

CITY COUNCIL MINUTES

City Council Chambers  
September 19, 1989

The meeting was called to order at 5:02 p.m.

Present on roll call: 6 - Moss, Mykland, Nielsen, Stenger, Vialle, and Deputy Mayor Hyde. Absent: 3 - McElliott, Warnick and Mayor Sutherland. (Council Member Warnick arrived at 5:03 p.m. and Council Member McElliott arrived at 5:04 p.m.)

The Flag Salute was led by Council Member Stenger.

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C O N S E N T   A G E N D A

RESOLUTIONS:

Resolution No. 30568

Setting Tuesday, October 24, 1989, at 1:30 p.m. as the date for a public hearing by the Hearing Examiner on the request to vacate a portion of East "B" Street adjacent to 216 Puyallup Avenue. (John C. Butz; File No. 124.896)

Resolution No. 30569

Authorizing the submission of project prospectuses and applications to the Washington State Department of Transportation for railroad signal upgrades for the East 72nd Street and McKinley Avenue projects and the execution of related agreements for each project.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearing Examiner Agenda for Tuesday, September 19, 1989.
- b. Minutes of the meeting of the Tacoma-Pierce County Board of Health, August 2, 1989.
- c. Minutes of the meeting of the Civil Service Board, August 21, 1989.
- d. Minutes of the meeting of the Urban Policy Committee, March 9, 1989.
- e. Citizen petitions regarding the retention of the Crime Management Team in the upper Tacoma Area.

Council Member Vialle moved to adopt the Consent Agenda. Seconded by Council Member Nielsen.

Council Member Vialle moved to suspend the rules to add Resolution No. 30581 to the Consent Agenda. Seconded by Council Member Moss. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 30581

Setting Tuesday, September 26, 1989 at 5:30 p.m. as the date for a public hearing by the City Council on the Emergency Medical Ambulance Services Program.

Voice vote was taken and carried on the Consent Agenda, as amended. The Consent Agenda, as amended, was declared approved.

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R E G U L A R   A G E N D A

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Presentation of the Suggestion Awards.

Deputy Mayor Hyde presented certificates and cash awards to Joseph Legere, Elmer Frank, John Wells, and Ronald Vanderleest, of the Public Works Department for their suggestions.

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COMMUNICATIONS:

- a. Hearing Examiner submitting Shoreline Management Substantial Development Permit No. 141.453 to allow the repiping of an existing bleach manufacturing system consisting of two tanks, pumps and heat exchangers at the southwesterly side of the Hylebos Waterway, approximately 1/4 mile westerly of East 11th Street and 605 Alexander Avenue. (Occidental Chemical Corp.; File No. 141.453)

Council Member Nielsen 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 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde. Nays: 0. Absent: 1 - Mayor Sutherland. The motion was declared adopted.

- b. Hearing Examiner recommending approval of the request for a modification to the site plan for the property located on the north side of South 23rd Street approximately 250 feet east of South Adams Street to revise the elevation of the building. (2010 Union Limited Partnership; File Nos. 120.1203B and 121.1103A)

Council Member Vialle moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Warnick. Voice vote was taken and carried, with Council Member McElliott abstaining. The motion was declared adopted.

- c. Hearing Examiner recommending approval of the request to remove a condition limiting development of the property located at the corner of Westridge Avenue and 27th Street West to a maximum of 200 units per year. (Westridge Associates; File No. 120.660C)

Council Member Vialle moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Warnick. Voice vote was taken and carried. The motion was declared adopted.

- d. Hearing Examiner recommending approval of the modification of the site plan for the property bounded by SR-16 to the south, Cedar Street to the east, and Tacoma Central Shopping Center to the west and South 23rd Street to the north to allow the development of a one-story, 22,500 square foot, 1,512-seat movie theatre, rather than the two-story, 38,600 square foot, 2,328-seat theatre originally approved for the site. (Tacoma Development, Ltd.; File No. 120.1231A)

Council Member Moss moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

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FINAL READING OF ORDINANCES:

Ordinance No. 24425

Authorizing the execution of an agreement with the Metropolitan Park District in the amount of \$40,000.00 for bank and shoreline stabilization at a waterfront park site located at the end of 6th Avenue and Titlow Park; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund.

Roll call vote was taken, resulting as follows:

Ayes: 7 - McElliott, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 2 - Moss and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24426

Accepting donations totaling \$7,500.00 from various businesses; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for expenses associated with Senior Citizens Awareness Day (SCAD).

Roll call vote was taken, resulting as follows:

Ayes: 7 - McElliott, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 2 - Moss and Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24428

Accepting donations totaling \$1,196.00 from the Tacoma Elks Lodge #174, Busy Bee Cafe, Barbara Gregg, and Robert and Lisa Stein; and depositing in and appropriating said sum from the Miscellaneous Trust Summary Fund, to support the crime prevention programs of the Police Department.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24429

Amending Chapter 13.06 of the Official Code to provide for an exemption to view-sensitive overlay zoning districts for developments meeting certain criteria and greater than thirty acres in size.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24430

Amending Sections 1, 2 and 3 of Ordinance No. 24359 which authorized the acceptance of Federal Aviation Administration grant monies for constructing taxiway lighting at the Tacoma Narrows Airport to make technical corrections in the accounting terms.

15

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24431

Authorizing the execution of agreements with the Pierce County Area on Aging and Pierce County in the amount of \$10,000.00; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund to provide mental health services for senior citizens.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24432

Accepting \$31,500.00 from the State of Washington, Department of Ecology; and depositing in and appropriating said sum from the Miscellaneous Grants Summary Fund for developing the City Waterway Design and Public Access Plan.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24433

Approving the Assessment Reimbursement Area and the Assessment Reimbursement Contract with Tacoma Land Company, North Shore Development L.P., and Tacoma School District No. 10 for the construction of Nassau Avenue North and 45th Street Northeast.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24434

Approving and confirming the assessment roll for L.I.D. No. 5676 for the construction of water mains and fire hydrants in 134th Avenue East from 144th Street East to Bath Road East, in 136th Avenue East from Bath Road East to the cul-de-sac, in 144th Street East from 136th Avenue East to 137th Avenue East and in Bath Road East from 134th Avenue East to 144th Street East and in 137th Street East from 144th Street East to the cul-de-sac.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24435

Providing for the formation of Local Improvement District No. 5685 for the construction of water mains and fire hydrants in Patrician Lane from Memory Lane to the West line of the Burlington Northern Railroad Right-of-Way.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

17

Ordinance No. 24436

Providing for the formation of Local Improvement District No. 5697 for the construction of water mains and fire hydrants in Adams Street from approximately South 43rd Street to South 47th Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Ordinance No. 24437

Providing for the formation of Local Improvement District No. 8523 for the placement of concrete curbs and gutters and of permanent pavement including the necessary facilities for storm drainage on South 95th Street from Sheridan Avenue to Alaska Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - McElliott, Moss, Mykland, Nielsen, Stenger, Vialle, Warnick, and Deputy Mayor Hyde.

Nays: 0.

Absent: 1 - Mayor Sutherland.

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 24438

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northwest corner of 29th Street Northeast and Norpoint Way from a "R-3-PRD" Planned Residential Development District to a "R-2-T" Residential Commercial Transitional District and a "C-1" Commercial District to allow a service station on the site. (George Schilling; File No. 120.1256A)

Council Member Moss moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Warnick. Voice vote was taken and carried, with Council Member McElliott abstaining. The motion was declared adopted.

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

Ordinance No. 24439

Vacating a portion of the south 20 feet of 31st Street N.E. west of Norpoint Way to combine the vacated area with the abutting property for development of a proposed commercial center. (George Schilling; File No. 124.876)

Council Member Moss moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Nielsen. 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. 24440

Amending Chapter 6.60 of the Official Code relating to dog and cat licenses to initiate cat licensing in the City of Tacoma.

Council Member Mykland moved to hold a public hearing on the matter of licensing of cats in the City of Tacoma. Seconded by Council Member Nielsen.

Roll call vote was taken, resulting as follows:

Ayes: 3 - Mykland, Nielsen and Vialle.

Nays: 5 - McElliott, Moss, Stenger, Warnick and Deputy Mayor Hyde.

Absent: 1 - Mayor Sutherland.

The motion was declared failed.

Council Member Mykland requested that the record be left open and public testimony be accepted during final reading of this Ordinance next week.

Deputy Mayor Hyde stated that the Chair ruled that this would be done. He also indicated that he was bringing an amendment to the Ordinance for consideration next week that would place a limit on the number of dogs licensed per family in the City.

Deputy Mayor Hyde called for public testimony.

There being no testimony, the Ordinance was set over for final reading next week.

19



Ordinance No. 24441

Amending Section 12.10.150 of the Official Code to retroactively revise the effective date of implementation of the service construction charges for paved or oil surfaced streets to June 6, 1989, for Water Services-Construction Charges, of Water Regulation and Rates Ordinance No. 24354, as recommended by the Public Utility Board.

The Ordinance was set over for final reading next week.

Ordinance No. 24442

Authorizing the utilization of \$31,632.00 in excess funds from the Ruston Way Marine Park Project and appropriating said sum from the Miscellaneous Grants Summary fund for the Titlow Waterfront Project.

The Ordinance was set over for final reading next week.

Ordinance No. 24443

Amending portions of Chapter 1.34 of the Official Code to add Section 1.34.410 to increase the working fund advance for the Law Enforcement Support Agency to \$150.00.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Purchase Resolution No. 30570

Awarding contracts to:

1. Compucom Systems, in the amount of \$10,132.74; GTE Northwest in the amount of \$13,660.10; Computers & Applications in the amount of \$38,194.95 to increase their contracts for personal computers, hardware, software and local area network - Specification No. G-007-89;
2. Tacoma Screw Products Inc., in the amount of \$8,500.00 to increase their contract for hardware and tool supplies - Open Purchase Order No. 29562;
3. B. A. McKenzie & Company, in the amount of \$2,200.00 to increase their contract for spare parts for the fireboats - Purchase Order No. 29655;
4. Hovermarine International, in the amount of \$30,704.11 for spare parts for fireboat maintenance - Single Source;
5. Darkhorse Musicmedia Company, in the amount of \$14,500.00 for recycling education program;
6. Business Pro Computer on their bid of \$10,122.48 and Tacoma Computer Network on their bid of \$21,568.62 for seven (7) microcomputer systems - Specification No. G-062-89; and
7. Rejecting all bids submitted for surplus aluminum bench seats, Specification No. G-061-89.

Council Member Mykland moved that the Purchase Resolution be adopted, including waiving the formal bidding procedures on item Nos. 3, 4 and 5. Seconded by Council Member Warnick.

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

Resolution No. 30571

Authorizing an agreement with Brown and Caldwell Consulting Engineers in the amount of \$37,158.00 for construction management services for construction of the Marine Outfall Extension for the City's North End Wastewater Treatment Plant.

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

Resolution No. 30572

Approving the settlement of the case of City of Tacoma v. Washington Insurance Guaranty Association, Pierce County Cause No. 88-2-02962-3 for a sum of \$49,500.00 to be paid to the City by Washington Insurance Guaranty Association.

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

Resolution No. 30573

Authorizing the settlement of the claim of Mary Urlie in the amount of \$42,500.00.

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

Resolution No. 30574

Authorizing the execution of an agreement with Pierce County Fire Protection District No. 5 (Gig Harbor) for mutual fire protection assistance.

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. 30575

Authorizing the execution of an agreement with Pierce County in the amount of \$92,674.87 for expenses for remodeling of the second and eleventh floors of the County-City Building.

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. 30576

Authorizing the execution of a Memorandum of Understanding between the Public Works and Planning Departments and the Light and Water Divisions of the Public Utilities Department to implement Phase I of a City-wide Geographic Information System (GIS).

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

Resolution No. 30577

Authorizing the execution of an amendment to the contract with Chalker Putnam Collins and Scott Consulting Engineers in the amount of \$3,700.00 for additional studies to develop an economic and effectual repair plan and an added physical evaluation and corrosion engineering evaluation at the Park Plaza North and Park Plaza South parking garages.

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

Resolution No. 30578

Authorizing the execution of a contract with Sverdrup Corporation in the amount of \$13,945.00 for the provision of construction engineering services on the Taylor Way Railroad Grade Crossing Signal System Project.

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

Resolution No. 30579

Authorizing the execution of an agreement with The Good-Ward Corporation for space at 1925 Commerce Street for the Home Repair Program.

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. 30580

Authorizing the execution of agreements with the Last Chance Shelter, Housing Assistance for Persons with Disabilities, SPRUCE, Seniors Against Crime, Community Services by Youth, Project Self-Sufficiency, Eastside Recreation, and the Teen Center Program in a total amount of \$107,914.00 for the implementation of approved programs and projects for the 15th Year Community Development Block Grant Program.

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

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COMMENTS AND COMMITTEE REPORTS OF CITY COUNCIL:

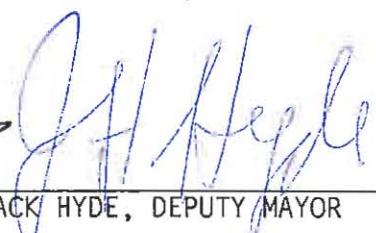
Deputy Mayor Hyde moved to excuse Mayor Sutherland from the September 19, 1989 Council meeting. Seconded by Council Member Mykland.

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On proper motion, the meeting was adjourned at 6:28 p.m.

ATTEST:

  
GENELLE BIRK, CITY CLERK

  
JACK HYDE, DEPUTY MAYOR

WPC.9463.G