

C I T Y C O U N C I L M I N U T E S

City Council Chambers
March 31, 1992

The meeting was called to order by Mayor Vialle at 5:07 p.m.

Present on roll call: 8 - Baarsma, Evans, McElliott, Miller, Mykland, Nielsen, Silas, and Mayor Vialle. Absent: 1 - Moss.

The Flag Salute was led by Girl Scout Troop 300.

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

Approval of the minutes of the Tacoma City Council meetings of March 17 and 24, 1992.

ORDINANCES:

Ordinance No. 25087

Accepting a donation in honor of C. W. Kinsman from the West End Kiwanis Club of Tacoma of a flagpole to be located on the Old Town Dock.

RESOLUTIONS:

Resolution No. 31699

Setting Tuesday, April 7, 1992, at approximately 5:30 p.m. as the date for a public hearing by the City Council on the proposed option to sell approximately 17 acres of surplus property located in the vicinity of Taylor Way and Alexander Avenue to U. S. Generating Company.

APPEALS:

Michael A. Ebert and Consolidated Restaurants, Inc., appealing the decision of the Hearings Examiner relative to Shoreline Management Substantial Development Permit No. 141.396C to allow the consumption of beer and wine on the outside deck of the restaurant at 8802 Sixth Avenue. (Michael A. Ebert and Consolidated Restaurants, Inc.; File No. 141.396C)

Setting Tuesday, May 12, 1992, at approximately 5:30 p.m. as the date for a hearing by the City Council.

ASSESSMENT ROLLS:

The Director of Public Works presents the Assessment Roll for the following:

L.I.D. No. 3935 for the construction of sanitary sewers along the shoreline area of Salmon Beach and Salmon Beach North, from approximately North 47th Street extended, to Park Avenue extended, easterly through easements to an existing sanitary sewer in an easement west of Scenic View Drive and Park View Lane.

Setting Monday, April 27, 1992, at 5:00 p.m. as the date for a hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, March 31, 1992.
- b. Minutes of the meeting of the Human Rights Commission, February 20, 1992.
- c. Minutes of the meeting of the Landmarks Preservation Commission, March 11, 1992.
- d. Minutes of the meeting of the Tacoma Planning Commission, March 2, 1992.
- e. Interim Capital Facilities Plan, December 1991.

Deputy Mayor Mykland moved that the Consent Agenda, including Resolution No. 31699 and setting Ordinance No. 25087 over to final reading next week, be approved. Seconded by Council Member 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

FINAL READING OF ORDINANCES:

Ordinance No. 24981

Amending Chapter 13.06 of the Official Code to reclassify the property located on the east side of South M Street between South 14th and 15th Streets from a "R-2" One-Family Dwelling District to a "R-4-L" Multiple-Family Dwelling District to allow the construction of a 12-unit apartment complex. (New Jerusalem Church of God; File No. 120.1337)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Baarsma, Evans, McElliott, Miller, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

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Ordinance No. 25084

Amending the Pay and Compensation Plan to implement rates of pay for International Brotherhood of Electrical Workers, Local 483, Light Division and Water Pollution Control Units effective April 1, 1991.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Baarsma, Evans, McElliott, Miller, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

Ordinance No. 25085

Amending Chapter 13.06 of the Official Code by repealing various sections and adding Section 13.06.550 for minor modifications and consolidation of sign regulations into one Code Section.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Baarsma, Evans, McElliott, Miller, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

Ordinance No. 25086

Amending Chapter 2.02 of the Official Code by repealing Sections 2.02.810 through 2.02.930; and adding Chapter 2.13 to be known as the Waterfront Structure and Marina Code to establish new criteria to augment the Building Code in regulating the construction of dry boat storage and marinas.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Baarsma, Evans, McElliott, Miller, Mykland, Nielsen, Silas, and Mayor Vialle.

Nays: 0.

Absent: 1 - Moss.

The Ordinance was declared passed.

At 5:15 p.m., Council recessed to discuss procedures concerning requests for Executive Session.

Council reconvened at 5:20 p.m.

FIRST READING OF ORDINANCES:

Ordinance No. 25088

Authorizing the execution of a grant agreement with the United States Department of Housing and Urban Development in the amount of \$60,000; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund to implement projects in the 1992 Emergency Shelter Grant Program.

The Ordinance was set over for final reading next week.

Ordinance No. 25089

Authorizing the sale and issuance of Electric System Refunding Revenue Bonds in the amount of \$70,000,000 for advance refunding of certain maturities of 1986 and 1988 Bonds; and authorizing the execution of an escrow agreement for said purpose.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 31698 (Continued from the meeting of March 24, 1992.)

Authorizing the execution of an agreement with The Greater Tacoma Community Foundation for development and construction of the Broadway Theater.

Council Member Miller moved that the Resolution be adopted. Seconded by Council Member Baarsma. Voice vote was taken and carried with Council Member McElliott voting in opposition. The Resolution was declared adopted.

Purchase Resolution No. 31700

Awarding contracts to:

1. Sahlberg Equipment Co., on their bid of \$211,606.74 for two street sweepers - Washington State Contract No. 022511;
2. Associated Petroleum Products, on their bid of \$674,378.34; Reinhard Distributors, on their bid of \$303,034; Don Small & Sons, Inc., on their bid of \$74,000; Conan Fuel Services, on their bid of \$43,000; and Andor Griffin, on their bid of \$30,000 for heating fuel, diesel fuel #2 and gasoline - Washington State Contract No. 254-89;
3. Boise Cascade Office Products, in the amount of \$32,000 to increase their contract for office supplies - Specification No. G-037-90;

4. Ecochem, Inc., on their bid of \$29,820 for groundwater sample data validation - Specification No. G-009-92;
5. Humphrey Construction, Inc., in the amount of \$138,210.55 to increase their contract for Central Wastewater Treatment Plant improvements - Digester Gas Utilization Facility - Specification No. G-211-88; and
6. Rejecting all bids submitted for an aerial fire apparatus - Specification No. G-066-91.

Deputy Mayor Mykland moved to suspend the rules to consider Substitute Exhibit 'A' of Purchase Resolution No. 31700. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Mykland moved to continue Item No. 6 of Substitute Exhibit A for one week to the meeting of April 7, 1992, and rejecting all bids on Item No. 8. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

The Purchase Resolution, including Substitute Exhibit A and excluding Item No. 6, was declared adopted.

Resolution No. 31701

Amending Resolution No. 31271 to add a representative from the youth community to serve on the Citizens Recognition Committee.

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

Resolution No. 31702

Extending the effective date of the "Interim Urban Design Policies" until the modification of the "Generalized Land Use Plan" has been completed or until December 31, 1993.

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

Resolution No. 31703

Designating the Director of Finance to make declarations of official intent for the expenditures for capital projects as necessary and in compliance with the requirements of Treasury Regulation Section 1.103-18.

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

PUBLIC HEARINGS AND APPEALS: (Began at 5:35 p.m.)

- a. This is the date set for hearing the appeal of Matt and Cheryl Guss on the decision of the Hearings Examiner relative to a variance and height exception to allow the construction of a second story addition and a second level deck on an existing single-family home located at 2219 North 27th Street. (John Kautz; File Nos. 130.3360 and 131.161)

Mayor Vialle announced that she would abstain from consideration of this matter and left the Council Chambers.

Council Member Miller declared his business affiliation with Mr. Guss and indicated this would not influence his decision.

Mr. Rod Kerslake, Hearings Examiner, spoke regarding his decision relative to a variance and height exception to allow the construction of a second story addition and a second level deck on an existing single-family home located at 2219 North 27th Street..

Matt and Cheryl Guss, appellants, presented their reasons for the appeal.

Mr. John Kautz and Ms. Kim Abrose, Attorney for Mr. Kautz, spoke in support of the Hearings Examiner's decision.

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

- b. This is the date set for a public hearing to consider a draft ordinance to amend Chapter 13.10 of the Land Use Regulatory Code to revise the existing use and development regulations for the "S-3" Western Slope North Shoreline District.

Speaking before Council were:

Bill Hanson	Salmon Beach Improvement Club
Roger Edwards	Cabins 46, 65, 21 at Salmon Beach
Stewart Magoon	Cabin 10 at Salmon Beach
Frank Pribbenow	Resident of Salmon Beach
Albert Eggers	100 Salmon Beach

The public hearing closed at 7:10 p.m.

UNFINISHED BUSINESS:

None.

At 6:50 p.m. Mayor Vialle announced that she and Deputy Mayor Mykland had to leave to attend another meeting with the School District.

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