

CITY COUNCIL MINUTES

City Council Chambers
January 19, 1988

The meeting was called to order at 5:10 p.m.

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

The Flag Salute was led by Council Member Nielsen.

CONSENT AGENDA

Approval of the minutes of the regular meeting of January 12, 1988.

RESOLUTIONS:

Resolution No. 29888

Setting Tuesday, February 23, 1988 at 5:30 p.m. as the date for a public hearing by the City Council on the proposed "South Tacoma Groundwater Protection District."

APPEALS:

Knapp College of Business (File No. T-20952) appealing recent audit findings by the Tax and License Department.

Setting Thursday, March 3, 1988 at 1:30 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, January 19, 1988.
- b. Minutes of the meeting of the Tacoma Planning Commission, December 21, 1987.
- c. Hearings Examiner Work Report, 1987.
- d. Report of the Director of Finance, November 1987.
- e. Annual Report of The Municipal Authority, 1986.

Council Member Nielsen moved that the Consent Agenda, including Resolution No. 29888, be approved. Seconded by Council Member Vialle. Voice vote was taken and carried. The Consent Agenda was declared approved.

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REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Presentation of Suggestion Awards

Mayor Sutherland presented a certificate and a cash award to Mr. Ronald G. Hohn, of the Public Works Department, for his suggestion concerning changing the method of filling oil distributor #6677 to eliminate the diesel clean out time and cut loading time per load by at least 50%.

Mayor Sutherland presented a certificate and a cash award to Mr. Joseph D. Legere, of the Public Works Department, for two of his suggestions: 1) improve efficiency in eliminating trail of debris left after street sweeping and 2) drilling small holes through the side of the quadrant to install a locking type key to stop the suspension chain from jumping out of quadrant key way.

Mayor Sutherland presented a certificate and a cash award to Mr. Charles R. Meinema, of the Police Department, for his suggestion concerning padding of "I-Bar" at end of stairs at loading dock at the County-City Building.

Resolution No. 29889

Eliminating the City-Park District Advisory Committee and expanding the Joint Municipal Action Committee to include two Park Board members and three members of the City Council.

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

FINAL READING OF ORDINANCES:

Ordinance No. 24016

Vacating the south 2 feet of South 13th Street abutting the property at 1303 South Cushman Avenue to "clear" the encroachment of an existing garage. (Prudential Bank, F.S.B.; File No. 124.859)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Moss

The Ordinance was declared passed.

Ordinance No. 24018

Appropriating \$100,000.00 from the Capital Improvement Fund for planning and design of an Aquatic Center; authorizing preparation of an agreement with Metropolitan Park District relating to expenditure of such funds; stating the Council's intent to appropriate \$1,100,000.00 in construction money for such purposes, and declaring an emergency making necessary the passage of this ordinance.

Council Member McElliott moved to table Ordinance No. 24018. Seconded by Council Member Vialle. Roll call vote was taken, resulting as follows:
Ayes: 2 - McElliott and Vialle. Nays: 6 - Hyde, Mykland, Nielsen, Stenger, Warrick and Mayor Sutherland. Absent: 1 - Moss. The motion failed.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Hyde, Nielsen, Stenger, Warrick and Mayor Sutherland

Nays: 3 - McElliott, Mykland and Vialle.

Absent: 1 - Moss.

The Ordinance was declared failed due to the lack of six affirmative votes as required by the City Charter.

Mayor Sutherland changed his vote from Aye to Nay for purposes of reconsideration of Ordinance No. 24018 next week.

FIRST READING OF ORDINANCES:

Ordinance No. 24019

Vacating a portion of East "C" Street north of Puyallup Avenue to combine the vacated right-of-way with the abutting property in order to consolidate ownership and fence and landscape the property. (Dorothy E. Smalling; File No. 124.861)

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Council Member Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

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

Ordinance No. 24020

Amending Title 8 of the Official Code relative to the deposit of trash in or around charitable donation boxes; posting of notice; indecent liberties; sale of liquor to minors; alteration of identity cards; age of employees at liquor establishments; deferral of sentence, probation; and violation of civil anti-harassment protection orders.

The Ordinance was set over for final reading next week.

Ordinance No. 24021

Amending Title 11 of the Official Code relative to penalties for driving while intoxicated and physical control, written promise to appear, attachment of plates to vehicles, abandoned unauthorized and junk vehicles, and motorcycle regulations.

The Ordinance was set over for final reading next week.

Ordinance No. 24022

Amending Chapter 13.06 of the Official Code to revise and extend the expiration provisions for land use permits and eliminate the "R-P" Research Park Zoning District.

The Ordinance was set over for final reading next week.

Ordinance No. 24023

Amending the Pay and Compensation Plan to implement 1988-1990 collective bargaining agreement with the Police Union Local No. 6, provide rate adjustments for Belt Line classifications represented by Brotherhood of Locomotive Engineers, United Transportation Union, and Independent Yardmasters and retitile certain Tacoma Dome classifications.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Purchase Resolution No. 29890

Awarding contracts to:

1. Pape and Sons Construction, Inc., on their bid of \$33,345.00 for storm sewer extensions - Specification No. G-272-87;

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2. Sam's Tire Service, Inc., on their bid of \$135,951.38 for tire repair and recapping - Specification No. G-112-87; and
3. United Airline/Air Travel Plan in the amount of \$65,000.00 to extend the annual contract for the purchase of airline tickets.

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

Council Member Nielsen moved to waive the formal bidding procedures on Purchase Item No. 3. Seconded by Mayor Sutherland. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 29891

Approving the transfer of Light Division property to the Public Works Department for use with the abutting refuse facility and transferring \$270,000.00 to the Light Division Current Fund in full payment of the property.

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

Resolution No. 29892

Authorizing the execution of a collective bargaining agreement with Tacoma Police Union Local No. 6 effective January 1, 1988 through December 31, 1990.

Council Member Mykland moved that the Resolution be adopted. Seconded by Council Member Vialle. Voice vote was taken and carried with Council Member Harnick voting Nay. The Resolution was declared adopted.

Resolution No. 29893

Authorizing the execution of an amendatory agreement with the Municipal Authority for the continued implementation of the Local Homestead Program and the implementation of a construction skills training program.

Mayor Sutherland moved that the Resolution be adopted. Seconded by Deputy Mayor Hyde. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 29894

Authorizing the aquisition of a single-family dwelling located at 3009 South 8th Street and conveying said property to the Municipal Authority for the continued implementation of the Local Homestead Program.

Mayor Sutherland moved that the Resolution be adopted. Seconded by Deputy Mayor Hyde. Voice vote was taken and carried. The Resolution was declared adopted.

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Resolution No. 29895

Adopting the "Alaska Street Corridor Study" as a short-range program for implementing the "Generalized Land Use Plan," an element of the "Land Use Management Plan."

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

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

- a. This is the date set for hearing the appeal of Bert E. Brown relative to the Preliminary Plat for Skyline Vista which subdivides a 7-acre parcel of land into thirty-one (31) single-family dwelling sites.

Council Member Stenger stated that he was a student of the appellant, Mr. Brown, while he was an undergraduate at the University of Puget Sound and did not think that that would inhibit his ability to judge this hearing.

Mayor Sutherland explained the rule relative to appeals before the City Council.

Rod Kerslake, Hearings Examiner, reviewed the facts of the appeal for the Council.

Mr. Bert E. Brown stated his reasons for the appeal to the City Council.

Mr. Scott Serven, representing Skyline Vista Development, made a presentation to the Council regarding the appeal.

Mr. James Handmacher, attorney representing Phyllis Weaver who is a resident of the same area, made a presentation to the Council.

Council Member Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner and deny the appeal. Voice vote was taken and carried with Council Member McElliott voting Nay.

- b. This is the date set for a public hearing by the City Council concerning the "Central Business District Plan and Program".

Mr. Bill Bailey, of the Planning Department, made a presentation to the Council regarding this matter.

Speaking to the Council was Mr. William Riley, Chairman of Downtown Area Revitalization Task Force.

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There being no further public testimony, Mayor Sutherland declared the hearing closed at 6:28 p.m.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Mayor Sutherland moved to recess to Executive Session to discuss negotiating personnel matters and potential litigation, the session not to exceed 30 minutes. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 6:30 p.m.

At 7:00 p.m. Mayor Sutherland announced that the Executive Session would be extended for another 30 minutes.

At 7:30 p.m. Mayor Sutherland announced that the Executive Session would be extended for yet another 30 minutes.

Council reconvened at 7:58 p.m.

Mayor Sutherland moved that a settlement of the claim of Louis Barzar be authorized in accordance with the recommendation of the City Attorney. Seconded by Council Member Warnick. Voice vote was taken and carried. The motion was declared adopted.

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

ATTEST:


GENELLE BIRK, CITY CLERK


DOUG SUTHERLAND, MAYOR

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