

CITY COUNCIL MINUTES

City Council Chambers
August 30, 1983

The meeting was called to order at 5:06 p.m.

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

The Flag Salute was led by Councilman Hawkins.

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

Approval of the minutes of the regular meeting of August 23, 1983.

PETITIONS:

- a. Oscar Hokold requesting the reclassification of the property located in the vicinity of South 90th Street and Interstate 5 from a "PDB" to a "CFP" District.
- b. George Barber requesting the reclassification of the property located at the northeast corner of South 41st and Steele Streets from a "R-2" to a "C-2" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 28003

Setting Monday, September 26, 1983 at 5:00 p.m. as the date for hearing by the Hearings Examiner L.I.D. 5647 for the construction of water mains and fire hydrants in South 9th Street from Verde Street to Mason Avenue.

Resolution No. 28010

Authorizing the submittal of project prospectuses to the Washington Department of Transportation for safety improvement projects which would utilize Federal Aid Safety Program funds and further authorizing the execution of related agreements.

Resolution No. 28011

Authorizing the submittal of project prospectuses to the Washington Department of Transportation for certain street improvements which would utilize Federal Aid Urban System funds and further authorizing the execution of related agreements.

APPEALS:

- a. Andrew Korthas appealing the denial of his application for a For-Hire-Vehicle Driver's License by the Department of Tax & License.

Setting Thursday, September 8, 1983 at 10:00 a.m. as the date for hearing by the Hearings Examiner.

- b. Michael W. Gaebe appealing the denial of his application for a For-Hire-Vehicle Driver's License by the Department of Tax & License.

Setting Thursday, September 8, 1983 at 11:00 a.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, August 30, 1983.
- b. Minutes of the meeting of the Tacoma Pierce County Board of Health, August 4, 1983.
- c. Minutes of the meeting of the Tacoma Employee's Retirement System Board, July 28, 1983.
- d. Tacoma Employee's Retirement System report of purchases and sales of investments, July 11 through August 12, 1983.
- e. Volunteer Services Division, Second Quarter Summary Report, July 1, 1983.

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

Mayor Sutherland moved amend the Consent Agenda by rescheduling the hearing dates for Andrew Korthas and Michael W. Gaebe from September 8 to September 15, 1983, and to further add and schedule a hearing for Larry R. Barlow, appealing the denial of his application for a For-Hire-Vehicle Driver's License by the Department of Tax and License; setting Thursday, September 15, 1983 at 1:00 p.m. as the date for hearing by the Hearings Examiner. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved that the Consent Agenda, as amended, including Resolution Nos. 28003, 28010, and 28011, be approved. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Consent Agenda, as amended, was declared approved.

REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 22985

Vacating a portion of the alley and turnaround between Winnifred Street and Highland Avenue, north from South 8th Street. (Tacoma Boys; File No. 124.735)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22995

Amending Chapter 13.06 of the Official Code to reclassify the property located on the east side of Sprague Avenue at South 64th Street, extended, from an "R-2" to a "C-2" and "R-2-T" District. (David V. Sheean & Associates; File No. 120.1057)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22996

Amending Subsections 20 and 34 of Section 8.12.010 of the Official Code relative to Disorderly Conduct and to make it an offense to commit a theft of services.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22997

Amending Chapter 13.06 of the Official Code relative to the expansion of buildings which are nonconforming by reason of use.

Councilman Strege moved to continue Ordinance No. 22997 to September 20, 1983. Seconded by Councilman Hyde. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance will be considered at the regular City Council meeting of September 20, 1983.

Ordinance No. 22998

Appropriating \$94,396.69, or so much thereof as may be necessary, from the Community Development Grants Summary Fund to provide funding for the Community Development Block Grant Program.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22999

Adopting a system of registration of City of Tacoma bonds and obligations.

Mayor Sutherland moved to approve the corrected page number 4. Seconded by Councilman Hyde. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken on the Ordinance, as corrected, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance, as corrected, was declared passed.

Ordinance No. 23000

Consolidating the current Arterial Street Fund and the Urban Arterial Street Fund into a single operating fund; transferring all funds contained in the Arterial Street Fund and the Urban Arterial Street Fund to appropriate accounts within the Arterial Street Fund, and repealing Ordinances No. 16838 and No. 18429.

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Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23001

Amending Section 1.34.110 of the Official Code to increase working fund advance for the Garbage and Refuse Division of the Public Works Department.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23003

Repealing and reenacting Chapter 9.14 of the Official Code relative to railroad trains to reflect current railroad operating conditions.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Councilman Strege announced that he would abstain from consideration of Ordinance No. 23004 and left the Council Chambers.

FIRST READING OF ORDINANCES:

Ordinance No. 23004

Amending Chapter 13.06 of the Official Code to reclassify the property located at the southwest corner of South 38th Street and "D" Street from an "R-3" to a "R-3-T" District. (Jeff Christensen; File No. 120.1058)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

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

Ordinance No. 23005

Amending Chapter 1.42 and Chapter 13.07 of the Official Code to designate the Pacific Avenue Historic District and the Union Depot/Warehouse Historic District as Special Review Districts, and adopting facade maintenance and sign control regulations for the Pacific Avenue Historic District.

Speaking on the Ordinance was:

George Brain, M.D. 3530 Soundview Drive West

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 27995 (Continued from the meeting of August 23, 1983.)

Authorizing the execution of an agreement with the Puget Sound Legal Assistance Foundation in the amount of \$25,291.00 for the continuation of the Housing Counseling Service.

Mayor Sutherland moved to continue Resolution No. 27995 to September 6, 1983. Seconded by Councilman Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of September 6, 1983.

Resolution No. 28000 (Continued from the meeting of August 23, 1983.)

Amending Article IX of the Charter of the City of Tacoma by adding a new section designated as Section 9.6.1 relating to Charter review and amendment and providing for the appointment of a Charter Review Commission every ten years commencing in 1992.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Kirby.

Roll call vote was taken, resulting as follows:

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Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Resolution was declared adopted.

Resolution No. 28001 (Continued from the meeting of August 23, 1983.)

Amending Article II, Section 2.1 of the Charter of the City of Tacoma relating to the creation and composition of the City Council and providing for the Council's establishment of goals and policies as a basis for the administration of City government.

Councilman Hyde moved that the Resolution be adopted. Seconded by Councilwoman Bichsel.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, and Strege.

Nays: 2 - Ladenburg and Mayor Sutherland.

The Resolution was declared adopted.

Resolution No. 28002 (Continued from the meeting of August 23, 1983.)

Amending Article V of the Charter of the City of Tacoma by amending Section 5.4 and by adding thereto a new section designated as Section 5.4.1 relating to the establishment and revising of councilmanic districts, and providing for the appointment of a districting committee and establishing its powers, duties and procedures.

Councilman Hyde moved that the Resolution be adopted. Seconded by Councilwoman Bichsel.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Resolution was declared adopted.

Purchase Resolution No. 28004

Awarding contracts to:

1. Western Glove Company on their split bid of \$6,810.21 and Safety & Supply Company on their split bid of \$4,069.36 for gloves - Specification No. G-121-83;

- 2. Woodworth and Company, Inc. on their bid of \$78,152.00 for street resurfacing of intersections at South 11th and South 9th Streets - Specification No. 130-83; and
- 3. Robert Smith Builders on their bid of \$23,430.33 for People's Center ceramic room addition - Specification No. G-114-83.

Councilman Hyde moved that the Purchase Resolution be adopted, to include waiving the bid defect on Purchase Item Number 1. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried on the Purchase Resolution. The Purchase Resolution was declared adopted.

Resolution No. 28005

Authorizing the execution of an agreement with Stephen Antonakos for the development of a detailed project proposal for a work of art to be located at the Tacoma Dome.

Councilman Rasmussen moved that the Resolution be adopted. Seconded by Councilman Hyde. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 28006

Authorizing the execution of a Power Sales Contract with the Western Area Power Administration relative to the sale of Tacoma's share of power from the South Columbia Basin Irrigation District.

Deputy Mayor Nielsen moved that the Resolution be adopted. Seconded by Councilman Rasmussen.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hawkins, Hyde, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Kirby.

The Resolution was declared adopted.

Resolution No. 28007

Authorizing the sale of the surplus Sales Substation site located at South 112th Street and South "L" Street to Parkland Light and Water Company.

Councilman Rasmussen moved that the Resolution be adopted. Seconded by Councilman Hyde. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 28008

Authorizing the acquisition of approximately 1,640 acres of land in the Green River Watershed from Publishers Forest Products Co.

Councilman Hyde moved that the Resolution be adopted. Seconded by Councilman Rasmussen. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 28009

Increasing to \$45,000.00 the maximum amount authorized for 1983 for the provision of custodial bank services by the Bank of California.

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

Resolution No. 28012

Authorizing the execution of a supplemental agreement with the Washington Department of Transportation relative to the removal, relocation, and reconstruction of certain facilities in connection with the construction of State Route 705.

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

Resolution No. 28013

Increasing the authorized amounts of open purchase orders with various vendors.

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

PUBLIC HEARINGS AND APPEALS: (Began at 6:05 p.m.)

This is the date set for a public hearing on proposed amendments to Chapter 13.06 of the Official Code relative to the reduction of parking requirements in "C-P-R" Districts.

Mr. George Hoivik, Acting Director of Planning, made a presentation to the Council on the proposed amendments.

Mayor Sutherland called for public testimony.

Speaking at the hearing was:

Craig Wentz Representing the Tacoma Mall Corporation

There being no further testimony, Mayor Sutherland declared the public hearing closed at 6:43 p.m.

Mayor Sutherland moved to recess to Executive Session for purposes of discussing litigation. Seconded by Councilman Kirby. Voice vote was taken and carried. The motion was declared adopted.

The Council recessed at 6:44 p.m. and reconvened at 7:28 p.m.

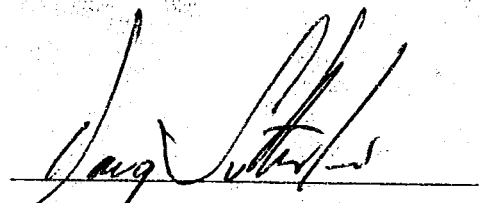
Mayor Sutherland requested that the Council next consider "Citizens' Requests to be Heard."

CITIZEN'S REQUEST TO BE HEARD:

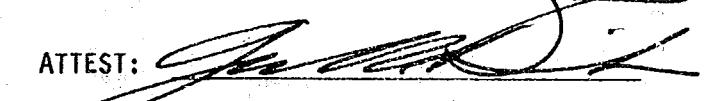
Thomas Fishburne requesting to speak on the development of a fuel grade alcohol distillery at the site of the old Heidelberg Brewery.

Mr. Fishburne spoke to the Council regarding this matter.

On proper motion, the meeting adjourned at 7:35 p.m.



DOUG SUTHERLAND, MAYOR

ATTEST: 

GENELLE BIRK, CITY CLERK

WPC.2595R