

CITY COUNCIL MINUTES

City Council Chambers
November 25, 1986

The meeting was called to order at 5:05 p.m.

Present on roll call: 8 - Hyde, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Warnick, and Mayor Sutherland. Absent: 1 - Ladenburg. (Council Member Ladenburg arrived at 5:10 p.m.)

The Flag Salute was led by Council Member McElliott.

CONSENT AGENDA

Approval of the minutes of the regular meeting of November 18, 1986.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, November 25, 1986.
- b. Minutes of the meeting of the Civil Service Board, November 3, 1986.
- c. Minutes of the meeting of the Landmarks Preservation Commission, November 12, 1986.
- d. Minutes of the meeting of the Public Utility Board, October 22, 1986.
- e. Minutes of the meeting of the Tacoma Planning Commission, November 3, 1986.
- f. Citizens petitions opposing the extension of East 30th Street into the Puyallup Indian Reservation.
- g. Tacoma Employees' Retirement System - report of purchases and sales of investments, August 1986 and September 1986.
- h. Department of Public Utilities Budget Summary, Fiscal Year 1987.
- i. Report of the Special Commission on the Causes of Racial Tension, City of Tacoma/Tacoma School District No. 10, November 1986.

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

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REGULAR AGENDA

COMMUNICATIONS:

Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.305F amending a previously approved shoreline permit (File No. 141.305) to reduce the square footage of a proposed restaurant and allow for additional second floor office space, and to allow an existing float used for transient moorage to remain and be expanded to 200 feet in length, and to extend the date of completion to June 30, 1987 for the property located at the westerly side of City Waterway south of the Fourth Street Bridge (535 Dock Street). (Waterway North Associates; File No. 141.305F)

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

Council Member Ladenburg arrived at 5:10 p.m.

Mayor Sutherland gave an overview of the "Postcard Art Exhibit for Kids" contest.

Mayor Sutherland proclaimed the week of November 23-29, 1986, as "Kids' Creativity Week."

Mayor Sutherland then presented proclamations to the winners of the Kids' Postcard Art contest. The winners were Adela Cristin, Rachel Crouse, John Mann, Amanda Morstad, Bryn Neighbors, Tuan Nguyen, Britni Proudman, Tonia Reese, Laurie Talbo, Angela Talkington, Casey Warren and Kevin Cepeda.

In addition, Mayor Sutherland stated that the new floor game designs of Amanda Lamb, Jochelle Perena, Heather Johnson, and Cindy Snowden had been selected to be enlarged and painted along the bicycle path in Ruston Way in the spring of 1987.

Mayor Sutherland moved to recess to a Joint Executive Session with the Public Utility Board to discuss litigation and personnel matters, the session not to exceed 20 minutes. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 5:24 p.m.

Mayor Sutherland re-entered the Council Chambers and stated that the Executive Session would continue for an additional 15 minutes.

Mayor Sutherland again re-entered the Council Chambers and stated that the Executive Session would continue for another 15 minutes.

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The Council reconvened at 6:12 p.m.

Mayor Sutherland moved to proceed to the Citizens' Request To Be Heard portion of the Agenda. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

CITIZEN'S REQUEST TO BE HEARD: (Began at 6:12 p.m.)

Margaret L. Farber requesting to speak regarding zoning ordinance violations.

Margaret L. Farber, 1624 East 64th Street, presented her concerns regarding an illegal auto repair business located at 1616 East 64th Street.

Council inquired as to the disposition of the auto repair business at this time.

Robert Backstein, City Attorney, stated that an arraignment had been held at 10:30 a.m. on November 25, 1986. The individual arraigned did not appear and a bench warrant was been issued for his arrest.

Council Member Mykland asked whether Police Department officers will be sent to the individual's address or if nothing further will occur until the individual is apprehended on another charge.

Robert Backstein stated that he would investigate this question and report to the Council.

Mayor Sutherland stated that he would instruct staff to review the case and respond in writing to Ms. Farber's questions.

FINAL READING OF ORDINANCES:

Ordinance No. 23605

Amending Chapter 13.06 of the Official Code to reclassify the property located at the east side of Tacoma Mall Boulevard between South 50th and South 52nd Streets extended east from an "R-2" One-Family Dwelling District and an "R-2-T" Residential Commercial Transitional District to a "C-2" Commercial District to allow for the construction of two commercial buildings. (Richard L. Kloppenburg; File No. 120.1148)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Warrick, and Mayor Sutherland.

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Nays: 0.

Absent: 1 - Stenger.

The Ordinance was declared passed.

Ordinance No. 23737

Amending Chapter 12.06 of the Official Code to add a new Section 12.06.270 relative to time-of-day off-peak electric energy regulations and rates.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23738

Amending Title 6 of the Official Code to reduce the electrical gross earnings tax rate and the natural gas gross earnings tax rate from 7.0% to 6.8% effective January 1, 1987.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23739

Amending the Pay and Compensation Plan to establish rates of pay for the training positions of Water Service Aide and Electrical Service Aide and modifying funeral leave provisions.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 23740

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northeast corner of South 19th and Mildred Streets from a "C-1" Commercial District to an "R-2" One-Family Dwelling District to bring the zoning into conformance with the recommendations of the West End Plan. (City of Tacoma; File No. 120.1174)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Nielsen. 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. 23741

Amending Chapter 13.06 of the Official Code to reclassify the property located at the north side of South 19th Street approximately 740 feet east of South Meyers Street from an "R-P" Research Park District to an "R-2" One-Family Dwelling District and a "PDB" Planned Business Development District to bring the zoning into conformance with the recommendations of the West End Plan. (City of Tacoma; File No. 120.1175)

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. 23742

Adopting the annual budget of the City of Tacoma for fiscal year 1987.

Speaking to the Council were:

Bob Kasuki

Thomas Dixon
Ted Amell
Karen Cruver

President, Board of Directors
of Asian American Alliance
President, Tacoma Urban League
1423 South Ferdinand
78 Pt. Fosdick Drive, Gig Harbor

The Ordinance was set over for final reading on December 9, 1986.

Ordinance No. 23743

Providing for the levy of ad valorem taxes for fiscal year 1987.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Purchase Resolution No. 29404

Awarding contracts to:

1. George Scofield Company to increase their open purchase order for 1986 to supply concrete and related items;
2. Pape and Sons, Inc., on their bid of \$59,114.25 for the Tacoma Narrows Airport Water Distribution System Upgrade - Specification No. G-261-86;
3. Clean Air Systems on their bid of \$20,304.00 for the fabrication and installation of a fly ash storage system at the North End Treatment Center; and
4. Beckwith and Kuffel Industrial, Inc., on their bid of \$16,040.00 for five pumps for the fly ash storage system for the North End Treatment Plant.

Council Member Nielsen moved that the Purchase Resolution, including waiving the formal bidding procedures on Purchase Item Nos. 3 and 4, be adopted. Seconded by Council Member Hyde.

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

Resolution No. 29405

Authorizing the acquisition of property in the Puget Gulch Open Space area for \$548.00 from Pierce County to preserve a natural outdoor recreational area in the City.

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

Resolution No. 29406

Authorizing the execution of Amendment No. 3 to the Consulting Engineering Agreement with Parametrix, Inc., in the amount of \$74,000.00 to re-engineer and re-design a portion of the proposed Marine Outfall for the Central Wastewater Treatment Plant.

Deputy Mayor Rasmussen moved to adopt corrected Resolution No. 29406. Seconded by Council Member Warrick. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 29407

Authorizing the execution of an agreement with the Municipal Authority to utilize \$1,231,134.00 in the implementation of the Business Revolving Loan Fund Program.

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Mayor Sutherland moved to continue Resolution No. 29407 to the meeting of December 2, 1986. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of December 2, 1986.

Resolution No. 29408

Authorizing the execution of an agreement with the Municipal Authority to allocate \$150,000.00 for the continued implementation of the Community Development Revolving Loan Fund Program.

Mayor Sutherland moved to continue Resolution No. 29408 to the meeting of December 2, 1986. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of December 2, 1986.

Council Member Mykland moved to suspend the rules to consider Resolution No. 29409. Seconded by Council Member Ladenburg.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Hyde, Ladenburg, McElliott, Mykland, and Mayor Sutherland.

Nays: 4 - Nielsen, Rasmussen, Stenger, and Harnick.

The motion was declared adopted.

Resolution No. 29409

Expressing the intention of the City Council to maintain the Police/School Liaison Program at its current level.

Council Member Mykland moved to adopt Resolution No. 29409. Seconded by Council Member McElliott.

Discussion followed regarding the Resolution and its intent and impact.

Speaking to the Council was:

Dr. Norm Anderson

Former Tacoma School Board Member

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Roll call vote was taken, resulting as follows:

Ayes: 4 - Hyde, Ladenburg, McElliott, and Mykland.

Nays: 5 - Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

The Resolution was declared failed.

UNFINISHED BUSINESS:

Mayor Sutherland moved to correct Purchase Resolution No. 29377, Exhibit A, page 2, Item No. 4, to read: "Improvement No. LD 8441. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved to correct Purchase Resolution No. 29385, Exhibit A, page 3, Item No. 6, to read: "Improvement No. LD 8441." Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Hyde requested that the Municipal Action Committee look into the Police/School Liaison situation.

Council Member Hyde requested that the City Attorney review the past decision not to provide water service to the Port Industrial area at Fredrickson, Washington.

Council Member Ladenburg stated that he had received a letter from Linda Higgins, 5212 - 46th Street West, regarding water service. He requested an investigation and report regarding the possibility of water service to the area in question.

Robert Backstein, City Attorney, stated that he would submit a letter to the Council regarding the exact status of the water service hook-up.

Mayor Sutherland moved to cancel the City Council meeting of Tuesday, December 23, 1986. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland stated that the City had been inundated recently with excess water as a result of the heavy rainfall. He requested that staff check into how the City services fared during this situation and report to Council at next week's Council Study Session.

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Mayor Sutherland moved that the compromise settlements of the lawsuits against the City by Dolly D. Crosta and Sandra L. Vaver be authorized in accordance with the recommendation of the City Attorney. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 7:32 p.m.

ATTEST:


GENELLE BIRK, CITY CLERK


DOUG SUTHERLAND, MAYOR

MPC.9132.G

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