

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, March 10, 1981

The meeting was called to order at 5:09 p.m.

Present on roll call: 8 - Bichsel, Hawkins, Hyde, Kirby, Rasmussen, Strege, Sutherland and Deputy Mayor Nielsen. Absent: 1 - Mayor Parker.

The Flag Salute was led by Deputy Mayor Nielsen.

CONSENT AGENDA

Approval of the minutes of the regular meeting of March 3, 1981.

PETITIONS:

Ralph W. Emerson requesting the rezoning of the property located approx. 285 feet east of Orchard Street between South 48th and South 52nd Streets extended from an "R-2" to an "R-3-PRD" District.

Gibson's Wholesale Florist, Inc. requesting the rezoning of the property located 100 feet east of Pacific Avenue and 120 feet south of South 50th Street from an "R-4-T" to a "C-1" District.

For referral to the Hearings Examiner.

ASSESSMENT ROLL:

The Director of Public Works presents an Assessment Roll for the following:

L.I.D. No. 8285, permanent paving on North Bristol Street from North 49th to North 50th; North Mason Avenue from North 27th Street to North 39th Street; Alley between North 29th Street and North 30th Street from North McCarver Street to North Carr Street;

Fixing Monday, April 13, 1981 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 agendas for Tuesday, March 10, and Thursday March 12, 1981.
- b. Minutes of the meeting of the Landmarks Preservation Commission, February 25, 1981.

- c. Minutes of the meeting of the Citizens' Transportation Advisory Committee, February 19, 1981.
- d. Tacoma Police Department monthly summary of Crime Statistics, November, 1980.
- e. Department of Public Utilities Annual Financial Reports and the 1980 Activities Summaries of the Belt Line Railway Division, Light Division, Data Processing Division, and Water Division.
- f. Department of Public Utilities Annual Budget Analysis for the Fiscal Year of 1980.
- g. The Community Development Department submitting the U.S. Department of Commerce Economic Development Application for the Pantages Center for the Performing Arts.

Councilwoman Bichsel moved that the Consent Agenda be approved. Seconded by Councilman Sutherland. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 22324 (Continued from the meeting of February 24, 1981)

Amending Chapter 13.06 of the Official Code to reclassify 49th Avenue NE and 33rd Street NE, northeast, southeast and southwest corners, from an "R-2" and "C-1" to an "R-2", "R-4-L" and "R-4-LT" District. (City of Tacoma)

Deputy Mayor Nielsen moved that this Ordinance be removed from the agenda and referred back to the Hearings Examiner. Seconded by Councilman Hawkins. Voice vote was taken and carried. The Ordinance was removed from the agenda and referred back to the Hearings Examiner.

Ordinance No. 21091

Vacating Monroe Street between So. 56th and 58th Streets.
(G & S Enterprises)

Deputy Mayor Nielsen moved to consider corrected Ordinance No. 21091. Seconded by Councilman Sutherland. Voice vote was taken and carried.

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

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

Nays: 0

Absent: 1 - Mayor Parker

The Ordinance, as corrected, was declared passed.

Ordinance No. 22337

Amending Section 10.22.070 of the Official Code to exempt contractors working for the City from obtaining a street obstruction bond.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22340

Amending Chapter 1.28 of the Official Code by adding a new section to be known as Section 1.28.130 which authorizes the Civic Arts Commission to accept donations and gifts of works of art.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22342

Providing for the improvement of L.I.D. 2523 for two-inch asphalt surface treatment on Magnolia Lane from 6th Avenue to South 12th Street, Sunray Drive from Fernside Drive to Aurora Avenue and other nearby streets.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22343

Approving and confirming the assessment roll for L.I.D. 2509 for two-inch asphalt surface treatment on South Clement from South 70th to South 72nd; South 62nd from South Prospect to South Wapato; and other nearby streets.

Mayor Parker arrived at 5:15 p.m.

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. 22344

Approving and confirming the assessment roll for L.I.D. 5601 for constructing water mains in North 41st from Shirley to Bennett Streets.

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 proclaimed the week of March 9 through March 13, 1981 as "Employ the Older Worker Week" in the City of Tacoma. The proclamation was presented to Mr. Frank Morgan Howe, a representative of a senior aides program.

Ordinance No. 22345

Approving and confirming the assessment roll for L.I.D. 5603 for constructing water mains in East 38th from East "T" to Roosevelt Avenue; Columbia Avenue from East "T" to approx. 500 feet east; and George Street from East "T" to Roosevelt Avenue.

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.

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Mayor Parker stated that the City of Tacoma has been awarded a Certificate of Conformance in Financial Reporting plaque by the Municipal Finance Officers Association of the United States and Canada for its Comprehensive Annual Financial Report for the Fiscal Year ending December 31, 1980. Along with this award there is an award of Financial Reporting Achievement presented to the individual designated by a governmental unit as primarily responsible for its having earned this certificate. An award of Financial Reporting Achievement has been awarded to Chief Accounting Officer, Julian Benoit. The plaque and the award were presented to Mr. Benoit.

FIRST READING OF ORDINANCES:

Deputy Mayor Nielsen moved to suspend the rules to consider Ordinance No. 22351. Seconded by Councilman Sutherland. Voice vote was taken and carried.

Ordinance No. 22351

Appropriating \$45,000, or so much thereof as may be necessary, from the Federal Shared Revenue Fund; authorizing a loan to Pierce County for \$45,000 for the Tacoma Alternatives to Street Crime Program; 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.

Ordinance No. 22339 (Continued from the meeting of March 3, 1981)

Appropriating \$8,000, or so much thereof as may be necessary, from the Federal Shared Revenue Fund for participating in the Victim/Witness Assistance Program 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.

Ordinance No. 22341 (Continued from the meeting of March 3, 1981)

Appropriating \$16,000, or so much thereof as may be necessary, from the Federal Shared Revenue Fund for participating in the El Cid Program 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.

Ordinance No. 22346

Amending Section 10.04.110 of the Official Code relative to increasing the interest rate on delinquent assessments to 12 percent.

The Ordinance was set over for final reading next week.

Ordinance No. 22347

Amending Ordinance No. 19541 to include funds received pursuant to RCW 9.95.210 in The Uniform Controlled Substances Trust Fund and appropriating \$20,000 from said Fund to carry out the activities authorized by RCW 9.95.210 and 69.50.

The Ordinance was set over for final reading next week.

Ordinance No. 22348

Authorizing a temporary loan of \$225,000 from the Tacoma Municipal Transit Fund to the General Fund; appropriating \$400,000 from the General Fund to construct a facility for maintaining apparatus and vehicles for the Fire Department; 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.

Ordinance No. 22349

Amending Subsection A of Section 13.06.375 of the Official Code relative to granting the Hearings Examiner authority when reviewing Special Property Uses to allow the height of a building to exceed that which is set forth in the underlying zoning district.

Mayor Parker called for public testimony and no one appeared.

The Ordinance was set over for final reading next week.

Mayor Parker moved to suspend the rules to consider Ordinance No. 22350. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Ordinance No. 22350

Appropriating \$85,000, or so much thereof as may be necessary, from the Performing Arts Center Trust Fund to the Performing Arts Center Grant Fund; appropriating said sum for planning, architectural, engineering and construction management services relating to the Pantages Performing Arts Center; authorizing execution of Contract Supplement No. 5 with R. F. McCann and Company; 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. 26860 (Continued from the meeting of March 3, 1981)

Declaring the intent of the proper officers of the City to establish a Financial Code of Ethics.

Councilman Strege moved that the Resolution be held over for one week so the Council can have further input. Seconded by Councilman Hyde. Voice vote was taken and carried. The Resolution was set over to March 17, 1981.

Purchase Resolution No. 26861

Awarding contracts to:

1. Tacoma Daily Index in the amount of \$5.84 Per Column Inch for Official City Printing, and
2. Fire Control Northwest in the amount of \$9,450.00 for Aerial Ladder Sections.

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. 26862

Increasing the membership of the Citizens Energy Conservation Advisory Committee to 16 members.

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

Resolution No. 26863

Releasing a portion of a sewer easement over vacated Warner Street between South 16th and South 18th Streets.

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. 26865

Authorizing execution of Contract Supplement No. 5 to the Consultant Services Agreement with R. F. McCann and Company for additional architectural consultant services on the Pantages Performing Arts Center project.

Mayor Parker moved that the Resolution be removed from the agenda as it had been taken care of under Ordinance No. 22350. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. The Resolution was removed from the agenda.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Kirby stated his concern over the floating dry dock tied to the Old Dickman Mill Site. He asked the City Manager to provide an explanation as to whether or not it is the City's policy to allow a potential property developer to come in and violate the code without applying for the necessary permits. He would like to know what we can do to have this development removed until such time as a permit is granted or, if in fact, we can even do that.

Councilman Strege moved that the City of Tacoma retain the position of Operation Manager in the Department of Human Development and the position of Research Evaluation Technician in the Personnel Department for the balance of the year 1981, it being the intention of this motion that the necessary funding for these positions be made up out of the savings in the operations of the affected departments, and further, to the extent necessary, the City Manager is requested to prepare and present to the Council any necessary and required amendatory legislation for this purpose. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Councilman Rasmussen reported on the National League of Cities meeting that he attended in Washington, D.C., last week.

Councilman Strege moved that at this time the Tacoma City Council request the Public Utilities Board to conduct a public hearing, with a time included for citizen comments, before making their decision on short term financing and negotiable bonds sales with the Public Power Supply System. Seconded by Councilwoman Bichsel. Mayor Parker amended the motion stating "so long as the motion is concurred in by the City Attorney." Voice vote was taken and carried.

Councilman Hyde reported that there is a bill before the Senate to partially fund some of the State Victim Witness organizations. Mayor Parker requested Mr. Corpuz to prepare the necessary information for the Council so that they could adopt a policy statement at next week's meeting. He also requested Mr. Corpuz to review a bill that is before the Senate that says that WPPSS, Washington Public Power Association, would finance \$1.5 million for an audit for WPPSS.

Councilman Hawkins requested that Mr. Corpuz provide responses from the Planning Department in regards to legislation currently before the House and Senate as it relates to removing, essentially, the authority of local government to make major land use decisions.

Mayor Parker stated that he had a request from individuals on the Israeli Sister City Committee that the membership be expanded. He asked the City Attorney to look at the Sister City ordinance and see if we can amend the ordinance to allow the membership on each of the sub-committees to be flexible so that the number can be set by, in effect, the Appointments Committee. Councilwoman Bichsel suggested that this be an item on the work shop agenda.

Mayor Parker advised that he had received a communication from Pierce County Commissioners giving the City a one year notice to either renegotiate our contract with Pierce County for use of the jail or terminate our use of it. He asked the City Manager to prepare a report on usage by the City and make recommendations on how the City might house those people outside the County jail system.

Mayor Parker moved to recess into Executive Session to discuss a real estate matter. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. Council recessed at 6:32 p.m. Council reconvened at 6:49 p.m.

On proper motion, the meeting adjourned at 6:50 p.m.



MIKE PARKER - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK