

CITY COUNCIL MINUTES

City Council Chambers
May 7, 1985

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

Present on roll call: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Strege, Harnick, and Mayor Sutherland. Absent: 1 - Stenger.

The Flag Salute was led by Mayor Sutherland.

CONSENT AGENDA

ASSESSMENT ROLLS:

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

L.I.D. No. 5651 for a water main in Pierce Street from South 11th Street to Eldon Street and in South 11th Street from Pierce Street to Tyler Street.

Setting Monday, June 10, 1985 at 5:00 p.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda, Tuesday, May 7, 1985.
- b. Minutes of the meetings of the Natural Systems Citizens Advisory Committee, March 13 and 28, 1985.
- c. Minutes of the meetings of the Urban Policy Committee, January 30, 31, and April 17, 1985.
- d. Minutes of the meeting of the Civil Service Board, April 15, 1985.
- e. Minutes of the meetings of the Public Art Task Force, April 18 and 25, 1985.
- f. Minutes of the meeting of the Public Utility Board, April 10, 1985.
- g. Minutes of the meeting of the Tacoma Employees' Retirement System Board of Administration March 28, 1985.
- h. Tacoma Employees' Retirement System Reports of Purchases and Sales of Investments, March 1985.
- i. Monthly Financial Reports of the Belt Line Division, Data Processing Division, Fleet Services Fund, Light Division, Self-Insurance Claim Fund and the Water Division, March 1985.

Mayor Sutherland moved to suspend the rules to amend the Consent Agenda. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

Mayor Sutherland moved to schedule the following appeal:

Tacoma Yacht Club, Inc., appealing the decision of the Hearings Examiner regarding the Department of Tax and License Audit Assessment Notice AD 5175.

Setting Tuesday, May 21, 1985 at 6:00 p.m. as the date for hearing by the City Council.

Seconded by Council Member Harnick. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved that the appeal of A. J. Films, Inc., which was set for tonight's meeting, to be set over to the Council meeting of May 28, 1985 at 6:00 p.m. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved that the Consent Agenda, as amended be adopted. Seconded by Council Member Bichsel. Voice vote was taken and carried. The Consent Agenda, as amended, was declared adopted.

REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 28757

Appointing members to various committees, boards and commissions.

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

COMMUNICATIONS:

- a. Hearings Examiner submitting requests for a Shoreline Management Substantial Development Permit and a Temporary Use Permit to allow an existing 12 foot by 50 foot mobile office unit located at 255 East "F" Street to be utilized as office space for a three-year period. (Pioneer Painting Company; File Nos. 141.354 and 132.256)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Bichsel. Roll call vote was taken, resulting as follows: Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Strege, Warnick, and Mayor Sutherland. Nays: 0. Absent: 1 - Stenger. The motion was declared adopted.

Mayor Sutherland proclaimed the week of May 12-18, 1985, as "Police Week" and May 16, 1985 as "Peace Officers Memorial Day" and presented the proclamation to Dean Phillips, Director of Police Services.

Mayor Sutherland proclaimed April 24, 1985 through April 23, 1986 as the "Centennial Year of the Tacoma Police Department" and presented the proclamation to Dean Phillips, Director of Police Services.

Police Officer Leroy Revelle presented honorary badges to the Mayor and Council.

- b. Hearings Examiner recommending approval of the request of Pacific General Construction to modify the site plan for an office building to be constructed on the corner of South 17th Street and Union Avenue. (Pacific General Construction; File No. 120.1101)

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

- c. Hearings Examiner recommending approval of the request of the Department of Public Works to further modify the previously approved modification of Condition 4 of the Declaration of Land Use Restrictions to decrease the width of West Union Avenue to 21 feet. (Nineteenth and Union Associates; File Nos. 120.656 and 121.941)

Mayor Sutherland 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.

- d. Hearings Examiner submitting the Findings of Fact, Conclusions of Law, and Decision, together with a Decision on Reconsideration Request, relative to the appeal of Audit Assessment Notice No. AD-5280 by Scalara's Century Motors, Inc.

Mayor Sutherland moved to concur in the Findings of Fact, Conclusions of Law, and Decision of the Hearings Examiner. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

- e. Hearings Examiner submitting the Findings of Fact, Conclusions of Law, and Decision relative to the appeal of Audit Assessment Notice No. AD-5199 of Sears, Roebuck & Company.

Mayor Sutherland moved to concur in the Findings of Fact, Conclusions of Law, and Decision of the Hearings Examiner. Seconded by Council Member Bichsel. Voice vote was taken and carried. The motion was declared adopted.

- f. Hearings Examiner advising that the previously scheduled hearing of Johnstone Supply has been dismissed. (Johnstone Supply; File No. 120.1116)

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

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- g. Hearings Examiner transmitting an Order of Dismissal Without Prejudice regarding the appeal of Audit Assessment Notice No. AD 5289 of R.W. Specialities, Inc.

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

- h. City Clerk advising that the Civil Service Board has filed Personnel Rule 1.24.187 of the Civil Service and Personnel rules which defines "Special Project Employee."

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

FINAL READING OF ORDINANCES:

Ordinance No. 23360

Vacating a portion of the property "turned back" to the City by the State of Washington located in the vicinity of South 50th Street east of Ferry Street. (Department of Public Works; File No. 124.785)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Stenger.

The Ordinance was declared passed.

Ordinance No. 23388

Accepting a contribution of \$9,150.00 from the Tacoma Community College Foundation and appropriating the sum of \$18,300.00 from the Miscellaneous Grants Summary Fund for a series of ten concerts as part of Tacoma's First International Sister City Music Festival.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Absent: 1 - Stenger.

The Ordinance was declared passed.

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Ordinance No. 23389

Amending the Pay & Compensation Plan to implement 1985 rates of pay in accordance with collective bargaining agreements with the International Federation of Professional and Technical Engineers Local 17, and Teamsters, Chauffeurs, Warehousemen and Helpers Union Local 313, and establishing the classifications of Road Use Compliance Officer and Sewer Equipment Operator.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Strege, Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Stenger.

The Ordinance was declared passed.

Ordinance No. 23390

Providing for the formation of L.I.D. 2596 for the placement of 2-inch asphalt surface treatment on South 49th Street from South Cushman Avenue to South Asotin Street, South 86th Street from South Thompson Avenue to South "M" Street, South Thompson Avenue from South 59th Street to South 61st Street, and Tacoma Avenue South from South 91st Street to South 92nd Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Strege, Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Stenger.

The Ordinance was declared passed.

Ordinance No. 23391

Providing for the formation of L.I.D. 3877 for the construction of sanitary sewers in 57th Avenue Northeast from a point 150 feet south of 27th Street Northeast to 25th Street Northeast.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Strege, Warrnick, and Mayor Sutherland.

Nays: 0.

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Absent: 1 - Stenger.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 23392

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northwesterly corner of Center and Tyler Streets from an "R-3" Two-Family Dwelling district to an "R-4-L" Low-Density Multiple-Family Dwelling District. (Alpine Builders, Inc.; File No. 120.1117)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Harnick. 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. 23393

Vacating portions of South 31st Street and Center Street west of Tyler Street to combine the vacated areas with the abutting property to the north to construct an apartment complex on the site. (Alpine Builders, Inc.; File No. 124.790)

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. 23394

Amending Section 1.24.187 of the Official Code relative to the Personnel Rules regarding the definition of a special project employee.

The Ordinance was set over for final reading next week.

Ordinance No. 23395

Amending Chapter 10.26 of the Official Code relative to public works and public contracts to update the sections concerning contract compliance.

The Ordinance was set over for final reading next week.

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Ordinance No. 23396

Appropriating \$1,500.00 from the Miscellaneous Special Revenue Fund for the acquisition of property at the northwest corner of South 74th and Tyler Streets for street right-of-way.

The Ordinance was set over for final reading next week.

Ordinance No. 23397

Authorizing the execution of an amended grant award contract in the amount of \$2,658.00 with the United States Equal Employment Opportunity Commission; and appropriating \$2,658.00 from the Miscellaneous Grants Summary Fund for staff training.

The Ordinance was set over for final reading next week.

Ordinance No. 23398

Appropriating \$81,010.00 from the General Fund to provide for the operation of various Metropolitan Park District programs, and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Deputy Mayor Stregé moved to amend the Ordinance on page 1, line 7 to change the figure "81,010.00" to "87,310.00." Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance, as amended, was set over for final reading next week.

Mayor Sutherland moved to go to Public Hearings and Appeals at this time. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

PUBLIC HEARINGS AND APPEALS: (Began at 6:03 p.m.)

- a. This is the date set for hearing the appeal of A. J. Films, Inc. d/b/a Rex Theatre regarding the decision of the Hearings Examiner to sustain the action of the Department of Tax and License in Audit-Assessment Notice No. A-17171 (T-30888).

The appeal was set over to May 28, 1985, earlier in the meeting.

- b. This is the date for a public hearing on the proposed amendments to Chapter 13.06 of the Official Code relative to establishing a commercial sign code for certain of the City's commercial and industrial zoning districts.

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Kevin Foley, Planning Department, gave a presentation regarding the proposed sign code to the Council.

Speaking to the Council were:

Nancy Norton	Tacoma City Club Land Use Environmental Committee
John Greenfield	2222 Huston Drive, Puyallup, Vice-President of Bunce Rental, Inc.
Judy Freeman	4411 North 37th, Chairman of Beautification Committee
Dave Bowen	3502 South Pine, Owner of City Sign Co.
Ron Hendry	Bunce Rental, Inc.,
Steven Hanson	Director of Public Affairs for Acru Communications

Council Member Rasmussen asked Mr. Foley to review the report submitted by Nancy Norton and to comment on her recommendations to the Council.

There being no further testimony, the public hearing was declared closed at 6:40 p.m.

RESOLUTIONS:

Purchase Resolution No. 28758

Awarding Contracts to:

1. Mine Safety Appliances Company on their bid of \$15,958.70 for self-contained breathing apparatus and cylinders;
2. Courtwright Diesel on their bid of \$20,000.00 for maintenance and repair to diesel engines and transmissions on fire apparatus and fireboats;
3. Sea Western on their bid of \$41,442.64 for firefighter turnout suits - Specification No. G-023-85; and
4. Kaplan Paper Company on their bid of \$48,924.56 for annual paper supplies - Specification No. G-036-85.

Deputy Mayor Strege moved to adopt the Purchase Resolution and to waive the formal bidding procedures on Purchase Item Nos. 1 and 2. Seconded by Council Member Rasmussen.

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

Resolution No. 28759

Authorizing the execution of a contract with Harold Mather, Inc. Auctioneers for auctioneering services for public sale of surplus office furniture and equipment.

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

Resolution No. 28760

Authorizing the Director of Public Works to formally request the vacation of a portion of the City Waterway on an unused portion of the 130-foot right-of-way for East 11th Street, lying northerly of the 11th Street Bridge on the easterly side of the City Waterway from the State of Washington Department of Natural Resources.

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

Resolution No. 28761

Authorizing the execution of an amendatory agreement in the amount of \$32,503.00 with the Municipal Authority for the implementation of a Demonstration Local Homestead Program.

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

On proper motion, the meeting adjourned at 6:50 p.m.


DOUG SUTHERLAND, MAYOR

ATTEST:


GENELLE BIRK, CITY CLERK

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