

CITY COUNCIL MINUTES

City Council Chambers
September 4, 1979

The meeting was called to order at 5:00 p.m.

Present on roll call: 7 - Bichsel, Evans, Kirby, Nielsen, Strege, Warnick and Mayor Parker. Absent: 2 - Hudson and Schroeder. Mr. Hudson arrived at 5:01 p.m.

The Flag Salute was led by Mayor Parker.

CONSENT AGENDA

Approval of the minutes of the regular meeting of August 28, 1979.

RESOLUTIONS:

Resolution No. 25911

Setting Tuesday, October 9, 1979 at 10:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate the alley between East 56th and 57th Streets from East "Q" to East "S" Street. (Gary Davis)

APPEAL:

- a. A group of property owners appealing the decision of the Hearings Examiner to allow the vacation of two dead end alleys by the U.P.S. Fieldhouse.

Suggested date for hearing is Tuesday, September 11, 1979.

ASSESSMENT ROLLS:

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

L.I.D. 8192-A, permanent paving on South Ferdinand Street from South 62nd to South 64th Street and South Adams Street from South 58th Street to South 62nd Street.

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L.I.D. 8200, permanent paving on the following streets:
44th Avenue N.E. from 175 feet south of 30th Street N.E. to 33rd Street N.E.; 45th Avenue N.E. from 30th Street N.E. to 33rd Street N.E.; 30th Street N.E. from 44th Avenue N.E. to 45th Avenue N.E.

Fixing Monday, October 8, 1979 at 5:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner agenda for Tuesday, September 4, 1979.
- b. Minutes of the meeting of the Tacoma Planning Commission, August 6, 1979.
- c. Minutes of the meeting of the Municipal Authority, August 9, 1979.
- d. Minutes of the meeting of the Tacoma Employees' Retirement System, July 26, 1979.
- e. Minutes of the meeting of the Natural Systems Citizens' Committee, June 13, 1979.
- f. Minutes of the meeting of the Board of Pierce County Commissioners, August 28, 1979.
- g. Minutes of the meeting of the Landmarks Preservation Commission, August 22, 1979.

Mayor Parker moved to change the date of hearing on the Appeal from September 11, 1979 to September 18, 1979. Seconded by Councilman Strege. Voice vote was taken and carried.

Mayor Parker moved that the Consent Agenda be approved as amended. Seconded by Councilman Strege. Voice vote was taken and carried. The Consent Agenda, including Resolution No. 25911, was declared approved.

Mayor Parker commented that since several citizens in the audience were attending the meeting for the two shoreline ordinances, he advised that Councilman Schroeder is absent from this evenings meeting due to the death of his sister-in-law and since Council had previously determined that a vote on the shoreline ordinances would take place when all nine members of the Council were present, he then moved that Final Reading of Ordinance No. 21821 and Ordinance No. 21828 would be continued for one week. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Mayor Parker moved that Councilman Schroeder be excused from tonight's meeting. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

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

SUGGESTION AWARDS:

Mayor Parker, together with City Manager Erling Mork presented a joint award certificate and \$25.00 to Eldon Morse and Victor Johnson for their suggestion concerning the installion of pegboard panels at Escalade A. They also presented a certificate and \$25.00 award to Leroy E. Revelle of the Police Department for his suggestion concerning a body armor vest cover.

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Development Permit application No. 141.117A of Hugh Barden for a two-year time extension for commencement of construction of a 12-slip marina, tire breakwater, pier platform, caretaker's quarters, boat launch and a 48' x 62' building for boat repairs located at the northeast corner of North Alder Street and Ruston Way.

Councilman Strege moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor Warnick. Roll call vote was taken, resulting as follows: Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege, Warnick and Mayor Parker. Nays: 0. Absent: 1 - Schroeder. The motion carried.

- b. Hearings Examiner submitting Shoreline Management Development Permit application No. 141.149A of West Coast Development Group for a two-year time extension for commencement of construction of a water-oriented recreational complex including marina facilities and a restaurant/lounge, located at the southeasterly end of City Waterway between East "D" Street and City Waterway.

Deputy Mayor Warnick moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilwoman Bichsel. Roll call vote was taken, resulting as follows: Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege, Warnick and Mayor Parker. Nays: 0. Absent: 1 - Schroeder. The motion carried.

FINAL READING OF ORDINANCES:

Ordinance No. 21817 (Continued from the meeting of August 21, 1979)

Approving and confirming the assessment roll for L.I.D 8190-A for permanent paving on North 47th from North Baltimore to North Shirley; North 16th from Ferdinand to Huson; and North Madison from North 22nd to North 24th Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

Ordinance No. 21753

Amending Chapter 13.06 of the Official Code to reclassify the area west of the Narrows Drive and north of the Cushman Transmission Right-of-Way from an "R-1" to an "R-1-PRD" District. (Don Huber) (Gold Creek)

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

Ordinance No. 21810

Amending Chapter 13.06 of the Official Code to reclassify the east side of Hosmer Street between South 76th and South 80th Streets from an "R-2", "C-P-N" and "C-F-P" to a "C-P-C" District. (Brownfield and Associates, Inc.)

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

Ordinance No. 21821

Amending Sections 13.06.020, 13.06.350, 13.06.375 and 13.06.408 and repealing and reenacting Chapter 13.10 all relating to Zoning and Shoreline Management of land within 200 feet of the shorelines of the City.

Motion was made at the beginning of the meeting that final reading of the ordinance be continued one week. Final reading of the ordinance was continued to Tuesday, September 11, 1979.

Ordinance No. 21825

Authorizing execution of a grant award agreement in the amount of \$13,388 with the State of Washington Intergovernmental Personnel Act Grant Program to provide for the Employment Opportunity of the Handicapped program; appropriating the sum of \$1,524, or so much thereof as may be necessary, from the Contingency Fund; and appropriating \$14,912 from the City of Tacoma Intergovernmental Personnel Act State Grant Fund for said program.

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Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

Ordinance No. 21826

Authorizing execution of a grant award agreement in the amount of \$13,460 with the State of Washington Employment Security Department; appropriating the sum of \$13,460, or so much thereof as may be necessary from the Flexible Intergovernmental Grant Fund to provide administrative support for the project, 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: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege, Warnick and Mayor Parker.

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

Ordinance No. 21827

Amending Chapter 11.20 of the Official Code by repealing Subsection 11.20.010 (18) to change traffic on Fawcett Avenue from South 9th Street to Jefferson Avenue from one-way to two-way.

On request of management, Mayor Parker moved that final reading of the ordinance be continued to a date to be determined. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Ordinance No. 21828

Amending Chapter 13.06 of the Official Code to reclassify certain property along the shoreline and adding Section 13.06.180 setting out boundaries of Shoreline Districts.

Motion was made at the beginning of the meeting that final reading of the ordinance be continued one week. Final reading of the ordinance was continued to Tuesday, September 11, 1979.

Ordinance No. 21829

Authorizing the issuance and sale of Consolidated Local Improvement District Bond Issue No. 14 and its taking effect immediately upon publication.

William Appel, Bond Counsel of Roberts, Shefelman, Lawrence, Gay & Moch, asked that a correction be made on Page 2, Line 8, the Ordinance No. 21774 should read 21174. He also asked that Council insert on Page 3, Line 5½ the figure 6.90% and on Line 7½ the figure 6.70%.

Mayor Parker moved that the Ordinance number be changed as indicated and the percentage figures be inserted. Seconded by Councilman Evans. Voice vote was taken and carried.

Roll call vote was taken on the Ordinance as amended, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

Ordinance No. 21830

Providing for the improvement of L.I.D. 3820 for constructing sanitary sewers in North Shirley from the alley between North 48th and Ruby to the alley between North 48th and Seaview and east in said alley to a point 205 feet east of North Shirley Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

Ordinance No. 21831

Providing for the improvement of L.I.D. 5602 for constructing water mains in East "D" Street from East 72nd to East 75th Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

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Ordinance No. 21832

Approving and confirming the assessment roll for L.I.D 8187 for permanent paving on East "K" from East 38th to East 40th and East "M" from East 61st to East 62nd Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder

The Ordinance was declared passed.

Ordinance No. 21833

Approving and confirming the assessment roll for L.I.D. 8126 for permanent paving on East 68th from East "I" to East "K" Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Schroeder.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 21834

Renewing the franchise with Burlington Northern, Inc. (formerly Great Northern Railway Co.) and the Oregon-Washington Railroad and Navigation Co. for the right to maintain and operate a railroad track on and across East 21st Street.

Final reading of the Ordinance was set over to September 25, 1979.

Ordinance No. 21835

Creating a new fund to be designated as the "Performing Arts Center Revolving Fund," authorizing the transfer of \$31,533, or so much thereof as may be necessary from the Public Works Revolving Fund to said new fund; appropriating the sum of \$31,533, from said new fund for expenses for the balance of 1979 and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 21836

Transferring the sum of \$311,740 from the Cumulative Reserve for Replacement of Fire Equipment Fund to the General Fund and appropriating the sum of \$386,266, or so much thereof as may be necessary, from the General Fund, for the purpose of purchasing an aerial lift platform and telesquirt from Mack Trucks, Inc. and declaring an emergency making necessary the passage of this ordinance.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 25909 (Continued from the meeting of August 28, 1979)

Authorizing execution of an agreement with Pierce County and United Way of Pierce County to develop a Human Services Facility Plan.

Deputy Mayor Warnick moved that the Resolution be adopted. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25912

Appointing Scott Witt as a member of the CETA Private Industry Council for a three year term expiring September 3, 1982.

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

Purchase Resolution No. 25913

Awarding contracts to:

1. Tucci and Sons, Inc. on its bid of \$3,566,804.95 for Improvement 3819 - South Tacoma Flood Control facilities and interceptor;
2. Hanson Excavating Co. on its bid of \$3,966.00 for Improvement CR 1001 - Storm sewer replacement;
3. Slead-Tonnesen, Inc. on its bid of \$52,300.00 for L.I.D. 8255, Unit "A" Storm drainage;
4. George Madsen Co., Inc. on its bid of \$136,945.50 for L.I.D. 2484 - Residential street paving;
5. George Madsen Co., Inc. on its bid of \$305,853.85 for L.I.D. 8254 & L.I.D. 8255, Unit "B" - Residential street paving;
6. Pacific Johnson Construction, Inc. on its bid of \$147,000.00 for Wright Park Senior Center expansion project W.O. AD041D.

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

Resolution No. 25914

Approving the final plat for JOSEPH MAYER'S FIRST ADDITION located between Pearl Street and Shirley Street along North 39th Street. (Mayerbuilt Homes, Inc.)

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Deputy Mayor Warnick.

Bob Backstein, Hearings Examiner, advised that an appeal was filed by Attorney Nick Harvey on the Hearings Examiner's denial for reconsideration. The appeal was filed at 4:00 p.m. this date. It was determined Mr. Harvey was not present.

Speaking was Attorney Harry Hartinger, representing the petitioner Mayerbuilt Homes, who asked that the appeal be heard at this time in order to expedite matters.

After discussion on procedure and policy regarding hearings on appeals, Councilman Strege moved that the Resolution be continued one week and that the appeal be heard on September 11, 1979. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Resolution No. 25915

Authorizing execution of a Concomitant Zoning Agreement with Brownfield and Associates, Inc. concerning the development of Oak Plaza Shopping Center.

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

Resolution No. 25916

Authorizing execution of a Concomitant Zoning Agreement with Donald G. Huber for an "R-1-PRD" District west of Narrows Drive and north of the Cushman Transmission right-of-way. (Gold Creek Condominiums)

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

Resolution No. 25917 (First Reading)

Amending the Council Rules of Procedure for the conduct of the City Council by adding a new Rule, No. 16, relating to Standing Committees.

Mayor Parker moved that the second reading of the resolution be set for September 25, 1979. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried. Second reading of the resolution was set for September 25, 1979.

Resolution No. 25918

Authorizing the purchase of G.E. Radios for the Police Department motorcycles and waiving the requirement for formal bidding.

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

Resolution No. 25919

Authorizing execution of a lease-purchase agreement with First Municipal N.W. for certain Graphic Arts equipment.

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

Resolution No. 25920

Authorizing execution of an amendment to an agreement with the Washington State Auditors Office providing for a financial and compliance audit of selected contractors of the City's Comprehensive Employment Services Office.

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

Resolution No. 25921

Authorizing execution of an agreement with the architectural firm of Glassie-Merritt for consultant services on the design and construction phases of the Eastside Senior Center Remodel Project at 5016 "A" Street.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25922

Authorizing execution of an agreement with Marcus Jordan for technical assistance to local businesses in conjunction with the Neighborhood Business Revitalization Program.

Mayor Parker advised that Marcus Jordan and management agrees to have this removed from the agenda. Mayor Parker moved that the Resolution be removed from the agenda. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Resolution No. 25923

Authorizing execution of an amendment to Community Development Block Grant Agreement to incorporate surplus Urban Renewal funds.

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

Mayor Parker moved to suspend the rules to consider Resolution No. 25924. Seconded by Councilman Strege. Voice vote was taken and carried.

Resolution No. 25924

Accepting the offer of the Optimist Club of Southeast Tacoma and the Southeast Athletic Association to sell a parcel of real property adjacent to Birney Elementary School for use as a playground facility for the sum of \$7,000.

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

REPORTS BY CITY MANAGER:

Erling Mork, City Manager, reported that the Public Utility Board has asked for a joint meeting with the City Council and has suggested the evening of Monday, September 24, 1979 at 6:00 p.m. at the Public Utility Building. Mayor Parker said he has had a request from the Park Board for a joint meeting to discuss their budgetary requests.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:


Councilman Nielsen asked for information and comments from the Planning Department and the City Attorney's office for a proposed ordinance on regulating the size of trees in view sensitive areas.

Councilman Hudson inquired of the Park Committee as to what can be done to get out of the Fun Land commitment and requested information on the second phase of the zoo remodeling. He asked that this information be forthcoming prior to the meeting with the Park Board.

Deputy Mayor Warnick referred to a report on the cost of preparing several photographic booklets of the City to present to the several Sister Cities. He said he felt the cost was beyond what he would be willing to ask Council support. He asked that ways be found to reduce the cost.

Mayor Parker reported on the use of 65 miles of rail link between the City and the Town of Morton. He said that the State would be asked to fund a study on possible acquisition for use for the Northwest Trek. He said the Town of Morton was interested in a joint venture on this project.

On proper motion, the meeting adjourned at 6:50 p.m.


MIKE PARKER - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK