

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, July 21, 1981

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

Present on roll call: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

The Flag Salute was led by Mayor Parker.

CONSENT AGENDA

Approval of the minutes of the regular meeting of July 14, 1981.

RESOLUTIONS:

Resolution No. 27049

Setting Monday, August 10, 1981 at 5:00 p.m. as the date for hearing by the Hearings Examiner L.I.D. No. 2543 for two-inch asphalt surface treatment on South 57th from Alaska west to deadend, South 86th from Fawcett Avenue to Park Avenue and other nearby streets.

Resolution No. 27050

Authorizing a grant application to the Federal Mediation and Conciliation Service to provide funding for Tacoma's Cooperative Labor Management Committee Program.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner agenda for Tuesday, July 21, 1981
- b. Minutes of the Civil Service Board meeting, July 6, 1981.
- c. Minutes of the Tacoma Planning Commission meeting, June 22, 1981.
- d. Impact Analysis of President Reagan's FY 82 Budget

Deputy Mayor Nielsen moved that the Consent Agenda, including Resolution Nos. 27049 and 27050, be approved. Seconded by Councilman Sutherland. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner recommending approval of the request of Fred R. Roberson for removal of the condition requiring an on-site storm water detention system located on the northwest corner of South 64th and Sprague Avenue, File No. 120.839

Deputy Mayor Nielsen moved to concur in the recommendations of the Hearings Examiner. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

- b. Hearings Examiner recommending approval of the request of Grover Pettibon for modification of a condition imposed relative to the reclassification of the area located on the east side of Oregon Avenue, approximately 60 feet north of South 37th Street, File No. 120.833.

Councilwoman Bichsel moved to concur in the recommendations of the Hearings Examiner. Seconded by Councilman Rasmussen. Voice vote was taken and carried.

FINAL READING OF ORDINANCES:

Ordinance No. 22467 (Continued from the meeting of July 14, 1981)

Creating a South Tacoma Business District Design Review Board.

Councilman Rasmussen moved to continue the Ordinance one week. Seconded by Councilman Hyde. The Ordinance was continued one week.

Ordinance No. 21347

Amending Chapter 13.06 of the Official Code to reclassify the Northwest corner of So. Sprague Avenue and 64th Street extended from an "R-2" to an "R-2-T" District. (Fred R. Roberson)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 21431

Amending Chapter 13.06 of the Official Code to reclassify the north side of So. 30th Street between West Union and Union Avenue from an "R-3" to an "R-3-T" District. (Gary G. Coy, Terry B. Owen & James T. Hacker)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Strege,
Sutherland and Mayor Parker.

Nays: 0.

Abstaining: 1 - Rasmussen

The Ordinance was declared passed.

Ordinance No. 21809

Amending Chapter 13.06 of the Official Code to reclassify the northeast corner of So. 19th and Mullen Streets from an "R-2" to a "C-2" District. (Morley Studios, Inc.)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege,
Sutherland and Mayor Parker.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22474

Authorizing the acceptance of a gift of a radio from Pierce County Radio Watch for use by the Department of Emergency Services.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege,
Sutherland and Mayor Parker.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 22475

Amending Section 11.27.020 of the Official Code of the City of Tacoma to allow the Parking Patrol Officer to remove keys from motor vehicles.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Nielsen, Rasmussen, Strege,
Sutherland and Mayor Parker.

Nays: 1 - Hawkins.

The Ordinance was declared passed.

Ordinance No. 22476

Repealing Chapter 2.14 of the Official Code of the City of Tacoma entitled "Elevator Safety Code".

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 22477

Authorizing the transfer of \$52,000 from the Community Development Grant Summary Fund, \$50,000 to the Commencement Park Project Fund and \$2,000 to the Heritage Conservation and Recreation Service Project Fund; appropriating said sums from said Funds, to make certain improvements to parks and playgrounds within the City; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

Ordinance No. 22478

Authorizing execution of a grant award contract with the State Department of Ecology in the amount of \$27,000 to continue the City's shoreline inspection and enforcement program; depositing said sum in the Coastal Zone Management Fund; authorizing a temporary non-interest bearing loan from the General Fund in the sum of \$27,000; and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

Ordinance No. 22479

Amending Chapters 1.23 and 13.06 of the Official Code relative to filing appeals on decisions of the Hearings Examiner and the Land Use Administrator.

The Ordinance was set over for final reading next week.

Ordinance No. 22480

Amending Chapter 13.06 of the Official Code to reclassify the area approximately 285 feet east of Orchard between South 48th and South 52nd Streets, extended, from an "R-2" to an "R-3 PRD" District. (Ralph Emerson)

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Councilman Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

The Ordinance was set over for final reading to a date to be determined.

Mayor Parker moved to suspend the Rules to consider Resolution No. 27054. Seconded by Councilman Strege. Voice vote was taken and carried.

Resolution No. 27054

Adopting the North Slope Plan as an element of Tacoma's Land Use Management Plan.

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

Councilman Hyde moved to add the policy that all of the City-owned steep slope property located along the westerly side of Schuster Parkway shall be perpetually maintained as public open space except for possible use of the property for utilities, communications or other emergency types of uses not involving human habitation. Seconded by Councilman Sutherland. Voice vote was taken and carried.

Councilman Hyde moved to amend the Plan on page 20, third paragraph under "Single Family Detached Housing Areas," to add the word "unique" to the first line, so it would read: "A limited number of unique, small individual sites may be considered for development with uses other than single-family detached houses." And change the last line of the same paragraph to read: "Unique sites are those properties where topography or other conditions preclude reasonable use as single-family detached housing." Seconded by Councilman Strege. Voice vote was taken and carried.

Councilman Hyde moved to further amend the Plan on page 28, to remove and insert certain words so the paragraph would read:

It is recognized that limited low density multiple-family residential development might be possible in the Old Town neighborhood on unique sites. Multiple-family development should not generally be allowed within existing single-family neighborhoods. Unique sites are where topography or other conditions preclude reasonable use as single-family detached housing. Multiple-family residential development occurring within commercial districts should only be permitted in conjunction with commercial development.

Seconded by Councilwoman Bichsel. Voice vote was taken and carried with Councilman Hawkins voting no.

Councilman Hyde then moved to amend pages 54, 58 and 73 of the Plan to insert where necessary "R-4-L" instead of "R-4." Seconded by Councilwoman Bichsel. Roll call vote was called for, resulting as follows: Ayes: 8 - Bichsel, Hawkins, Hyde, Kirby, Nielsen, Rasmussen, Strege, and Sutherland. Nays: 1 - Mayor Parker.

Voice vote was taken on the motion to adopt the Resolution and carried with Mayor Parker voting no.

Ordinance No. 22481

Amending Chapter 13.06 of the Official Code to reclassify portions of the North Slope Area which is generally bounded by Division Avenue and 6th Avenue on the south, North Steele Street on the west, North Yakima and North 5th on the north and Schuster Parkway on the north and east and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication. (City of Tacoma).

The Ordinance was set over for final reading next week.

Ordinance No. 22482

Establishing interim zoning on certain properties in Northeast Tacoma pending the Planning Commission's Northeast Tacoma Plan review and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Speaking on the Ordinance were:

Star Referson, 5210 Enetal
Tom Rasmussen, 1827 - 52nd Street N.E.

The Ordinance was set over for final reading next week.

Mayor Parker announced that because it was now 6:00 p.m., they would consider public hearings and appeals.

PUBLIC HEARINGS AND APPEALS: (Will start at approximately 6 p.m.)

- a. This is the date set for public hearing on amendments to shoreline management.

Councilman Sutherland advised that his property would fall within the shoreline district this refers to, but that it would not be a conflict of interest.

With no one appearing to speak on the public hearing, Mayor Parker declared the hearing closed.

- b. This is the date set for hearing the appeal of Dennis Lumsden on the decision of the Hearings Examiner to reclassify the area generally bounded by I-5 on the north, McKinley Avenue on the east, South 38th on the south and South "G" Street on the west from an "R-3" and "R-4" to "R-4-L" and "R-2SRD" Districts, as requested by the City of Tacoma.

Mayor Parker advised that the appeal has been withdrawn; therefore, a hearing is not necessary.

- c. This is the date set for hearing the appeal of the First United Methodist Church on the decision of the Hearings Examiner to approve vacation of South 4th Street between South "J" and South "K", South 4th between South "K" and "L" Streets, and portions of adjacent alleys and subsurface and air rights over a portion of South "K" Street as requested by Consolidated Hospitals.

Councilman Rasmussen advised he would abstain from discussing or voting on this appeal.

Mayor Parker advised he was once a member of First United Methodist Church.

Marshall Adams, attorney for First United Methodist Church, explained their need to have access to their parking lot from South 4th Street and were opposed to the vacation of that street.

Larry Ghilarducci, attorney for Consolidated Hospitals, and Fred Pritchard of Consolidated Hospitals explained their request for the vacations.

Councilman Hawkins moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Strege. After discussion by Council members, Councilman Strege withdrew his second and Councilman Hawkins withdrew his motion in order to allow both sides time to meet with the City Attorney and try to work out a solution to the problem.

Mayor Parker moved to continue the appeal one week. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The appeal was continued one week.

RESOLUTIONS:

Purchase Resolution No. 27051

Awarding contracts to:

1. Motorola on its bid of \$4,826.11 for Apcor Duplex FM Portable Radio;
2. Xerox Corporation on its bid of \$9,830.81 for Xerox Copiers;
3. I.B.M. Corporation on its bid of \$17,531.84 for I.B.M. Copier;
4. Cooperative Personnel Services on its bid of \$6,500 for Test Examining Services; and
5. American Sign and Indicator on its bid of \$9,477.00 for Maintenance Contract for Upkeep of Baseball Scoreboard at Cheney Stadium.

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

Resolution No. 27052

Authorizing execution of an agreement with the Puget Sound Legal Assistance Foundation to implement the Comprehensive Housing Assistance Program.

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

Resolution No. 27053

Authorizing execution of agreements with the Metropolitan Park District and the Tacoma Public Library to implement certain projects proposed in the Seventh Year Block Grant application.

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

Resolution No. 27054

Adopting the North Slope Plan as an element of Tacoma's Land Use Management Plan.

This was considered earlier in the meeting.

Resolution No. 27055

Declaring the intent of the City that the completion of the improvement of Portland Avenue be the first priority in major street construction within the City.

Speaking on the Resolution were:

Linda Bowman, 3580 East Grandview
Arthur Brown, 2101 East 44th
Donald and Karen Agnew, 3603 Portland Avenue

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

Resolution No. 27056

Authorizing execution of a grant agreement with the Economic Development Administration for funding of the restoration of the Pantages Theatre.

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

Resolution No. 27057

Censuring certain actions of Mayor Parker.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Hyde.

Deputy Mayor Nielsen then moved to withdraw his resolution from the Agenda. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was removed from the Agenda.

8 Deputy Mayor Nielsen moved to recess into executive session for the purpose of discussing a personnel matter. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Council recessed at 7:44 p.m. and reconvened at 8:19 p.m.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Sutherland responded to the allegations made against him.

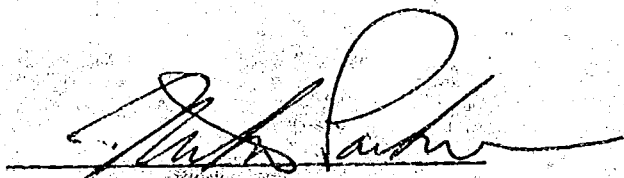
Councilman Rasmussen then responded to the allegations made against him.

Deputy Mayor Nielsen advised that he had been appointed as one of three Council members to consider an Open Space Application, however, he will be unable to attend the August 4th meeting and asked to be replaced.

Mayor Parker moved to appoint Councilman Hyde to replace Deputy Mayor Nielsen and Councilman Strega as an alternate. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

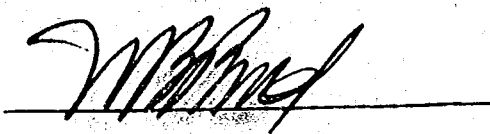
Mayor Parker advised the Council he had attended a State Transportation Commission meeting and at the conclusion of the meeting they told staff to proceed with acquisition of certain properties for preliminary design of an off-ramp at the Tacoma Dome, as well as acquiring two needed parcels that would allow the City to create a better entry way into the City.

On proper motion, the meeting adjourned at 8:36 p.m.



MIKE PARKER - MAYOR

ATTEST:



H. B. BOND - CITY CLERK