

CITY COUNCIL MINUTES

City Council Chambers  
January 18, 1983

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

Present on roll call: 8 - Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland. Absent: 1 - Bichsel.

The Flag Salute was led by Councilman Strege.

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Mayor Sutherland announced that Councilwoman Bichsel has a serious illness in her family and may or may not be at the Council meeting this evening.

Mayor Sutherland announced that there is an ordinance before the Council tonight regarding electrical rates and that this ordinance will be considered after Council meets with legal advisors in Executive Session.

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C O N S E N T   A G E N D A

Approval of the minutes of the regular meeting of January 11, 1983.

PETITIONS:

Westgate Associates requesting the reclassification of the property bounded by Pearl Street, Highland Street, and North 21st Street and a line approximately 200 feet south of North 26th Street from an "R-2" to a "C-P-C" District.

RESOLUTIONS:

Resolution No. 27710

Setting Tuesday, March 15, 1983 at 1:30 p.m. as the date for hearing by the Hearings Examiner the request to vacate portions of "J" Street at South 4th Street. (Consolidated Hospitals)

Resolution No. 27711

Authorizing the execution of a concomitant agreement with William and Ann Hearne related to variances granted regarding the property located on the south side of South 73rd Street, approximately 83 feet west of Mason Avenue.

APPEALS:

Earl R. Pennington appealing the decision of the Hearings Examiner to approve the request of D. G. Kohler to allow an existing 100 foot steel tower, radio station, to remain located in an "R-2" One-Family Dwelling District in the vicinity of 49th Street N.E. and Brown's Point Boulevard N.E. (File No. 121.871)

Setting Tuesday, February 1, 1983 at 6:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner agenda for Tuesday, January 18, 1983.
- b. Minutes of the meeting of the Civil Service Board, January 3, 1983.
- c. Minutes of the meetings of the Tacoma-Pierce County Board of Health, December 2 and 22, 1982.
- d. Minutes of the meeting of the Public Utility Board, December 22, 1982.
- e. Minutes of the meeting of the Tacoma Planning Commission, December 6 and 20, 1982.
- f. Monthly report of the Tacoma Police Department, November 1983.
- g. Housing Policy Plan, City of Tacoma.

Deputy Mayor Nielsen moved that the Consent Agenda, including Resolution Nos. 27710 and 27711, be approved. Seconded by Mayor Sutherland. Voice vote was taken and carried. The Consent Agenda was declared approved.

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Mayor Sutherland proclaimed January 18, 1983 as "Reserve Officer's Association Day" in the City of Tacoma and presented a proclamation to Lt. Col. John Callison.

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COMMUNICATIONS:

Hearings Examiner recommending approval of the request of Olympic Chemical Corporation for Shoreline Management Substantial Development Permit No. 141.291 for the construction of an office and warehouse on the westerly side of East "D" Street northerly of East 11th Street.

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Hyde. Roll call vote was taken, resulting as follows: Ayes: 3 - Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland. Nays: 0. Absent: 1 - Bichsel.

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FINAL READING OF ORDINANCES:

Ordinance No. 22308

Vacating the easterly 14 feet of Broadway Plaza from South 9th Street, south approximately 100 feet. (Department of Public Works)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland.

Nays: 0.

Absent: 1 - Bichsel.

The Ordinance was declared passed.

Ordinance No. 22825

Vacating a portion of Commerce Street south of South 9th Street adjacent to the Pantages Center. (Department of Public Works)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland.

Nays: 0.

Absent: 1 - Bichsel.

The Ordinance was declared passed.

Ordinance No. 22839

Amending Chapter 12.06 of the Official Code relative to increased electric rates effective April 1, 1983.

Mayor Sutherland moved that Ordinance No. 22839 be held over subsequent to the Executive Session commencing at approximately 6:00 p.m. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Ordinance No. 22855

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

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

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

Ayes: 8 - Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland.

Nays: 0.

Absent: 1 - Bichsel.

The Ordinance was declared passed.

Ordinance No. 22857

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

Roll call vote was taken, resulting as follows: .

Ayes: 8 - Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland.

Nays: 0.

Absent: 1 - Bichsel.

The Ordinance was declared passed.

Ordinance No. 22865

Amending Chapter 9.08 of the Official Code to direct that the revenue received from street occupancy permit fees and the lease of certain City properties located in the shoreline area be deposited into the Vacated City Right-Of-Way Account of the Miscellaneous Trust Summary Fund.

Councilman Hyde moved to amend Ordinance No. 22865 to include the following properties: that of Paul Ericson, 1744 North 30th Street and Tacoma Commercial Bank, 728 Market Street. Seconded by Councilman Strege.

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

Ayes: 8 - Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland.

Nays: 0.

Absent: 1 - Bichsel.

The Ordinance was declared passed.

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Mayor Sutherland and Booth Gardner, Pierce County Executive, proclaimed January 22, 1983 as "Volunteer Recognition Day" in Tacoma and Pierce County and presented the proclamation to Helen Stein.

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FIRST READING OF ORDINANCES:

Ordinance No. 22866

Authorizing the execution of a grant award contract with the Department of Housing & Urban Development in the amount of \$62,696.00; appropriating said sum from the Miscellaneous Grants Summary Fund for implementing a comprehensive educational outreach program to address the housing problems of the Asian Pacific community; 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.

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RESOLUTIONS:

Resolution No. 27661 (Continued from the meeting of December 21, 1982)

Authorizing the execution of a renewal of the lease with Western Fish and Oyster, Inc. for the property located at 1137 Dock Street.

Motion to adopt this Resolution was made at the Council meeting of December 14, 1982. Voice vote was taken on the Resolution and carried. The Resolution was declared adopted.

Purchase Resolution No. 27712

Awarding contracts to:

1. Lige Dickson Company on their bid of \$14,951.34 for furnishing, hauling, and stockpiling sand and gravel - Specification No. G-189-82;
2. Bandstand Music and Lasco Audio on their bids for portable sound equipment - Specification No. G-176-82;
3. Stagecraft Industries and Pacific Northwest Theatre Associates, Inc. on their bids for portable lighting equipment - Specification No. G-175-82;
4. Krueger Metal Products, Inc. on their bid of \$205,247.05 for Tacoma Dome Furniture & Equipment - Arena Seating - Specification No. G-177-82 (1.00);
5. Puget Sound Office Interiors on their bid of \$49,215.38 for Tacoma Dome Furnitures & Equipment - Exhibit Hall Seating (2.00);
6. Puget Sound Office Interiors on their bid of \$3,812.18 for Tacoma Dome Furniture & Equipment - Rectangular Folding Tables (3.00);
7. Puget Sound Office Interiors on their bid of \$13,582.91 for Tacoma Dome Furniture & Equipment - Round Folding Tables (4.00);
8. Sico, Inc. on their bid of \$149,785.36 for Tacoma Dome Furniture & Equipment - Arena and Exhibition Hall Staging (5.00);
9. The Tennant Company on their bid of \$24,418.30 for Tacoma Dome Furniture & Equipment - Scrubber-Rider (7.00);
10. Clarklift of Washington, Inc. on their bid of \$6,032.82 for Tacoma Dome Furnitures & Equipment - Synthetic Turf Cleaner (11.00);

11. Pacific Northwest Theatre Associates, Inc. on their bid of \$79,636.62 for Tacoma Dome Furniture & Equipment - Spotlights (14.00);
12. The Tarp Shop on their bid of \$11,614.30 for Tacoma Dome Furniture & Equipment - Tarp (15.00);
13. Matrix Telecommunications; Inc. on their bid of \$53,946.65 for Tacoma Dome Telecommunication System - Specification No. G-193-82;
14. Rejecting all bids for Tacoma Dome Furniture & Equipment - Utility Vehicle (17.00); and
15. Rejecting all bids for Tacoma Dome Security Camera System - Specification No. G-192-82.

Deputy Mayor Nielsen moved that the Resolution be adopted. Seconded by Councilman Rasmussen.

Mayor Sutherland said that on Item 9, the Tennant Company's bid was defective in two parts: 1) defective bond; the incorrect form was used and 2) Non-Collusion Affidavit form was incomplete; and stated that both of these were waivable by the Council. Mayor Sutherland moved to waive the bid defects in both the use of an incorrect form for bond as well as the incomplete Non-Collusion Affidavit form. Seconded by Councilman Rasmussen. Voice vote was taken and carried.

Mayor Sutherland said that on Item 11, the bid is defective because the principal had failed to sign the bond, and it is a waivable defect by the Council. Mayor Sutherland moved to waive the defect of the failure to sign the bond by the principal. Seconded by Councilman Hyde. Voice vote was taken and carried.

Mayor Sutherland said that on Item 12, the bid is defective as the bid check received was a company check instead of a cashiers check, and this defect is waivable by the Council. Mayor Sutherland moved to waive the defect and proceed appropriately. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

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

Resolution No. 27713

Authorizing the submission of letters of intent to the United States Environmental Protection Agency to review the City's Section 301(h) waiver applications for modifications of the requirements of secondary treatment for Treatment Plants #1 and #3.

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

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Mayor Sutherland moved to recess into Executive Session for the purposes of discussing litigation. Seconded by Councilman Hyde. Voice vote was taken and carried. Council recessed into Executive Session at 6:04 p.m. and reconvened at 7:23 p.m.

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Ordinance No. 22839

Amending Chapter 12.06 of the Official Code relative to increased electric rates effective April 1, 1983.

Roll call vote was taken, resulting as follows:

Ayes: 3 - Nielsen, Rasmussen and Mayor Sutherland.

Nays: 5 - Hawkins, Hyde, Kirby, Ladenburg and Strege.

Absent: 1 - Bichsel.

The Ordinance was declared failed.

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Resolution No. 27714

Authorizing the execution of an agreement with John G. Feild of \$12,000.00 for the provision of expert services relative to the administration of certain federal programs.

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

Resolution No. 27715

Adopting policies and goals relating to the Emergency Medical Services Program.

Mayor Sutherland stated that he has been requested by staff that we remove this Resolution from the agenda. Mayor Sutherland moved that the Resolution be removed from the agenda. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Resolution No. 27716

Authorizing the execution of an agreement with Bartlett W. Soli for the provision of services relative to the Neighborhood Business Revitalization Program.

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

Resolution No. 27717

Authorizing the execution of an agreement with the Tacoma-Pierce County Economic Development Board of \$30,000.00 for the provision of services relative to economic development.

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

Resolution No. 27718

Authorizing the execution of an agreement with American Sign & Indicator Company for the installation of scoreboard and sign systems at the Tacoma Dome, the Pantages Theatre Center, and Cheney Baseball Park.

Mayor Sutherland said that staff has requested that this Resolution be continued for one week.

Deputy Mayor Nielsen moved to continue the Resolution for one week. Seconded by Councilman Hyde. Voice vote was taken and carried.

The Resolution was continued to the meeting of January 26, 1983.

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Mayor Sutherland moved to suspend the rules to consider Resolution No. 27720. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Resolution No. 27720

Finding that the proposals submitted by Related Companies, Inc. and Urban Securities, INC. for the sale of certain property rights relating to the Pantages Theatre are satisfactory, and authorizing further negotiations and contact with said companies on this matter.

Councilman Rasmussen moved that the Resolution be adopted. Seconded by Deputy Mayor Nielsen. Roll call vote was taken, resulting as follows: Ayes: 8 - Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege and Mayor Sutherland. Nays: 0. Absent: 1 - Bichsel. The Resolution was declared adopted.

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Mayor Sutherland moved to approve the claims of Patricia Eyre and Claude Smith and Evelyn Smith, d/b/a Smitty's Fleet Service, in accordance with the recommendations of the City Attorney. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

Mayor Sutherland moved that the City Council authorize the execution of consultant agreements with Stephen Antonakos and McGranahan, Messenger Associates, to develop a feasibility study delineating artistic, engineering, and cost considerations relating to interior art work for the Tacoma Dome for sums not to exceed \$2,500 including expenses for Mr. Antonakos and \$2,000 for McGranahan, Messenger Associates. Seconded by Councilman Hawkins. Voice vote was taken and carried.

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Councilman Hawkins stated that he had distributed a draft of Resolution No. 27719 to members of the Council which deals with the creation of a joint committee, composed of three members of the Tacoma City Council and three members from the Public Utility Board, to recommend solutions to current issues relating to electrical energy rates, rules and regulations. This will be placed on next week's agenda for consideration.

Mayor Sutherland moved to excuse Councilwoman Bichsel from tonight's Council meeting. Seconded by Councilman Hyde. Voice vote was taken and carried.

On proper motion the meeting adjourned at 8:20 p.m.

  
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DOUG SUTHERLAND - MAYOR

Attest:

  
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GENELLE BIRK, CITY CLERK