

CITY COUNCIL MINUTES

City Council Chambers
December 28, 1982

The meeting was called to order at 5:03 p.m.

Present on roll call: 8 - Bichsel, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland. Absent: 1 - Hawkins. Councilman Hawkins arrived at 5:09 p.m.

The Flag Salute was led by Mayor Sutherland.

CONSENT AGENDA

PETITIONS:

Berry and Berry Associates requesting the reclassification of the westerly side of Union Avenue approximately 350 feet south of South 23rd Street from an "R-2" to an "R-4-T" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 27690

Setting Tuesday, January 4, 1983 at 6:00 p.m. as the date for a public hearing on proposed Urban Development Action Grant applications for the construction of a hotel on the northerly side of North 30th Street and Schuster Parkway and for the rehabilitation of the old Northern Pacific Headquarters Building.

Resolution No. 27691

Authorizing the execution of a concomitant agreement with Mr. and Mrs. Oscar Hokold and Mr. and Mrs. Lanny J. Wynia relating to a "C-F-P" District located on the northwest corner of South 90th and Hosmer Streets.

Resolution No. 27695

Setting Monday, January 24, 1983 at 5:00 p.m. as the date for hearing by the Hearings Examiner L.I.D. 5640 for the construction of water mains and fire hydrants in East 44th Street from City of Tacoma's Pipe Line right of way to Hill Street; in East "M" Street from East 44th Street to approximately 400 feet north; and in Hill Street from East 44th Street to approximately 235 feet north.

Resolution No. 27696

Setting Monday, January 24, 1983 at 5:00 p.m. as the date for hearing by the Hearings Examiner L.I.D. 5641 for the construction of water mains and a fire hydrant in Azure Way from Sunset Drive to approximately 730 feet west and south within the Preliminary Plat of West Slope.

APPEALS:

- a. Cloud 9 Tavern appealing Audit-Assessment No. T-40370 by the Department of Tax & License.

Setting Tuesday, January 25, 1983 at 10:30 a.m. as the date for hearing by the Hearings Examiner.

- b. Tradewinds, Inc. appealing Audit-Assessment No. T-04030 by the Department of Tax & License.

Setting Tuesday, February 15, 1983 at 1:30 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 Tuesday, December 28, 1982.
b. Minutes of the meeting of the Landmarks Preservation Commission, December 8, 1982.
c. The Municipal Authority Annual Reports for 1979 and 1980.
d. Tacoma Employees' Retirement System report of purchases and sales of investments, October and November, 1982.

Councilwoman Bichsel moved that the Consent Agenda, including Resolution Nos. 27690, 27691 and 27696, be approved. Seconded by Councilman Hyde.

Mayor Sutherland announced that Resolution No. 27695 had been withdrawn as the Utility Board had received a late remonstrance resulting in a total remonstrance of 71%.

Voice vote was taken and carried. The Consent Agenda was declared approved.

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

ANNOUNCEMENTS, PRESENTATIONS, AND APPOINTMENTS:

Presentation of suggestion awards.

Mayor Sutherland presented Richard Booker of the Public Works Department with a check for \$50 and a certificate for two suggestions he made to the Suggestion Award Board.

Mayor Sutherland presented a proclamation to Marilyn Salla, President of the Pierce County Chapter of Mothers' Against Drunk Drivers (MADD).

Councilman Hawkins arrived at 5:09 p.m.

FINAL READING OF ORDINANCES:

Ordinance No. 22842

Amending the Official Code to add a new Chapter, designated as Chapter 1.46, which establishes a Code of Ethics for the officials and employees of the City of Tacoma.

Councilwoman Bichsel moved to amend the Ordinance on Page 10, Line 3, to add the language "which notice shall not set forth any names or details concerning the complaint;" on Line 22, instead of "City Council" it should read "City Clerk" and on Line 24 after the word "Council" to add the words "after receipt of notice as provided herein." Seconded by Mayor Sutherland. Voice vote was taken and carried.

Roll call vote was taken on the Ordinance, as amended, 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. 22831

Amending Chapter 13.06 of the Official Code to reclassify the southwest and southeast corners of 49th Avenue N.E. and 33rd Street N.E. from an "R-2" and "C-1" District to an "R-2" and an "R-4-L" District. (City of Tacoma)

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. 22841

Amending the Equipment Rental Rate Schedule to reflect 1983 rates, 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. 22845

Repealing and reenacting Chapter 2.06 of the Official Code relating to plumbing and buildings.

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. 22846

Amending the Pay & Compensation Plan to implement 1983 rates in accordance with negotiated contracts, and declaring an emergency making necessary the passage of this ordinance.

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. 22847

Amending the Pay & Compensation Plan to implement 1983 rates in accordance with negotiated contracts with Tacoma Fire Fighters Union Local 31 and Tacoma Police Union Local 6 I.O.U.E., and declaring an emergency making necessary the passage of this ordinance.

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. 22848

Approving and confirming the assessment roll for L.I.D. 2543 for the placement of two-inch asphalt surface treatment on various streets in the City.

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. 22849

Approving and confirming the assessment roll for L.I.D. 3844 for sanitary sewer construction in the alley between South Pine and Junett Streets from South 45th to South 47th Streets.

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. 22850

Approving and confirming the assessment roll for L.I.D. 3839 for sanitary sewer construction in 56th Avenue NE from 29th Street NE to the dead end, and in East 88th Street from "A" Street east 420 feet more or less.

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. 22851

Approving and confirming the assessment roll for L.I.D. 5628 for the construction of water mains in 28th Street NE from 62nd Avenue NE to 64th Avenue NE, and in 64th Avenue NE from 27th Street NE to 28th Street NE.

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. 22852

Approving and confirming the assessment roll for L.I.D. 6957 for the installation of ornamental street lights in Centennial Park, the area between 33rd Street NE and 37th Street NE and between 49th Avenue NE and 52nd Avenue NE.

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. 22853

Approving and confirming the assessment roll for L.I.D. 8338 for the placement of permanent paving on South Asotin from South 55th to South 56th Street.

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. 22854

Approving and confirming the assessment roll for L.I.D. 8346 for the placement of asphaltic concrete paving on the alley between North Lawrence and North Alder Streets south from North 11th Street 530 feet then east to North Alder Street.

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.

FIRST READING OF ORDINANCES:

Ordinance No. 22855

Vacating the west 20 feet of White Street south of North 31st Street. (Mr. and Mrs. Robert L. Cukjati)

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

Ordinance No. 22856

Providing for an extension of the temporary closure of Winnifred Street south of 6th Avenue until April 1, 1983.

Bob Hamilton, City Attorney, stated that a suit has been filed in this particular instance by one of the business property owners.

Speaking to the Ordinance were:

James Mason, Attorney, representing Mr. & Mrs. Milton Thompson of 625 South Winnifred as well as other neighbors in the area south of Sixth Avenue and in the vicinity of Winnifred or living along Winnifred;

Moe Birnbau, Attorney, representing Pos-A-Traction Tires and North Coast Electronics, the two businesses that have filed the law suit;

Charles Jenkins, 616 South Winnifred; and
Anita Thompson, 625 South Winnifred.

The Ordinance was set over for final reading next week.

Ordinance No. 22857

Amending Chapter 9.08 of the Official Code relating to public ways and street occupancies.

Councilman Hyde moved that this ordinance be held over for first reading in two weeks so that the Planning Department can review it. Seconded by Councilman Rasmussen. Voice vote was taken and carried.

First reading of the Ordinance was set over to January 11, 1983.

Ordinance No. 22858

Authorizing the establishment of the Project Need Program Fund and appropriating \$50,000.00 or so much thereof as may be necessary from said fund for carrying out the Project Need Program.

Speaking on the Ordinance was Warren Johnson of the Metropolitan Development Council.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Purchase Resolution No. 27692

Awarding contracts to:

1. Ceccanti, Inc. on their bid of \$13,361.65 for sanitary and storm sewer replacement in East "T" Street and Wright Avenue - Specification No. G-182-82;
2. McCabe Powers Sales & Service, Inc. on their bid of \$6,658.95 for a hydraulic packing cylinder;
3. Suburban Mechanical, Inc. on their bid of \$69,367.66 for the Tacoma Narrows Airport water main - Specification No. G-184-82; and
4. Computerland of Tacoma on their bid of \$14,967.28 for a micro-computer - Specification No. G-183-82.

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

Resolution No. 27693

Authorizing retroactive wage adjustments for unrepresented employees effective January 1, 1983.

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

Councilman Strege moved that the word "all" be deleted on Lines 14 and 18. Seconded by Councilman Hyde. Voice vote was taken and carried.

Voice vote was taken on the Resolution, as amended, and carried. The Resolution, as amended, was declared adopted.

Resolution No. 27694

Authorizing the execution of revisions to Exhibits C and D of the General Transfer Agreement with the Bonneville Power Administration.

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

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Hawkins gave a report on the Executive Board Meeting of the Council of Governments that was held last Thursday.

Councilman Strege said that he had read articles in both the Tacoma and Seattle papers wherein it was stated that Tacoma and Pierce County had been listed as "a non-attainment area" under the Federal Clean Air Act. He went on to state that the Environmental Protection Agency had sent Tacoma documents indicating how we could comply with the Clean Air Act. He asked to receive a copy of the documents that were sent to us and if this couldn't be a topic for discussion at a Study Session some time in the future.

Mayor Sutherland gave a recount of the City's achievements for the past year and talked about the goals for the coming year.

On proper motion, the meeting adjourned at 7:23 p.m.


DOUG SUTHERLAND - MAYOR

Attest:


GENELLE BIRK, CITY CLERK