

## CITY COUNCIL MINUTES

City Council Chambers  
July 8, 1980

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

Present on roll call: 7 - Bichsel, Hawkins, Hyde, Kirby, Rasmussen, Sutherland and Mayor Parker. Absent: 2 - Nielsen and Strege. Councilman Strege arrived at 5:10 p.m.

The Flag Salute was led by Mayor Parker.

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## CONSENT AGENDA

Approval of the minutes of the regular meeting of July 1, 1980.

RESOLUTIONS:Resolution No. 26529

Setting Thursday, July 31, 1980 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 2513 for 2-inch asphalt surface treatment on various streets in the city.

Resolution No. 26530

Setting Thursday, July 31, 1980 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 8292 for permanent paving on East 68th from East "E" to dead end west of East "G" and oil mat treatment on East "Q" from East 61st to East 62nd.

Resolution No. 26531

Setting Thursday, July 31, 1980 at 5:00 p.m., as the date for hearing by the Hearings Examiner L.I.D. 3823 for constructing sanitary sewers in 59th Avenue NE from 25th Street NE to 27th Street NE; 26th Street NE from 59th Avenue NE to 60th Avenue and 27th Street NE from 59th Avenue NE to 60th Avenue NE.

Resolution No. 26532

Setting Tuesday, August 12, 1980 at 1:30 p.m., as the date for hearing by the Hearings Examiner the request for vacation of North Steele Street south of North 28th Street and portion of adjacent ten-foot-wide alley. (Robin T. Swift)

APPEAL:

Jenny Raed neighbors appealing the Hearings Examiner decision to reclassify 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.

Setting Tuesday, July 22, 1980 at the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner agendas for Monday, July 14, 1980 and Friday, July 18, 1980.
- b. Minutes of the meeting of the Civil Service Board for Combined County-City Health Department, June 2, 1980.
- c. Minutes of the meeting of the Civil Service Board, June 16, 1980.
- d. Monthly Municipal Court Report for May, 1980.
- e. Monthly report of the Purchases and Sales of Investments during May 19 to June 19, 1980.
- f. Department of Public Works Aging Schedule for various Urban Arterial projects.
- g. Report of the Director of Finance, May, 1980.

Councilwoman Bichsel moved that the Consent Agenda, including Resolution Nos. 26529, 26530, 26531 and 26532, be approved. Seconded by Councilman Rasmussen.

Mayor Parker moved to amend the Consent Agenda by changing the hearing date for the appeal to July 15, 1980 and adding:

Frederick O. Frohmade and Linda Bowman, representing the Eastside community, appealing the decision of the Hearings Examiner to reclassify 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" and "R-3" to an "R-4-L", "R-3" and "R-2" District.

Setting Tuesday, July 15, 1980 as the date for hearing.

Seconded by Councilman Rasmussen. Voice vote was taken and carried.

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

Councilman Strege arrived at 5:10 p.m.

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REGULAR AGENDA

COMMUNICATIONS:

- a. Metropolitan Development Council advising that they are withdrawing their appeal on the denial for a Special Use Permit to allow a Class II Group Care Home to continue in an "R-2" District located north of South 74th Street and west of Alder Street.

Mayor Parker advised that no action was necessary by the Council on this matter.

- b. Hearings Examiner advising that a 12-month extension has been granted for submission of a proposed Final Plat for Parkside located west of Mildred between North 49th and North 50th.

Mayor Parker advised that an appeal has been filed by Tom Echert and would be heard at this time.

Tom Echert, 88 Salmon Beach, stated his reasons for appealing the Hearings Examiner's decision.

Doug Webb, representing the applicant, explained there is a Shoreline Permit appeal before the State now and they would not be able to complete the project until the State makes a decision on the appeal. He requested the 12-month extension be granted from the date of the State's decision on the appeal.

Mayor Parker moved to deny the appeal and amend the recommendation of the Hearings Examiner to make it an 18-month extension. Seconded by Councilman Sutherland. Voice vote was taken and carried.

- c. Hearings Examiner recommending that the appeal of Vicki Church on a tax assessment be dismissed. (North End Tavern)

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

- d. Hearings Examiner submitting Shoreline Management Permit Application No. 141.229 of the Metropolitan Park District to allow construction of a seawater intake system and pipeline required for the new marine mammal exhibits at the Point Defiance Zoo adjacent to the existing wharf and boat house.

Councilwoman Bichsel moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Sutherland. Roll call vote was taken, resulting as follows: Ayes: 8 - Bichsel, Hawkins, Hyde, Kirby, Rasmussen, Strege, Sutherland and Mayor Parker. Nays: 0. Absent: 1 - Nielsen.

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FINAL READING OF ORDINANCES:

Ordinance No. 22135

Accepting gifts of \$600.00 from Rainier Bank, \$1,500 from Seattle-First National Bank, \$250.00 from Union Bank and \$250.00 from Tacoma Bank; appropriating \$2,600.00, or so much thereof as may be necessary from the General Fund, all for the purpose of paying Management Consultant and operating expenses of the Pantages Center Board 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: 8 - Bichsel, Hawkins, Hyde, Kirby, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 22136

Authorizing execution of a grant award contract with the State of Washington Department of Social and Health Services, in the amount of \$2,638.79; appropriating said sum, or so much thereof as may be necessary from the Emergency Medical Service Equipment Fund, authorizing a temporary loan from the General Fund, all for the purpose of purchasing emergency medical equipment.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 22137

Authorizing acceptance of a gift from Tacoma Elks Lodge No. 174 of replacement parts valued at \$1,000 for the repair of Cardio-pulmonary Resuscitation training aids used by the Tacoma Fire Department.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 22138

Authorizing acquisition of right-of-ways for the 230 kV transmission lines.

Roll call vote was taken, resulting as follows:

Ayes: 1 - Rasmussen

Nays: 6 - Bichsel, Hawkins, Kirby, Strege, Sutherland and Mayor Parker.

Absent: 1 - Nielsen.

Abstaining: 1 - Hyde.

The Ordinance was declared failed.

Mayor Parker advised that he would ask for reconsideration at next week's Council meeting and asked that an amendment be prepared so that before any condemnation proceedings against any property owner could begin they would have to bring it before the City Council.

Ordinance No. 22139

Providing for the improvement of L.I.D. 2509 for 2-inch asphalt surface treatment on various streets in the city.

Gary Sullivan, Hearings Examiner, advised that Segment 3, South 64th from South Oakes to South Five, had a 51% remonstrance.

Mayor Parker moved to delete Segment 3 from the Ordinance. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Mark Farrer, 6202 South Wapato, and Gary Peterson, 6402 South Lawrence, spoke in opposition to Segment 15 and stated several other property owners told them they are against the project.

Councilman Strege moved to delete Segment 15 from the Ordinance. Seconded by Councilman Kirby.

Councilwoman Bichsel called for a roll call vote on the amendment. Roll call vote was taken, resulting as follows: Ayes: 2 - Kirby and Strege. Nays: 6 - Bichsel, Hawkins, Hyde, Rasmussen, Sutherland and Mayor Parker. Absent: 1 - Nielsen. The motion failed.

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

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

Nays: 0

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Ordinance No. 22140

Providing for the improvement of L.I.D. 2511 for 2-inch asphalt surface treatment on South Montgomery from South 56th to South 60th and South Montgomery from South 66th to South 68th.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 22182 (Continued from the meeting of June 24, 1980)

Amending Chapters 6.29 and 7.10 of the Official Code relating to merchant patrol districts.

John VanBuskirk, an attorney representing Glen Weller and the Tacoma Merchant Patrol Association, cited several cases and stated he did not feel the City was violating any antitrust laws by having merchant patrol districts.

Glen Weller of Pierce County Merchant Police spoke in opposition to eliminating the merchant patrol districts and favored an ordinance including requirements for training.

J. P. Parks of United Security spoke in opposition to eliminating the districts.

Mayor Parker continued the Ordinance until after the Council could have a study session on this matter in approximately 4 to 6 weeks.

Ordinance No. 22141

Authorizing execution of a contract with Pierce County and the Pierce County Area Agency on Aging Advisory Council; appropriating \$52,000.00, 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 \$26,000.00

The Ordinance was set over for final reading next week.

Ordinance No. 22142

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

The Ordinance was set over for final reading next week.

Ordinance No. 22143

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

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

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

Mayor Parker moved to suspend the rules to consider Ordinance No. 22144. Seconded by Councilman Sutherland. Voice vote was taken and carried.

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.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Purchase Resolution No. 26533

Awarding contract to:

1. AM International Services Division on its bid of \$4,057.21 for AM International Maintenance Agreement.

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. 26534

Authorizing execution of a Collective Bargaining Agreement with IBEW Local No. 483, Traffic Signal and Fire Alarm sections.

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. 26535

Authorizing execution of an agreement with the Pierce County Drug Alliance to implement the Community Services for Youth Project.

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. 26536

Authorizing execution of an agreement with PMC Associates to perform a Housing Services Survey and develop an evaluation model for use by the City.

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. 26537

Establishing new wage classifications for the Senior Aide Program.

Mayor Parker moved to continue the Resolution for one week. Seconded by Councilman Hyde. Voice vote was taken and carried. The Resolution was continued to July 15, 1980.

Resolution No. 26538

Authorizing execution of a lease with the Department of Transportation, Federal Aviation Administration, to maintain an instrument landing system.

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. 26539

Authorizing execution of a renewal of lease with Coast Iron and Machine Works, Inc.

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. 26540

Authorizing the sale of surplus property located at South 30th and Union Avenue to William Wynkoop and Associates.

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

Resolution No. 26541

Authorizing the sale of surplus property located at South 34th and Alaska Streets to Berger-Young Construction Company.

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. 26542

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

Mayor Parker moved to continue the Resolution for one week. Seconded by Councilman Hyde. Voice vote was taken and carried. The Resolution was continued to July 15, 1980.

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PUBLIC HEARINGS AND APPEALS:

This is the date set for hearing the appeal of Pacific Housing Corporation on the Hearings Examiner's recommendation of denial of their request for reclassification of the area located approximately 75 feet east of the southeast corner of South 94th and South "D" Street from an "R-2" to an "R-4-L" District.

Patrick O'Malley, attorney representing Pacific Housing Corporation; Cornelius Beemster; Tom Dixon, Tacoma Urban League and Max Messman, Puget Sound Legal Assistance Foundation, spoke in favor of the reclassification.

Ralph Clausen, speaking for the property owners in the neighborhood, spoke in opposition to the project.

Councilman Kirby moved that the appeal be denied and to concur with the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilwoman Bichsel. Roll call vote was taken, resulting as follows: Ayes: 6 - Bichsel, Hyde, Kirby, Rasmussen, Strege and Sutherland. Nays: 2 - Hawkins and Mayor Parker. Absent: 1 - Nielsen.

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REPORTS BY CITY MANAGER:

Richard Sokolowski, Director of Personnel, requested a residency waiver for Jack Addington who will be the Airport Manager.

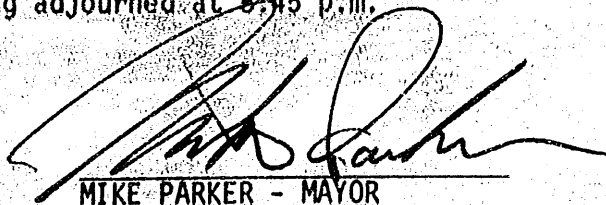
Councilman Rasmussen moved to approve the residency waiver. Seconded by Councilman Hyde. Voice vote was taken and carried.

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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Sutherland advised that we will be accepting applications for the Planning Commission until July 15, 1980 and invited the Council to attend the Appointments Committee meeting on July 21, 1980.

On proper motion, the meeting adjourned at 8:45 p.m.

  
MIKE PARKER - MAYOR

ATTEST:

  
H. B. BOND - CITY CLERK