

CITY COUNCIL MINUTES

City Council Chambers  
November 20, 1984

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

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

Mayor Sutherland introduced Mr. Jerry Turner, a student at Stadium High School, and asked Mr. Turner to lead the flag salute.

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CONSENT AGENDA

Approval of the minutes of the regular meeting and the City Council Budget Hearing of November 13, 1984.

RESOLUTIONS:

Resolution No. 28546

Setting Monday, December 10, 1984 at 5:00 p.m. as the date for a public hearing by the Hearings Examiner on L.I.D. No. 5660 for the construction of water mains and fire hydrants in 25th Street N.E. and 26th Street N.E. from 62nd Avenue N.E. to 64th Avenue N.E., and in 62nd Avenue N.E. from 25th Street N.E. to 26th Street N.E.

Resolution No. 28547

Setting Tuesday, January 8, 1985 at 6:00 p.m. as the date for a public hearing on a proposed amendment to Chapter 13.06 of the Official Code to allow general business offices as outright permitted uses in "T" Transitional Districts.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Public Utility Board, October 24, 1984.
- b. Minutes of the meeting of the Natural Systems Citizens Advisory Committee, October 10, 1984.
- c. Volunteer Services Report, Third Quarter, 1984.
- d. Tacoma-Pierce County Humane Society Total Work Report, October 1984.

Council Member Bichsel moved that the Consent Agenda, including Resolution Nos. 28546 and 28547, be approved. Seconded by Council Member Rasmussen. Voice vote was taken and carried. The Consent Agenda was declared approved.

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REGULAR AGENDA

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 28548

Appointing the Tacoma Landmarks Preservation Commission as the City's official representative body for the Washington State Centennial Celebration.

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

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COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.339 requested by William Fisher to allow an existing expansion of a cabin and a deck to remain and a deck and laundry room/bathroom to be constructed to the north of the existing cabin located on Lot 50, Salmon Beach, on the east side of Tacoma Narrows between Point Defiance Park and the Narrows Bridge.

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

- b. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.343 requested by the Port of Tacoma to allow the creation of an approximately 11.8 acre wetland area to provide a habitat for various species of aquatic and terrestrial fauna, located southeasterly of Lincoln Avenue and northeasterly of the Puyallup River.

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: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland. Nays: 0. The motion was declared adopted.

- c. Hearings Examiner submitting Findings of Fact, Conclusions of Law, and Decision relative to the appeal of Audit Assessment Notice No. AD-5237 by Harlow Construction Company.

Mayor Sutherland moved to approve 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 approved.

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- d. Hearings Examiner recommending approval of the request of the Port of Tacoma for modification relative to Condition 6.1.a. of the Examiner's Report and Recommendation of May 23, 1983, to allow for increased landscaping efforts along East 11th Street.

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

- e. Hearings Examiner advising that L.I.D. No. 5659 has been withdrawn.

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

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FINAL READING OF ORDINANCES:

Substitute Ordinance No. 23288

Amending Chapter 6.29 of the Official Code relative to the insurance and bonding requirements of security agencies and merchant patrol businesses.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23289

Appropriating \$65,000.00, or so much thereof as may be necessary, from the Cumulative Reserve - Communications Equipment Replacement Fund for the replacement of portable radios for the Fire Department.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Strege, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 23290

Repealing and reenacting Chapter 6.20 of the Official Code to establish revised rules on qualifications, testing and licensing of steam boiler engineers and firemen.

The Ordinance was set over for final reading next week.

Ordinance No. 23291

Amending Chapter 13.06 of the Official Code to reclassify the property located approximately 140 feet north of the northeast corner of South 38th and Pine Street from an "R-4" Multiple-Family Dwelling District to a "C-2" Commercial District. (Gramore, Inc.; File No. 120.1098)

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

Purchase Resolution No. 28549

Awarding contracts to:

1. U.S. Oil & Refining Company on their bid of \$165,537.68 for the annual supply of asphalt material used by the Public Works Department Maintenance Division - Specification No. G-143-84;
2. Tri-S Painting, Inc. on their bid of \$139,620.00 for cleaning and painting the Puyallup Avenue Bridge - Specification No. G-126-84;
3. Motorola Communications & Electronics on their bid of \$87,036.65 for radios and speaker microphones - Washington State Contract Nos. 1A83 and 27A83; and
4. N. C. Machinery Company on their bid of \$10,000.00 and Smith Tractor & Equipment Company on their bid of \$15,000.00 to extend the limit of the 1984 purchase order for equipment and tractor parts and maintenance and repair items.

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

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

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

Resolution No. 28551

Authorizing the execution of an agreement in the amount of \$21,103.00 with Mr. John Hill for the operation of the Market Street Parking Lot adjacent to the Tacoma Municipal Building.

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

Resolution No. 28552

Authorizing the establishment of a Public Art Task Force to review the public art acquisition process in the City of Tacoma.

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

Resolution No. 28553

Expressing approval of the issuance of Industrial Revenue Bonds in an amount not to exceed \$10,000,000.00 by the Economic Development Corporation of Pierce County on behalf of A-S Acquisitions, Inc.

Mayor Sutherland stated that this resolution should be considered after the public hearing scheduled for 6:00 p.m.

Resolution No. 28554

Authorizing the execution of contracts and promissory notes to continue loan guarantee assistance under the HUD Section 108 Loan Guarantee Demonstration Program.

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

Resolution No. 28555

Authorizing the execution of a contract with McLean and Company to act as financial advisor for the sale of bonds for the Tacoma Public Library.

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

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Because it was not yet 6:00 p.m., Mayor Sutherland requested that the Council move through the remaining items on the agenda and then recess for Executive Session to consider litigation.

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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Sutherland asked Council Member Hyde to serve as Council liaison for the selection committee for art for the Police Department. Council Member Hyde accepted.

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Mayor Sutherland moved to recess to Executive Session to discuss litigation. Seconded by Council Member Bichsel.

Voice vote was taken and carried. The motion was declared adopted.

Council recessed at 5:35 p.m. The Executive Session concluded at 5:52 p.m. The Council remained in recess until 6:02 p.m. when Mayor Sutherland called the meeting back to order.

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PUBLIC HEARINGS AND APPEALS: Begin at 6:02 p.m.)

- a. This is the date set for a public hearing on the proposed issuance of industrial revenue bonds in the amount of \$10,000,000.00, to A-S Acquisitions, Inc. for the acquisition and rehabilitation of a business form manufacturing facility.

Council Member Kirby stated that he had been advised by the City Attorney's Office that as his wife is an employee with A-S Acquisitions, Incorporated, he refrain from participating in the proceedings, and he left the Council Chambers.

Council Member Rasmussen stated that he is a member of the public corporation involved in the issuance of the industrial revenue bonds and would abstain from these proceedings. He also left the Council Chambers.

Mr. Don Hines of the Community Development Department made a presentation regarding this matter. He introduced Michelle Wugalter of Perkins, Cole, Stone, Olsen and Williams, bond counsel for the project, who then introduced Richard Toth, President of Pioneer Business Forms. Mr. Toth spoke regarding the proposal.

Mayor Sutherland called for public testimony.

Speaking at the hearing was:

Dennis Swanson

1417 South Durango Street

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There being no further public testimony, Mayor Sutherland declared the hearing closed at 6:20 p.m.

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Mayor Sutherland moved to suspend the rules to consider Resolution No. 28553. Seconded by Council Member Hyde. Voice vote was taken and carried.

Resolution No. 28553

Expressing approval of the issuance of Industrial Revenue Bonds in an amount not to exceed \$10,000,000.00 by the Economic Development Corporation of Pierce County on behalf of A-S Acquisitions, Inc.

Deputy Mayor Strega moved that the Resolution be adopted. Seconded by Council Member Warnick. Voice vote was taken and carried with Council Members Kirby and Rasmussen absent. The Resolution was declared adopted.

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PUBLIC HEARINGS AND APPEALS:

- b. This is the date set for public hearing on proposed amendments to the City's Shoreline Regulations regarding covered boat moorages within marina facilities.

Mayor Sutherland opened the hearing at 6:22 p.m. Mr. Mike Smith of the Planning Department made a presentation on the proposed ordinance.

Speaking at the hearing were:

Murray J. Anderson  
Harold Tollefson  
Marshall Perrow  
Jim Rottinghaus

Robert DaRue  
Darrell Willits  
Dean McClellan  
Leon Moore  
Gregg Ginelli  
Cheryl Miller

Babette Lundstrom  
Eva Palka

Jean French

Attorney Washington Building  
Attorney  
President, City Marina, Inc.  
Representative of Northwest  
Boating Council  
Tacoma Resident  
421 South M, Apartment 4  
Action Marine, Inc.  
Totem Marina, 821 Dock Street  
Tacoma Resident  
Natural Systems Citizens'  
Advisory Committee  
821 Dock Street  
Moorage Associates, 821 Dock  
Street  
5115 North Shirley Street

There being no further testimony, Mayor Sutherland declared the hearing closed at 8:00 p.m.

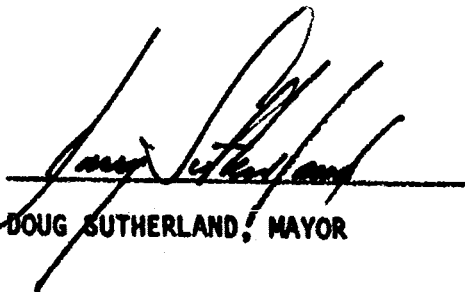
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Council Member Hyde requested that the Planning Department prepare changes to the draft ordinance to allow covered moorage in certain areas and to add a clause to prohibit enclosed moorage. He also asked that certain criteria be established for consideration in the development of covered moorage. He then requested that the Shoreline Ordinance be evaluated in regard to the implications of the term "minimal," and that the Master Plan be examined at a later time.

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On proper motion, the meeting adjourned at 8:02 p.m.



DOUG SUTHERLAND, MAYOR

ATTEST:



GENELLE BIRK, CITY CLERK

WPC.25G

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