

CITY COUNCIL MINUTES

City Council Chambers
September 7, 1982

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

Present on roll call: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland. Absent: 2 - Bichsel and Kirby.

The Flag Salute was led by Mayor Sutherland.

C O N S E N T A G E N D A

Approval of the minutes of the regular meeting of August 31, 1982.

RESOLUTIONS:

Resolution No. 27553

Setting Tuesday, September 21, 1982 at 6:00 p.m. as the date for a public hearing on the proposed use of revenue sharing funds.

Resolution No. 27554

Setting Monday, September 27, 1982 at 5:00 p.m. as the date for hearing by the Hearings Examiner L.I.D. 6960 for the installation of ornamental street lights in STONEGATE TWO, DIVISIONS I, II, III, and IV located in an area between the King County Line and a line 350 feet south of Norpoint Way and 53rd Avenue N.E. and a line 115 feet east of the east right-of-way of 57th Avenue N.E.

Resolution No. 27555

Setting Tuesday, October 26, 1982 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate the alley south of East 26th Street between East "C" and East "D" Streets adjacent to the Tacoma Dome parking lot. (Jardeen Electric)

Resolution No. 27556

Setting Tuesday, October 26, 1982 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate portions of Broadway Plaza, South 13th Street and Commerce Street. (Cornerstone Development Company)

APPEALS:

J. M. Martinac Shipbuilding appealing Audit Assessment Notice No. AD1814 from the Department of Tax & License.

Setting Thursday, October 21, 1982 at 11:00 a.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner's agenda for Tuesday, September 7, 1982.
- b. Minutes of the meeting of the Plaza-Pavilion Advisory Committee, July 13, 1982.
- c. Minutes of the meeting of the Tacoma-Pierce County Board of Health, August 5, 1982.
- d. Minutes of the meeting of the Urban Policy Committee, August 19, 1982.
- e. Report of the Tacoma Employees' Retirement System on purchases and sales of investments July 7, 1982 - July 29, 1982.
- f. Report of the Director of Finance, July, 1982.
- g. Financial Reports of the Belt Line Division, Data Processing Division, Light Division, Self-Insurance Claim Fund and Water Division, July, 1982.

Councilman Rasmussen moved that the Consent Agenda be approved. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. The Consent Agenda was declared approved.

R E G U L A R A G E N D A

COMMUNICATIONS:

Hearings Examiner submitting the request of Pick's Cove Marina for a revision to Shoreline Management Substantial Development Permit No. 141.130A which would delete Special Condition B relating to the improvement of East 21st Street.

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Ladenburg. Roll call vote was taken, resulting as follows: Ayes: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland. Nays: 0. Absent: 2 - Bichsel and Kirby.

FINAL READING OF ORDINANCES:

Ordinance No. 22750

Amending Chapter 13.06 of the Official Code to reclassify the property located on the east side of South "I" Street between South 16th and South 17th Streets from an "R-4" to a "C-3" District. (Westrade, Inc.)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Kirby.

The Ordinance was declared passed.

Ordinance No. 22757

Amending Chapter 13.06 of the Official Code to reclassify the property located at the southwest corner of South 37th Street and Pacific Avenue from an "R-4LTM" to an "R-4-LT" District. (Larry Bauml)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Kirby.

The Ordinance was declared passed.

Ordinance No. 22766

Amending Chapters 1.06, 13.03 and 13.05 of the Official Code to transfer zoning interpretation and enforcement and minor administrative functions of the permit processing system to the Land Use Administrator and to delete the reference to stories in the City's height regulations.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Kirby.

The Ordinance was declared passed.

Ordinance No. 22767

Amending Section 11.20.010 of the Official Code to change a portion of South 7th Street from a one-way to a two-way street.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Kirby.

The Ordinance was declared passed.

Ordinance No. 22768

Appropriating \$134,000.00, or so much thereof as may be necessary, from the Urban Arterial Fund for the Pacific Avenue, South 11th Street to South 14th Street, signalization project; 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: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Kirby.

The Ordinance was declared passed.

Ordinance No. 22769

Amending Chapter 1.34 of the Official Code to create a working fund advance of one hundred dollars in the office of the Performing Arts Center.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Kirby.

The Ordinance was declared passed.

Ordinance No. 22771

Providing for the improvement of L.I.D. 5635 for the construction of water mains and a fire hydrant in East 70th Street from East "B" Street to approximately 500 feet east.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Kirby.

The Ordinance was declared passed.

Mayor Sutherland made an announcement regarding the hearing on the appeal of Park Ryker scheduled for 6:00 p.m. He stated that due to changed circumstances regarding this matter, the Council will be remanding the appeal back to the Hearings Examiner for a further hearing; therefore, anyone in the audience interested in the appeal should be aware that there would not be any discussion on this matter at 6:00 p.m.

RESOLUTIONS:

Purchase Resolution No. 27557

Awarding contracts to:

1. M. A. Segale, Inc. on their bid of \$297,384.26 for L.I.D. Nos. LD2547 and LD2561 - Specification No. G-119-82;
2. M. A. Segale, Inc. on their bid of \$57,719.20 for L.I.D. No. LD2569 - Specification No. G-114-82;
3. Woodworth & Company, Inc. on their bid of \$167,149.89 for L.I.D. Nos. LD2564, LD2565, and LD2566 - Specification No. G-120-82;
4. Mount Baker Silo, Inc. on their bid of \$39,818.40 for a water storage tank for the Tacoma Narrows Airport - Specification No. G-127-82; and
5. General Mechanical, Inc. on their bid of \$52,818.47 for the construction of the diesel fuel station at the City of Tacoma Central Treatment Plant - Specification No. G-115-82.

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

Resolution No. 27552

Submitting to the electors of the City of Tacoma at a special election on November 2, 1982 proposed amendments to the Charter of the City of Tacoma.

Councilman Hawkins moved that consideration of Resolution No. 27552 be deferred for one week. Seconded by Councilman Ladenburg. Voice vote was taken and carried.

The Resolution will be considered at the meeting of September 14, 1982.

Resolution No. 27558

Designating the Tacoma Fire Department as the hazardous materials incident command agency for the City of Tacoma and authorizing the execution of agreements by said agency relative to hazardous materials incidents.

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

Resolution No. 27559

Authorizing the ratification of a mutual aid agreement between the City of Seattle and City of Tacoma Fire Departments.

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

Mayor Sutherland moved to place Item 12, "Public Hearings and Appeals," at the end of the Agenda to be considered as close to 6:00 p.m. as possible. Seconded by Councilman Hyde. Voice vote was taken and carried.

Deputy Mayor Nielsen moved to consider Item 16, "Citizens' Request to be Heard." Seconded by Councilman Rasmussen. Voice vote was taken and carried.

CITIZENS' REQUEST TO BE HEARD:

David R. Tuell, Jr., Director of the Western Washington American Bowling Congress, spoke regarding holding the 1986 American Bowling Congress Tournament and Convention in the Tacoma Dome.

Mayor Sutherland moved to suspend the rules to allow the film of the American Bowling Congress to be shown to the Council. Seconded by Councilman Hyde. Voice vote was taken and carried.

Mr. Garland Smith, President of the American Bowling Congress, spoke regarding this matter prior to the showing of the film. The film was then shown to the Council.

Mayor Sutherland said that the Council would have an answer for the American Bowling Congress regarding submitting a letter of intent to hold the American Bowling Congress Tournament for 1986 at the Tacoma Dome by September 14, 1982. Mayor Sutherland then instructed staff to review this issue and discuss the matter with the City Council so they can respond to the American Bowling Congress by Tuesday, September 14, 1982. Art Childers, Secretary of the American Bowling Congress spoke and stated that this date would be acceptable to the Congress.

Deputy Mayor Nielsen also requested that the City Attorney review the use of the facility on a rent-free basis to see if this constitutes a gift of public funds.

PUBLIC HEARINGS AND APPEALS: (6:00 p.m.)

This is the date set for hearing the appeal of Park Ryker regarding the decision of the Hearings Examiner to approve the reclassification of the property located at the northeast corner of 49th Avenue N.E. and 33rd Street N.E. from a "C-1" to an "R-4-LT" District as requested by the City of Tacoma.

Mr. Kerslake reported that there were a number of changed circumstances regarding the matter under appeal and recommended that the Council remand this item back to the Hearings Examiner for further consideration.

Mayor Sutherland moved to remand this matter back to the Hearings Examiner. Seconded by Councilman Hyde. Voice vote was taken and carried. The parties will be notified of Council action and when a new hearing date before the Hearings Examiner has been set.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Sutherland announced that Council rules state that if Tuesday of any week should fall on the same day that either a primary or general municipal or state election is held, the regular meeting of that week shall be held at 5:00 p.m. on the first business day following, in place of Tuesday.

Mayor Sutherland then moved to suspend the rules to hold the regular City Council meeting on September 14, 1982 at 5:00 p.m. Seconded by Councilman Ladenburg. Voice vote was taken and carried.

Councilman Hyde reported on the Health Board meeting he attended. He requested that various items be added to the City's legislative position statement concerning pollution including a request to the State for matching funds for pollution studies and a general statement on pollution and the need for regional approach to this matter. He also mentioned that the Health Department will be briefing the Council on sewage hookup problems along the Sound.

Deputy Mayor Nielsen moved to excuse Councilman Hyde from next week's meeting. Seconded by Mayor Sutherland. Voice vote was taken and carried.

Deputy Mayor Nielsen reported on a letter received in the Pierce County Assessor's Office regarding property located on South 72nd Street and South Puget Sound Avenue.

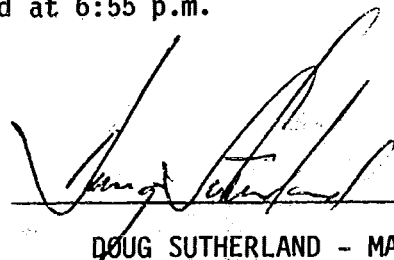
Mayor Sutherland announced that the City Council and the Public Utility Board will be conducting a public meeting on Thursday, September 16, 1982, at 7:00 p.m. and invited members of the public to attend and participate. The meeting will be held at the Bicentennial Pavilion.

Mayor Sutherland called for a special meeting of the City Council on September 13, 1982, at 6:00 p.m. The Council will call the meeting to order and then recess into Executive Session for purposes of discussing personnel. The meeting will be held in the Training Room on the 6th Floor of the Tacoma Municipal Building. The Mayor requested that notice of the special meeting be given.

Mayor Sutherland moved to recess into Executive Session for purposes of discussing legal matters. Seconded by Councilman Hawkins. Voice vote was taken and carried. The Council recessed at 6:18 p.m. and reconvened at 6:54 p.m.

The Chair moved to approve the claim of Karl K. Thierbach for damages due to sewer back-up in the amount of \$4,752.84. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

On proper motion, the meeting adjourned at 6:55 p.m.


DOUG SUTHERLAND - MAYOR

ATTEST:


GENELLE BIRK, ACTING CITY CLERK