

CITY COUNCIL MINUTES

City Council Chambers
January 7, 1986

Mayor Sutherland called on Ms. Ursula Doolittle, Clerk of the Metropolitan Park District Board of Commissioners, to perform the swearing in ceremony. Ms. Doolittle administered the Oath of Office to Ms. Debra Regala, the newly elected Metropolitan Park Board Commissioner.

Mayor Sutherland then called on Ms. Genelle Birk, City Clerk, to perform the swearing in ceremony.

Ms. Birk, City Clerk, administered the Oath of Office to Mayor Sutherland, and Council Members Jack Hyde, Hal Nielsen, Ruth McElliott, and Greg Mykland.

The meeting was called to order at 5:09 p.m.

Present on roll call: 9 - Hyde, Ladenburg, McElliott, Mykland, Nielsen, Rasmussen, Stenger, Harnick, and Mayor Sutherland.

The Flag Salute was led by Council Member Stenger.

Council Member Hyde moved to suspend the rules to consider appointment of a Deputy Mayor. Seconded by Council Member Stenger. Voice vote was taken and carried. The motion was declared adopted.

Council Member Hyde moved to appoint Council Member Rasmussen as the Deputy Mayor of the City of Tacoma. Seconded by Council Member Harnick. Voice vote was taken and carried. The motion was declared adopted.

CONSENT AGENDA

Approval of the minutes of the regular meeting of December 23, 1985.

RESOLUTIONS:

Resolution No. 29033

Setting Tuesday, March 11, 1986 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate South 52nd Street from Tacoma Mall Boulevard to the SR-5 Freeway fence and a portion of the property "turned back" to the City by the State of Washington lying westerly of SR-5 and north of South 52nd Street. (Richard Kloppenburg; File No. 124.806)

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Resolution No. 29034

Setting Tuesday, February 11, 1986 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate a portion of South 2nd Street west of Broadway. (Floyd L. Montgomery; File No. 124.808)

APPEALS:

- a. Karl H. Roger appealing the denial of his application for a For-Hire Vehicle License by the Department of Tax and License.

Setting Thursday, January 9, 1986 at 1:30 p.m. as the date for hearing by the Hearings Examiner.

- b. Gilchrist Bulck appealing Audit Assessment No. AD5370 (File No. T-12450) of the Department of Tax and License.

Setting Thursday, February 6, 1986 at 2:00 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, January 7, 1986.
- b. Minutes of the meeting of the Citizens Energy Conservation Advisory Committee, December 9, 1985.
- c. Minutes of the meeting of the Civil Service Board, November 18, 1985.
- d. Minutes of the meeting of the Natural Systems Citizens Advisory Committee, November 13, 1985.
- e. Minutes of the meetings of the Pacific Avenue Advisory Committee, October 3, 1985, October 10, 1985, October 17, 1985 and October 24, 1985.
- f. Minutes of the meeting of the Public Utility Board, December 11, 1985.
- g. Minutes of the meeting of the Tacoma Beautification Committee, November 20, 1985.
- h. Minutes of the meetings of the Tacoma Planning Commission, November 18, 1985 and December 2, 1985.
- i. Minutes of the meeting of the Board of Administration of the Tacoma Employees' Retirement System, December 3, 1985.
- j. Tacoma Employees' Retirement System - report of purchases and sales of investments, November 1985.
- k. Tacoma-Pierce County Humane Society and S.P.C.A. Total Work Report for November 1985.
- l. Monthly Financial Reports of the Belt Line Division, Data Processing Division, Fleet Services Fund, Light Division, Self-Insurance Claim Fund and Water Division, November 1985.
- m. Report of the Director of Finance, November 1985.
- n. Monthly Report of the Tacoma Police Department, November 1985.

Mayor Sutherland moved to suspend the rules to add Resolution No. 29042 to the Consent Agenda. Seconded by Council Member Warnick. Voice vote was taken and carried. The motion was declared adopted.

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Resolution No. 29042

Setting Monday, January 27, 1986 at 5:00 p.m. as the date for hearing by the Hearings Examiner on L.I.D. 3872 for the construction of sanitary sewers along Salmon Beach from approximately North 47th Street extended to Park Avenue extended.

Mayor Sutherland moved that the amended Consent Agenda, including Resolution Nos. 29033, 29034, and 29042 be approved. Seconded by Council Member Hyde. 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:

Resolution No. 29036

Appointing members to various committees, boards and commissions.

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

Resolution No. 29037

Appointing City Council members to serve on various committees, boards and commissions.

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.

FIRST READING OF ORDINANCES:

Ordinance No. 23538

Amending Chapter 13.06 of the Official Code to reclassify the property located at the southeast corner of South 30th and Warner Streets from an "R-2" One-Family Dwelling District and an "R-3" Two- and Three-Family Dwelling District to a "M-1" Light Industrial District to accommodate construction of a 7,056 square foot shop building. (Scott Melvard; File No. 120.1135)

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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. 23539

Vacating the north/south alley abutting and lying between Blocks 27 and 28 in Hillcrest Addition to Tacoma near South 30th and Warner Streets for future commercial development. (Scott Melvard; File No. 124.800)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Hyde. 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. 23540

Vacating the easterly five (5) inches of Pacific Avenue and the southerly two (2) inches of South 15th Street abutting 1501 Pacific Avenue for proposed remodeling of the existing building. (The Nielsen Fund, Inc.; File No. 124.803)

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor 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. 23541

Authorizing the execution of a grant award contract with the Washington State Department of Natural Resources in the amount of \$25,621.00; depositing said sum in the Miscellaneous Grants Summary Fund; transferring \$8,540.00 from the Vacated Street Right-of-Way Fund to the Miscellaneous Grants Summary Fund; and appropriating \$34,161.00 from the Miscellaneous Grants Summary Fund to construct a small waterfront park and beach access ramp at Knox Street and Ruston Way.

The Ordinance was set over for final reading next week.

Ordinance No. 23542

Amending the Pay and Compensation Plan to extend the Bus Pass Subsidy Program for City of Tacoma employees for the period January 1, 1986 through December 31, 1986.

The Ordinance was set over for final reading next week.

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Mayor Sutherland asked the Tacoma Housing Authority members to come forward to be recognized for their recent awards from the Secretary of the Housing and Urban Development Department.

Mayor Sutherland recognized Council Member Warrick and introduced Tacoma Housing Authority members, Donna Rebelez and Harold Bond, and Tacoma Housing Authority Director, Avon Pinegar. He offered his congratulations to these and all members of the Tacoma Housing Authority for their contributions toward receiving this award.

RESOLUTIONS:

Resolution No. 29014 (Continued from the meeting of December 17, 1985.)

Authorizing the turning back of \$3,772,000.00 in Urban Arterial Trust Funds allocated to the City of Tacoma for the Taylor May - Lincoln Avenue - East-West Road project to the Urban Arterial Trust Fund of the State of Washington due to insufficient local matching funds for the project.

Mayor Sutherland moved to continue Resolution No. 29014 to the meeting of January 14, 1986. Seconded by Council Member Ladenburg. 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. 29038

Awarding contracts to:

1. U.S. Oil & Refining Company on their bid of \$186,343.08 for annual supply of asphalt material - Specification No. G-146-85;
2. Cascade Container Company on their bid of \$35,602.14 for two tilt-frame container hoists - Specification No. G-166-85;
3. Dye Plastics on their bid of \$308,085.00 for 300-gallon plastic refuse containers - Specification No. G-180-85; and
4. Transport Equipment Company on their bid of \$19,483.00 for the manufacture of a pump panel and repair of two fire engines - Specification No. G-198-85.

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

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

Resolution No. 29039

Authorizing the execution of an agreement with Tacoma Dome Hotel for temporary use of the Tacoma Dome parking facilities.

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

Resolution No. 29040

Authorizing the transfer of \$563,720.00 from the General Fund to the Tacoma Dome Operating Fund for costs incurred prior to the opening of the Tacoma Dome.

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

Resolution No. 29041

Authorizing payments for the purchase of three fire pumper vehicles to The Guarantee Company of North America.

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

Mayor Sutherland moved to suspend the rules to consider other matters. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland then called on former Council Member Steve Kirby and presented him with a Tacoma Dome sweatshirt and a Tacoma Dome sweater. Mayor Sutherland then read a proclamation which reiterated Mr. Kirby's accomplishments during his terms in office. Next Mayor Sutherland presented to Mr. Kirby a plaque which named past and present members of the City Council during his tenure in office.

Mayor Sutherland then presented to Mr. Kirby various gifts which included a photograph of the City Council, a City of Tacoma badge, and his name plate from his position on the City Council.

Mayor Sutherland, followed by each of the City Council members, spoke regarding their experiences with Steve Kirby during his years in office.

Mayor Sutherland called on former Deputy Mayor Barbara Bichsel, who spoke regarding her experiences with Steve Kirby in office.

Mayor Sutherland then called on Mr. Gus Carlson, representing the United Neighborhoods of Tacoma, who gave Mr. Kirby a plaque for his accomplishments.

Mr. Steve Kirby then gave a farewell speech.

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PUBLIC HEARINGS AND APPEALS: (Began at 6:10 p.m.)

Champion International Corporation, formerly St. Regis Corporation, appealing the decision of the Hearings Examiner relating to Audit Assessment Notice AD5109 (File No. T-52940) of the Department of Tax and License relative to the assessment of B&O tax on sales to customers in Japan.

Hearings Examiner Gary Sullivan made a presentation regarding the appeal.

Mr. H. Eugene Quinn, attorney representing Champion International Corporation ~~spoke to~~ the Council on the reasons for the appeal.

Ms. Patricia Parfitt, Assistant City Attorney, spoke in support of the Hearings Examiner's decision.

Mayor Sutherland moved to concur with the recommendations of the Hearings Examiner and deny the appeal, subject to the payment of the appropriate amount for the B&O taxes applicable, and to delete any interest changes relative to the B&O taxes due. Seconded by Council Member Warnick.

Council Member Nielsen requested that this matter be taken under advisement for one week.

Mr. Robert Backstein, City Attorney, stated he could present his findings to the Council by next week.

Council Member Ladenburg stated that he would propose an alternative motion next week that would allow interest only until the date of the audit assessment to be waived.

Council Member Nielsen moved to consider the decision under advisement for a period of one week, with recommendations from the City Attorney. Seconded by Deputy Mayor Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland requested that this matter be considered after the Consent Agenda and prior to the 6:00 p.m. hour on January 14, 1986.

REPORTS BY CITY MANAGER:

Erling O. Mork, City Manager, introduced Mr. Jim Josey, who will be serving as a special intern in the City Manager's Office for the next three months.

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On proper motion, the meeting adjourned at 6:47 p.m.


DOUG SUTHERLAND, MAYOR

ATTEST:


GENELLE BIRK, CITY CLERK

WPC. 80886

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