

CITY COUNCIL MINUTES

City Council Chambers
April 4, 1989

The meeting was called to order at 5:10 p.m.

Present on roll call: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Vialle, and Warnick. Absent: 2 - Stenger and Mayor Sutherland.

The Flag Salute was led by Council Member Warnick.

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

PETITIONS:

- a. Rasmussen Hobbs, P.S., requesting a reclassification of the property located on the southeast corner of South 74th and Madison Streets from "R-2" and "C-2" Districts to a "M-1" District to allow development of the site into a mixed use of retail, wholesale, distribution and recreational facilities.

For referral to the Hearing Examiner.

- b. Edi Linardic, requesting a reclassification of the property located on South 60th Street and Sprague Avenue from a "R-2" District to a "C-2" District to construct retail buildings.

For referral to the Hearing Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearing Examiner Agenda for Tuesday, April 4, 1989.
- b. Minutes of the meeting of the Civil Service Board, March 6, 1989.
- c. Minutes of the meeting of the Public Utility Board, March 8, 1989.
- d. Minutes of the meetings of the Board of Administration of the Tacoma Employees' Retirement System, December 29, 1988, and January 26, 1989.
- e. Monthly Financial Reports of the Belt Line Division, Data Processing Division, Fleet Services Fund, Light Division, Self-Insurance Claim Fund and Water Division, January 1989.
- f. Annual Financial Reports of the Light Division and Water Division, 1988.

Council Member Mykland moved that the Consent Agenda be approved. Seconded by Council Member Warnick. Voice vote was taken and carried. The Consent Agenda was declared approved.

R E G U L A R A G E N D A

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 30383

Appointing members to various committees, boards, and commissions.

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

Deputy Mayor Hyde proclaimed the month of April, 1989, to be "Child Abuse Prevention Month," and presented the proclamation to Jim Teverbaugh, Executive Director of the Center for Child Abuse Prevention Services.

Deputy Mayor Hyde noted that there were some individuals in the audience who had an interest in the appeals of the Harbor Lights Restaurant and Katie Downs Restaurant that were considered by the Council at last week's meeting. He indicated he would like to deal with unfinished business at this time in the agenda.

Deputy Mayor Hyde moved to suspend the rules to consider unfinished business. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Deputy Mayor Hyde moved to reconsider the appeals of Harbor Lights Restaurant and Michale A. Ebert (Katie Downs Restaurant) relative to a request by George L. Berry for Shoreline Management Substantial Development Permit No. 141.443 to allow the construction of a restaurant and off-street parking at the northwest corner of Ruston Way and North Junett Streets. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Council Member Moss moved to continue the appeals of Harbor Lights Restaurant and Michael A. Ebert to the Council Meeting of April 11, 1989. Voice vote was taken and carried. The motion was declared adopted.

The appeals will be considered at the regular City Council meeting of April 11, 1989.

FINAL READING OF ORDINANCES:

Ordinance No. 24214

Vacating an alley right-of way abutting the I-5 Freeway Interchange in the vicinity of South 54th Street and Tacoma Mall Boulevard to utilize and maintain the right-of-way area as a buffer between the applicant's property and the adjacent freeway off-ramp. (Robert C. Young; File No. 124.866)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Vialle, and Warnick.

Nays: 0.

Absent: 2 - Stenger and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24296

Providing for the sale and issuance of a series of the City's electric system revenue bonds in the amount of \$48,500,000.00 to provide funds for payment of all or a portion of certain litigation settlement costs of the electric system.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Hyde, Moss, Nielsen, Vialle, and Warnick.

Nays: 2 - McElliott and Mykland.

Absent: 2 - Stenger and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24326

Extending the expiration date of the moratorium on height of structures as authorized by Ordinance No. 24107, relative to view preservation from June 1, 1989, to September 1, 1989.

Council Member Vialle moved to amend Ordinance No. 24326 by adding on line 17, after the word "area" the language: "which is greater than ten acres in size." Seconded by Deputy Mayor Hyde. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 6 - Hyde, McElliott, Moss, Mykland, Nielsen, and Vialle.

Nays: 1 - Warnick.

Absent: 2 - Stenger and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24327

Accepting \$5,000.00 from Allied Arts of Tacoma/Pierce County; depositing said sum in the Miscellaneous Grants Summary Fund; transferring \$5,000.00 from the General Fund to the Miscellaneous Grants Summary Fund; appropriating \$10,000.00 from the Miscellaneous Grants Summary Fund for the Tacoma Symphony public concerts; and authorizing the execution of agreements with the Tacoma Symphony to conduct such concerts and with BALLETTACOMA for the production of the ballet "Carmina Burana."

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Vialle, and Warnick.

Nays: 0.

Absent: 2 - Stenger and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24328

Authorizing the execution of a grant award contract with the Department of Housing and Urban Development in the amount of \$40,000.00; depositing said sum in the Miscellaneous Grants Summary Fund; and appropriating \$40,000.00 from the Miscellaneous Grants Summary Fund for implementing projects in the Emergency Shelter Grant Program.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Vialle, and Warnick.

Nays: 0.

Absent: 2 - Stenger and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24329

Amending the Pay and Compensation Plan to implement 1989 rates of pay in accordance with a collective bargaining agreement with the International Brotherhood of Electrical Workers, Local 483, Supervisors Unit, effective January 1, 1989, through December 31, 1990.

Council Member Nielsen moved to suspend the rules to consider Substitute Ordinance No. 24329. Seconded by Council Member Vialle. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Vialle, and Warnick.

Nays: 0.

Absent: 2 - Stenger and Mayor Sutherland.

The Substitute Ordinance was declared passed.

Ordinance No. 24330

Amending the Pay and Compensation Plan in accordance with a collective bargaining agreement with Joint Labor Committee and amending Chapter 1.12 of the Official Code to embody changes in the provision of long-term disability coverage, flexible benefits plan, holidays with pay, and use of sick leave for child care.

Roll call vote was taken, resulting as follows:

Ayes: 6 - Hyde, McElliott, Moss, Mykland, Nielsen, and Vialle.

Nays: 1 - Warnick.

Absent: 2 - Stenger and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24331

Appropriating \$78,663.00 from the General Fund to support two additional positions in the Finance and Personnel Departments for the administration of the new employee health care benefit package; and declaring an emergency making necessary the passage of this ordinance.

Council Member Vialle moved to suspend the rules to consider Substitute Ordinance No. 24331. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Nielsen, Vialle, and Warnick.

Nays: 0.

Absent: 2 - Stenger and Mayor Sutherland.

The Substitute Ordinance was declared passed.

Council Member Mykland stated that on Thursday, April 6, 1989, KOMO Television was conducting their Town Hall meeting in Tacoma at the Allen A. M. E. Church on South 12th and Kay Streets. He stated that the subject of the meeting would be the Safe Streets Program and noted that individuals could call KOMO TV for tickets.

Deputy Mayor Hyde stated that Council would consider public hearings and appeals next on the agenda.

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

- a. This is the date set for a public hearing regarding the budget and program for year two of the Downtown Business Improvement Area (BIA).

John James, President of the Local Development Council of Tacoma, made a presentation to the Council regarding this matter.

Speaking to the Council were:

Tim Ellis	General Manager, Sheraton Hotel
Jim Merritt	Architect, Merritt & Pardini

There being no further testimony, Deputy Mayor Hyde declared the public hearing closed at 6:25 p.m.

- b. This is the date set for a public hearing to consider the 1989-90 Proposed Statement of Community Development Objectives and Projected Use of Funds for the Fifteenth Year Community Development Block Grant Program (began at 6:26 p.m.).

Mark Mathiewson, Chair of the Urban Policy Committee, made a presentation to the Council on the proposed use of funds.

Council Member Vialle stated that staff was working on refunding some of the vegetable garden sites as part of the Vegetable Garden Program for this year.

Speaking to the Council were:

Jim Anderson	Catholic Community Services Family Program
Theresa Rita-Martinez	Program Director of the Family Program
Jeanne Darnielle	Director, Pierce County AIDS Foundation
Alfred Sortland	1106 South Monroe
Maureen Howard	Martin Luther King Ecumenical Center
Chris Phelps	Martin Luther King Ecumenical Center

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There being no further testimony, Deputy Mayor Hyde declared the public hearing closed at 7:20 p.m.

FIRST READING OF ORDINANCES:

Ordinance No. 24332

Accepting \$2,500.00 from U.S. West Communications; depositing said sum in the Miscellaneous Grants Summary Fund; and appropriating \$2,500.00 from the Miscellaneous Grants Summary Fund in support of the Tacoma Arts Commission's art day, "Arts Lineup."

The Ordinance was set over for final reading next week.

Ordinance No. 24333

Appropriating \$201,000.00 from the Open Space Fund to purchase 488 linear feet of property located at 4400 Ruston Way for open space and park purposes; and authorizing the execution of a real estate purchase agreement with Ruston Way Associates for said sum.

The Ordinance was set over for final reading next week.

Ordinance No. 24334

Amending Ordinance No. 24058 entitled: "An ordinance establishing a Downtown Business Improvement Area; providing for the levy of a special assessment upon real property (and the owners thereof), within the area; depositing revenues in a special account, and expenditures therefrom; and providing for an implementing agreement with the Local Development Council of Tacoma."

The Ordinance was set over for final reading next week.

Ordinance No. 24335

Providing for the levy of the second year assessment for the Downtown Business Improvement Area; approving the BIA annual budget and work program; and appropriating \$597,760.00 for the purposes, project activities, and services approved for the second annual period.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 30376 (Continued from the meeting of March 28, 1989.)

Authorizing the execution of a collective bargaining agreement with Brotherhood of Electrical Workers, Local 483, Supervisors Unit, effective January 1, 1989, through December 31, 1990.

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. 30377 (Continued from the meeting of March 28, 1989.)

Authorizing the execution of an agreement with the Joint Labor Committee regarding certain conditions of employment and fringe benefits effective January 1, 1989, through December 31, 1991.

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

Roll call vote was taken, resulting as follows:

Ayes: 5 - Moss, Mykland, Nielsen, Vialle, and Deputy Mayor Hyde.

Nays: 1 - Warnick.

Absent: 3 - McElliott, Stenger, and Mayor Sutherland.

The Resolution was declared adopted.

Deputy Mayor Hyde noted for the record that on Resolution No. 30376 that there was 1 nay vote which was Council Member Warnick.

Purchase Resolution No. 30384

Awarding contracts to:

1. Safety Signal Systems, Inc., on their bid of \$50,062.32 to increase their contract for solid state traffic actuated signal controller - Specification No. G-109-88;
2. Dellchem, Inc., in the amount of \$19,136.98 for a Vibra Screw Flyash Feeder - Single Source;
3. Case Power and Equipment, on their bid of \$85,632.50 for one articulated 4-wheel drive loader - Specification No. G-018-89;
4. Xerox Corporation, on their bid of \$22,000.00 for a maintenance agreement for high-speed photocopier - Specification No. G-012-89;
5. Associated Petroleum Products on their bid of \$91,140.00, Don Small and Sons, Inc., on their bid of \$325,598.00 and Chevron U.S.A., Inc., on their bid of \$360,124.00 for heating fuel, diesel fuel #2 and gasoline - Washington State Contract No. 25-87; and
6. Pease Construction, Inc., on their bid of \$338,492.00 for the North End Wastewater Treatment Plant Improvements Chemical Feed Building - Specification No. G-214-89.

Council Member Nielsen moved that the Purchase Resolution be adopted, including waiving the formal bidding procedures on Purchase Item Nos. 2 and 4. Seconded by Deputy Mayor Hyde.

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

Resolution No. 30385

Authorizing the execution of an agreement with King County in the amount of \$29,928.00 for the provision of a Fair Housing Outreach Program.

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

Resolution No. 30386

Adopting the City of Tacoma General Government Fee Schedule for Special and Miscellaneous Services to set fees for various City services and publications provided to the public.

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

Resolution No. 30387

Authorizing the execution of a temporary loan or loans in the amount of \$30,000.00 from the Local Improvement Guaranty Fund to L.I.D. Fund No. 8433 to be repaid by September 1, 1991; and authorizing the execution of an agreement with Foster, Pepper and Shefelman to provide legal services relating to said L.I.D.

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

Resolution No. 30388

Authorizing the execution of an agreement with the Puyallup Daffodil Festival, Inc., to perform certain services relative to the 56th Annual Daffodil Festival.

Council Member Vialle moved that the Resolution be adopted. Seconded by Council Member Warnick.

Deputy Mayor Hyde noted for the record that Walter Copeland, City employee, had filed a disclosure letter stating that he is in a volunteer, non-paid, capacity as President of the Board of Directors of the Daffodil Festival, Inc.

Council Member Mykland stated that he was on the Board of Directors of the Daffodil Festival, Inc., and stated that he would be abstaining on this Resolution.

Voice vote was taken and carried, with Council Member Mykland abstaining. The Resolution was declared adopted.

UNFINISHED BUSINESS:

Deputy Mayor Hyde stated that the unfinished business had been conducted earlier in the meeting.

REPORTS BY CITY MANAGER:

Erling O. Mork, City Manager, introduced Ms. Virginia Ferguson, who will be serving as a special intern in the City Manager's office for the next three months.

COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

Council Member Vialle stated that she had received many compliments of the work performed by Jay Green and the Dome staff for the work with the final four Women's Basketball contenders. She commended Ms. Jackie Skaught of the host committee and Jay Green and his staff for their outstanding efforts.

Council Member Mykland moved to excuse Mayor Sutherland and Council Member Stenger from the meeting of April 4, 1989. Seconded by Deputy Mayor Hyde. Voice vote was taken and carried. The motion was declared adopted.

Council Member Warnick moved to excuse Council Member Moss from the Council Meeting of March 28, 1989. Seconded by Council Member Vialle. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting was adjourned at 7:25 p.m.

ATTEST: 
GENELLE BIRK, CITY CLERK



JACK/HYDE, DEPUTY MAYOR

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