

CITY COUNCIL MINUTES

City Council Chambers
August 1, 1978

The meeting was called to order at 5:08 p.m.

Present on roll call: 7 - Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker. Absent: 2 - Bichsel and Evans. Mr. Evans arrived at 5:15 p.m.

The Flag Salute was led by Mayor Parker.

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

Approval of the minutes of the regular meeting of July 25, 1978.

PETITIONS:

- a. Jack A. Anderson requesting the rezoning of the property located on the north side of South 12th Street between Proctor and Adams Street from an "R-2" to an "R-3" District.

For referral to the Hearings Examiner.

- b. Robert Owre requesting the rezoning of the property located on the west side of Manitour Way approx. 165 feet north of South 40th Street from an "R-3" to an "R-4-L" District.

For referral to the Hearings Examiner.

- c. Chinook Investors requesting the rezoning of the property located on the southwest corner of 64th Avenue NE and 28th Street NE from an "R-2" to an "R-2-T" District.

For referral to the Hearings Examiner.

- d. John L. Smith requesting the rezoning of the property located approx. 390 feet east of Walter Road on South 16th Street from an "R-2" to an "R-3" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 25179

Setting Tuesday, August 15, 1978 at 5:00 p.m. as the date for hearing on proposed amendments to Title 13 of the Official Code relating to environmental regulations.

Resolution No. 25180

Setting Monday, August 28, 1978 at 4:00 p.m. as the date for hearing L.I.D. 5581 for installation of water mains and fire hydrants in the vicinity of 128th Street East and 86th Ave. East.

APPEALS:

Elvin Walker, Jr. appealing the Hearings Examiner's decision to approve a Special Use Permit for Tribune Publishing Company to allow the construction of a 120 foot tall microwave receiving antenna in a "PBD" Planned Business District, located at the southwest corner of South 23rd and State Streets.

Suggested date for considering the appeal is Tuesday, August 15, 1978 at 5:00 p.m.

ASSESSMENT ROLLS:

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

L.I.D. 3772 - Sonstruction sanitary sewers in the following streets:

- 43rd Avenue NE from McMurray Road to 33rd Street NE;
- 44th Avenue NE from McMurray Road to 33rd Street NE;
- 45th Avenue NE from 30th Street NE to 33rd Street NE;
- 30th Street NE from 44th Avenue NE to 45th Avenue NE.

L.I.D. 3783 - Constructing storm sewers in East "J" Street from East 15th Street south approx. 1000 feet;

L.I.D. 8176 - Permanent paving on the following streets:
South 52nd Street from Alaska Street to Asotin Street;
Fawcett Avenue from South 58th to South 59th;
South "K" Street from South 63rd Street to South 64th Street;
Alley between Pacific Avenue and South "C" Street from South 63rd Street to South 64th Street.

Fixing Monday, August 28, 1978, at 4:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, August 1, 1978.
- b. Minutes of the Regular Meeting of the Board of Park Commissioners, July 10, 1978.
- c. Minutes of the meeting of the Board of Administration of the Tacoma Employes' Retirement System, June 29, 1978.
- d. Minutes of the Public Utility Board meeting, July 12, 1978.
- e. Minutes of the Joint Meeting of the Metropolitan Park Board and the Tacoma Planning Commission, June 5, 1978.
- f. Minutes of the Tacoma Planning Commission meeting of June 19, 1978.
- g. Minutes of the Board of Pierce County Commissioners meeting, July 14, 1978.
- h. Monthly Report of the Tacoma-Pierce County Humane Society and S.P.C.A., June, 1978.

Councilman Nielsen moved that all items on the Consent Agenda, including Resolutions Nos. 25179 and 25180, be approved. Seconded by Councilman Schroeder. Voice vote was taken and carried. The items were declared approved.

REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Permit Application No. 141.176 - Morris and Sons - to allow construction of a boat moorage facility for eighteen 30 foot boats, 1801 Dock Street.

Councilman Schroeder moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Warnick. Roll call vote was taken, resulting as follows: Ayes: 7 - Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker. Nays: 0. Absent: 2 - Bichsel and Evans. The motion carried.

- b. Hearings Examiner submitting request for extension for Shoreline Management Substantial Development Permit No. 141.108 - to allow construction of a dry boat storage facility on pilings to include retail sales, bait, tackle, processing and fishing pier.

Councilman Warnick moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Nielsen. Roll call vote was taken, resulting as follows: Ayes: 7 - Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker. Nays: 0. Absent: 2 - Bichsel and Evans. The motion carried.

- c. Hearings Examiner recommending that Blayne Hanson's request for vacation of portion of Thurston Street between Asotin and Cushman Avenues be denied.

Councilman Warnick moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Schroeder. Voice vote was taken and carried.

- d. Hearings Examiner recommending that C.H.G. International, Inc.'s request for reclassification of the southeasterly quadrant of South 38th Street and Interstate 5 from an "R-2" and "R-3" to an "R-4-L PRD" District be denied.

Gary Sullivan, Hearings Examiner advised that prior to the last date for filing appeal the C.H.G. International, Inc. had requested a re-hearing to enter some new information. He asked that he be allowed to rehear the classification request.

Councilman Schroeder moved to refer the matter back to the Hearings Examiner. Seconded by Councilman Nielsen. Voice vote was taken and carried.

FINAL READING OF ORDINANCES:

Ordinance No. 21412

Vacating a portion of North 29th Street at North Pine Street.
(Donald E. Munson)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

Absent: 2 - Bichsel and Evans.

The Ordinance was declared passed.
Councilman Evans arrived.

Ordinance No. 21425

Amending Chapter 13.03 and 13.06 of the Official Code relative to instituting an Administrative Permit System for certain minor land use regulatory actions.

Councilman Strege moved to continue final reading of the ordinance for one week. Seconded by Councilman Evans. Voice vote was taken and carried. Final reading of the Ordinance was continued to August 8th.

Ordinance No. 21426

Providing for the improvement of L.I.D. 5590 for constructing water mains in No. 39th from Highland to Shirley and Winnifred from No. 38th to No. 39th Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick, and Mayor Parker.

Nays: 0

Absent: 1 - Bichsel

The Ordinance was declared passed.

Ordinance No. 21427

Providing for the improvement of L.I.D. 8229 for permanent paving on So. State from So. 17th to So. 19th and asphaltic concrete in alley between 6th Avenue and So. 7th from Puget Sound Ave. to Union Ave.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick, and Mayor Parker.

Nays: 0

Absent: 1 - Bichsel

The Ordinance was declared passed.

Ordinance No. 21428

Approving and confirming the assessment roll for L.I.D. 8178 for permanent paving on So. "L" from So. 45th to So. 46th and So. 46th from So. "L" to So. "M" Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick, and Mayor Parker.

Nays: 0

Absent: 1 - Bichsel

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 21423 (Continued from the meeting of July 18, 1978)

Amending Chapter 13.06 of the Official Code to reclassify the northwest corner of East 38th Street and Portland Avenue from an "R-2" and "R-3" to an "R-4-L" District. (Darrell and Lois Bowman) (Appeal filed)

Speaking against the rezone were:

D. J. Atkinson, 3706 Portland Avenue
Raymond Rclland, 1620 Columbia Street

Speaking in favor of the ordinance was the petitioner Darrell Bowman who asked that the appeal be denied.

Councilman Warnick moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner and to deny the appeal. Seconded by Councilman Schroeder. Voice vote was taken and carried.

The Ordinance was set over for final reading to a date to be determined.

Ordinance No. 21429

Amending Chapter 13.06 of the Official Code to reclassify the southeast corner of So. 74th & Fife Streets from an "R-2" to an "R-3" District. (Liberty Homes)

Councilman Schroeder moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 21430

Amending Chapter 13.06 of the Official Code to reclassify the east side of Pacific Ave. approx. 110 feet north of So. 88th St. extended from an "R-2" to an "R-4-LT" District. (Ken Wallin and Ken Pearson)

Councilman Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Schroeder. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 21431

Amending Chapter 13.06 of the Official Code to reclassify the north side of So. 30th Street between West Union and Union Ave. from an "R-3" to an "R-3-T" District. (Gary G. Coy, Terry B. Owen and James T. Hacker)

Councilman Schroeder moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 21432

Amending Chapter 13.06 of the Official Code to reclassify the area generally north of the intersection of Dash Point Water Works Road and High Point Drive from an "R-1" to an "R-1-PRD" District. (William H. Finkbeiner)

Gary Sullivan, Hearings Examiner, said he would like to discuss Resolution No. 25190 together with the Ordinance.

Councilman Schroeder moved to suspend the rules to consider Resolution No. 25190 together with Ordinance No. 21432. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Resolution No. 25190

Approving the preliminary plat of DASH POINT VIEW 40 in the area generally north of the intersection of Dash Point Water Works Road and High Point Drive. (William H. Finkbeiner)

Councilman Schroeder moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Warnick. Voice vote was taken and carried.

Final reading of Ordinance No. 21432 was set over to a date to be determined.

Councilman Warnick moved to adopt Resolution No. 25190. Seconded by Councilman Schroeder. Voice vote was taken and carried. The Resolution was declared adopted.

Ordinance No. 21433

Amending Sections 11.22.140 and 11.22.150 of the Official Code regarding insurance and bonds on parade permits.

Gary Roth, Attorney representing Pierce County Women's Coalition spoke and answered questions of Council members.

The Ordinance was set over for final reading next week.

Ordinance No. 21434

Vacating portions of So. 39th and Ash Streets. (George Economou)

Gary Sullivan, Hearings Examiner, advised that this ordinance has to do with property in the same area of the C.H.G. International, Inc. property which was under Communications which the Council had referred back to the Hearings Examiner. He felt that perhaps this request should also be referred back for rehearing inasmuch as the two requests are related.

Councilman Nielsen moved to refer the vacation request back to the Hearings Examiner. Seconded by Councilman Warnick. Voice vote was taken and carried. The Ordinance was tabled.

RESOLUTIONS:

Resolution No. 25178 (Continued from the meeting of July 25, 1978)

Establishing an Urban Policy Committee.

Mayor Parker moved to consider Substitute Resolution No. 25178 and to make a change on Page 2 of said Resolution, Line 6, after the word committee to add the words "for CETA." Seconded by Councilman Strege. Voice vote was taken and carried.

Councilman Nielsen moved to add an additional paragraph at the end of the resolution to read as follows: "Be it further resolved that this committee will cease to exist after January 30, 1980 unless reenacted by the Tacoma City Council. It is the purpose of this section that the City Council will reevaluate the Committee prior to January 30, 1980 to determine if it should be extended." Seconded by Mayor Parker. Voice vote was taken and carried.

Speaking against the resolution were:

Nancy Mendoza, 517 So. Sheridan
Alberta Canada, Chairman of Minority Concerns Task Force
Paul Meyer, 6322 No. 26th Street

Speaking in favor of the resolution was J. D. Harvison, President of the Manitou Improvement Club.

Speaking about the resolution were:

Thomas Dixon, Executive Administrator of the Tacoma Urban League
Doug Sutherland, Local Legislative Chairman of the Tacoma Area Chamber of Commerce
Lawrence Falick, 4224 North Mullen Street

Councilman Hudson moved that the Resolution be amended on Page 2, Line 11 by removing the words "that the Mayor would be a permanent member of the Committee and Chairman." Seconded by Councilman Warnick. Roll call vote was taken, resulting as follows: Ayes: 8 - Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker. Nays: 0. Absent: 1 - Bichsel. Motion carried.

Councilman Hudson made a procedural motion, he moved that the vote on this resolution be treated as a Statement of Intent by the Council and that the intent be looked at by the administration this week and that a new resolution be presented for final action next week. The motion failed for lack of a second.

Roll call vote was taken the Substitute Resolution as amended resulting in Ayes: 5 - Evans, Kibry, Nielsen, Strege and Mayor Parker. Nays: 3 - Hudson, Schroeder and Warnick. Absent: 1 - Bichsel. The motion carried. The Substitute Resolution as amended was declared adopted.

Councilman Kirby moved for a five (5) minute recess. Seconded by Councilman Evans. Voice vote was taken and carried. The Council recessed at 7:55 p.m. The Council reconvened at 8:05 p.m.

Resolution No. 25181

Reappointing Karen G. Seinfeld as a member of the Board of Trustees of the Tacoma Public Library for a term expiring on August 3, 1983.

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

Resolution No. 25182

Reappointing Robert Peters to the Municipal Authority Board of Directors for a two year term expiring August 1, 1980.

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

Resolution No. 25183

Appointing Catherine May Haas as a member of the Human Relations Commission for a three year term expiring on August 1, 1981.

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

Resolution No. 25184

Appointing Donald L. Rosendahl to the Board of Building Appeals for a term of five years expiring on August 1, 1983.

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

Purchase Resolution No. 25185

Awarding contracts to:

- (1) National Blower and Sheet Metal Co. on its bid of \$6,904.56 for reroofing Fire Station No. 2 (2701 Tacoma Avenue South).
- (2) National Blower and Sheet Metal Co. on its bid of \$69,890.45 for reroofing the Medical Arts Bldg. Improvement No. 2465.
- (3) Stanley Magic Door, Inc. on its bid of \$19,798.74 for automatic door operators for the Medical Arts Bldg. Improvement No. 2466.

And rejecting all bids on:

- (4) Beacon Center repair and maintenance of heating system.

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

Resolution No. 25186

Authorizing the purchase of thirty-one G.E. Mobile Radio Units utilizing State of Washington Contract No. 12-77.

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

Resolution No. 25187

Authorizing the proper officers of the City to file Notice of Intent with the Pierce County Boundary Review Board to serve water to the area of University Place.

Councilman Hudson excused himself from sitting in on the consideration of the Resolution due to the Appearance of Fairness Doctrine. Councilman Hudson left the Council Chambers.

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

Resolution No. 25188

Approving the sale of two parcels of land between So. Stevens and Cheyenne Streets on 56th Street to Major F. Schlanbusch and Associates.

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

Resolution No. 25189

Authorizing execution of a sewerage service agreement with Pierce County in the vicinity of Ea. 72nd and Eas. "K" Street.

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

Resolution No. 25190

Approving the preliminary plat of DASH POINT VIEW 40 in the area generally north of the intersection of Dash Point Water Works Road and High Point Drive. (William H. Finkbeiner)

This Resolution was adopted in conjunction with Ordinance No. 21432.

Resolution No. 25191

Allocating the sum of \$20,000 of general revenue sharing funds for the purpose of implementing the Asian American Alliance Health Outreach Program, Women's Support Shelter and Alpha House Youth Drug Project.

Councilman Strege moved to adopt Substitute Resolution No. 25191. Seconded by Councilman Hudson. Voice vote was taken and carried. The Substitute Resolution was declared adopted.

Resolution No. 25192

Closing Ea. "Q" Street and Ea. "R" Street between Ea. 40th and Ea. 44th Streets for a trial period of not more than ninety days.

Councilman Schroeder moved that the Resolution be adopted. Seconded by Councilman Hudson.

Speaking on the resolution was Lester Manues, 4014 East "Q" Street.

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

Resolution No. 25193

Authorizing implementation of the Neighborhood Commercial Revitalization Program.

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

UNFINISHED BUSINESS:

Mayor Parker moved to confirm the action taken in Executive Section with regard to the legal damage claim pending before Council. Seconded by Councilman Schroeder. Voice vote was taken and carried.

On proper motion, the meeting adjourned at 8:55 p.m.



MIKE PARKER - MAYOR

ATTEST:


H. B. BOND - CITY CLERK