

CITY COUNCIL MINUTES

City Council Chambers
August 25, 1981

The meeting was called to order at 5:01 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.

CONSENT AGENDA

Approval of the minutes of the regular meeting of August 18, 1981.

RESOLUTIONS:

Resolution No. 27077

Setting Tuesday, September 1, 1981 at 6:00 p.m., as the date for public hearing to review the progress and performance for the Sixth Program Year of the Community Development Block Grant.

Resolution No. 27078

Authorizing execution of an agreement with Washington Services, Inc., relative to the final plat of PARKSIDE, located west of Mildred Street between North 49th and North 50th Streets.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Natural Systems Citizens' Committee meeting, June 2, 1981.
- b. Minutes of the special meeting of the LESA Executive Board, August 18, 1981.
- c. Department of Human Development 1980 Performance Report.

Councilwoman Bichsel moved that the Consent Agenda including Resolution Nos. 27077 and 27078 be approved. Seconded by Deputy Nielsen. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner recommending approval of revision to Shoreline Management Substantial Development Permit No. 141.193 of Michael A. Ebert to reduce the size of the originally approved building, with parking slightly expanded, located on the northerly side of Ruston Way between Alder and Lawrence Streets (3207 Ruston Way).

Councilman Rasmussen advised he would abstain from discussing or voting on this matter.

Deputy Mayor Nielsen 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, Nielsen, Strege, Sutherland and Mayor Parker. Nays: 0. Absent: 1 - Rasmussen.

- b. Hearings Examiner recommending approval of the request of the Port of Tacoma to delete Special Condition (a) from Shoreline Management Substantial Development Permit No. 141.210, located at the East Blair Terminal, 2940 Alexander Avenue.

Councilman Hawkins moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilwoman Bichsel. Roll call vote was taken, resulting as follows: Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker. Nays: 0.

- c. Hearings Examiner recommending approval of the request of Steward Commercial, Inc., to remove the condition for an on-site storm water detention system, relative to reclassification No. 120.901, located at South 88th and Pacific Avenue.

Councilman Sutherland moved to concur in the recommendations of the Hearings Examiner. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

- d. Hearings Examiner advising that he has approved the request of Washington Diversified Investment Corporation for an extension of time for submission of the final plat of South Tacoma Business Park.

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

- e. Hearings Examiner advising that he has approved the request of Metroplex for an extension of time for submission of the final plat of Garbonzo's Seaside Heights, Divisions 1 and 2.

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

- f. City Attorney recommending that the file on the rezone request of M. C. Pruitt to reclassify the area west of Tyler between Center and Wright from an "R-3" and "R-4-L" to an "R-3-PRD" District be closed and Ordinance No. 21502 be tabled.

Mayor Parker moved to concur in the recommendations of the City Attorney and table Ordinance No. 21502. Seconded by Councilman Hawkins. Voice vote was taken and carried.

- g. City Attorney recommending that the file on the rezone request of Terry B. Owen and John M. Miller to reclassify the southeast corner of North 9th and Mildred Streets from an "R-2", and "R-4-LPRD," to a "C-1" and "C-2" District be closed and Ordinance No. 21360 be tabled.

Councilman Rasmussen advised he would abstain from discussing or voting on this matter.

Mayor Parker moved to concur in the recommendations of the City Attorney and table Ordinance No. 21360. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

FINAL READING OF ORDINANCES:

Ordinance No. 22399

Amending Chapter 13.06 of the Official Code to reclassify the northeast corner of South 52nd and Alaska Streets from an "R-2" to an "R-3" District. (Janet Nelson)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 22498

Appropriating \$5,000, or so much thereof as may be necessary, from the Right-of-Way Acquisition Fund to provide funds for the purchase of property for streets and highways in the City 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, Nielsen, Strega, Sutherland and Mayor Parker.

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 22499

Appropriating \$6,105,000, or so much thereof as may be necessary, from the Stadium Development Fund to pay a portion of the cost of acquisition, construction, and other expenses relating to the Tacoma Dome.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hyde, Kirby, Nielsen, Strege, Sutherland and Mayor Parker.

Nays: 0.

Absent: 1 - Rasmussen.

Abstaining: 1 - Hawkins.

The Ordinance was declared passed.

Ordinance No. 22500

Appropriating \$3,523.34 from the Radio Communications Revolving Fund to pay Roberts Construction Company for the cost of demolition and removal of the Hilltop radio tower.

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. 22504

Providing for the improvement of L.I.D. 2543 for two-inch asphalt surface treatment on various streets in the City.

Gary Sullivan, Hearings Examiner, advised that Segment 5 now has 49% protests, Segment 7 has 20%, Segment 8 has decreased to 52%, and Segment 9 has 87%.

Councilman Kirby moved to delete Segment 9, South 86th Street from Fawcett Avenue to Park Avenue, from the Ordinance. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Robert Kohlbeck, 419 South 86th, explained the need for the paving because of a drainage problem on the street.

Mayor Parker moved to add Segment 8, South 86th Street from South "D" Street to Fawcett Avenue, to the Ordinance. Seconded by Deputy Mayor Nielsen. Roll call vote was called for, resulting as follows: Ayes: 7 - Bichsel, Hawkins, Hyde, Nielsen, Rasmussen, Sutherland, and Parker. Nays: 2 Kirby and Strege. The motion was declared passed.

A resident in the area of Segment 5 spoke against the LID and Bonnie Johnson spoke in favor of the project.

Councilman Strege requested that Council be advised of the status of Segment 5 relative to protests in 21 days.

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

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

Nays: 0.

The Ordinance, as amended, was declared passed.

Ordinance No. 22505

Providing for the improvement of L.I.D. 2546 for constructing sidewalks on South Prospect from South 72nd to South 74th Street.

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. 22506

Providing for the improvement of L.I.D. 7705 for undergrounding existing overhead electric, cable television and telephone lines along Soundview Drive from its intersection with Brookside Drive to approx. 550 feet north.

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. 22507

Approving and confirming the assessment roll for L.I.D. 3828 for constructing sanitary sewers in East "M" from Home Street south 175 feet, Home Street from 150 feet east of East "M" to cul-de-sac and from cul-de-sac north to East 48th Street.

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. 22508

Approving and confirming the assessment roll for L.I.D. 5591 for constructing water mains in Sixth Avenue from Seashore Drive to Wilton Road and Wilton Road from Sixth Avenue to approx. 700 feet south.

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. 22509

Approving and confirming the assessment roll for L.I.D. 5616 for constructing water mains in 213th Avenue Court East from 128th Street Court East to 129th Street Court East, 128th Street Court East from 213th Avenue Court East to 214th Avenue East, and other nearby 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.

Ordinance No. 22510

Approving and confirming the assessment roll for L.I.D. 5617 for constructing water mains in East 68th from East "E" to East "F" and East 68th from East "F" to East "G" Street.

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. 22511

Approving and confirming the assessment roll for L.I.D. 8278 for permanent paving on South Hosmer from South 76th to 315 feet south of South 82nd Street.

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.

FIRST READING OF ORDINANCES:

Ordinance No. 22512

Amending Ordinance No. 22470 to establish a repayment date of a non-interest bearing loan from the General Fund to the CES Grant Fund.

The Ordinance was set over for final reading next week.

Ordinance No. 22513

Amending Ordinance No. 22478 to establish a repayment date of a non-interest bearing loan from the General Fund to the Coastal Zone Management Fund.

The Ordinance was set over for final reading next week.

Ordinance No. 22514

Amending the Pay & Compensation Plan to reflect the necessary changes to include street light duties in the Traffic Signal job classifications.

The Ordinance was set over for final reading next week.

Ordinance No. 22515

Appropriating \$85,000, or so much thereof as may be necessary, from the General Fund to the Airport Fund to purchase and install a 165,000 gallon water storage tank at the Tacoma Industrial Airport and declaring an emergency making necessary the passage of this ordinance.

Ruth McElliott and a resident of Gig Harbor spoke on the Ordinance.

Council members requested additional information on the airport by next week.

The Ordinance was set over for final reading next week.

Ordinance No. 22516

Amending Ordinance No. 21266 to correct a legal description relative to the vacation of South 30th between Huson and Gove Street.

The Ordinance was set over for final reading next week.

Ordinance No. 22517

Amending Chapter 13.06 of the Official Code to reclassify the east side of Sprague Avenue between South 60th and South 64th Streets extended from an "R-2" to an "R-2-T" District. (Ray Ozanich)

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

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

Ordinance No. 22518

Amending Chapter 13.06 of the Official Code to reclassify the area on the northerly side of SR-16 Freeway between Union Avenue and Cedar Streets from an "R-4-LT" to a "POB" District. (Community Builders)

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

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

Mayor Parker advised that since it was now 6:05 p.m., they would now go to Public Hearings and Appeals.

PUBLIC HEARINGS AND APPEALS: (Will start at approximately 6:00 P.M.)

This is the date set for hearing the appeal of H. M. Tollefson on the Hearings Examiner's recommendation to reclassify the northerly side of Marine View Drive between East 11th Street and Tacoma City Limits from an "R-4" and "R-3" to an "R-2" and "R-1" District as requested by the City of Tacoma.

Councilmen Hawkins, Rasmussen and Sutherland advised they would abstain from discussing or voting on this matter and left the room.

Harold Tollefson explained the reasons for his appeal and Rod Kerslake of the Planning Department explained why the reclassification was requested.

Deputy Mayor Nielsen moved to deny the appeal and concur with the recommendations of the Hearings Examiner. Seconded by Councilwoman Bichsel. Roll call vote was taken, resulting as follows: Ayes: 5 - Bichsel, Hyde, Kirby, Nielsen, and Stregge. Nays: 1 - Mayor Parker. Absent: 3 - Hawkins, Rasmussen, and Sutherland.

RESOLUTIONS:

Purchase Resolution No. 27079

Awarding contracts to:

1. I.B.M. Corporation on its bid of \$3,542.56 for purchase of I.B.M. Copier Series II;
2. Fire Control Northwest and Snap Tite, Inc. on their bids for Fire Hose;
3. Bill's Towing and Garage, Inc., on its request for additional cost charges for towing services;
4. Tucci & Sons, Inc., on its bid of \$37,218.00 for Two-Inch Asphalt Surface Treatment-Spec. No. G-97-81;
5. George Madsen Company on its bid of \$7,339.50 for Catch Basin Construction in Vicinity of Stadium High School-Spec. No. G-99-81; and
6. Spartan Construction on its bid of \$61,386.74 for Sanitary Sewers-Spec. No. G-168-80.

Councilman Sutherland moved that the Resolution be adopted including the corrected page 1 of Exhibit "A." Seconded by Councilman Rasmussen. Voice vote was taken and carried. The Resolution, with the corrected Exhibit "A", was declared adopted.

Resolution No. 27080

Authorizing the segregation of certain assessments in L.I.D. 2454 and L.I.D. 3798.

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

Resolution No. 27081

Requesting the Pierce County Council to designate 42.8 acres known as the Leach Creek Holding Basin as "Conservancy-Public Land" in the Comprehensive Plan for Pierce County.

Mayor Parker moved to continue the Resolution one week. Seconded by Councilman Strége. Voice vote was taken and carried. The Resolution was continued one week.

Resolution No. 27082

Approving the final plat for PARKSIDE, located west of Mildred Street between North 49th Street and the south property line of Point Defiance Park. (Washington Services, Inc.)

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

Resolution No. 27083

Approving the final plat for ALLENMORE COMMERCE CENTER located between Union Avenue and Cedar Street and just north of SR-16. (Allenmore Business Campus)

Mayor Parker moved to remove the Resolution from the Agenda. Seconded by Councilman Rasmussen. Voice vote was taken and carried. The Resolution was removed from the Agenda.

PUBLIC HEARINGS AND APPEALS: (Will start at approximately 6:00 P.M.)

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This was considered earlier in the meeting.

REPORTS BY CITY MANAGER:

Erling Mork, City Manager, gave a progress report on the Pantages Center project.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Kirby requested additional information on the Tacoma Industrial Airport.

Councilman Rasmussen made a statement regarding the charges of conflict of interest against himself.

Councilman Hawkins advised that an ordinance amending the Code relative to a Code of Ethics might be on next week's agenda.

Mayor Parker advised that he attended a State Transportation Commission hearing relative to funding of the I-705 project.

Mayor Parker also stated that the Finance Commissioner for Bremerton is instituting a new system to collect utility bills and requested staff to meet with officials in Bremerton and report to the Council on the system.

Deputy Mayor Nielsen moved to accept the reports of Mr. Backstein and the State Auditor in which they absolve Council members of any wrongdoing relative to the allegations made against them. Seconded by Councilwoman Bichsel. Voice vote was taken and carried with Councilman Sutherland abstainig.

Councilman Hawkins requested background material in terms of the adopted 6 year program for streets and arterials as it applies to alternatives the City may have in gaining access to I-5 within the I-705 corridor.

CITIZEN'S REQUEST TO BE HEARD:

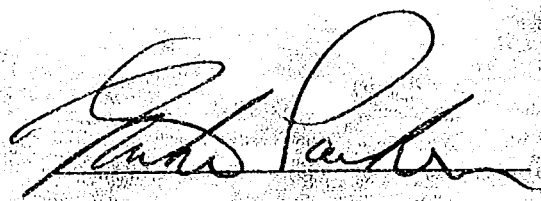
Howard R. Smith requesting to speak regarding the Storm Drain Utility.

Howard R. Smith stated his objections to the Storm Drain Utility.

Mayor Parker moved to recess into Executive Session to discuss labor, litigation and real estate matters. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. Council recessed at 7:20 p.m. and reconvened at 7:58 p.m.

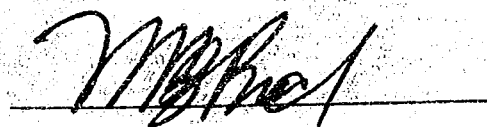
Mayor Parker moved that Deputy Mayor Nielsen and Councilman Hyde, with Councilman Hawkins as an alternate, be appointed to represent the Council and attend the dedication of our marine craft in England. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

On proper motion, the meeting adjourned at 8:00 p.m.



MIKE PARKER - MAYOR

ATTEST:



H. B. BOND - CITY CLERK