

CITY COUNCIL MINUTES

City Council Chambers  
October 19, 1982

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

Present on roll call: 7 - Hawkins, Hyde, Kirby, Ladenburg, Rasmussen, Strege, and Deputy Mayor Nielsen. Absent: 2 - Bichsel and Mayor Sutherland.

The Flag Salute was led by Councilman Kirby.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of October 12, 1982.

RESOLUTIONS:

Resolution No. 27617

Setting Monday, November 8, 1982 as the date for hearing by the Hearings Examiner L.I.D. 5638 for the construction of water mains in East "C" Street from East 40th Street to East 45th Street.

Resolution No. 27618

Setting Tuesday, December 7, 1982 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate the west twenty feet of White Street, south of North 31st Street. (Mr. and Mrs. Robert L. Cukjati)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner's Agenda for Tuesday, October 19, 1982.
- b. Minutes of the meetings of the Civil Service Board, September 20, and October 4, 1982.
- c. Minutes of the regular meeting of the Tacoma-Pierce County Board of Health, September 2, 1982.
- d. Planning Commission Work Program, 1981-1984.

Councilman Rasmussen moved that the Consent Agenda including Resolution Nos. 27617 and 27618 be approved. Seconded by Councilman Ladenburg. Voice vote was taken and carried. The Consent Agenda was declared approved.

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Deputy Mayor Nielsen proclaimed the week of October 25, 1982, as "Women's Awareness Week" and presented the proclamation to Judy Fortier of the Human Relations Department.

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REGULAR AGENDA

COMMUNICATIONS:

Hearings Examiner recommending approval of the request of Zanoni and Associates for Leonard Rivero for the removal of a condition of approval limiting development on the site located at the northwest corner of 33rd Street N.E. and 49th Avenue Northeast to the site plan submitted at the time of reclassification in 1977.

Councilman Ladenburg moved to concur in the recommendations of the Hearings Examiner. Seconded by Councilman Rasmussen. Voice vote was taken and carried.

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FINAL READING OF ORDINANCES:

Ordinance No. 22789 (Continued from the meeting of October 12, 1982.)

Amending Section 11.28.151 of the Official Code to prohibit parking between the hours of 7:00 a.m. and 9:00 a.m. on the west side of Pacific Avenue from South 7th Street north.

Deputy Mayor Nielsen moved to suspend the rules to consider Substitute Ordinance No. 22789. Seconded by Councilman Strege. Voice vote was taken and carried.

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

Ayes: 7 - Hawkins, Hyde, Kirby, Ladenburg, Rasmussen, Strege, and Deputy Mayor Nielsen.

Nays: 0.

Absent: 2 - Bichsel and Mayor Sutherland.

The Substitute Ordinance was declared passed.

Ordinance No. 22795

Authorizing the issuance and sale of General Obligation Bonds in the amount of \$8,130,000.00 to provide part of the funds necessary to pay and redeem the outstanding General Obligation Stadium Warrant of 1981.

Deputy Mayor Nielsen moved to suspend the rules to consider Substitute Ordinance No. 22795. Seconded by Councilman Hyde. Voice vote was taken and carried.

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

Ayes: 7 - Hawkins, Hyde, Kirby, Ladenburg, Rasmussen, Strege, and Deputy Mayor Nielsen.

Nays: 0.

Absent: 2 - Bichsel and Mayor Sutherland.

The Substitute Ordinance was declared passed.

Ordinance No. 22796

Authorizing the issuance and sale of tax anticipation notes in the amount of \$570,000.00 to provide part of the funds necessary to pay and redeem the outstanding General Obligation Stadium Warrant of 1981.

Deputy Mayor Nielsen moved to suspend the rules to consider Substitute Ordinance No. 22796. Seconded by Councilman Hyde. Voice vote was taken and carried.

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

Ayes: 7 - Hawkins, Hyde, Kirby, Ladenburg, Rasmussen, Strege, and Deputy Mayor Nielsen.

Nays: 0.

Absent: 2 - Bichsel and Mayor Sutherland.

The Substitute Ordinance was declared passed.

Ordinance No. 22797

Providing for the improvement of L.I.D. 6960 for the installation of modern sodium vapor street lights in STONEGATE TWO, DIVISIONS I, II, III, AND IV located in the area between the King County Line and a line 350 feet south of Norpoint Way Northeast and from 53rd Avenue Northeast and a line 115 feet east of the east right-of-way of 57th Avenue Northeast.

Deputy Mayor Nielsen stated for the record that the Council had received a mailgram from Lawrence C. and Liselotte Graham objecting to the formation of L.I.D. 6960.

Speaking in favor of the Ordinance were:  
Richard Steig, 5339 Stonegate N.E.  
Billy R. Davis, 3310 - N.E. 53rd Avenue  
Steven S. Unger, 3429 - N.E. 53rd Avenue  
Chris Steig, 5339 Stonegate N.E., and  
Marilyn Unger, 3429 - N.E. 53rd Avenue

Speaking in opposition to the Ordinance were:  
Roy Blair, 5563 - 34th Street Loop N.E.  
Dann Arriola y Saldana, 3201 - 53rd Place N.E.  
Wm. P. Blanchard, 3408 N.E. 54th Avenue  
Mrs. Reginald Thomas, 3519 N.E. 55th Avenue  
Susan Kauup-Couech, 5338 Stonegate Avenue N.E.  
Teresa Brady, 813 Norpoint Way  
Mark Brady, 813 Norpoint Way  
Scott Painter, 5516 - 34th Street Loop N.E.  
Mary Ellen Poppe, 3210 - 55th Place N.E., and  
Thomas N. Stewart, 807 Norpoint Way N.E.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hawkins, Hyde, Kirby, Ladenburg, Rasmussen, Strege, and Deputy Mayor Nielsen.

Nays: 0.

Absent: 2 - Bichsel and Mayor Sutherland.

The Ordinance was declared passed.

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Deputy Mayor Nielsen read a proclamation regarding "United Nations Day" and presented the proclamation to Mr. Charles Dodson.

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It now being past the hour of 6:00 p.m., Deputy Mayor Nielsen announced that the Council would consider "Public Hearings and Appeals."

PUBLIC HEARING AND APPEALS: (6:16 p.m.)

This is the date set for a public hearing on proposed amendments to the Official Code to extend the time frames established for decisions issued by the Hearings Examiner and the Land Use Administrator.

Mr. Rod Kerslake of the Planning Department made a presentation regarding the proposed amendments to the Official Code.

Testifying in favor of the amendments was:  
Gus Carlson, President of the United Neighborhoods of Tacoma

There being no further public testimony, the hearing was declared closed at 6:22 p.m.

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FIRST READING OF ORDINANCES:

Ordinance No. 22794 (Continued from the meeting of October 12, 1982.)

Amending Title 6 of the Official Code to add a new chapter, designated as Chapter 6.87, relating to the sales tax.

The Ordinance was set over for final reading next week.

Ordinance No. 22798

Amending Section 6.60.060 of the Official Code relative to license fees for dogs and cats.

The Ordinance was set over for final reading next week.

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Deputy Mayor Nielsen moved to suspend the rules to consider Ordinance No. 22799. Seconded by Councilman Hyde. Voice vote was taken and carried.

Ordinance No. 22799

Amending Title VI of the Official Code relating to taxation to reduce the gross earnings tax rate for suppliers of telephone, natural gas and electric services.

Deputy Mayor Nielsen announced that as this Ordinance had not been listed on the Agenda for first reading, public testimony would be allowed at next week's meeting.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Purchase Resolution No. 27609

Awarding a contract to:

1. Atterton Painting, Inc. on their bid of \$43,610.80 for the painting of the East 21st Street Bridge - Specification No. G-129-82; and
2. Rejecting the bid of Metal Forms, Inc. for the trade of the building and property located at 222 East 26th Street - Specification No. G-116-82.

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. 27610

Approving the preliminary plat of Commencement View Estates located at 63rd Avenue Northeast and 17th Street Northeast. (Park Ryker)

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. 27611

Authorizing the execution of a Memorandum of Understanding with the Metropolitan Park District.

Councilman Hyde moved to continue Resolution No. 27611 for one week. Seconded by Councilman Rasmussen. Voice vote was taken and carried.

The Resolution will be considered at the Council meeting of October 26, 1982.

Resolution No. 27612

Authorizing the execution of an agreement with Pierce Transit to allow them to use a canopy removed from the Broadway Plaza as a bus shelter.

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. 27613

Authorizing the execution of an agreement with Mr. John Hill for the management and operation of the Market Street Parking Lot adjacent to the Tacoma Municipal Building.

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

Resolution No. 27614

Authorizing the execution of an agreement with the State of Washington Department of Transportation to provide for the signing, signalization, and maintenance of a detour utilizing Orchard Street, 6th Avenue, Pearl Street, and South 12th Street during the reconstruction of a portion of SR-16.

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

Resolution No. 27615

Authorizing the execution of a contract with Leonard Guss Associates, Inc. for the analysis of marketing possibilities for the Pantages Theatre.

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

Resolution No. 27616

Approving the Statement of Policy Positions and Legislative Goals regarding proposed legislation before the State Legislature during the 1983 Legislative Session.

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

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UNFINISHED BUSINESS:

Councilman Hawkins moved to suspend the rules to reconsider Resolution No. 27600 from the meeting of October 12, 1982. Seconded by Councilman Kirby. Roll call vote was taken, resulting as follows: Ayes: 4 - Hawkins, Kirby, Ladenburg, and Strege. Nays: 3 - Hyde, Rasmussen and Deputy Mayor Nielsen. Absent: 2 - Bichsel and Mayor Sutherland. The motion was approved.

Resolution No. 27600

Creating a citizen's task force to study and analyze the feasibility of adopting certain disclosure provisions for City employees.

Councilman Hawkins moved to delay consideration of Resolution No. 27600 to the meeting of November 9, 1982. Seconded by Councilman Ladenburg. Voice vote was taken and carried. The motion was declared approved.

Councilman Hyde changed his vote from nay to aye to be on the prevailing side for purposes of reconsideration. Deputy Mayor Nielsen announced that the vote was now 5 ayes and 2 nays with 2 members absent.

The Resolution was continued to the meeting of November 9, 1982.

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REPORTS BY CITY MANAGER:

City Manager, Erling O. Mork, mentioned to the Council that Tuesday, November 2, 1982, is election night. According to the rules of the Council, the regular City Council meeting for that week would fall on Wednesday, November 3, 1982. He asked the Council when they would prefer to meet.

Councilman Hyde moved to suspend the rules to hold the regular City Council meeting on Tuesday, November 2, 1982. Seconded by Councilman Strege. Voice vote was taken and carried.

The regular City Council meeting will be held on Tuesday, November 2, 1982.

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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Hyde asked that the information requested by the Council regarding the Ethics Code be distributed to the Council prior to the November 9, 1982 meeting.

Councilman Kirby requested that staff develop an Ordinance for Council's consideration regarding the amusement device issue raised in the letter from Mr. Annon May.

Deputy Mayor Nielsen requested that the Councilmanic Redistricting Committee be scheduled to meet with the Council at a study session.

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CITIZEN'S REQUEST TO BE HEARD:

Annon W. May, Attorney at Law, requesting to speak regarding an increase in the maximum number of amusement devices allowed for each licensed operator.

Mr. May was not present to speak on this item.

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On proper motion, the meeting adjourned at 7:07 p.m.

  
HAROLD E. NIELSEN, JR. - DEPUTY MAYOR

ATTEST:   
GENELLE BIRK, CITY CLERK

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