

CITY COUNCIL MINUTES

City Council Chambers
October 4, 1988

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

Present on roll call: 8 - Hyde, McElliott, Moss, Mykland, Stenger, Vialle, Warnick, and Mayor Sutherland. Absent: 1 - Nielsen.

The Flag Salute was led by Council Member Mykland.

Mayor Sutherland announced that under Public Hearings and Appeals the appeal of Highland Point Associates will not be heard tonight. Mayor Sutherland moved that this item be continued to the meeting of October 11, 1988. Seconded by Council Member Mykland. Voice vote was taken and carried. The motion was declared adopted.

CONSENT AGENDA

Approval of the minutes of the regular meeting of September 27, 1988 and the special meeting of September 23, 1988.

RESOLUTIONS:

Resolution No. 30183

Setting Tuesday, November 15, 1988 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate small portions of "A" Street, South 10th Street and Schuster Parkway abutting 909 "A" Street. (Frank Russell Company; File No. 124.879)

Resolution No. 30184

Setting Tuesday, November 15, 1988 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate a portion of North 13th Street from Fir Street east to the alley. (Delmon E. Blakenship; File No. 124.880)

Resolution No. 30185

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

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meeting of the Appointments Committee, September 26, 1988.
- b. Minutes of the meeting of the Tacoma Arts Commission, July 19, 1988.
- c. Financial Report of the Belt Line Division, Data Processing Division, Fleet Services Fund, Light Division, Self-Insurance Claim Fund and Water Division, August 1988.
- d. Total Work Report of the Tacoma-Pierce County Humane Society & S.P.C.A., August 1988.

Council Member Moss moved that the Consent Agenda, including Resolution Nos. 30183, 30184, and 30185, be approved. Seconded by Council Member Harnick. Voice vote was taken and carried. The Consent Agenda was declared approved.

Mayor Sutherland stated that Council Member Stenger has to leave the meeting early tonight and he had requested that the scheduled Executive Session be conducted early in the agenda.

Mayor Sutherland moved to recess to Executive Session to discuss personnel and litigation matters, the session not to exceed 20 minutes. Seconded by Council Member Harnick. Voice vote was taken and carried. The motion was declared adopted.

Council recessed at 5:13 p.m. and reconvened at 5:45 p.m.

Mayor Sutherland proclaimed the week of October 17-21, 1988 as Women's Awareness Week and the month of October as Women's Equality Month, and presented the proclamation to Judy Fortier of the Human Rights Department.

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

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.437 to allow the installation and use of six portable bridge crane structures at an existing industrial shipyard located southerly of East 3rd Street extended, between East "F" Street and Middle Waterway (313 East "F" Street. (Marine Industries Northwest, Inc.; File No. 141.437)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Moss. Roll call vote was taken, resulting as follows: Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Harnick, and Mayor Sutherland. Nays: 0. - Absent: 1 - Nielsen. The motion was declared adopted.

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

0
2

- b. Hearings Examiner submitting Shoreline Management Substantial Development/Conditional Use Permit No. 141.436A to allow the development of a two-story 17,200 square foot office/retail building and associated off-street parking on the property located on the easterly side of Dock Street approximately 630 feet south of East 11th Street (1155 Dock Street). (Investco Financial Corporation; File No. 141.436A)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Vialle. Roll call vote was taken, resulting as follows: Ayes: 8 - Hyde, McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Mayor Sutherland. Nays: 0. Absent: 1 - Nielsen. The motion was declared adopted.

- c. Hearings Examiner recommending denial of the requested Shoreline Management Substantial Development Permit for the development of a marina in front of the property located at 1155 Dock Street. (Investco Financial Corporation; File No. 141.436)

Council Member Stenger moved to remand this back to the Hearings Examiner to defer judgement until the Department of Natural Resources has made a decision. Seconded by Council Member Warnick. Roll call vote was taken, resulting as follows: Ayes: 4 - Moss, Stenger, Warnick and Mayor Sutherland. Nays: 4 - Hyde, McElliott, Mykland and Vialle. Absent: 1 - Nielsen. The motion failed.

Council Member Vialle moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member McElliott. Roll call vote was taken, resulting as follows: Ayes: 4 - Hyde, McElliott, Mykland and Vialle. Nays: 4 - Moss, Stenger, Warnick and Mayor Sutherland. Absent: 1 - Nielsen. The motion failed.

Mayor Sutherland moved to continue this communication for one week. Seconded by Council Member Warnick. Voice vote was taken and carried. Communication c. was continued to the Council Meeting of October 11, 1988.

PUBLIC HEARINGS AND APPEALS: (6:15 p.m.)

- a. This is the date set for hearing the appeal of Highland Point Associates on a condition of the Hearings Examiner's decision and recommendation relative to the request for reclassification and related site plan modifications for the property located west of Narrows Drive in the vicinity of the Cushman transmission lines. (Highland Point Associates, File Nos. 120.1244 and 127.253A) (Continued from the meeting of September 27, 1988.)

As indicated earlier in the meeting the Hearings Examiner was not available tonight, both parties have been notified and both concurred that this could be set over for a period of one week.

The appeal of Highland Point Associates will be held on October 11, 1988.

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

- c. This is the date set for hearing the appeal of St. Mark's Eye Clinic and Douglas A. MacLeod, M.D., relative to the request for a determination as to whether the location of an accessory off-street parking area at the northeast corner of 6th and Cushman Avenues is consistent with applicable sections of the City's off-street parking regulations for the building located at 502 South M Street. (St. Mark's Eye Institute; File Nos. 130.3058 and 88.3)

Mayor Sutherland explained the rules relative to appeals before the City Council.

Rod Kerslake, Hearings Examiner, made a presentation to the Council regarding the appeal.

Barbara Bowden, Attorney representing St. Mark's Eye Clinic and Douglas A. McLeod, M.D., stated the reasons for the appeal.

Wendy Isenhardt, representing the neighborhood, made a presentation to the Council regarding the appeal.

Council Member Mykland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner and deny the appeal. Seconded by Deputy Mayor Hyde. Voice vote was taken and carried.

The appeal was denied.

Mayor Sutherland moved to take a brief recess. Seconded by Deputy Mayor Hyde. Council recessed at 7:16 p.m. and reconvened at 7:27 p.m.

Mayor Sutherland proclaimed the week of October 6-9, 1988, to be Fire Prevention Week, and presented the proclamation to Damon Herd, Fire Marshall and Alan Nyman, Firefighter.

PUBLIC HEARINGS AND APPEALS: (7:35 p.m.)

- b. This is the date set for hearing the appeal of St. Mark's Eye Institute relative to the request for an off-street parking variance for the property located at 502 South M Street. (St. Mark's Eye Institute; File No. 130.3048)

Rod Kerslake, Hearings Examiner, made a presentation to the Council regarding the appeal.

Barbara Bowden, Attorney representing St. Mark's Eye Institute, stated the reasons for the appeal.

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

4

Wendy Isenhart, representing the neighborhood, made a presentation to the Council regarding the appeal.

Council Member Mykland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner and deny the appeal. Seconded by Deputy Mayor Hyde. Voice vote was taken and carried.

The appeal was denied.

FINAL READING OF ORDINANCES:

Substitute Ordinance No. 24156 (Continued from the meeting of August 2, 1988.)

Creating and establishing a new fund to be known as the Ferry Terminal Fund; and appropriating \$15,000,000.00 from said fund for the acquisition by purchase or lease of certain real estate for use as a ferry terminal for the Alaska Marine Highway System Southern Terminus at Puget Sound in Tacoma, Washington and for the planning, design, and construction of such facilities.

Council Member Mykland moved to table Substitute Ordinance No. 24156. Seconded by Deputy Mayor Hyde. Voice vote was taken and carried. Substitute Ordinance No. 24156 was tabled.

Ordinance No. 24161

Amending Chapter 13.06 of the Official Code to reclassify the property located on the west side of South Pine Street approximately 150 feet from South 42nd Street extended west from a "R-3" Two- and Three-Family Dwelling District to a "R-3-T" Residential-Commercial Transitional District to convert an existing 1,252 square foot residential structure into an office building. (Puget Sound Local American Postal Workers Union; File No. 120.1249)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss Myland, Vialle, Warrnick and Mayor Sutherland.

Nays: 0

Absent: 2 - Nielsen, Stenger

The Ordinance was declared passed.

Ordinance No. 24168

Amending Chapter 13.06 of the Official Code to reclassify the property located on the east side of Lawrence Street extended south between South 47th and 48th Streets from a "R-3" Two- and Three-Family Dwelling District to a "R-4-L" Low-Density Multiple-Family Dwelling District to construct a 108-unit apartment complex. (John Dobler; File No. 120.1254)

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

5

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Vialle, Warrnick and Mayor Sutherland.

Nays: 0.

Absent: Nielsen, Stenger

The Ordinance was declared passed.

Ordinance No. 24198

Vacating a portion of South 60th Street between Sprague Avenue and the I-5 freeway to combine it with abutting properties for a private accessway and landscaping. (Anthony J. Jellen; File No. 124.844)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Vialle, Warrnick and Mayor Sutherland

Nays: 0.

Absent: 2 - Nielsen, Stenger

The Ordinance was declared passed.

Ordinance 24211

Amending Chapter 1.24 of the Official Code regarding "Posting of Eligible Lists" to provide for the breaking of ties on open examinations by random test identification number.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Vialle, Warrnick and Mayor Sutherland.

Nays: 0.

Absent: 2 - Nielsen, Stenger

The Ordinance was declared passed.

Ordinance No. 24212

Accepting a grant award contract from the U.S. Department of Housing and Urban Development in the amount of \$119,965.00; depositing in and appropriating said sum from the Miscellaneous Grant Summary Fund; and authorizing a temporary non-interest bearing loan in the amount of \$12,000.00 from the General Fund to the Miscellaneous Grant Summary Fund for the purpose of administering housing programs for the elimination of housing discrimination.

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

6

Roll call vote was taken, resulting as follows:

Ayes: 7 - Hyde, McElliott, Moss, Mykland, Vialle, Warrnick and Mayor Sutherland.

Nays: 0.

Absent: 2 - Nielsen, Stenger

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 24213

Amending Chapter 13.06 of the Official Code to reclassify the property located on the southeast corner of Pacific Avenue and South 52nd Street (5209 Pacific Avenue) from a "R-4T" Residential-Commercial Transitional District to a "C-1" Commercial District to convert a single-family dwelling into a beauty salon. (Robert and Kathleen Nali; File No. 120.1258)

Council Member Moss 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. 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)

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

RESOLUTIONS:

Purchase Resolution No. 30186

Awarding contracts to:

1. Northwest Cascade, Inc., in the amount of \$9,868.15 to increase their contract for sanitary sewer replacement at East 38th Street and Portland Avenue to the "T" Street gulch - Specification No. G-278-87;
2. Azon/K&E Corporation, in the amount of \$2,197.46 to extend and increase the contract for the annual supply of blueprint paper - Specification No. G-067-87;

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

7

3. Professional Services Unlimited, on their bid of \$31,185.60 for security guard services at the landfill - Specification No. G-088-88;
4. Robert McNeel and Associates, on their bid of \$52,429.58 for microcomputers/auto cad systems/workstations - Specification No. G-062-88;
5. Pierce County Merchant Police, in the amount of \$10,685.25 to increase their contract for security patrol services at the North and South Park Plaza Garages - Purchase Order No. 21984; and
6. Pacific Coast Truck Center of Tacoma, in the amount of \$6,500.00 to increase their contract for vehicular equipment and engine maintenance and repairs - Open Purchase Order No. 23237.

Council Member Mykland moved that the Purchase Resolution be adopted and that formal bidding procedures be waived on Item No. 6. Seconded by Deputy Mayor Hyde.

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

Resolution No. 30187

Authorizing an exchange of properties located adjacent to the Centralia Steam Electric Generating Project with Widco, Inc., and the execution of related documents.

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

Resolution No. 30188

Authorizing the execution of a temporary loan or loans from the General Fund to the Tacoma Union Station Renovation Fund in the amount of \$100,000.00 for restoration and repair of the Tacoma Union Station located at 1713 Pacific Avenue.

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

Resolution No. 30189

Establishing October 1, 1988 through October 7, 1988 as Wood Smoke Awareness Week.

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

CITIZEN'S REQUEST TO BE HEARD: (8:30 p.m.)

Wayne S. Aho, representing Citizens for Freedom of Choice requesting to speak regarding fluoridation of the city's water.

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

8

Dr. John Lee, M.D. from Mill Valley, CA. made a presentation to the Council regarding fluoridation.

REPORTS BY CITY MANAGER:

Erling O. Mork, City Manager, introduced Bob Arleth, who will be serving as a special intern in the City Manager's Office for the next three months.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Council Member Mykland commented that the situation between the City and the Health Department has been resolved temporarily and he wanted the citizens of the City to know that they are receiving services from the Health Department regarding Emergency Medical Services.

Mayor Sutherland stated that he had received a call today from Mr. Frank Kaiser who lives at 96th & Park Street complaining about significant traffic accidents at that intersection. At that intersection one side of the street is County and the other side of the street is City. There has been a substantial increase in the number of automobile collisions at that particular corner. After discussion Mayor Sutherland requested that staff take another look at this particular intersection.

Mayor Sutherland stated that there was some discussion earlier in the year about the Travel Authorization and Expense Reimbursement policy. Staff was to develop a consistent policy for General Government and Utilities on reimbursement of appropriate expenditures of monies. He stated that he and Deputy Mayor Hyde had reviewed it and they believed that the amendments/modifications to the language made it easier to understand. Mayor Sutherland suggested that this policy be sent to the Department of Public Utilities for their concurrence so that it can be brought to the Council for adoption as a policy of the City relative to travel expenses.

Council Member Mykland asked if copies could be provided to Council for review and comment before sending it to the Utility Department.

Mayor Sutherland indicated that copies would be made available to Council members for their review and comment.

Council Member McElliott said she had a question in regard to the Municipal Dock. She recalled that the lease with Totem Marina changes in October. She requested a status report as she felt the City should proceed with demolishing the Municipal Dock and cleaning up the waterfront.

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

On proper motion, the meeting was adjourned at 8:50 p.m.

ATTEST:


GENELLE BIRK, CITY CLERK


DOUG SUTHERLAND, MAYOR

MPC 6410.G

NOTE: If the microfilmed document is less clear than this notice, it is due to the quality of the original document.

0
10