

CITY COUNCIL MINUTES

City Council Chambers
November 12, 1985

The meeting was called to order at 5:05 p.m.

Present on roll call: 7 - Bichsel, Kirby, Ladenburg, Rasmussen, Stenger, Warnick, and Mayor Sutherland. Absent: 1 - Hyde. (Council Member Hyde arrived at 5:06 p.m.)

Mayor Sutherland introduced Ms. Jean Patajo, a student intern from Mt. Tahoma, High School.

The Flag Salute was led by Jean Patajo.

C O N S E N T A G E N D A

Approval of the minutes of the regular meeting of October 29, 1985.

RESOLUTIONS:

Resolution No. 28963

Authorizing the submission of an application to the Economic Development Administration for the continued funding of the Section 302(a) Program which authorizes economic planning assistance grants to municipalities.

ASSESSMENT ROLLS:

The Director of Public Works presents the Assessment Roll for the following:

L.I.D. No. 8385 for placement of permanent pavement on Tacoma Avenue South from South 78th Street south 310 feet more or less to dead end, South Bell Street from South 45th Street to South 46th Street and South Lawrence Street from South 37th Street north 400 feet more or less.

Setting Monday, January 13, 1986 at 5:00 p.m. as the date for hearing by the Hearings Examiner.

APPEALS:

- a. Ernest A. Rulien appealing the denial of his application for a guard license by the Department of Tax and License.

Setting Wednesday, December 4, 1985 at 1:00 p.m. as the date for hearing by the Hearings Examiner.

- b. 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.

Setting Tuesday, December 10, 1985 at 6:00 p.m. as the date for hearing by the City Council.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agendas for Tuesday, November 12, 1985 and Thursday, November 14, 1985.
- b. Minutes of the meeting of the Civil Service Board, October 21, 1985.
- c. Minutes of the meeting of the Tacoma Planning Commission, October 21, 1985.
- d. Minutes of the regular meeting of the Tacoma-Pierce County Board of Health, September 4, 1985 and special meeting of October 2, 1985.
- e. Petition from citizens residing in the vicinity of South Stevens Street between South 11th and South 19th Streets concerning the proposed widening of South Stevens Street.
- f. Tacoma Employees' Retirement System - report of purchases and sales of investments, September 1985.
- g. Tacoma-Pierce County Humane Society & S.P.C.A. Total Work Reports for August and September 1985.
- h. Monthly Report of the Police Department, September 1985.
- i. City of Tacoma Preliminary Program Budget for 1986.
- j. City of Tacoma Preliminary Detail Budget for 1986.

Deputy Mayor Bichsel moved that the Consent Agenda, including Resolution No. 28963, be approved. Seconded by Council Member Ladenburg. 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. 28971

Appointing Hal Nielsen to fill the existing vacancy in the Council-at-Large position.

Mayor Sutherland moved to continue Resolution No. 28971 to November 19, 1985. Seconded by Council Member Hyde. After further discussion, Mayor Sutherland moved that the Resolution be adopted. Seconded by Deputy Mayor Bichsel.

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Council Member Stenger moved to amend the Resolution to appoint Hal Nielsen to the Council position on the Tacoma Planning Commission. Seconded by Council Member Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

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

FINAL READING OF ORDINANCES:

Ordinance No. 23440

Vacating the easterly 4.2 feet of McCarver Street north from North Tacoma Avenue 77 feet, more or less to "clear" the encroachment of the rear exit and deck of the residence at 1225 North Tacoma Avenue. (Jim A. Hansen; File No. 124.787)

Roll call vote was taken, resulting as follows:

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

Nays: 1 - Hyde.

The Ordinance was declared passed.

Second Substitute Ordinance No. 23465 (Set over for final reading from the meeting of September 10, 1985)

Amending Title 10 of the Official Code relative to the "1% for Art" program.

Mayor Sutherland moved to remove Second Substitute Ordinance No. 23465 from the agenda. Seconded by Deputy Mayor Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Second Substitute Ordinance No. 23465 was removed from the agenda.

Ordinance No. 23496

Vacating a portion of the east 20 feet of Fife Street abutting Block 12 and of the west 20 feet of Fife Street abutting Block 13 in Arlington Park to combine the vacated area with the abutting properties. (Goldie V. Miller; File No. 124.799)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23510

Providing for the formation of L.I.D. No. 3879 for the construction of sanitary sewers in the south side of South 61st Street from 75 feet east of Sheridan Avenue east 285 feet more or less then north 186 feet along the east side of Alling Park to the alley between South 60th and South 61st Streets.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23511

Approving and confirming the assessment roll for L.I.D. No. 5657 for the construction of water mains and fire hydrants in East 51st Street from McKinley Avenue to East "E" Street and in East "E" Street from East 51st Street to East 52nd Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Rasmussen, Stenger, Warnick, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 23512

Amending Section 1.34.100 of the Official Code to create a working fund advance in the office of the Director of Finance in the amount of \$13,000.00.

The Ordinance was set over for final reading next week.

Ordinance No. 23513

Amending Ordinance 21863 to provide for the inclusion of the Belt Line Division in the Department of Public Utilities Self Insurance Claim Fund; and transferring \$79,119.00 of Belt Line Division funds to the Department of Public Utilities Self Insurance Claim Fund for a claims loss reserve.

The Ordinance was set over for final reading next week.

Mayor Sutherland proclaimed the week of November 18-22, 1985, to be "Youth for America Week," and presented the proclamation to Ms. Becky Nolan of the Horizon Campfire Girls Club.

Ordinance No. 23514

Authorizing the issuance and sale of electric system refunding revenue bonds of the City of Tacoma.

Speaking to the Council were:

Robert Yeasting	Yeasting Associates - Municipal Advisors.
James Ellis	Law firm of Preston, Thorgrimson, Ellis, and Holman
Carol Carlbom	P. O. Box 5617, Tacoma

The Ordinance was set over for final reading next week.

Mayor Sutherland requested that the City Clerk issue proper notification of the special Council meeting called for November 20, 1985, requested by bond counsel.

CITIZEN'S REQUEST TO BE HEARD: (Began at 6:10 p.m.)

A. C. Allard requesting to speak concerning the installation of a fire hydrant located at 6th Avenue and Magnolia Lane.

Mr. Allard spoke to the Council regarding this matter.

PUBLIC HEARINGS AND APPEALS: (Began at 6:23 p.m.)

- a. George H. and Holley B. Duncan appealing the decision of the Hearings Examiner approving modifications, subject to certain conditions, to the property located at 3419 North Adams.

The Hearings Examiner, Gary Sullivan, made a presentation regarding the appeal.

Mr. James Graham, attorney representing George and Holley Duncan, presented the reasons for the appeal.

Mayor Sutherland called on Mr. William Lynn, attorney representing Jill Nordfors, who stated he had no further comments to present regarding the appeal.

Council Member Stenger moved to concur in the Findings, Conclusions, and Recommendations of the Hearings Examiner and deny the appeal. Seconded by Council Member Rasmussen. Voice vote was taken and carried. The motion was declared adopted.

The appeal was denied.

- b. This is the date set for a public hearing on the issuance of industrial revenue bonds in the amount of \$1,400,000.00 for Buffelen Woodworking Company to construct a 40,000 square foot building to replace a portion of the existing door manufacturing facility at 1901 Taylor Way. (Began at 6:41 p.m.)

Council Member Rasmussen abstained from consideration on this matter and absented himself from the Council Chambers because he was a member of the Economic Development Board and felt it would be inappropriate to participate in the public hearing.

Don Hines, Community Development Department, made a presentation to the Council on this matter.

Mr. Hines then called on Mr. Joe Grizzetti, Buffelen Woodworking Company, who spoke to the Council regarding his company.

Mayor Sutherland called for public testimony.

There being no testimony, the public hearing was declared closed at 6:46 p.m.

RESOLUTIONS:

Purchase Resolution No. 28964

Awarding contracts to:

1. Greaves Company, Inc. on their bid of \$15,217.14 for steel hammers and hammer bolts;
2. RT&T Construction on their bid of \$21,904.86 for sanitary sewer extension in South 43rd Street and Pacific Avenue and storm sewer extension in South 19th Street and Mildred Street - Specification No. G-137-85;

3. RT&T Construction on their bid of \$92,023.47 for sanitary sewer replacement in the alley between Pine Street and Oakes Street from South 48th Street to South 53rd Street - Specification No. G-150-85; and
4. Rejecting all bids for tire repair and recapping - Specification No. G-156-85.

Deputy Mayor Bichsel moved that the Purchase Resolution be adopted. Seconded by Council Member Stenger.

Mayor Sutherland moved to waive the formal bidding procedures on Purchase Item No. 1. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

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

Resolution No. 28965

Authorizing the transfer of \$53,000.00 from the General Fund to the Tacoma Dome Fund to provide funds to clean and repair the Tacoma Dome roof.

Council Member Warnick moved that the Resolution be adopted. Seconded by Council Member Rasmussen. Voice vote was taken and carried with Council Member Hyde voting "nay." The Resolution was declared adopted.

Resolution No. 28966

Retaining ownership of a five-yard dump truck, scheduled for trade-in, to be subleased to the Tacoma Urban League for use in the Tacoma Garden Rehabilitation Center Project; and authorizing the expenditure of an additional \$5,104.33 to offset the lack of a trade-in vehicle in purchasing four new dump trucks from South Tacoma Motor Company.

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

Resolution No. 28967

Amending an interlocal government agreement with the State of Washington, Port of Tacoma, Pierce County, City of Fife, and the City of Puyallup in the amount of \$59,000.00 to provide additional funding for continued negotiations with the Puyallup Indian Tribe.

Mayor Sutherland moved to continue Resolution No. 28967 to the meeting of November 19, 1985. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

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The Resolution will be considered at the regular City Council meeting of November 19, 1985.

Resolution No. 28968

Adopting the "Central Business District Plan: Greater CBD" as an element of the City's "Land Use Management Plan."

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

Resolution No. 28969

Authorizing the execution of an amendatory agreement with the Municipal Authority combining the South Tacoma Revolving Loan Business Program with the Supplemental Revolving Business Loan Program and allocating additional funds to such combined program.

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

Resolution No. 28970

Expressing approval of the issuance of industrial revenue bonds in the amount of \$1,400,000.00 by the Economic Development Corporation of Pierce County on behalf of Buffelen Woodworking Company.

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

Resolution No. 28972

Authorizing the compensation of Diamond Building Services for janitorial services performed at the Tacoma Municipal Building since the expiration of their contract on August 6, 1985.

Deputy Mayor Bichsel 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 Resolution No. 28973. Seconded by Deputy Mayor Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 28973

Authorizing the execution of an agreement with the Harlem Globetrotters, Inc., for the use of the Tacoma Dome.

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

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Sutherland moved to recess to Executive Session to discuss personnel matters and pending litigation, the session not to exceed 20 minutes. Seconded by Council Member Warnick. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 7:01 p.m. and reconvened at 7:20 p.m.

Mayor Sutherland moved that the claim and lawsuit of Laura Harvey against the City of Tacoma be settled in accordance with the compromise settlement recommendation of the City Attorney. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

On proper motion, the meeting adjourned at 7:21 p.m.


DOUG SUTHERLAND, MAYOR

ATTEST:


GENELLE BIRK, CITY CLERK

WPC 44846