

CITY COUNCIL MINUTES

City Council Chambers  
December 13, 1983

The meeting was called to order at 5:07 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 Strege.

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C O N S E N T   A G E N D A

Approval of the minutes of the regular meeting of December 6, 1983.

RESOLUTIONS:

Resolution No. 28133

Authorizing the submission of grant assistance pre-applications and priority rating questionnaires to the State Department of Ecology for several proposed Wastewater Treatment System construction projects.

APPEALS:

- a. Department of Tax & License appealing the decision of the Hearings Examiner regarding the appeal of Pick's Cove Marina on Audit Assessment No. T-3812.

Setting Tuesday, January 3, 1984 at 6:00 p.m. as the date for hearing.

- b. Lindal Cedar Homes, Inc. appealing Audit Assessment No. T-22795 by the Department of Tax & License.

Setting Thursday, January 5, 1984 at 10:00 a.m. as the date for hearing by the Hearings Examiner.

ASSESSMENT ROLLS:

The Director of Public Works presents the assessment roll for the following:

L.I.D. 8329 for the placement of permanent paving on South Ferry Street from South 43rd to South 40th Streets, and on South 40th Street from South Ferry to South Steele Streets.

Setting Monday, January 9, 1984 at 5:00 p.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Friday, December 16, 1983.
- b. Public Utility Board Agenda for Wednesday, December 14, 1983.
- c. Minutes of the meeting of the Tacoma-Pierce County Board of Health, November 3, 1983.
- d. Monthly Report of the Tacoma Police Department, October 1983.
- e. Flood Insurance Study, June 1, 1983 and Flood Insurance Rate Maps, dated December 1, 1983.

Councilwoman Bichsel moved that the Consent Agenda, including Resolution No. 28133, be approved. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. The Consent Agenda was declared approved.

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Mayor Sutherland proclaimed the week of December 11-17, 1983 to be "Drug and Drunk Driving Awareness Week," and presented the proclamation to Ms. Julie Peterson and Mr. Mel Rubin.

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R E G U L A R   A G E N D A

COMMUNICATIONS:

- a. Hearings Examiner recommending that the appeal of Acme Poultry Company, Inc. on Audit Assessment No. T-47849 by the Department of Tax & License be litigated in Superior Court.

Mayor Sutherland moved to concur in the recommendations of the Hearings Examiner. Seconded by Councilman Hyde. Voice vote was taken and carried.

- b. Tacoma Fireboat Marine Museum Foundation advising that Phase I of the restoration of Fireboat #1 at Marine Park has been completed.

Mayor Sutherland called on Dr. Allen W. Ratcliffe, President of the Tacoma Fireboat Marine Foundation, who reported on Phase 1 of the restoration of Fireboat #1 to the Council and narrated a slide presentation on the restoration site.

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Councilman Strege moved to suspend the rules to reconsider the William E. Higgins communications items heard by the Council on December 6, 1983. Seconded by Mayor Sutherland. Voice vote was taken and carried. The motion was declared adopted.

Councilman Strege moved to revise Condition 3.h of the the Hearings Examiner's report to read as follows:

- h. The single-family residence located at the corner of South 73rd and Alaska Streets shall be maintained and representations with respect to that use made by the owner of the property are material in terms of recommended approvals herein. A final building permit for the proposed office building shall not be issued until the applicant has submitted an application to reclassify said single-family residence to "R-2" One-Family Dwelling District.

Seconded by Councilwoman Bichsel. Voice vote was taken and carried, with Councilman Ladenburg abstaining. The motion was declared adopted.

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FINAL READING OF ORDINANCES:

Substitute Ordinance No. 23059

Providing for the levy of ad valorem taxes for Fiscal Year 1984.

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. 23065

Accepting the donation of a child restraint car seat from the local chapter of Mothers Against Drunk Drivers for use by the Tacoma Police 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. 23066

Accepting the contribution in the amount of \$500.00 from the Ben B. Cheney Foundation; depositing said sum in the Miscellaneous Grants Summary Fund; and appropriating said sum from the Miscellaneous Grants Summary Fund for the payment of final expenses associated with the Veterans Memorial Plaza at the Tacoma Dome.

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. 23073

Appropriating \$30,000.00, or so much thereof as may be necessary, from the Department of Public Utilities Self-Insurance Claim Fund for the payment of additional claims and judgments for 1983, and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

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. 23074

Adopting the Annual Budget of the City of Tacoma for 1984.

Mayor Sutherland moved to continue Ordinance No. 23074 to the meeting on December 27, 1983. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance will be considered at the regular City Council meeting on December 27, 1983.

Ordinance No. 23076

Amending Chapter 2.02 of the Official Code relating to buildings and flood hazard areas to require new or substantially improved structures located within Flood Hazard Areas to undertake certain flood proofing measures; and declaring an emergency making necessary the immediate passage of this ordinance and its taking effect immediately upon publication.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Hawkins, Hyde, Ladenburg, Nielsen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Kirby and Rasmussen.

The Ordinance was declared passed.

Ordinance No. 23077

Approving and confirming the assessment roll for L.I.D. 5629 for the construction of water mains and fire hydrants in 59th Avenue N.E. from 29th to 32nd Streets N.E.; in 58th Avenue N.E. from 29th to 33rd Streets N.E. (Norpoint Way); and in 33rd Street N.E. and 31st Street N.E. from 57th to 58th Avenues N.E.

Speaking to the Council were:

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|----------------------|---|
| David Prather        | Attorney representing property owners Lawrence Lumley and Mr. and Mrs. William Phillips |
| Edward Greer, S.R.A. | Real estate appraiser with Greer Patterson and Associates, Inc.                         |
| Kathryn Caughey      | 3102 - 58th Avenue N.E.   |

Councilman Ladenburg moved to revise the ordinance to reflect the positions of the Lumley, Fulton and Phillips properties. Seconded by Councilman Hyde.

After further discussion, Deputy Mayor Nielsen moved to continue Ordinance No. 23077 for one week to the meeting of December 20, 1983. Seconded by Councilman Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance will be considered at the regular City Council meeting on December 20, 1983.

Ordinance No. 23078

Approving and confirming the assessment roll for L.I.D. 5637 for the construction of water mains and fire hydrants in East "B" Street from East 92nd Street to East 96th Street.

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 Ordinance was declared passed.

Ordinance No. 23079

Providing for the formation of L.I.D. 5649 for the construction of water mains and fire hydrants in East 54th and East 55th Streets from McKinley Avenue to East "G" Street, and in East "G" Street from East 54th to East 55th Streets.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Bichsel, Hyde, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

Absent: 4 - Hawkins, Kirby, Ladenburg, and Nielsen.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 23075 (Continued from the meeting of December 6, 1983.)

Authorizing the execution of a grant award contract in the amount of \$6,000.00 with the State Office of Archaeology and Historic Preservation; depositing said sum in the Miscellaneous Grants Summary Fund; appropriating said sum, or as much thereof as may be necessary, from the Miscellaneous Grants Summary Fund for the production of a film on historic preservation and revitalization in Tacoma's Central Business District; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Mayor Sutherland moved to remove Ordinance No. 23075 from the agenda. Seconded by Councilman Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

Ordinance No. 23075 was removed from the agenda.

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PUBLIC HEARINGS AND APPEALS: (Began at 6:00 p.m.)

This is the date set for hearing the appeal of Potelco, Inc. on the decision of the Hearings Examiner in the matter of Audit Assessment Notice No. T-21000.

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Mayor Sutherland stated that Potelco, Inc. had been contacted and their appeal had been rescheduled to January 10, 1984.

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Mayor Sutherland moved to recess to Executive Session to discuss personnel. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Council recessed at 6:39 p.m. and reconvened at 7:15 p.m.

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Ordinance No. 23080

Amending the Pay and Compensation Plan to implement 1984 rates of pay for unrepresented classifications.

Mayor Sutherland noted that there was a substitute page 10 for Ordinance No. 23080.

Councilman Hawkins moved to continue Ordinance No. 23080 to December 27, 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 on December 27, 1983.

Ordinance No. 23081

Amending the Pay and Compensation Plan to implement 1984 rates of pay in accordance with negotiated contracts.

The Ordinance was set over for final reading next week.

Ordinance No. 23082

Amending the Official Code to add a new section designated as Section 11.16.500 relating to motor vehicle child restraint equipment and inspection.

The Ordinance was set over for final reading next week.

Ordinance No. 23083

Amending the Official Code to add a new chapter designated as Chapter 8.75 relating to the provision of legal counsel to indigents by the Tacoma-Pierce County Department of Assigned Counsel.

The Ordinance was set over for final reading next week.

Ordinance No. 23084

Abolishing specified funds in the Treasury of the City of Tacoma and transferring the assets and functions of said fund to the Miscellaneous Trust Summary Fund; and abolishing the Public Health Department Revolving Fund and transferring the assets of said fund to the Tacoma-Pierce County Health Department Pooling Fund.

The Ordinance was set over for final reading next week.

Ordinance No. 23085

Appropriating \$270,000.00, or so much thereof as may be necessary, from the Group Life Trust Fund for the payment of the City's portion of group life insurance premiums for employees for 1983; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

Ordinance No. 23086

Appropriating \$155,500.00, or so much thereof as may be necessary, from the Self Insurance Program Claim Fund; transferring said sum to the Workman's Compensation Self Insurance/Industrial Insurance Fund; authorizing the closure of the Transit System Fund 4400; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.



Ordinance No. 23087

Amending the Official Code to update the Boiler and Pressure Vessel Code.

Deputy Mayor Nielsen moved to adopt corrections on pages 13 and 19. Seconded by Councilman Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance, as corrected, was set over for final reading next week.

Ordinance No. 23088

Appropriating \$6,000.00, or so much thereof as may be necessary, from the Miscellaneous Special Revenue Fund for the purchase of property from Pierce County; and declaring an emergency, making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

Ordinance No. 23089

Amending the Equipment Rental Schedule to reflect 1984 rates.

The Ordinance was set over for final reading next week.

Ordinance No. 23090

Appropriating \$2,250,000.00, or so much thereof as may be necessary, from the Stadium Development Fund for construction and art works at the Tacoma Dome.

Speaking to the Council was:

Joe Baker

4501 Kennedy Road N.E.

The Ordinance was set over for final reading next week.

Ordinance No. 23091

Appropriating \$8,900.00, or so much thereof as may be necessary, from the Performing Arts Center Operating Fund, for the payment of unanticipated salary costs related to the Pantages sale transaction, and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

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Councilman Kirby moved to suspend the rules to consider Resolution No. 28142. Seconded by Councilman Hyde. Voice vote was taken and carried. The motion was declared adopted.

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Resolution No. 28142

Authorizing the execution of an agreement with the Puget Sound Council of Governments for an analysis of alternatives to State Route 509, and providing for the appointment of an advisory committee by the City Council Appointments Committee.

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

Councilman Strege moved to amend Resolution No. 28142 by inserting a new paragraph on line 24 to read: "Be it further resolved that, prior to the expenditure of any such funds, the Washington State Department of Transportation shall provide, in writing, that any change in the location or accessibility of State Route 509 shall require the prior approval of the Tacoma City Council." Seconded by Councilman Hyde. After further discussion, Councilman Strege indicated that the motion should read, "...any such City funds." Seconded by Councilman Hyde.

Roll call vote was taken on the amendment, resulting as follows: Ayes: 8 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, and Strege. Nays: 1 - Mayor Sutherland. The motion was declared adopted.

Speaking to the Council on the Resolution, as amended, were:

- Leo Krenzler Chairman, Concerned Citizens for the 11th Street Corridor and Jobs
- Joe Baker 4501 Kennedy Road N.E.
- Jackie Skaugt Tacoma-Pierce County League of Women Voters
- Peter Pedone Puget Sound Council of Governments
- Paul Williams Tacoma Boatbuilding Company
- Mark Hamilton Manager, Concerned Citizens for the 11th Street Corridor and Jobs

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Roll call vote was taken on the Resolution, as amended, resulting as follows: Ayes: 5 - Bichsel, Hawkins, Nielsen, Rasmussen, and Mayor Sutherland. Nays: 4 - Hyde, Kirby, Ladenburg, and Strege.

The Resolution, as amended, was declared adopted.

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RESOLUTIONS:

Purchase Resolution No. 28134

Awarding contracts to:

1. Lige & William B. Dickson Company on their bid of \$21,888.55 for catch basin installation at various locations in the North End - Specification No. G-199-83;
2. Northwest Signal Supply on their bid of \$58,858.80 for solid state fixed time signal controller - Specification No. G-206-83;
3. S & S Welding, Inc. on their bid of \$4,845.61 for balcony aisleway railings at the Pantages Theater - Specification No. G-207-83;
4. Gary Budd Construction on their bid of \$27,538.00 for construction of concrete curb and sidewalk on McKinley Way from East "D" Street to East "G" Street - Specification No. G-168-83;
5. Lovell Boiler Repair on their bid of \$5,067.33 for emergency repairs to boilers at Fire Station Nos. 2 and 13;
6. Telephone Broadcasting Systems of Ohio on their bid of \$50,000.00 for the collection of Municipal Court fines;
7. DeLong Roofing on their bid of \$8,047.81 for home roof repair - Specification No. G-201-83; and
8. Rejecting all bids for chartered bus service - Specification No. G-185-83.

Deputy Mayor Nielsen moved that the Purchase Resolution, including waiver of formal bidding procedures on Purchase Item Nos. 5 and 6, be adopted. Seconded by Councilman Hyde. Voice vote was taken and carried.

The Purchase Resolution was declared adopted.

Resolution No. 28135

Authorizing the execution of an agreement in the amount of \$30,000.00 with Blunt & Hamm Engineers for the provision of technical energy engineering analyses of 17 City-owned buildings.

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. 28136

Authorizing the execution of an agreement in the amount of \$35,000.00 with the Tacoma/Pierce County Chapter of the American Red Cross for the Senior Transportation Program.

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

Resolution No. 28137

Authorizing the execution of an agreement in the amount of \$106,590.00 with the Tacoma/Pierce County Chapter of the American Red Cross Nutrition Program for the provision of hot meals to senior citizens.

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. 28138

Authorizing the execution of a personal services agreement with Ronald S. Robinson for the provision of assistance in developing and implementing an Industrial Wastewater Pretreatment Program.

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

Resolution No. 28139

Authorizing a temporary non-interest bearing loan of not more than \$250,000.00 from the Arterial Street Fund to the Public Works Revolving Fund for preliminary costs relative to the engineering and construction of SR-705.

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

Councilman Rasmussen moved to continue Resolution No. 28139 to the meeting of December 20, 1983. Seconded by Councilman Hyde. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting on December 20, 1983.

Resolution No. 28140

Authorizing the execution of Amendment No. 3 to the Sale Agreement with the Cornerstone Development Company relative to the development of the Tacoma Financial Center Project.

Resolution No. 28141

Authorizing the execution of the "Loan Agreement for the Tacoma Financial Center" with the Cornerstone Development Company.

Councilman Rasmussen moved to continue Resolution Nos. 28140 and 28141 to the meeting of December 20, 1983. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried. The motion was declared adopted.

Resolution Nos. 28140 and 28141 will be considered at the regular City Council meeting on December 20, 1983.

Resolution No. 28143

Establishing a sub-committee of the City Council to be known as the Budget Committee.

Councilman Hyde moved that the Resolution be adopted. Seconded by Councilman Ladenburg.

Mayor Sutherland read into the record Article VII, Section 7.3 of the Tacoma City Charter regarding budget control:

BUDGET CONTROL

Section 7.3 - At the beginning of each quarterly period during the fiscal year, and more often if required by the Council, the City Manager shall submit to the Council data showing the relation between the estimated income and expenses and actual income and expenses to date; and if it shall appear that the income is less than anticipated, the Council may reduce appropriations, except amounts required to meet contractual obligations and for debt, interest, and other fixed charges, to such a degree as may be necessary to keep expenditures within the cash income.

Roll call vote was taken on the Resolution, resulting as follows:  
Ayes: 5 - Hawkins, Hyde, Kirby, Ladenburg, and Strege. Nays: 3 - Nielsen, Rasmussen, and Mayor Sutherland. Present and not voting: 1 - Bichsel.

The Resolution was declared adopted.

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UNFINISHED BUSINESS:

Councilwoman Bichsel moved that the City Council request that the Public Utility Board at their December 14th meeting consider amending their 1984 budget to increase their funding for the Energy Conservation Office by providing an additional \$76,500 or so much as may be necessary to totally fund the Energy Office for 1984. Seconded by Councilman Hyde. Voice vote was taken and carried. The motion was declared adopted.

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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

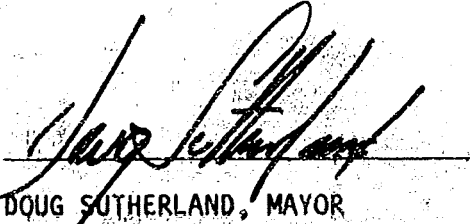
Councilman Hyde requested that staff investigate the possibility of renaming the fireboat site as "Cooperation Way."

Councilman Hyde requested a report on progress of the waterway pretreatment program.

Councilman Hyde stated that Council had received a memo, dated December 9, 1983, from Hunt/Mottet Hardware regarding safety and fire potential concerns at the gasohol plant on South "C" Street. He requested that the memo be routed to staff for a response. Mayor Sutherland stated that he had previously requested the appropriate staff to respond to the memo.

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On proper motion, the meeting adjourned at 9:41 p.m.

  
DOUG SUTHERLAND, MAYOR

ATTEST:   
GENELLE BIRK, CITY CLERK

WPC.2830R