

CITY COUNCIL MINUTES

City Council Chambers  
June 4, 1985

The meeting was called to order at 5:08 p.m.

Present on roll call: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warrnick, and Mayor Sutherland.

The Flag Salute was led by Ms. Carolyn Broius.

Mayor Sutherland introduced Ms. Carolyn Broius, a student at Stadium High School.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of May 28, 1985.

APPEALS:

BW Auctioneers, Inc. appealing the denial of their application for a license to hold auctions at 2112 Marine View Drive by the Department of Tax & License. (File No. T-52849)

Setting Thursday, June 20, 1985 at 10:00 a.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda, Tuesday, June 4, 1985.
- b. Minutes of the meeting of the Civil Service Board, May 6, 1985.
- c. Amended minutes of the meeting of the Public Art Task Force, May 16, 1985.
- d. Tacoma-Pierce County Humane Society & S.P.C.A. Total Work Report, April 1985.
- e. Program Objective Status Report 1984.

Deputy Mayor Strege moved that the Consent Agenda be approved. Seconded by Council Member Bichsel. Voice vote was taken and carried. The Consent Agenda was declared approved.

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R E G U L A R   A G E N D A

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 28788

Appointing members to various committees, boards, and commissions.

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

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Mayor Sutherland read a memorial expressing the condolences of the Council on behalf of the citizens of Tacoma to the family of the late Mr. Paul O. Meyer. Mayor Sutherland presented the memorial to Mrs. Meyer who was accompanied by Mr. Terry Wilson and Ms. Jeanne Darnielle of the Human Rights Commission.

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.361 to allow the construction of a temporary restroom facility at the Point Defiance ferry terminal on Dalco Passage. (Washington State Department of Transportation; File No. 141.361)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor Strege. Roll call vote was taken, resulting as follows: Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warrick, and Mayor Sutherland. Nays: 0. The motion was declared adopted.

- b. Hearings Examiner recommending that the appeal of E. J. Rody and Sons, Inc. be dismissed and the matter remanded on a pro forma basis for action consistent with the Examiner's Supplemental Report of April 15, 1985.

Council Member Warrick moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

- c. Hearings Examiner advising that he affirms the interpretation and decision of the Land Use Administrator regarding the appeal from Heritage Homecrafters, Inc. (Stephen J. Fersch/Heritage Homecrafters; File No. 85-02)

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

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FINAL READING OF ORDINANCES:

Ordinance No. 23407

Accepting a gift of planter boxes from the Tacoma Garden Club and authorizing the execution of an agreement with the Tacoma Garden Club and New Tacoma Parking Corporation relative to the installation and maintenance of planter boxes.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Ladenburg

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 23408

Amending Chapter 13.06 of the Official Code to reclassify the property located on the east side of East "M" Street between East 72nd Street and 69th Street from an "R-2" One-Family Dwelling District to a "C-2" Commercial District and an "R-3-PRD" Planned Residential Development District. (E. J. Rody and Sons, Inc.; File No. 120.1100).

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Hyde. 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. 23409

Vacating East 70th Street and East 71st Street east from East "M" Street 300 feet and two adjacent alleys between East 70th Street and East 72nd Street. (E. J. Rody and Sons, Inc.; File No. 124.778).

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Hyde. 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.

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Ordinance No. 23410

Amending Section 8.17.015 of the Official Code relative to obstructing public servants in the discharge of their duties.

The Ordinance was set over for final reading next week.

Ordinance No. 23411

Amending Chapter 1.30 of the Official Code to enable the City to implement the "Employer Pick-Up Plan" relating to employee contributions to the City Retirement System.

The Ordinance was set over for final reading next week.

Ordinance No. 23412

Authorizing the Finance Director to issue and sell bond anticipation notes, warrants, or installment notes to finance construction costs when those short-term obligations have been otherwise authorized by an ordinance creating a Local Improvement District.

The Ordinance was set over for final reading next week.

Ordinance No. 23413

Authorizing the execution of a grant award contract in the amount of \$28,615.00 with the Washington State Energy Office and appropriating the sum of \$28,615.00 from the Miscellaneous Grants Summary Fund for the operation of the joint City of Tacoma/Pierce county Energy Information Center.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 28787

Approving the preliminary plat of Wapato Terrace Estates located at South 60th Street and Cushman Avenue. (Marathon Properties; File No. 125.278)

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

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Purchase Resolution No. 28789

Awarding a contract to:

1. Vosper Hovermarine on their bid of \$55,000.00 for miscellaneous spare parts for the fireboats.

Council Member Bichsel moved that the Purchase Resolution be adopted. Seconded by Council Member Warrick.

Mayor Sutherland moved to waive the formal bidding procedures on Purchase Item No. 1. Seconded by Council Member Warrick. 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. 28790

Authorizing a temporary loan in the amount of \$55,000.00 from the General Fund to the Bank Run Gravel Pit Account of the Public Works Revolving Fund.

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

Resolution No. 28791

Authorizing the execution of an agreement in the amount of \$38,198.00 with Pierce County to provide for the resurfacing of a portion of East 72nd Street between Portland Avenue and McKinley Avenue.

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

Resolution No. 28792

Amending the agreement with the Tacoma Fireboat Marine Museum Foundation to provide \$40,000 to complete restoration and display of Fireboat No. 1.

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

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Resolution No. 28793

Directing the Planning Commission to undertake a coordinated design plan for Pacific Avenue.

Deputy Mayor Strege moved that the Resolution be adopted. Seconded by Council Member Bichsel.

Mayor Sutherland moved to suspend the rules to consider Substitute Resolution No. 28793. Seconded by Deputy Mayor Strege. Voice vote was taken and carried. The motion was declared adopted.

Speaking to the Council were:

Linda Bowman  
Jane Faulkner

Cecilia Funkhauser

3580 East Grandview  
Chair, City Club Land Use  
Environmental Committee  
Bring Retailers into  
Downtown Tacoma (The Bridt  
Group)

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

Mayor Sutherland stated that the Council would consider Public Hearings and Appeals (b. The Six-Year Comprehensive Street Program) next.

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PUBLIC HEARINGS AND APPEALS: (Began at 5:53 p.m.)

- b. This is the date set for a public hearing on the proposed Six-Year Comprehensive Street Program, 1986-1991 and the amended 1985 Street Program.

Mr. Lynn Price, of the Public Works Department, made a presentation to the Council on this matter.

Mayor Sutherland called for public testimony.

There being no public testimony, the public hearing was declared closed at 6:05 p.m.

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CITIZENS' REQUEST TO BE HEARD: (Began at 6:06 p.m.)

- a. A. C. Allard requesting to speak regarding the installation of a fire hydrant at the intersection of Sixth Avenue and Magnolia Lane.

Mr. Allard made a presentation to the Council on this matter.

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Deputy Mayor Strege requested information of the City Attorney and City Manager regarding whether there was an ordinance or administrative procedure pertaining to this matter. He also requested a report on how General Fund monies that are transferred to the Water Division for fire hydrant purposes are used.

The City Attorney stated that he would investigate the matter and report back to the Council.

Council Member Kirby asked the City Manager to work with all appropriate City staff and report back to the Council on what had transpired between City staff and Mr. Allard prior to this matter coming before the City Council.

b. Joe Kraft requesting to speak regarding the Public Art Task Force.

Mr. Kraft expressed his concerns to the Council regarding this matter.

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PUBLIC HEARINGS AND APPEALS: (Began at 6:24 p.m.)

a. This is the date set for a public hearing on the proposed South Tacoma Plan.

Mr. Mike Smith, Planning Department, called on Mr. Hal Nielsen of the Tacoma Planning Commission, who made a presentation to the Council on this matter.

Mr. Mike Smith presented to the Council an analysis of the proposed South Tacoma Plan.

Mayor Sutherland called for public testimony.

Speaking to the Council were:

Carl Teitge	Planning Commission
Linda Tanz	President, League of Women
William Dickson	Voters of Tacoma-Pierce County
Grant Anderson	President, Lige and William B. Dickson Company
Jonathan Jackel	Attorney representing property owners in South 56th and Orchard area
Lynn Johnson	Citizens Natural Systems Committee
John Kirner	Citizens Natural Systems Committee
Robert Gordon	Department of Public Utilities, Water Division
	Tahomans for a Healthy Environment

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There being no further testimony, Mayor Sutherland declared the public hearing closed at 8:12 p.m.

Council Member Hyde requested from the Planning Department and/or the Health Department the following: a list of potential toxic-generating sources in the aquifer area within the city limits; a list of the types of potentially toxic-generating industries that might locate in the area; and the amount of vacant land available that could be developed for industrial zoning. In addition, he requested that Council be provided with the specific rationale for the exclusion of five-gallon containers in Subsection 1309.08. Council Member Hyde then requested a review of the comments made previously by Mr. Dickson regarding a buffer in the area in question.

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UNFINISHED BUSINESS:

Council Member Hyde moved to suspend the rules to reconsider Ordinance No. 23401. Seconded by Council Member Stenger. Voice vote was taken and carried, with Mayor Sutherland abstaining. The motion was declared adopted.

Ordinance No. 23401

Amending Chapter 13.06 of the Official Code to establish a commercial sign code for certain of the city's commercial and industrial districts.

Council Member Stenger moved to amend Ordinance No. 23401 on page 8, line 1, to add the words: "including those established by the Highway Advertising Control Act (the Scenic Vistas Act)" and, on page 17, lines 6 and 7, to add the phrase: "commercial, or other." Seconded by Council Member Hyde. Voice vote was taken and carried, with Mayor Sutherland abstaining. The motion was declared adopted.

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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Deputy Mayor Strege requested that staff from the Sewer Utility Division investigate the matter of the couple in the Northeast Tacoma who had a sewer drainage problem and report back to the Council.

Deputy Mayor Strege stated it had been brought to his attention that the Police Department no longer provides protection for homes of people who are on vacation. He requested an investigation and report back as to why this service has been discontinued.

Mayor Sutherland requested that Robert Backstein, City Attorney, offer his services to act as negotiator/mediator between Toro, Inc. and the Homebuilders Association relative to disputes regarding the forthcoming Home Show at the Tacoma Dome.

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Mayor Sutherland moved to recess to Executive Session to discuss litigation. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 8:30 p.m. and reconvened at 8:51 p.m.

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On proper motion, the meeting adjourned at 8:53 p.m.

  
DOUG SUTHERLAND, MAYOR

ATTEST:



 GENELLE BIRK, CITY CLERK

HPC.2237G

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