Equipment Company on their bid of \$17,181.79 for a Tilt Frame Hoist Unit - Specification G-169-81;
6. Paramount Electric Company, Inc., on their bid of \$5,926.22 for the purchase of two submersible sewage pumps for Pump Station No. AN1203 - Specification No. G-13-82;
7. Ceccanti, Inc. on their bid of \$10,381.79 for sanitary sewer replacement - Specification No. G-16-82;
8. General Repairs Company on their bids for home roof repair - Specification No. G-23-82;
9. American Maintenance Company, Inc. on their bid of \$6,600 for Janitorial Service - Specification No. G-08-82;
10. Kent Kawasaki on their bid of \$52,087.00 for ten police patrol motorcycles - Specification No. G-17-82;
11. Pacific Institute, Incorporated on their bid of \$6,800.00 for a video training program for Public Safety Employees;
12. Davis Company on their bid of \$4,250.00 for Remington 12-gauge shotguns, Model 8700 - Specification No. G-14-82;
13. Woodworth and Company, Incorporated on their bid of \$6,905.25 for paving the front parking lot at Harrison Range - Specification No. G-21-82;
14. Tom Matson Dodge on their bid of \$20,898.61 for two cargo vans - Specification No. G-24-82; and
15. Rejecting all bids for the annual supply of dual-purpose office paper.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Hyde. Voice vote was taken and carried with Councilwoman Bichsel abstaining on Item 10. The Resolution was declared adopted.

Resolution No. 27327

Authorizing the filing of a Notice of Intent and the obtaining of the necessary franchise to furnish water service to the Port of Tacoma's Industrial site at Frederickson.

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Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Deputy Mayor Nielsen.

Deputy Mayor Nielsen moved to continue Resolution No. 27327 for one week to allow further discussion. Seconded by Mayor Sutherland. Roll call vote was taken, resulting as follows: Ayes: 3 - Bichsel, Nielsen and Mayor Sutherland. Nays: 4 - Hawkins, Hyde, Kirby and Ladenburg. Absent: 2 - Rasmussen and Strege. The motion failed.

Roll call vote was taken on the Resolution, resulting as follows: Ayes: 0. Nays: 6 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg and Mayor Sutherland. Absent: 2 - Rasmussen and Strege. Abstaining: 1 - Deputy Mayor Nielsen. Mayor Sutherland voted no for purposes of reconsideration. The Resolution was declared failed.

Mayor Sutherland moved to suspend the rules to consider the Public Hearing at this time. Seconded by Councilman Hawkins. Voice vote was taken and carried.

PUBLIC HEARING (6:01 p.m.)

This is the date set for hearing the proposed 8th Year Community Development Block Grant Application.

Lynn Baugh, Community Development, presented the proposed 8th Year Community Development Block Grant Application to the City Council.

Testimony was given by the following: Karen Vialle, Chairman of Urban Policy Committee; Paulette DeLoma, President of Tacoma Neighborhood Housing Services; Art Gordon, Executive Director of Tacoma Neighborhood Housing Services and John W. Wells, representing SMACL (Sheridan, "M", Ainsworth, Cushman, "L") Neighborhood Group.

Councilman Hawkins moved to suspend the rules to consider an audio visual presentation on Tacoma Neighborhood Housing Services. Seconded by Councilman Kirby. Voice vote was taken and carried.

Mayor Sutherland declared the hearing closed at 6:42 p.m.

Resolution No. 27328

Adopting the amended Rules and Regulations relating to towing and storage services.

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

Testifying in favor of the Resolution were: Attorney Henry Haas and Arthur Langley, Legal Council for the Washington State Towing Association.

Councilman Kirby moved to continue Resloution No. 27328 for one week to consider it at Study Session. Seconded by Councilman Ladenburg. Roll call vote was taken, resulting as follows: Ayes: 2 - Kirby and Ladenburg. Nays: 5 - Bichsel, Hawkins, Hyde, Nielsen and Mayor Sutherland. Absent: 2 - Rasmussen and Strege.

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Voice vote was taken and carried with Councilman Kirby voting Nay. The Resolution was declared adopted.

Resolution No. 27329

Authorizing the execution of an amendment to the agreement with Owen Douglas, Marine Technical Consultant, extending the time period for the completion of work relative to the Harbor Service Craft.

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

Resolution No. 27334

Authorizing the execution of an amendment to the contract with Owen Douglas, Marine Technical Consultant, to provide for and fund additional services in connection with the construction, delivery and acceptance of the Harbor Service Craft.

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

Resolution No. 27330

Authorizing the execution of an amendment to the agreement with Mountain Construction Company for the construction of a metal roof on the escalade located on the Broadway Plaza.

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

Resolution No. 27331

Authorizing the execution of agreements with the American Public Works Association Research Foundation and Boeing Computer Services for services relative to the City's Arterial Street Evaluation and Rating Program.

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

Resolution No. 27332

Consenting to the sublease of certain property at the Tacoma Industrial Airport to Tacoma Aviation, Inc.

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

Resolution No. 27333

Authorizing the execution of a Permit Authorizing Fixed Base Operations at the Tacoma Industrial Airport with Tacoma Aviation, Inc.

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

REPORTS BY THE CITY MANAGER:

Erling O. Mork, City Manager, stated that the Personnel Director, Richard Sokolowski had a residency waiver to present to the Council.

Richard Sokolowski, Personnel Director, then stated that he needed two residency waivers for two unclassified appointive positions -- Pantages Manager, Mr. Tomlinson and the Dome Manager, Mr. Gebauer; on a temporary basis as they are relocating their families, selling their homes, etc.

Councilman Kirby moved to approve a residency waiver for Mr. Gebauer and Mr. Tomlinson for a six month period with the provision that the staff report back to the Council on this matter at the end of that time. Seconded by Councilman Hawkins. Voice vote was taken and carried with Deputy Mayor Nielsen abstaining.

Mr. Sokolowski then asked the Council to approve moving expenses for Mr. Tomlinson in the amount of \$1,308.44. Mayor Sutherland moved to approve the moving expenses for Mr. Tomlinson in the amount of \$1,308.44. Seconded by Councilwoman Bichsel. Voice vote was taken and carried with Deputy Mayor Nielsen abstaining.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Hyde complemented the City Manager's staff and the Police Department for their success in cleaning up a long standing problem on "K" Street.

Councilman Hyde moved that the Tacoma City Council go on record as recommending that Governor Spellman establish an independent blue ribbon fact-finding committee to investigate the actions of the Washington Public Power Supply System to determine if, and to what extent, they have operated within the legal and financial mandate entrusted to them by the owners of the system. Such review should consist of, but not be limited to, relationships between contractors, engineers and the Supply System, advance cost authorizations and safeguards, financial obligations for WNP 1, 2 and 3 as well as the terminating of WNP 4 & 5, and such other matters as the Governor, or the Committee deems appropriate. Seconded by Councilman Hawkins.

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Mayor Sutherland moved to consider this item next week after discussing it with the Utility Board. Seconded by Deputy Mayor Nielsen. Roll call vote was taken, resulting as follows: Ayes: 2 - Nielsen and Mayor Sutherland. Nays: 5 - Bichsel, Hawkins, Hyde, Kirby and Ladenburg. Absent: 2 - Rasmussen and Strege. The motion was declared failed.

Roll call vote was taken on the original motion, resulting as follows: Ayes: 5 - Bichsel, Hawkins, Hyde, Kirby and Ladenburg. Nays: 2 - Nielsen and Mayor Sutherland. Absent: 2 - Rasmussen and Strege. The motion was declared adopted.

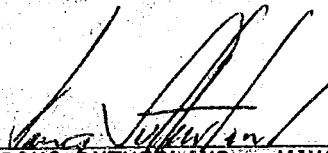
Mayor Sutherland stated that the Civil Service Board has requested a legal opinion as it relates to certain appointments and duties of City staff and he requested that the City Attorney make those opinions available to the City Council prior to releasing them to the Civil Service Board. Councilwoman Bichsel asked that Council members review Civil Service Board minutes and advised them that Council needs to take a look at what the Civil Service Board is planning to do.

Mayor Sutherland moved to recess into Executive Session for purposes of discussing litigation, personnel and real estate matters. Seconded by Councilman Hyde. Voice vote was taken and carried. Council recessed into Executive Session at 7:45 p.m. and reconvened at 8:40 p.m.

Deputy Mayor Nielsen moved that the claims submitted on behalf of Albert Iversen and Kenneth S. Bakke be approved in the sums of \$5,262.04 and \$4,680.33 respectfully, all in accordance with the recommendations of the City Attorney. Seconded by Councilman Hawkins. Voice vote was taken and carried.

Deputy Mayor Nielsen moved that the developers of the buildings located at 710 Pacific Avenue and 600 Commerce Street be granted an additional 90 days to meet the conditions of purchase heretofore agreed upon. Seconded by Councilwoman Bichsel. Voice vote was taken and carried with Mayor Sutherland abstaining.

On proper motion, the meeting adjourned at 8:45 p.m.


DOUG SUTHERLAND - MAYOR

Attest: 
H. B. BOND - CITY CLERK