

CITY COUNCIL MINUTES

City Council Chambers
December 10, 1985

The meeting was called to order at 5:07 p.m.

Present on roll call: 7 - Kirby, Ladenburg, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland. Absent: 2 - Bichsel and Hyde.

The Flag Salute was led by Mayor Sutherland.

CONSENT AGENDA

Approval of the minutes of the regular meetings of November 19, 1985, November 26, 1985 and December 3, 1985 and minutes of the special meeting of November 20, 1985 and minutes of the budget hearings of November 19, 1985 and November 20, 1985.

PETITIONS:

Paul Miller requesting the reclassification of the property located at the northwest corner of North 32nd and Narrows Drive from an "R-1-PRD" to an "R-1" District.

For referral to the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, December 10, 1985.
- b. Minutes of the meeting of the Natural Systems Citizens Advisory Committee, October 10, 1985.
- c. Minutes of the meeting of the Tacoma Planning Commission, November 4, 1985.
- d. Volunteer Services Third Quarter Report 1985.
- e. Report of the Director of Finance, October 1985.
- f. Monthly Financial Reports of the Belt Line Division, Data Processing Division, Fleet Services Fund, Light Division, Self-Insurance Claim Fund and Water Division, October 1985.
- g. Department of Public Utilities Budget Analysis, Third Quarter 1985.
- h. Monthly Report of Tacoma Police Department, October 1985.

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

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Mayor Sutherland introduced Mr. Roman Scott, student intern from Lincoln High School.

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

COMMUNICATIONS:

- a. Hearings Examiner recommending approval of the request for modification of the concomitant zoning agreement for the Carpet Exchange located at 6818 Sprague Avenue relative to requirements for a two-hour separation wall and two fire hydrants. (GRS Development Services, Inc., File Nos. 127.240 and 130.2538)

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

- b. Hearings Examiner recommending approval of the withdrawal of The Newton Company's request for reclassification and a special use permit for the property located at the corner of Pearl Street and Highlands Parkway and the return of the filing fee. (The Newton Company; File Nos. 120.1054 and 121.914)

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

- c. Hearings Examiner recommending approval of the withdrawal of the request of Tacoma Inns, Inc. for reclassification of the property located on Sprague Avenue at South 72nd Street extended and South 66th Street and the closure of the file. (Tacoma Inns, Inc.; File Nos. 120.1005 and 127.136)

Mayor Sutherland 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. Hearings Examiner recommending approval of the withdrawal of the request for the reclassification of the property located at South 74th Street between Interstate 5 and Ash Street and the closure of the file. (Public Works Department; File Nos. 120.951 and 130.1724)

Mayor Sutherland 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.

- e. City Clerk submitting notice of a proposed rate increase from Group W Cable, Inc.

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2

Mayor Sutherland advised that this is informational only and no action is required.

FINAL READING OF ORDINANCES:

Ordinance No. 23470

Vacating portions of North 2nd and "E" Streets in the vicinity of Stadium High School to combine the abutting properties to allow addition and/or improvement to the Stadium High School site. (Tacoma School District No. 10; File No. 124.795)

Roll call vote was taken, resulting as follows:

Ayes: 6 - Kirby, Ladenburg, Nielsen, Rasmussen, Warnick, and Mayor Sutherland.

Nays: 1 - Stenger.

Absent: 2 - Bichsel and Hyde.

The Ordinance was declared passed.

Ordinance No. 23488 (Continued from the meeting of December 3, 1985.)

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northeasterly corner of Montana Avenue and Rainier Place from an "R-4" Multiple-Family Dwelling District to an "R-4-T" Residential- Commercial Transitional District to redevelop the Lincoln Heights area. (H. C. Harned (Lincoln Heights); File No. 120.1124)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Kirby, Ladenburg, Nielsen, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Hyde.

The Ordinance was declared passed.

Ordinance No. 23489 (Continued from the meeting of December 3, 1985.)

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northwesterly corner of South 38th and Steele Streets from an "R-4" Multiple-Family Dwelling District to a "C-2" Commercial District to redevelop the Lincoln Heights area. (H. C. Harned (Lincoln Heights); File No. 120.1125)

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3

City Council Minutes - Page 4 - December 10, 1985

Roll call vote was taken, resulting as follows:

Ayes: 7 - Kirby, Ladenburg, Nielsen, Rasmussen, Stenger,
Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Hyde.

The Ordinance was declared passed.

Ordinance No. 23490 (Continued from the meeting of December 3, 1985.)

Vacating portions of Kitsap Place, Rainier Place North, Rainier Place South, Montana Avenue, California Avenue and King Place to allow development of a commercial complex containing retail shops, restaurants and offices. (Lincoln Center Associates; File No. 124.794)

Roll call vote was taken, resulting as follows:

Ayes: 7 - Kirby, Ladenburg, Nielsen, Rasmussen, Stenger,
Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Hyde.

The Ordinance was declared passed.

Ordinance No. 23521

Adopting the annual budget of the City of Tacoma for 1986.

Roll call vote was taken, resulting as follows:

Mayor Sutherland moved to continue Ordinance No. 23521 to the meeting of December 17, 1985. Seconded by Council Member Warrnick. Voice vote was taken and carried. The motion was declared adopted.

The Ordinance will be considered at the regular City Council meeting of December 17, 1985.

Ordinance No. 23522

Providing for the levy of ad valorem taxes for the fiscal year 1986.

Mayor Sutherland moved to suspend the rules to consider Substitute Ordinance No. 23522. Seconded by Council Member Warrnick. Voice vote was taken and carried. The motion was declared adopted.

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Roll call vote was taken, resulting as follows:

Ayes: 7 - Kirby, Ladenburg, Nielsen, Rasmussen, Stenger,
Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Hyde.

The Substitute Ordinance was declared passed.

Ordinance No. 23523

Amending Title 6 of the Official Code by adding Chapter 6.91 which imposes a one-quarter of one percent sales tax on real estate sales in the City of Tacoma effective January 1, 1986.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Kirby, Ladenburg, Nielsen, Rasmussen, Stenger,
Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Hyde.

The Ordinance was declared passed.

Ordinance No. 23524

Providing for the formation of L.I.D. No. 8439 for the placement of permanent pavement, street lights and traffic signalization on the south side of South 19th Street from South Sprague Avenue west 1,050 feet more or less.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Kirby, Ladenburg, Nielsen, Rasmussen, Stenger,
Warrnick, and Mayor Sutherland.

Nays: 0.

Absent: 2 - Bichsel and Hyde.

The Ordinance was declared passed.

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5

Mayor Sutherland announced that Resolution Nos. 28893, 28992, 28993, 28994, and 28995 would be continued for one week to the Council meeting of December 17, 1985, and that public testimony would be heard on these Resolutions at that time.

FIRST READING OF ORDINANCES:

Ordinance No. 23525

Amending Chapter 13.06 of the Official Code to reclassify the property located east of Hosmer Street between South 86th Street and South 87th Street extended from an "R-2" One-Family Dwelling District to a "C-2" Commercial District to construct two retail, commercial and office buildings on the site. (BAL, Inc., File No. 120.1136)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Rasmussen. 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. 23526

Amending Chapter 13.06 of the Official Code to reclassify the property located at the northwest corner of South 12th Street and Pine Street (2901 South 12th Street) from a "C-1" Commercial District to a "C-2" Commercial District to allow a secondhand furniture and miscellaneous goods store. (Art Faubion; File No. 120.1133)

Mayor Sutherland 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. 23527

Amending the pay and compensation plan to implement the 1986 pay raises for represented and unrepresented employees.

The Ordinance was set over for final reading next week.

Ordinance No. 23528

Authorizing the execution of a grant award contract with the U.S. Equal Employment Opportunity Commission for \$40,280.00; depositing said sum in the Miscellaneous Grants Summary Fund; and appropriating \$40,280.00 for the purpose of processing 95 discrimination cases in the City of Tacoma.

The Ordinance was set over for final reading next week.

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6

Ordinance No. 23529

Accepting a contribution from Lon and Patricia Pettitt in the amount of \$500.00 in memory of their mother, Marguerite Pettitt; depositing \$500.00 in the General Fund; and appropriating said sum from the General Fund to provide for emergency needs of senior citizens attending the Lighthouse Senior Center.

The Ordinance was set over for final reading next week.

Ordinance No. 23530

Authorizing the execution of an agreement with the Pierce County Area Agency on Aging for reimbursement for case management services; depositing \$19,400.00 in the Miscellaneous Grants Summary Fund; appropriating \$13,400.00 from the Miscellaneous Grants Summary Fund; and extending the noninterest-bearing loan of \$4,000.00 from March 31, 1986 to December 31, 1986, to provide for adult case management services for senior citizen clients referred by the Adult Protective Services of the Department of Social and Health Services.

The Ordinance was set over for final reading next week.

Mayor Sutherland proclaimed the week of December 15-21, 1985, to be "Diamond Bowl Week," and presented the proclamation to Mr. Doug MacArthur of the Tacoma Athletic Commission.

RESOLUTIONS:

Resolution No. 28893 (Continued from the meeting of December 3, 1985.)

Adopting the Policy Statement for implementation of the Twelfth Year Community Development Block Grant Program.

Mayor Sutherland moved to continue Resolution No. 28893 to the meeting of January 14, 1986. Seconded by Council Member Nielsen. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting of January 14, 1986.

Purchase Resolution No. 28990

Awarding a contract to:

1. Motorola Communications & Electronics on their bid of \$89,836.80 for the cooperative purchase of various mobile and portable radios - Washington State Contract No. 27A-83 and 61A-85.

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Mayor Sutherland moved that the Purchase Resolution be adopted. Seconded by Council Member Rasmussen.

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

Resolution No. 28991

Authorizing the funding and implementation of the "Jones Building Renovation" capital project for \$270,000.00 and the "Downtown Tacoma Restrooms" capital project for \$27,500.00 as part of the 1985-1990 Capital Improvement Program.

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

Resolution No. 28992

Authorizing the execution of contracts with outside agencies for the furnishing of social and health services to the eligible citizens of the City of Tacoma as part of the 1986 Federal Revenue Sharing Program.

Resolution No. 28993

Authorizing the execution of agreements with Rickie Spoelstra, Marcia Golubic, Karen Compton and Alicia Topping for case management and information and assistance services and Carol Mathewson for the coordination of the Tacoma Community School Program in 1986.

Resolution No. 28994

Authorizing execution of an agreement with the Tacoma-Pierce County Chapter of the American Red Cross Nutrition Program in the amount of \$92,500.00 for the provision of hot meals to senior citizens at Tacoma mealsites and to homebound senior citizens.

Resolution No. 28995

Authorizing execution of an agreement with the Tacoma-Pierce County Chapter of the American Red Cross in the amount of \$41,660.00 for the use of vans to provide transportation to senior citizens for medical services and to mealsite and activity centers.

Mayor Sutherland moved to continue Resolution Nos. 28992, 28993, 28994, and 28995 to the meeting of December 17, 1985. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Resolution Nos. 28992, 28993, 28994, and 28995 will be considered at the regular City Council meeting of December 17, 1985.

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8

Resolution No. 28996

Authorizing the purchase of two parcels of property located in the Puget Gulch and Wapato Lake Marshlands for open space purposes.

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

Resolution No. 28997

Authorizing the execution of an agreement with Genstar Conservation Systems Limited to allow for the installation of a cubing machine at the Tacoma sanitary landfill to produce refuse-derived fuel for a test incineration program.

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

Resolution No. 28998

Adopting the Master Plan for the Tacoma Narrows Airport.

Council Member Nielsen moved that the Resolution be adopted. Seconded by Council Member Rasmussen.

Speaking to the Council were:

Dave Sclair
Bryan Moreland
Ken Brewer
Jerry Ramsey
Dennis Canneen
John Prewitt
Carol Carlbom
Richard Wilcox

Donna Clark
Frank H. Jessee
Michael Sugino
Larry Craig
Steve Barry
Orvil Tosch
Karen Hill

Shady Acres Airport, Spanaway
2415 North Orchard
2310 - 58th Avenue N.E., Gig Harbor
45 Pt. Fosdick Drive, Gig Harbor
3624 - 70th Avenue Ct. West
11614 Gravelly Lake Drive
2610 South 15th Street
4903 - 59th Avenue Court West,
Gig Harbor
6311 - 87th Avenue Court West
1326 Heatherwood West
934 North Pearl
538 Alameda Avenue
10517 Orchard Lane N.W., Gig Harbor
Des Moines, Washington
3419 - 58th Avenue N.W., Gig Harbor

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Roll call vote was taken, resulting as follows:

Ayes: 6 - Ladenburg, Nielsen, Rasmussen, Stenger,
Warrick, and Mayor Sutherland.

Nays: 1 - Kirby.

Absent: 2 - Bichsel and Hyde.

The Resolution was declared adopted.

Mayor Sutherland stated that the Council would take a five-minute recess.

Council recessed at 7:16 p.m. and reconvened at 7:21 p.m.

Resolution No. 28999

Authorizing the execution of a lease agreement between the Tacoma-Pierce County Health Department and 37th Street Investments for office space at 3701 Pacific Avenue for Health Department programs.

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

PUBLIC HEARINGS AND APPEALS: (Began at 7:23 p.m.)

Johnny's Sea Food Company appealing the decision of the Hearings Examiner concerning certain graphics painted on the east and west exterior walls of the Johnny's Ocean Fish building located at 2201 Ruston Way.

Mayor Sutherland stated that he knows the appellants and has known them for a number of years, however, felt this would not inhibit in any way his decision on the matter.

Council Member Kirby stated he was also acquainted with the owners of the business as well as City staff members involved. He felt he could be objective regarding this matter.

Ms. Ernetta Weathersby, Hearings Examiner, made a presentation to the Council on this matter.

Mr. James Hushagen, attorney representing Johnny's Sea Food Company, presented the reasons for the appeal.

Mr. Gary Gerontis, Johnny's Sea Food Company, spoke regarding the appeal.

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Mr. Rod Kerslake, Land Use Administrator, gave a presentation in support of the Hearings Examiner's decision.

Council Member Kirby moved to overrule the Hearings Examiner and grant the appeal.

The motion died for lack of a second.

Council Member Nielsen moved to concur in the Findings, Conclusions and Recommendation of the Hearings Examiner and deny the appeal. Seconded by Council Member Ladenburg. Voice vote was taken and carried, with Council Member Kirby voting "nay." The motion was declared adopted.

The appeal was denied.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Richard J. Sokolowski, Personnel/Labor Relations Director, presented two residency waiver requests to the Council.

Council Member Rasmussen moved to grant an indefinite residency waiver to Ted Bowsfield and a one-year residency waiver to Jay Green. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting adjourned at 8:12 p.m.


DOUG SOTHERLAND, MAYOR

ATTEST:


GENELLE BIRK, CITY CLERK

HPC.4794G

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