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CITY COUNCIL MINUTES

City Council Chambers
Tuesday, March 3, 1981

The meeting was called to order at 5:04 p.m.

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

The Flag Salute was led by Mayor Parker.

CONSENT AGENDA

Approval of the minutes of the regular meeting of February 24, 1981.

PETITION:

James S. Griffin requesting the rezoning of the property located on the south side of North 9th Street approx. 870 feet west of Pearl Street from a "C-2" to an "M-1" District.

For referral to the Hearings Examiner.

RESOLUTION:

Resolution No. 26852

Setting Monday, March 23, 1981 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 5619 for constructing water mains in Buckley Blvd. from 241st Avenue Court East to 242nd Avenue Court East; 242nd Avenue Court East from Buckley Blvd. to approx. 2,570 feet south; and other nearby streets.

ASSESSMENT ROLLS:

The Director of Public Utilities present an Assessment Roll for the following:

L.I.D. No. 5610, constructing water mains in South "J" Street from South 80th Street to South 84th 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 agenda for Tuesday, March 3, and Thursday, March 5, 1981.
- b. Minutes of the meeting of the City Beautification Committee, January 21, 1981.

- c. Minutes of the meeting of the Landmarks Preservation Commission, February 11, 1981.
- d. Minutes of the regular meeting of the Board of Park Commissioners, February 9, 1981.
- e. Minutes of the meeting of the Public Utility Board, February 11, 1981.
- f. Minutes of the meeting of the Civil Service Board, February 2, 1981.
- g. Minutes of the meeting of the Tacoma Employees' Retirement System, January 21, 1981.
- h. Minutes of the meetings of the Appointments Committee, January 21 and February 23, 1981.
- i. Minutes of the meetings of the Tacoma Planning Commission, January 28 and February 2, 1981.
- j. The Tacoma/Pierce County Cultural Resource Survey, Southeast Tacoma Planning Area

Councilwoman Bichsel moved that the Consent Agenda be approved. Seconded by Councilman Hyde.

Mayor Parker moved to amend the Consent Agenda by adding:

Setting Thursday, March 12, 1981 at 1:30 p.m., as the date for hearing by the Hearings Examiner the appeal of Joseph Wilkerson on the Tax and License Department's denial of his application for Guard License.

Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Voice vote was taken on the motion to adopt the Consent Agenda and carried. The Consent Agenda, as amended, was declared approved.

Councilman Hawkins moved to excuse Councilman Rasmussen from tonight's meeting. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

REGULAR AGENDA

COMMUNICATIONS:

Hearings Examiner advising he has granted the request of Bill Burney for a one-year extension of Preliminary Plat of Parkside Terrace, File No. 125.239.

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

FINAL READING OF ORDINANCES:

Ordinance No. 22314

Amending Sections 8.44.020 through 8.44.050 of the Official Code relative to fines and penalties on Tacoma Public Library materials which are not returned.

2 Roll call vote was taken, resulting as follows:

Ayes: 6 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, and Sutherland.

Nays: 1 - Strege.

Absent: 1 - Rasmussen.

Abstaining: 1 - Mayor Parker.

The Ordinance was declared passed.

Ordinance No. 22329

Authorizing execution of a grant award contract with the Heritage Conservation and Recreation Service, Department of the Interior for \$7,500 and depositing said sum in the Miscellaneous Grants Summary Fund; transferring \$7,500 from the Medical Arts Building Construction Fund to the Miscellaneous Grants Summary Fund, and appropriating \$15,000, or so much thereof as may be necessary, for the purpose of restoring and rehabilitating the gold work in the ceilings and the three-story stairwell wall of the lobby of the Medical Arts Building.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 22330

Amending Chapter 5.20 of the Official Code by adding a new section relative to sale of refuse derived fuel.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 22331

Amending Chapter 13.06 of the Official Code to reclassify the northeast, southeast and southwest corners of 45th Street NE and Highpoint Drive (Norpoint Way NE) from a "C-1" to an "R-3-T" District. (City of Tacoma)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 22334

Approving and confirming the assessment roll for L.I.D. 3793 for constructing sanitary sewers in 6th Avenue from Seashore Drive to Wilton Road and in Wilton Road from 6th Avenue south 600 feet.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 22335

Approving and confirming the assessment roll for L.I.D. 5598 for constructing water mains in Sprague Avenue from South 60th to South 64th Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 22336

Approving and confirming the assessment roll for L.I.D. 8235 for permanent paving on South Adams from South 10th to South 12th; South 10th from Proctor to Washington and North 12th from Washington to Union Avenue.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

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Absent: 1 - Rasmussen.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

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.

The Ordinance was set over for final reading next week.

Ordinance No. 22338

Amending Chapter 13.06 of the Official Code to reclassify the east side of Pacific Avenue in the vicinity of South 92nd Street from a "C-1" to a "C-2" District. (George Berry)

Councilwoman Bichsel moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Hyde. Voice vote was taken and carried.

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

Ordinance No. 22339

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.

Mayor Parker moved to continue Ordinance Nos. 22339 and 22341 for one week. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. Ordinance Nos. 22339 and 22341 were continued for one week.

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.

The Ordinance was set over for final reading next week.

Ordinance No. 22341

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 continued for one week under a previous ordinance.

RESOLUTIONS:

Resolution No. 26835 (Continued from meeting of February 17, 1981.)

Authorizing execution of a month-to-month rental agreement with the Port of Tacoma for space for the Department of Emergency Services as an auxiliary fire station.

Motion to adopt was made at a previous meeting by Councilwoman Bichsel and seconded by Councilman Rasmussen. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 26853

Appointing several members to the Citizens Energy Conservation Advisory Committee and Richard F. Brown to the Planning Commission.

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

Resolution No. 26854

Increasing the membership of the Plaza Pavilion Advisory Committee to ten members.

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

Purchase Resolution No. 26855

Awarding contracts to:

1. Atlas Construction Company on its bid of \$10,693.78 for Home Roof Repairs - Spec. No. G-08-81 and
2. Cascade Septic Systems on its bid of \$7,545.80 for Sanitary Sewer Reline and Rehabilitation - Spec. No. G-12-81.

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. 26856

Consenting to a library services contract between the Tacoma Public Library and the Town of Fircrest for 1981.

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. 26857

Authorizing a temporary loan from the General Fund to the Community Development Grants Summary Fund in the amount of \$50,000.

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. 26858

Authorizing execution of agreements with the Tacoma Urban League, Inc., Tacoma Vocational Services, Inc., and the Washington State Employment Security Department to provide employment and training services for eligible City residents.

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. 26859

Extending an invitation to the Association of Washington Cities to hold its 1986 annual convention in the City of Tacoma.

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

Resolution No. 26860

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

Councilman Strege moved to continue the Resolution for one week when Councilman Rasmussen would be back. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was continued for one week.

Mayor Parker stated they would consider Item 16, Reports by the City Manager at this time since it was not 6:00 p.m. yet, and therefore too early for the Public Hearing.

REPORTS BY CITY MANAGER:

1980 year-end fiscal status report.

Jim Walton, Assistant City Manager, introduced David Dow, Finance Director, who gave a 1980 year-end fiscal status report.

PUBLIC HEARING:

This is the date set for public hearing on proposed amendments to the Zoning Ordinance to grant 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.

Rod Kerslake of the Planning Department explained the background and reasons for this request.

After questions by council members, Mayor Parker called for public testimony.

Speaking on the public hearing were:

Stan Wagner, 2221 North Tacoma Avenue
Richard Levandowski, 905 North "L" Street
Marshall Maring, 306 East 29th Street
Gus Carlson, 8802 South Ainsworth

No one else appeared to speak and Mayor Parker declared the hearing closed.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Sutherland advised that Council member appointments to various boards, committees and commissions have expired.

Mayor Parker moved to re-appoint for one year the current Council members and appoint Councilwoman Bichsel to the Citizens Energy Conservation Advisory Committee. Seconded by Councilman Hyde. Voice vote was taken and carried.

CITIZEN'S REQUEST TO BE HEARD:

Howard R. Smith requesting to speak on removing the Storm Drainage Utility.

Howard Smith, 1032 East 62nd, spoke on the Storm Drainage Utility and submitted petitions against the Utility with approximately 2,812 signatures.

Councilman Strege moved to suspend the rules to allow the people in the audience to speak on this subject. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

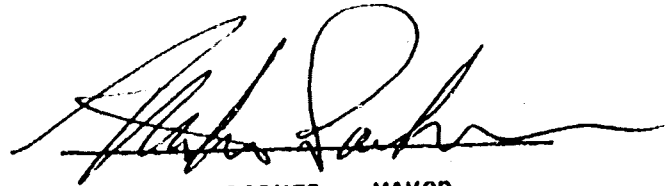
Speaking against the Storm Drainage Utility were the following:

Vera Klarich, 3121 North Ferdinand
Alfred Sortland, 1106 South Monroe
Ted Newell, 4322 American Lake Boulevard
Kenneth Swanson, 1417 South Durango

Mayor Parker requested a legal opinion on what would happen to citizens who do not pay this utility.

Councilman Strege requested the staff report on three areas; (1) Who pays, how equitable is the tax; (2) Amount of money collected; and (3) Where does the money that is being collected go, how is it being spent.

On proper motion, the meeting adjourned at 7:30 p.m.



MIKE PARKER - MAYOR

ATTEST:



H. B. BOND - CITY CLERK