

CITY COUNCIL MINUTES

City Council Chambers
October 1, 1985

The meeting was called to order at 5:08 p.m.

Present on roll call: 7 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Warrick, and Mayor Sutherland. Absent: 1 - Stenger. (Council Member Stenger arrived at 5:18 p.m.)

Mayor Sutherland introduced Michelle Dawson, a student intern from Stadium High School.

The Flag Salute was led by Michelle Dawson.

CONSENT AGENDA

Approval of the minutes of the regular meeting of September 24, 1985.

PETITIONS:

- a. Collins Condominium Corporation and Crossings Corporation requesting the reclassification of the property located at North 51st Street and Park Way from an "R1-PRD" to an "R2-PRD" District.
- b. H. C. Harned requesting the reclassification of the property located at the northwest corner of Idaho and South 37th Streets from an "R-4" to an "R-4-T" District.

For referral to the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, October 1, 1985.
- b. Minutes of the meeting of the Tacoma Beautification Committee, July 17, 1985.
- c. Minutes of the business meeting of the Human Rights Commission, August 15, 1985.
- d. Minutes of the meeting of the Landmarks Preservation Commission, September 11, 1985.
- e. Minutes of the Urban Policy Committee Public Hearings, September 11 and September 12, 1985.
- f. Tacoma Public Library Bond Report, September 1985.
- g. Monthly Financial Reports of the Belt Line Division, Data Processing Division, Fleet Services Fund, Light Division, Self-Insurance Claim Fund, and the Water Division, August 1985.

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Deputy Mayor Bichsel moved that the Consent Agenda be approved. Seconded by Council Member Rasmussen. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 28920

Appointing members to various committees, boards, and commissions.

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

COMMUNICATIONS:

Hearings Examiner advising that he has deferred a recommendation on Shoreline Management Substantial Development Permit No. 141.352 for a float, three-pile dolphin, new gangway, and a boathouse at Fireboat Station #15 pending clarification whether or not the use is a permitted use within waterway lines.

Mayor Sutherland advised that this is informational only and no action is required.

FINAL READING OF ORDINANCES:

Ordinance No. 23244

Amending Chapter 13.06 of the Official Code to reclassify the property located on the northwest corner of East 72nd and "K" Streets from an "R-2" One-Family Dwelling District to an "R-2-T" Residential-Commercial Transitional District and an "R-3-PRD" Planned Residential Development District. (Dave Lindsay; File No. 120.1069)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Warrick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Stenger.

The Ordinance was declared passed.

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Ordinance No. 23442

Amending Chapter 13.06 of the Official Code to reclassify the property located on the northeast corner of North 37th and Pearl Streets from an "R-2" One-Family Dwelling District to a "C-1" Commercial District. (Dominion Developments; File No. 120.1121)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Stenger.

The Ordinance was declared passed.

Ordinance No. 23460

Amending Chapter 13.06 of the Official Code to reclassify the property located on the northeast corner of Center and Madison Streets (3121 South Madison) from an "R-3" Two and Three-Family Dwelling District to a "C-2" Commercial District. (Bruce H. Kelly; File No. 120.1120)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Stenger.

The Ordinance was declared passed.

Council Member Stenger arrived at 5:18 p.m.

FIRST READING OF ORDINANCES:

Ordinance No. 23482

Creating and establishing the Capital Improvements Program Fund; authorizing the transfer of \$1,432,100.00 from the General Fund to the Capital Improvements Program Fund; appropriating \$1,432,100.00 from the Capital Improvements Program Fund to implement projects outlined in the Capital Improvements Plan.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 28918

Authorizing an agreement in principle regarding the settlement of Puyallup Indian Tribal Claims as to land and other jurisdictional disputes, between the Puyallup Indian Tribe, the City of Tacoma, and other parties.

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

Speaking to the Council were:

Paul Roberts	Administrative Assistant to Congressman Norm Dicks
Jim Mack	4508 North Cheyenne
Dan Haire	5410 Waller Road
James Hope	Treasurer, Tacoma Branch of Mountaineers, 105 South 325th Place, Federal Way
Linda Bowman	3580 East Grandview
Thelma Gilmur	Tacoma Audubon Society
Elaine Wagner	8920 Randall Drive, Gig Harbor
Mary Fries	620 North C Street
Bill Factory	3520 East T Street
Doug Delin	3565 East T Street
Michael Gross	1016 - 40th Avenue N.W.
Richard Carkner	4520 River Road East
Rohn Burgess	Executive Director, Downtown Tacoma Association, 2810 Narrows Drive
Dave Graybill	5809 - 49th Court West
Dr. George Harry Hess	4437 West Grandview Place
William Mattson, Jr.	President of the Puget Sound Chapter of the Izaak Walton League of America
Arlene Iseberg	1421 East 30th
Roxie Giddings	12211 C Street South, Parkland
Inez Taylor	Eastside Improvement Club

Council Member Hyde moved to hold the Resolution over for one week. Seconded by Council Member Kirby. Roll call vote was taken, resulting as follows: Ayes: 3 - Hyde, Kirby and Ladenburg. Nays: 5 - Bichsel, Rasmussen, Stenger, Warrnick and Mayor Sutherland. The motion was declared failed.

Roll call vote was taken on the Resolution, resulting as follows: Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Warrnick, and Mayor Sutherland. Nays: 0. The Resolution was declared adopted.

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Mayor Sutherland moved to take a five minute recess. Seconded by Deputy Mayor Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Council recessed at 7:18 p.m. and reconvened at 7:23 p.m.

Mayor Sutherland proclaimed the month of October as "PTA Membership Enrollment Month," and presented the proclamation to Ms. Arlene Dennett, President of Tacoma Chapter of PTA.

PUBLIC HEARINGS AND APPEALS: (Began at 7:28 p.m.)

- a. This is the date set for hearing the appeal of Russell and Barbara Walsh regarding the denial by the Hearings Examiner of their requests for reconsideration of the vacation of a portion of the scenic view point area abutting Narrows Drive and for variances on the west side of Narrows Drive between North 31st and North 35th Streets.

Council Member Rasmussen said he had a conversation with Mr. Walsh and with other people regarding this particular issue; however, the conversation has been about process and not about substance. He stated he didn't believe there was a problem of appearance of fairness or any other conflict that might result from that conversation.

Council Member Stenger said he had also been approached by citizens on this particular matter and did not feel this would in any way affect his vote.

Gary Sullivan, Hearings Examiner, made a presentation to the Council regarding the appeal.

Mr. James Healy, attorney representing Russell and Barbara Walsh, spoke to the Council about the reasons for the appeal.

Mr. Ralph Baldwin, attorney representing the neighborhood, spoke to the Council about the reasons for denying the appeal of Mr. and Mrs. Walsh.

Council Member Ladenburg moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner and deny the appeal. Seconded by Council Member Hyde. Voice vote was taken and carried. The appeal was denied.

CITIZEN'S REQUEST TO BE HEARD: (Will begin at approximately 6:00 p.m.)

Don Doman, Jr. requesting to speak regarding dancing at the Bedrock Lounge from 2 a.m. to 4 a.m. .

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Mr. Don Doman, Jr., spoke to the Council regarding this matter.

Council Member Ladenburg requested that staff ask the Police Department if they would have any comments on this proposal to keep the lounge open until 4:00 a.m. and whether or not the neighborhood or residents have any comment. He said maybe this could come under the Special Use Permit process so that the dance hall owner might apply for a Special Use Permit after demonstrating that it would not adversely affect the neighborhood and not have any adverse effects on other public interests. He then asked that the matter be referred to the Hearings Examiner for further consideration.

PUBLIC HEARINGS AND APPEALS: (Began at 8:47 p.m.)

- b. This is the date set for a public hearing on the proposed used of Revenue Sharing funds for the 1986 fiscal year.

Jim York, Finance Department, made a presentation to the Council regarding this matter.

Speaking to the Council was:

Thomas Dixon

President, Tacoma Urban League

There being no further testimony, Mayor Sutherland declared the public hearing closed at 8:53 p.m.

Purchase Resolution No. 28921

Awarding contracts to:

1. Ocean Research Instruments on their bid of \$20,040.00 for sewer system flow monitors;
2. Sound Conservation on their bid of \$26,493.00 for the Home Weatherization Program - Specification No. G-118-85;
3. Nulife Fertilizers on their bid of \$7,995.09 and Pacific Argo Company on their bid of \$5,239.50 for gardener supplies - Specification No. G-115-85; and
4. James Shaw, Ph.D. on his bid of \$15,000.00 for an increase of contract for preemployment psychological screening for the Police Department - Specification No. G-079-84.

Council Member Rasmussen moved that the Purchase Resolution be adopted and to waive the formal bidding procedures on Purchase Item No. 1. Seconded by Deputy Mayor Bichsel. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 28922

Authorizing the execution of an amendment to the lease agreement with the Port of Tacoma to correct the legal description of property utilized by the Belt Line Division.

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

Resolution No. 28923

Authorizing the execution of an easement for property along East Side Drive N.E. with Dale and Mary Ernst to connect their home to the sewer line.

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

Resolution No. 28924

Authorizing the execution of Eighth Amendment to the Consulting Engineering Agreement with PRC Engineering, Inc. in the amount of \$5,456,453.00 to provide inspection and engineering related services for the Central Wastewater Treatment Plant.

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

Resolution No. 28925

Approving and adopting the West End Plan and Addendum as an element of Tacoma's Land Use Management Plan.

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

Mr. Arleth, of the Planning Department, informed the Council that after the Public Hearing on the West End Plan there was one question raised and there was some new information proposed on one of the recommendations proposed in the plan. He stated that the Planning Department had submitted this information to the City Council, and if the Council sees fit to make that change in the plan before they adopt it he has no problem with that.

Council Member Rasmussen moved to make the suggested amendment involving North 37th and Pearl Streets. Seconded by Deputy Mayor Bichsel.

Mayor Sutherland said the suggested change to the draft West End Plan would be to delete the recommendation on page 59 and its restatement on page 85, which reads as follows:

That it's recommended to down zone the southwest corner of North 37th and Pearl Streets from a "C-1" Commercial District to an "R-2" Single-Family Residential District.

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Further, to amend the intent statement text on page 58 to read as follows:

A review of the overall zoning in the area indicates general compatibility with the existing anticipated development. The vacant "C-1" Commercial District on the southwest corner of North 37th and Pearl Streets is a part of a larger ownership that includes the abutting seminary. Future use of this "C-1" Commercial District should be developed in accordance with the overall plan for the entire ownership. Development on the balance of the seminary property should be limited to the residential educational institute to allow this type of use.

Note that a prior sentence has been deleted.

Voice vote was taken on the amendment and carried. The amendment was declared passed.

Council Member Warrick moved to amend page 27 by deleting the paragraph beginning "North 37th Street between Pearl and Orchard Streets." Seconded by Council Member Stenger. Voice vote was taken and carried. The motion was declared adopted.

Council Member Warrick further moved to amend page 30 by deleting the first recommendation that reads as follows: "Include the development in the Six-Year Comprehensive Street Program of North 37th from Pearl Street to Orchard Street." Seconded by Deputy Mayor Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Speaking to the Council was:

Hendy Miller

5447 North 49th

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

Resolution No. 28926

Authorizing amendments to and an assignment of certain interests in the lease between the City of Tacoma and Moorage Associates.

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

Resolution No. 28927

Authorizing the execution of an agreement with Tacoma Area Coalition of Individuals with Disabilities (TACID) in the amount of \$5,500.00 to continue four on-going peer support groups.

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

Resolution No. 28928

Encouraging advertisers not to use other telephone numbers with the 9-1-1 emergency number.

Mayor Sutherland moved that the Resolution be removed from the agenda, per request of staff. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

The Resolution was removed from the agenda.

REPORTS BY CITY MANAGER:

Jim Walton introduced Bill Pugh, of the Department of Public Works, who will be the intern in the City Manager's Office for the next three months.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Sutherland asked Mr. Backstein, the City Attorney, to review the comments made by members of the Eastside Community on tonight's discussion relative to Resolution No. 28918.

Council Member Kirby said that last Sunday night he attended a concert at the Tacoma Dome, that he had previously expressed some complaints over the crowd control at the Dome, and that he now wanted to commend the Tacoma Dome staff for making changes in seating arrangements that solved the problems.

On proper motion, the meeting adjourned at 9:06 p.m.


DOUG SUTHERLAND, MAYOR

ATTEST:


GENELLE BIRK, CITY CLERK

HPC.3907G

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