

CITY COUNCIL MINUTES

City Council Chambers
June 21, 1988

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

Present on roll call: 7 - McElliott, Mykland, Nielsen, Stenger, Vialle, Warnick, and Mayor Sutherland. Absent: 2 - Hyde and Moss. Council Member Moss arrived at 5:09 p.m.

The Flag Salute was led by Council Member Mykland.

Council Member Moss arrived at 5:09 p.m.

CONSENT AGENDA

Approval of the minutes of the regular meeting of June 14, 1988.

RESOLUTIONS:

Resolution No. 30082

Authorizing the execution of an application for an additional grant in the amount of \$7,000.00 to the Economic Development Administration for continued funding under the Economic Development Planning Grant Program.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, June 21, 1988.
- b. Minutes of the meeting of the Landmarks Preservation Commission, June 8, 1988.
- c. Minutes of the meeting of the Public Utility Board, May 25, 1988.
- d. Minutes of the special meeting of the Public Utility Board, May 31, 1988.
- e. Minutes of the meeting of the Tacoma Beautification Committee, May 18, 1988.
- f. Department of Public Works Six Year Comprehensive Street Program, 1989-1994.

Council Member Nielsen moved that the Consent Agenda, including Resolution No. 30082, be approved. Seconded by Council Member Vialle. Voice vote was taken and carried. The Consent Agenda was declared approved.

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REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner recommending denial of the appeal of David Smiley of the revocation of various business licenses for Smiley's Place located at 1209 South "K" Street. (David Smiley; File No. T-47869-A)

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

- b. Hearings Examiner recommending approval of a modification to a binding site plan to allow a change of land use within the "C-1" Commercial District and the "R-4-LT" Residential-Commercial Transitional District to allow construction of 88 multiple-family units on the property located at the west side of North Pearl Street at approximately North 11th Street. (The Hueier Group, Edgewater Development Company; File No. 120.1158C)

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

- c. Hearings Examiner recommending approval of site plan modifications and a change of use to allow development of a four-building mini-warehouse storage facility with 55,175 square feet of gross floor area rather than a skateboard/motorcross bike facility at the property located on the east side of Orchard Street, 250 feet south of South 40th Street extended east (4103 Orchard Street South). (Public Storage, Inc.; File No. 120.851C)

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

- d. Hearings Examiner advising that the action of the Department of Tax and License has been affirmed and that Pinkerton Inc., has been reprimanded for a license code violation.

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

FINAL READING OF ORDINANCES:

Ordinance No. 23800

Vacating Huson Street from South 28th Street to Center Street to utilize the vacated rights of way for driveways and parking areas in a commercial development. (Lewis E. Norbom; File No. 124.827)

2

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Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warrick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

Ordinance No. 24118

Establishing a working fund advance account in the Uniform Controlled Substance Trust Fund in the amount of \$6,000.00 to provide petty cash for work involved in enforcing laws against drug trafficking.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warrick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

Ordinance No. 24119

Amending Title 3 of the Official Code to add a new chapter to be known and designated as Chapter 3.07 to require retirement apartment complexes to maintain personnel holding a valid certificate of first-aid and life-saving techniques at all times on the premises.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warrick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

Ordinance No. 24120

Appropriating \$117,944.45 from the Labor-Management Health Care Trust Fund for First Quarter, 1988 Pierce County Medical Bureau and 1987 year-end Washington Dental Service underwriting losses; and declaring an emergency making necessary the passage of this ordinance.

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Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,
Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

Ordinance No. 24121

Authorizing the execution of a loan agreement with the Washington State Department of Community Development in the amount of \$813,040.00 to replace structural sidewalks on Commerce Street between South 13th and South 15th Streets; establishing a debt service account for repayment of the loan over a 20-year period; and appropriating said sum from the Capital Improvement Fund.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,
Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

Ordinance No. 24122

Accepting a surplus container from Sealand Corporation for use by the Fire Department for storage and as a training aid.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,
Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

Ordinance No. 24123

Authorizing the execution of a grant award contract with the Department of Housing and Urban Development in the amount of \$24,250.00; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for processing housing discrimination complaints and providing housing services for potential complainants and respondents.

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Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle,
Harnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Hyde.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 24041 (Continued from the meeting of June 7, 1988.)

Amending the Pay and Compensation Plan to establish 1988 rates of pay for unrepresented employees.

Speaking to the Ordinance were:

Edith Nash
Mozella Pooley
Emily Hartley
Karie Washburn
Virginia Boyer
Wayne Aho
Pat Bosmans

Tacoma Resident
8041 East Sherwood
Tacoma Resident
Tacoma Resident
1717-1/2 North Prospect
5201 South I Street
City Attorney's Office

Final reading of the Ordinance was set over to July 5, 1988.

Mayor Sutherland moved to divert from the regular order of business to hear Public Hearings and Appeals. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

PUBLIC HEARINGS AND APPEALS: (Began at 5:45 p.m.)

This is the date set for a public hearing by the City Council to consider adoption of amendments to Chapter 13.06 of the Official Code regarding regulation of Hazardous waste. (Continued from the meeting of June 7, 1988.)

Kevin Foley of the Planning Department presented background information to the Council with regard to hazardous waste.

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No one from the public appeared to speak.

Mayor Sutherland declared the public hearing closed at 5:50 p.m.

Ordinance No. 24124

Amending Chapter 13.06 of the Official Code to reclassify the property located approximately 100 feet east of the northeast corner of South 19th and Prospect Streets from a "R-2" One-Family Dwelling District to a "R-2-T" Residential-Commercial Transitional District to allow the development of an 11,400 square foot medical building. (Michael N. Rabstoff; File No. 120.1247)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Vialle. 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. 24125

Vacating various streets and alleys in the area between SR-16 (Bantz Boulevard) and Cheyenne Street from South 19th to South 23rd Streets to unify and consolidate the Metropolitan Park District's properties abutting the Heidelberg Park Recreation area. (Metropolitan Park District; File No. 124.871)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Moss. 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. 24126

Vacating a portion of the south 13 feet of South 11th Street, west from Washington Street to combine the vacated area with the abutting property in order to "clear" a long-standing encroachment. (Gary G. Brazeau; File No. 124.870)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Mykland. 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. 24127

Appropriating \$4,900.00 from the General Fund for the performance of work associated with Phase III of the Tacoma Solar Access Project; and authorizing an amendment to the agreement with Benkendorf Associates Corporation in the amount of \$4,900.00 for said project.

Final reading of the Ordinance was set over to July 5, 1988.

Ordinance No. 24128

Appropriating \$2,500.00 from the General Fund for the Art ala Carte event to be conducted as a component of the Taste of Tacoma.

Final reading of the Ordinance was set over to July 5, 1988

Ordinance No. 24129

Appropriating \$561,000.00 from the Self-Insurance Claim Fund to the Airport Fund for the acquisition of four buildings and related facilities at the Tacoma Narrows Airport; and declaring an emergency making necessary the passage of this ordinance.

Mayor Sutherland advised the Council that this Ordinance will require a unanimous City Council vote for passage when it is on for final reading.

Final reading of the Ordinance was set over to July 5, 1988.

Ordinance No. 24130

Transferring \$12,000.00 from the General Fund to the Marine Fire Fighting Facilities Construction Fund; appropriating \$53,000.00 from the Marine Fire Fighting Facilities Construction Fund to make improvements to the moorage facility at Fireboat Station No. 18; and declaring an emergency making necessary the passage of this ordinance.

Final reading of the Ordinance was set over to July 5, 1988.

RESOLUTIONS:

Purchase Resolution No. 30069

Awarding contracts to:

1. Biener Plumbing, Inc., in the amount of \$11,451.98 for emergency water leak repair at the Tacoma Dome; and

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2. Rejecting all bids submitted to supply and install advertising signs at the Tacoma Dome - Specification No. G-239-88. (Continued from the meeting of June 14, 1988)

Council Member Nielsen moved that the Purchase Resolution be adopted and to waive formal bidding procedures on Item No. 1. Seconded by Council Member Stenger.

Mayor Sutherland moved to suspend the rules to consider Substitute Exhibit A. Seconded by Council Member Warrick. Voice vote was taken and carried. The motion was declared adopted.

Purchase Resolution No. 30069

Awarding contracts to:

1. Biener Plumbing, Inc., in the amount of \$11,451.98 for emergency water leak repair at the Tacoma Dome; and
2. Rejecting all bids submitted for Alternate Nos. 1 and 2 to supply and install advertising signs at the Tacoma Dome - Specification No. G-239-88. (Continued from the meeting of June 14, 1988)

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

Resolution No. 30070

Approving the preliminary plat for TERRA VIEW ESTATES located in the vicinity of Heatherwood Street between North 11th Street and SR-16 to subdivide a parcel of land into six residential building sites. (Terra View Estates; File No. 125.290).

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

Resolution No. 30071

Authorizing the execution of a grant award agreement with the Washington State Energy Office in the amount of \$4,000.00 for the performance of work associated with Phase III of the Tacoma Solar Access Project.

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

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Resolution No. 30072

Authorizing the Board of Administration of the Tacoma Employees' Retirement System to employ the Northern Trust Company for \$60,900.00 to provide for the custody of securities and related activities for the Retirement Fund effective July 1, 1988 through June 30, 1989.

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

Resolution No. 30073

Authorizing the execution of a temporary easement through the Municipal Building parking lot to Western Financial Group to ease traffic congestion on Market Street.

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

Resolution No. 30074

Adopting a fee schedule for the South End Neighborhood Center effective July 1, 1988.

Council Member Harnick moved that the Resolution be adopted. Seconded by Council Member Stenger.

Speaking to the Resolution were:

Harvey Johnson
Wayne Aho
Mozella Pooley
Hope Williams

Tacoma Resident
5201 South I Street
8041 East Sherwood
Tacoma Resident

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

Resolution No. 30075

Authorizing the execution of a Local Improvement Assessment Deed for surplus property located at South 23rd and Alaska Street for open space purposes.

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

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Resolution No. 30076

Authorizing the execution of an agreement with Robert J. Remen in the amount of \$39,600.00 to provide financial analysis and technical assistance to businesses for local economic development effective July 1, 1988 through June 30, 1989.

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

Resolution No. 30077

Authorizing the execution of an amendment to the agreement with Waste Reduction and Recovery Inc., as assigned to Great Plains Waste Management, Inc., and consenting to the assignment to the Canadian Commercial Corporation.

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

Resolution No. 30078

Authorizing the execution of Amendment No. 12 to the agreement with Consoer, Townsend and Associates in the amount of \$273,235.00 to provide Step III Construction Engineering Services for the proposed Digester Gas Utilization Facilities at the Central Treatment Plant.

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

Resolution No. 30079

Selecting Diamond Parking, Inc., as the firm with which to negotiate a satisfactory agreement for services for the management and operation of the Park Plaza North and Park Plaza South Parking Garages.

Council Member Harnick moved that the Resolution be adopted. Seconded by Council Member Nielsen.

Speaking to the Council were:

Gary Beck

Jim Oliver
Jim Fedlen

Executive Vice President of
Republic Parking Northwest
Attorney for Diamond Parking
Regional Vice President of
Diamond Parking

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Mayor Sutherland moved to amend the Resolution beginning on Page 2, first line, where it says "be hereafter approved by the City Council for the South Plaza Garage" and to add "be it further resolved to negotiate with Republic Parking a satisfactory agreement for services as may be approved by the City Council for the North Plaza Garage." Seconded by Council Member Stenger.

Speaking to the Council were:

Pete Matthews
Paul Miller

Manager of Diamond Garages
Member of the Selection Committee

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

Voice vote was taken and carried on the Resolution, as amended, and carried. The Resolution was declared adopted.

Resolution No. 30080

Authorizing the execution of an amendatory agreement with the Fourth of July Extravaganza Commission to perform certain services relative to the 1988 Fourth of July celebration.

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

Resolution No. 30081

Naming the park at North 29th Street in the vicinity of North Steele Street in Old Tacoma the "Catherine Ursich Park."

Council Member Mykland moved that the Resolution be adopted. Seconded by Council Member Stenger.

Speaking to the Council were:

Virginia Ferguson

Civil Service Coordinator for the
Civil Service Board

David Smith

Business Manager of Brotherhood of
Electrical Workers, Local 43

Anita Preston

President of Old Tacoma Improvement
Club

Caroline Gallacci, Catherine's next door neighborhood - she stated that the family requested the following language for the marker to be placed at the park: "CATHERINE A. URSICH PARK - Dedicated to acknowledge the work she did for the City of Tacoma and the Old Town Neighborhood."

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

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REPORTS BY CITY MANAGER:

Council Member Harnick moved that the City Attorney be authorized to prepare the final papers for settlement of the Olympia Ridge Associates' claim in the manner recommended by the City Attorney, and that the City Manager be authorized to execute the settlement documents at such time and in the form as approved by the City Attorney. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved that the remainder of the delinquent account of Michael Gravseth in the amount of \$6,467.66 be written off pursuant to Section 1.06.226 of the Official Code of the City of Tacoma which states that amounts over \$3,000.00 must be recommended for write-off by the City Manager and authorized by the City Council. Seconded by Council Member Harnick. Voice vote was taken and carried. The motion was declared adopted.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Vialle stated that she had been asked to serve on the South Puget Sound Council, Higher Education Coordinating Council. This council was set up by Phyllis Erickson and Fred Haley, and was endorsed by the City Council. She had been asked to serve on behalf of the Council, and Paul Cyr would serve on behalf of the County Council. She stated she will keep the City Council apprised. This council was created to attract University of Washington or Washington State University to set up a campus in Pierce County.

Mayor Sutherland moved that the Council meetings of August 9, 1988 and September 6, 1988 be cancelled. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

Council Member Harnick stated that we are starting to receive publicity about the vast amount of programs that the Arts Commission prepared - the Summer Pops! programs - and urged everybody to take a look at all the activities that will be taking place at the various parks.

On proper motion, the meeting was adjourned at 7:40 p.m.

ATTEST:


GENELLE BIRK, CITY CLERK


DOUG SUTHERLAND, MAYOR

HPQ.5201G.

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