

CITY COUNCIL MINUTES

City Council Chambers
July 15, 1980

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

Present on roll call: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

The Flag Salute was led by Mayor Parker.

PROCLAMATION:

Mayor Parker proclaimed the week of July 27 through August 2, 1980 as "Head Start Week" in the City of Tacoma.

C O N S E N T A G E N D A

Approval of the minutes of the regular meeting of July 8, 1980.

PETITIONS:

General Metals of Tacoma, Inc., requesting the rezoning of the property located on the northerly side of Marine View Drive between 62nd Avenue NE and 65th Avenue NE extended south, from an "R-2" and "R-3" to an "M-2" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 26543

Setting Tuesday, July 22, 1980 as the date for public hearing on the petition for annexation of the property located in the vicinity of Marine View Drive and Slayden Road. (Nevin C. White, et al)

Resolution No. 26544

Setting Tuesday, July 22, 1980 at 5:00 p.m., as the date for public hearing on the proposed Urban Development Action Grant Application for retrofitting of the Heidelberg Brewery for the production of fuel grade ethyl alcohol.

APPEAL:

- a. Lorraine, Lynn and Randal Baker appealing the Hearings Examiner's decision to deny their request for a Development Permit to construct one triplex and two duplexes located on the southeast corner of George Street and East "I" Street.

Setting Tuesday, July 22, 1980 at 5:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Public Utility Board, June 25, 1980.
- b. Minutes of the meeting of the Executive Board of LESA, June 24, 1980.
- c. 1979 Report of the Suggestion Award Board.
- d. Department of Public Utilities monthly Financial Reports for May, 1980, of the Light Division, Water Division, Belt Line Railway Division, Data Processing Division and the Self-Insurance Claim Fund.
- e. 1980 Budget Detail.

Councilwoman Bichsel moved that the Consent Agenda, including Resolution Nos. 26543 and 26544, be approved. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried with Councilman Sutherland abstaining. The Consent Agenda was declared approved.

COMMUNICATIONS:

- a. Hearings Examiner advising that the Hearings Tribunal will not hold a hearing on the case of Ausserer vs. Sea-Tac Alaska Shipbuilding and the file will be closed.

The item was filed.

- b. Hearings Examiner recommending that the request of Sheean & Schweger for removal of an on-site storm detention system relative to reclassification of the northwest corner of South 88th and Hosmer Streets be granted.

Councilman Hawkins moved to concur in the recommendation of the Hearings Examiner. Seconded by Councilman Sutherland. Voice vote was taken and carried.

FINAL READING OF ORDINANCES:

Ordinance No. 22002

Amending Chapter 13.06 of the Official Code to reclassify the northwest corner of South 19th and "K" Streets from an "R-2" and "C-1" to an "R-3-TM" District. (Connemara)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 22085

Vacating the southerly 20 feet of Upper Park Street easterly from East "F" Street. (Donald K. Carden)

Mayor Parker moved to consider revised Ordinance No. 22085. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

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

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 22101

Vacating portions of North Pine from North 29th to the alley between North 29th and North 30th. (John Sack and Kenneth Gross)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 22134

Vacating a portion of the northerly right-of-way of 29th Street NE, east of 53rd Avenue NE. (Department of Public Works)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 22141

Authorizing execution of a contract with Pierce County and the Pierce County Area Agency on Aging Advisory Council; appropriating \$52,000, or so much thereof as may be necessary, from the Miscellaneous Grants Summary Fund to provide certain Case Management Services for the elderly in rural Pierce County and providing a temporary loan to the Miscellaneous Grants Summary Fund in a sum not to exceed \$26,000.

Councilman Rasmussen moved to amend the Ordinance in the appropriate place to state "This contract be approved for this 6 month period, that during this period the Department of Human Development will work with the Area Agency on Aging and the County of Pierce to identify or develop a private non-profit organization to operate the Senior Casemanagement Services for rural Pierce County no later than January 1, 1981. The emphasis here is to make sure that a real effort is used to hasten the transfer of this contracted program as soon as manageable." Seconded by Councilman Sutherland. Voice vote was taken and carried.

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

Ayes: 5 - Hyde, Nielsen, Rasmussen, Sutherland and Mayor Parker.

Nays: 3 - Bichsel, Kirby and Strege.

Abstaining: 1 - Hawkins.

The Ordinance was declared passed.

Ordinance No. 22142

Amending the Pay and Compensation Plan to implement rates negotiated with IBEW Local No. 483, Traffic Signal and Fire Alarm Sections.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 1 - Hawkins.

The Ordinance was declared passed.

Ordinance No. 22143

Vacating the east six inches of Court "C", the west six inches of Broadway Plaza and the north six inches of South 11th Street abutting the former Rhodes Building. (University of Puget Sound)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 22144

Authorizing submission to the electors of the City of Tacoma at a special election, September 16, 1980, a proposition to levy an additional regular property tax levy for emergency medical care or services and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Mayor Parker moved to suspend the rules to consider first reading of Ordinance No. 22148 at this point.

Ordinance No. 22148

Authorizing gift contributions from local citizens and organizations in an amount of \$9,000 and depositing said sums in the Miscellaneous Grants Summary Fund; transferring \$500 to said fund; and appropriating \$9,500, or so much thereof as may be necessary, to provide necessary funding for the visit and presentation of a concert by the Kiryat Motzkin Dance Company; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Speaking on the Ordinance were: Jack Warnick and John C. Frai.

The Ordinance was set over for final reading next week.

Mayor Parker then moved to suspend the rules to go to Item 14 on the agenda, Public Hearings and Appeals. Seconded by Councilman Sutherland. Voice vote was taken and carried.

PUBLIC HEARINGS AND APPEALS:

- a. This is the date set for hearing the appeal of the Jenny Reed neighbors on the Hearings Examiner's recommendation to approve the reclassification of the area generally bounded by I-5 on the north and west, on the south by South 38th Street and on the east by South "G" Street, from an "R-4" and "R-3" to an "R-4-L", "R-3", "R-2" and "R-2-SRD" District.

Bob Hamilton, City Attorney, outlined the procedure for hearing the appeal on the proposed down zone.

Councilmembers Bichsel, Hawkins, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker all stated that they had been contacted by various citizens and each one of them named the individuals who had talked to them regarding both Items A and B of the appeals on the agenda. Councilmembers Hyde and Kirby indicated that they had not been contacted by any citizens regarding these two appeals.

Speaking to the appeal and asking Council to overrule the Hearings Examiner's recommendation were: Earl H. Robinson, 3506 South Ainsworth; Thomas Dixon, Executive Director of the Urban League and Jim Barnett, 3344 South Ainsworth.

Rod Kerslake, City Planning Department, speaking on behalf of the City reviewed the proposed down zone and the justification for the various reclassifications.

After questions by Councilmembers Mayor Parker moved to take the matter under advisement until the ordinance comes to Council for first reading, at which time any amendments could be made. Seconded by Councilman Sutherland. Voice vote was taken and carried.

- b. This is the date set for hearing the appeals of Frederick O. Frohmader and Linda Bowman, representing the Eastside community, on the Hearings Examiner's recommendation to approve the reclassification of the area generally bounded by I-5 on the north, the East City Limits on the east, East 56th Street on the south and Portland Avenue on the west, from an "R-4" "R-3" to an "R-4-L", "R-3" and "R-2" District.

Bob Hamilton, City Attorney, outlined the procedure for hearing the appeal on the proposed down zone.

Several Councilmembers questioned the fact that there were two appeals filed on this; one of them by the Eastside Improvement group and the other by Frederick O. Frohmader.

It was pointed out by Mr. Hamilton that the Eastside Improvement group, in their appeal, did not point out any errors made in the Examiner's recommendation; that their appeal was an appeal of concern for conditions that were not included and in order for the Council to hear the appeal the Council should make a motion to waive the requirement of citing errors in the recommendation.

Councilman Hyde moved that the City Council waive the requirements with regard to the appeal from the Eastside Neighborhood group in order to recognize their appeal for the purpose of hearing testimony by the Council. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Speaking was Linda Bowman, Planning Committee Member of the Eastside Improvement group, who spoke of the concerns of the neighborhood of the recommendation of a "R-3" zoning along Portland Avenue to the Salishan Area. She asked that this remain "R-2" which would further the revitalization of the business district.

Charles Williams, Attorney, representing Frederick Frohmader, cited errors they felt the Hearings Examiner made in his recommendation on the down zone. His primary appeal was with the down zone of the property that he now owns, requesting that this not be done.

After questions by Councilmembers, Mayor Parker moved that the hearing be closed and the matter be taken under consideration until the ordinance comes to Council, at which time it could be amended. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Mayor Parker moved that Council recess for five minutes. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. Council recessed at 8:07 p.m. Council reconvened at 8:17 p.m. Mayor Parker left the meeting.

c. This is the date set for public hearing on taxicab stands.

Members of the public speaking were:

Jack Waldrop, representing Radio Taxi			
Nathan Wade,	"	"	"
Ed Januchowski,	"	"	"
Greg Baker,	"	"	"
Nancy Doust,	"	"	"
Jim Butts, Oliver Taxi			
Art Paulson, Attorney, Oliver Taxi			
Roger Engle,	"	"	
Mike Hathaway,	"	"	
Larry Lowrey, Yellow Cab Company			

Also speaking was Sarah Jean Rivers, 2629 South Howard Street.

Councilman Hyde moved to suspend the rules to consider Resolution No. 26554. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Resolution No. 26554

Designating the property located in vicinity of 33rd Street NE and 45th Avenue NE as "Alderwood Park."

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Rasmussen.

Speaking on the Resolution was Jan Hydron from Northeast Tacoma, representing the Norpoint Area Boosters.

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

FIRST READING OF ORDINANCES:

Ordinance No. 22145

Amending Chapter 13.06 of the Official Code to reclassify the north side of South 19th Street between Tyler and Mason Streets from an "R-2" to an "R-4-L" District. (True Vine Community Church)

Councilman Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Hawkins.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 22146

Amending Chapter 13.06 of the Official Code to reclassify the west side of Sprague Avenue between South 72nd and South 70th Streets extended, from an "R-5-PRD" to an "R-4-LT" District. (C & I Company-Ram International)

Councilman Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Rasmussen.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 22147

Amending Chapter 13.06 of the Official Code to reclassify the southwest corner of South 72nd Street and Puget Sound Avenue from an "R-2" to a "C-2" District. (Gene W. Pankey)

Councilman Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Rasmussen.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 22148

Accepting gift contributions from local citizens and organizations in an amount of \$9,000 and depositing said sums in the Miscellaneous Grants Summary Fund; transferring \$500 to said fund; and appropriating \$1,500; or so much thereof as may be necessary, to provide necessary funding for the visit and presentation of a concert by the Kiryat Motzkin Dance Company; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was considered earlier in the meeting.

RESOLUTIONS:

Resolution No. 26499 (Continued from the meeting of June 24, 1980)

Authorizing submission of a proposition to the electorate to amend Article II, Section 2.7 of the Charter of the City of Tacoma, relating to vacancies occurring on the City Council and providing that in the event a majority of the Council fails to make an appointment to fill a vacancy within 60 days of vacancy, Mayor shall make such appointment.

Councilman Hawkins moved that the Resolution and Resolution No. 26500 be continued for one week. Seconded by Councilman Sutherland. Voice vote was taken and carried. The Resolution was continued to July 22, 1980.

Resolution No. 26500 (Continued from the meeting of June 24, 1980)

Proposing to amend Article II, Section 2.7 of the Charter of the City of Tacoma, relating to vacancies occurring on the City Council and providing that in the event a majority of the Council fails to make an appointment to fill a vacancy within 60 days of vacancy, Mayor shall make such appointment.

The Resolution was continued to July 22, 1980.

Resolution No. 26508 (Continued from the meeting of July 1, 1980)

Appointing Frederick B. Hayes as a member of the Public Utility Board for a 5-year term, expiring June 30, 1985.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Rasmussen.

Norma Radar, 2530 Court G, member of Tacoma Light Coalition, said that more publicity should be given as to vacancies occurring on Boards and Commissions. Also speaking was Bob Gallucci of 1413 South 9th Street.

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

Resolution No. 26537 (Continued from the meeting of July 8, 1980)

Establishing new wage classifications for the Senior Aide Program.

Councilman Sutherland moved to consider Substitute Resolution No. 26537. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. The Substitute Resolution was declared adopted.

Resolution No. 26542 (Continued from the meeting of July 8, 1980)

Authorizing execution of an amendatory agreement with R. F. McCann and Company to provide architectural and engineering services for the Pantages Theatre and Illington Hotel remodeling.

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

Purchase Resolution No. 26545

Awarding contracts to:

1. Stan Palmer Construction on its bid of \$165,959.64 for Peoples Park;
2. Safety Barricade Company on its bid of \$10,756.40 for Aero Dynic Light Bars;
3. Classic Construction on its bid of \$197,409.40 for Ferry Landing Road;
4. George Madsen Company on its bid of \$10,517.50 for Asphalt Alley Pavement; and
5. Transport Equipment Co. on its bid of \$18,925.00 for Two Litter Lifts.

Councilman Sutherland moved that the Resolution be adopted. Seconded by Councilman Hawkins.

Ron Button, Director of Public Works, asked that Item No. 5 be continued for three weeks. Deputy Mayor Nielsen moved that Item No. 5 be continued for three weeks. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. Item No. 5 was continued to August 5, 1980.

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

Resolution No. 26546

Accepting the bid of the Weyerhaeuser Company for the sale of timber in the Green River Watershed.

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

Resolution No. 26547

Authorizing the sale of surplus scrap copper wire and cable to Pacific Iron & Metals Co. and General Metals of Tacoma, Inc.

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

Resolution No. 26548

Appointing Gary Sullivan, John Penton and Sue Batali to the Human Relations Hearings Tribunal for the case of Mary Unga vs. Allenmore Hospital.

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

Resolution No. 26549

Approving the final plat for HARBOR RIDGE located on the south side of Browns Point Boulevard in the vicinity of Silver Bow Road. (Block Brothers (U.S.A.) Inc.)

Councilman Strege moved that the Resolution be adopted. Seconded by Councilman Sutherland. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 26550

Authorizing application to the State Energy Office for a grant to complete the technical energy analyses of selected City buildings.

Councilman Sutherland moved that the Resolution be adopted. Seconded by Councilman Kirby. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 26551

Authorizing application for a federal grant-in-aid through the State Office of Archaeology and Historic Preservation for restoration of the gold ceiling and stairwell at the Medical Arts Building.

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

Resolution No. 26552

Authorizing execution of an agreement with the Metropolitan Park District to remove architectural barriers at Franklin Park, Vassault Playfield and Portland Avenue Park.

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

Resolution No. 26553

Authorizing execution of an agreement with Tacoma School District No. 10 for joint use of the South End Neighborhood Center playground and the Birney Elementary School playground.

Councilman Strege moved that the Resolution be adopted. Seconded by Councilman Kirby. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 26554

Designating the property located in vicinity of 33rd Street NE and 45th Avenue NE as "Alderwood Park."

This Resolution was adopted earlier in the meeting.

Resolution No. 26555

Designating the County Senior Case Management Project as a Major Federal Aid Project.

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

REPORTS BY THE CITY MANAGER:

City Manager, Erling O. Mork, reported that the Personnel Director wished to request a waiver of residence for a position.

Rich Sokolowski, requested a waiver of residency for Charles Larson, Sr. Technical Analyst in Data Processing.

Deputy Mayor Nielsen moved that the waiver of residence be approved. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

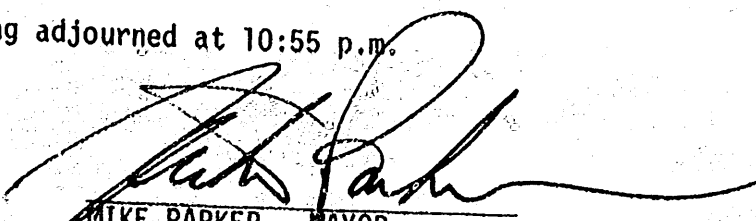
COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

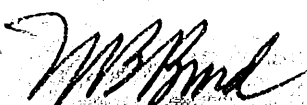
Councilman Rasmussen reminded the City Manager that the problem of those citizens who had put in sidewalks should be resolved. He also said that he had received calls regarding speeding on Stevens Street between 6th Avenue and 21st and asked that this be investigated. He also asked for a report on the policy that the Police Department has on patrolling neighborhoods.

Councilman Hyde reported that he had attended the meeting of the Park Board on Monday evening.

Deputy Mayor Nielsen moved to recess into Executive Session to discuss labor negotiations and legal matters. Seconded by Councilman Sutherland. Voice vote was taken and carried. The Council recessed at 10:30 p.m. Council reconvened at 10:55 p.m.

On proper motion, the meeting adjourned at 10:55 p.m.


MIKE PARKER - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK