

CITY COUNCIL MINUTES

City Council Chambers
July 28, 1987

The meeting was called to order at 5:03 p.m.

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

Mayor Sutherland introduced Ms. Dorina Reynolds and stated that she had won a day with the Mayor as a result of a drawing held at City Hall at the Mall.

The Flag Salute was led by Mayor Sutherland.

CONSENT AGENDA

Approval of the minutes of the regular meeting of July 14, 1987.

PETITIONS:

Barghausen Consulting Engineers Inc., requesting the reclassification of the property located at the southeast corner of South 19th Street and South "K" Street from an "R-3" to a "C-1" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 29690

Authorizing the submittal of an application to the Washington State Department of Community Development, for Public Works Trust Funds to be used for replacing structural sidewalks on Commerce Street between South 13th and South 15th Streets.

Resolution No. 29688

Setting Tuesday, September 29, 1987 at 1:30 p.m. as the date for hearing by the Hearings Examiner the request to vacate the south twelve feet of North 18th Street from Bennett Street east to the alley. (Charles R. Hall; File No. 124.849)

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Resolution No. 29689

Setting Tuesday, October 6, 1987 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate the south six feet of North 27th Street, east of Carr Street. (Raymond A. Hart; File No. 124.850)

APPEALS:

- a. Smiley's Place, (File No. T-47869-A) appealing the denial by the Department of Tax and License for renewal of the application for a Class B Cabaret License.

Setting Thursday, October 15, 1987 at 9:30 a.m. as the date for hearing by the Hearings Examiner.

- b. Department of Tax and License, appealing the decision of the Hearings Examiner relative to the appeal of Sears, Roebuck & Company, Audit Assessment Notice No. AD 5199.

Setting Tuesday, September 29, 1987 at approximately 5:30 p.m. as the date for hearing by the City Council.

- c. Sterling Recreation Organization Company, (File No. T-24114) appealing the decision of the Hearings Examiner relative to Assessment Notice A 18869.

Setting Tuesday, September 1, 1987 at approximately 5:30 p.m. as the date for hearing by the City Council.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Landmarks Preservation Commission, July 8, 1987.
- b. Minutes of the meeting of the Municipal Authority, June 25, 1987.
- c. Minutes of the meeting of the Public Utility Board, June 24, 1987.
- d. Minutes of the meeting of the Citizens Transportation Advisory Committee, July 9, 1987.
- e. Monthly Report of Tacoma Police Department, June 1987.
- f. Workload Report of the Hearings Examiner, January - June 1987.
- g. Amended Washington Housing Authorities Risk Retention Pool Intergovernmental Cooperation Agreement, June 1987.
- h. Annual Report of the Tacoma Public Library, June 1986.
- i. Surveys, Subdivision and Platting, and Boundaries with State and Federal Laws, Administrative Regulations and Judicial Decisions, May 1987.
- j. The Policy Review Committee's Report on Community Relations Between the Police Department and the Various Ethnic Communities in Tacoma, July 1987.

Council Member Nielsen moved that the Consent Agenda, including Resolution Nos. 29688, 29689, and 29690, be approved. Seconded by Council Member Stenger. Voice vote was taken and carried. The Consent Agenda was declared approved.

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REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner recommending modification of Condition 4a of the Hearing Examiner's Report dated February 24, 1987 to allow a chain link fence with slats in lieu of a six foot wooden fence for the development of the property located in the vicinity of Oregon Avenue and Thurston Place. (Tam Engineering Corporation; File No. 120.1196)

Mayor Sutherland moved to concur in the Recommendations of the Hearings Examiner. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

- b. City Attorney recommending approval of the withdrawal and closure of Street Vacation Request of David Hebert to vacate the North 115 feet of the alley between Huson and Ferdinand Streets south of North 49th Street. (David J. Hebert; File No. 124.810)

Mayor Sutherland moved to concur in the Recommendations of the City Attorney. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

- c. Hearings Examiner submitting an Order of Dismissal Without Prejudice relative to the appeal of Proctor & Gamble Distribution Company on Audit-Assessment Notice No. T-55843.

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

- d. Hearings Examiner submitting an Order of Dismissal Without Prejudice relative to the appeal of Acme Inter-City Freight Lines on Audit-Assessment Notice No. AD 5519.

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

- e. Hearings Examiner confirming that the basic requirements of the earlier approval of Nomen Development Corporation has not changed. (Nomen Development Corporation; File Nos. 127.273 & 130.2870)

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

Mayor Sutherland proclaimed July 31, August 1 and 2, 1987, as "Taste of Tacoma Weekend" and presented a proclamation to Alan Silverman.

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He also proclaimed July 30 and 31, 1987, "Kita-Kyushu Friendship Days" and presented a proclamation to Marilyn Thompson, Michiko Freeman, and Ruth Ann Kurose.

FINAL READING OF ORDINANCES:

Ordinance No. 23588

Amending Chapter 13.06 of the Official Code to reclassify the property located at the southwest corner of East 35th Street and Portland Avenue from an "R-2" One-Family Dwelling District and an "R-3" Two-Family Dwelling District to a "C-1" Commercial District for the development of a 6,720 square foot neighborhood retail center. (R. K. Getty Corporation; File No. 120.1146)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 23770

Amending Chapter 13.06 of the Official Code to reclassify the property located at the west side of South "J" Street, 75 feet north of South 16th Street (1516 South "J" Street) from an "R-4" Multiple-Family Dwelling District to an "R-4-T" Multiple-Family Residential-Commercial Transitional District to allow for the use of a one-story, 1,650 square foot modular building for medical office facilities. (Dean and Gloria Gellert; file Nos. 120.1187 and 130.2798)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

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Ordinance No. 23902

Amending Chapter 13.06 of the Official Code to reclassify the property located approximately 100 feet north of the northwest corner of South 27th and Jefferson Avenue from an "M-1" Light Industrial District to an "M-2" Heavy Industrial District, to include the parcel of land omitted on a previous rezone. (Franco Fish Products; File No. 120.1170A)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 23903

Amending Section 1.30.570 of the Official Code relative to City service retirement to eliminate references to mandatory retirement at age 70.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 23904

Establishing, ratifying, modifying and confirming rates and charges for railway switching and services performed by the Tacoma Municipal Belt Line Railway.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

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Ordinance No. 23905

Authorizing the execution of an agreement with the U.S. Department of Labor in the amount of \$12,500.00, depositing said sum in the Miscellaneous Grants Summary Fund, transferring \$5,000.00 from the General Fund to Miscellaneous Grants Summary Fund, and appropriating \$17,500.00 for a contract with the Martin Luther King Ecumenical Center to provide case management outreach services to homeless veterans.

Mayor Sutherland moved to consider Substitute Ordinance No. 23905. Seconded by Council Member Warrick. Voice vote was taken and carried.

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

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Warrick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Rasmussen.

The Substitute Ordinance was declared passed.

Ordinance No. 23906

Providing for the formation of L.I.D. No. 3899 for sanitary sewers in South Mason Avenue from South 60th Street North, 250 feet, more or less.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Warrick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Mayor Sutherland proclaimed the week of August 1-7, 1987, "National Clown Week" and presented a proclamation to Cheryl Evans and Short Stuff.

FIRST READING OF ORDINANCES:

Ordinance No. 23907

Appropriating \$210,000.00 from the General Fund, for the purpose of paying for increased Jail operation costs.

The Ordinance was set over for final reading next week.

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Ordinance No. 23908

Amending Sections 6.64.160, 6.65.220, 6.66.110 and 6.68.390 of the Official Code relative to filing initial notices of appeal with the City Clerk and relative to fixing times for the hearing of such appeals.

The Ordinance was set over for final reading next week.

Ordinance No. 23909

Amending Chapter 13.04, 13.06, 13.10, and 13.12 of the Official Code relative to land use permit fees.

Mayor Sutherland moved to amend line 23, page 13 to read "APPEAL----50% of the basic fee" instead of "APPEAL----\$100." Seconded by Council Member Stenger. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over for final reading next week.

Ordinance No. 23910

Amending Chapter 6.68 of the Official Code relative to allowing local manufacturers a credit for gross earnings taxes paid to other taxing jurisdictions.

The Ordinance was set over for final reading next week.

Ordinance No. 23911

Amending the Pay and Compensation Plan to implement 1987 rates of pay in accordance with collective bargaining agreements with Teamsters Local 599, IBEW Local 483, and Pierce County and Tacoma City Employees Local 120, and creating the classifications of Assistant Engineering Instrumentation Technician and Neighborhood Center Supervisor.

Mayor Sutherland moved to consider Substitute Page 4 to the Ordinance. Seconded by Council Member Warrick. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 29686 (Continued from the meeting of July 14, 1987.)

Authorizing the execution of an agreement with Entranco Engineers, Inc., in the amount of \$88,285.00 to prepare an environmental impact statement for the Tacoma Union Station project.

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Mayor Sutherland stated that staff had requested that this resolution be carried over for a period of two weeks, and he so moved. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted. The Resolution was continued to the meeting of August 11, 1987.

Purchase Resolution No. 29691

Awarding Contracts to:

1. Businessland on their bid of \$62,053.31 for Micro-computer and Auto Cad systems - Specification No. G-043-87;
2. Tennant Company on their bid of \$35,592.46 for one industrial power sweeper - Specification No. G-050-87;
3. N. C. Machinery Company on their bid of \$165,087.00 for one elevating diesel powered scraper - Specification No. G-051-87;
4. Pacific Fire Apparatus on their bid of \$21,820.00 for painting and undercoating fire engine, manufacturing new pump panels, replacing compartment door, and fabricating and installing side compartments - Specification No. G-053-87;
5. Totem Electric of Tacoma, Inc., on their bid of \$93,693.75 for 1985 traffic signal update - Specification No. G-230-87;
6. J. J. Sprague, Inc., on their bid of \$169,607.20 for residential street improvement - L.I.D. Nos. 8462, 8463, and 8467 - Specification No. G-236-87;
7. Wang Laboratories, Inc., on their bid of \$14,400.00 for the advanced Wang training program - Single Source;
8. Rejecting all bids submitted to supply and install park furniture and ornamental light standards - Specification No. G-240-87;
9. City of Bonney Lake on their bid of \$2,800.00 for the sale of one surplus 1984 Ford LTD police patrol vehicle; and
10. Metropolitan Park District on their bid of \$2,000.00 for the sale of two surplus 1980 Kawasaki KZ1000 motorcycles.

Mayor Sutherland moved that the Purchase Resolution be adopted and to waive the formal bidding procedures on Purchase Item No. 7. Seconded by Council Member Mykland.

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

Resolution No. 29692

Authorizing the execution of a contract in the amount of \$17,500.00 with Alonzo L. Fields and Pamela J. Fields for the sale of the Pacific Substation.

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

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Resolution No. 29693

Authorizing the sale of surplus railroad ties by the Belt Line railroad Division.

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

Resolution No. 29694

Authorizing the execution of a collective bargaining agreement with the International Brotherhood of Electrical Workers Local 483, Water Division, effective January 1, 1987 through December 31, 1987.

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

Resolution No. 29695

Authorizing the execution of a collective bargaining agreement with Pierce County and Tacoma City Employees, Local 120, AFSCME, effective January 1, 1987 through December 31, 1987.

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

Resolution No. 29696

Authorizing the execution of a collective bargaining agreement with Warehouse, Automotive, Food, Public Employees, Driver Sales & Special Services Union, Local 599 effective January 1, 1987 through December 31, 1987.

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

Resolution No. 29698

Authorizing the transfer of \$131,630.00 from the General Fund to the Police Department to hire 10 police patrol officers; and further authorizing the transfer of \$19,684.00 from the General Fund to the Personnel Department to hire a Personnel Analyst to implement minority recruiting of police officers.

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

Mayor Sutherland moved to suspend the rules to consider Substitute Resolution No. 29698. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Voice vote on Substitute Resolution No. 29698 was taken and carried. The Substitute Resolution was declared adopted.

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Resolution No. 29699

Authorizing the execution of releases to Aetna Insurance Company and The Guarantee Company of North America relative to the purchase of one Pierreville Pumper Truck from Pierreville Fire Trucks Ltd.

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

Resolution No. 29700

Adopting the Pacific Avenue Design Study as an element of the Land Use Management Plan.

Council Member Hyde moved that the Resolution be adopted. Seconded by Council Member Mykland.

As the Substitute Resolution was unavailable for Council perusal at this time, Mayor Sutherland moved to continue the Resolution for one week. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

The Resolution was set over to the Council meeting of August 4, 1987.

Resolution No. 29701

Authorizing the execution of Addendum No. 1 to the Tacoma-Fircrest Sewer Agreement with the Town of Fircrest to allow use of a City of Tacoma surplus portable standby power generation unit at the Contra Costa Pump Station.

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

Resolution No. 29702

Authorizing the submittal of project prospectuses and authorizing the execution of agreements with the Washington State Department of Transportation for Federal Aid Safety Program funds for safety improvements at East 38th and McKinley Avenue, South 56th and Tyler Streets, East 82nd and "D" Streets, and Portland Avenue from East 27th to East 28th Streets.

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

Mayor Sutherland moved to amend Exhibit "A," Item 2, to read "\$80,000" under Total Cost; Item 3 to read "\$6,525" under FASP, and "\$725" under City Matching; Item 4 to read "\$40,500" under FASP, and "\$4,500" under City Matching. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

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

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Resolution No. 29703

Authorizing the execution of agreements with certain agencies in the amount of \$121,249.00 to implement public service programs identified in the Thirteenth Year Community Development Block Grant Program.

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

Resolution No. 29704

Authorizing the execution of an agreement with the Tacoma Urban League and Upper Tacoma Renaissance Association in the amount of \$104,560.00 to implement the K/J Street Revitalization project.

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

Resolution No. 29705

Authorizing the execution of a termination agreement with the United States Department of Housing and Urban Development for the Tacoma Plaza Shopping Center.

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

Resolution No. 29706

Authorizing the execution of the 1987 Tacoma Grand Prix Race License, License Agreement for the Use of the Tacoma Dome and other arrangements for the 1987 Schucks Tacoma Grand Prix.

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

Resolution No. 29707

Authorizing the execution of an agreement with the Metropolitan Park District relative to the use, operation and maintenance of the People's Center.

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

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Resolution No. 29708

Endorsing the 1990 Goodwill Games and stipulating conditions under which the City may participate.

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

Council Member Warnick moved to amend page 2, sentence 5, to read as follows:

"That the facility is designed in such a manner as to be financially self-supporting; but, if maintenance and operating losses should accrue, all parties agree to the responsibility to fund said losses."

Seconded by Council Member Stenger. Roll call vote was taken, resulting as follows: Ayes: 3 - Moss, Stenger, and Warnick. Nays: 5 - Hyde, McElliott, Mykland, Nielsen, and Mayor Sutherland. Absent: 1 - Rasmussen. The motion was declared failed.

Speaking to the Resolution were:

Cathy Egan
Mozella Pooley

Metropolitan Park Board
8041 East Sheridan

Roll call vote was taken on the Resolution, resulting as follows: Ayes: 7 - Hyde, McElliott, Moss, Nielsen, Stenger, Warnick and Mayor Sutherland. Nays: 1 - Mykland. Absent: 1 - Deputy Mayor Rasmussen. The Resolution was declared adopted.

Resolution No. 29709

Authorizing the purchase of the "A" Street Parking Garage from the Cornerstone-Columbia Development Company.

Council Member McElliott moved to table Resolution No. 29709. The motion failed for lack of a second.

Mayor Sutherland moved that the Resolution be adopted. Seconded by Council Member Warnick. Roll call vote was taken, resulting as follows: Ayes: 7 - Hyde, Moss, Mykland, Nielsen, Stenger, Warnick and Mayor Sutherland. Nays: 1 - McElliott. Absent: 1 - Deputy Mayor Rasmussen. The Resolution was declared adopted.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Stenger moved to excuse Deputy Mayor Rasmussen from tonight's meeting. Seconded by Council Member Hyde. Voice vote was taken and carried.

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On proper motion, the meeting was adjourned at 7:02 p.m.

ATTEST:


GENELLE BIRK, CITY CLERK


DOUG SOTHERLAND, MAYOR

HPC.1873.G

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