

CITY COUNCIL MINUTES

City Council Chambers
September 13, 1983

The meeting was called to order at 5:07 p.m.

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

The Flag Salute was led by Councilman Ladenburg.

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

Approval of the minutes of the regular meeting of September 6, 1983.

PETITIONS:

Nineteenth & Union Associates requesting the reclassification of the property located at the northwest corner of Union Avenue and South 19th Street from a "R2-TM" to a "R-2T" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 28026

Authorizing the submittal of a grant application of \$500,000.00 to the Economic Development Administration relative to the Title IX Loan Program.

Resolution No. 28027

Setting Tuesday, November 1, 1983 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate a portion of Alder Street north of South 15th Street. (Joseph S. Glen; File No. 124.750)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, September 13, 1983.
- b. Utility Board Agenda for Wednesday, September 14, 1983.
- c. Minutes of the meeting of the Landmarks Preservation Commission, August 24, 1983.
- d. Minutes of the meeting of the Tacoma Planning Commission, July 18, 1983.
- e. Tacoma Employees' Retirement System report of purchases and sales of investments, July 11 through August 12, 1983.

Councilwoman Bichsel moved that the Consent Agenda, including Resolution Nos. 28026 and 28027, be approved. Seconded by Councilman Rasmussen. Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline/Conditional Use Permit No. 141.312 of Michael Ebert to allow the driving of pilings and the installation of a ramp and float for the provision of guest moorage facilities at 3211 Ruston Way.

Councilman Rasmussen stated that he had worked with Mr. Ebert in the past, but that he did not currently have any work nor did he have any agreements for future work with Mr. Ebert, and that he would participate in consideration of this matter.

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: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland. Nays: 0.

- b. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.315 of Occidental Chemical Corporation to upgrade the present chlorine disposal system and to improve the Chlorine Barge Evacuation System at 605 Alexander Avenue.

Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Deputy Mayor Nielsen. Roll call vote was taken, resulting as follows: Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland. Nays: 0.

- c. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.316 of the Port of Tacoma to add a lunchroom and office to the warehouse at Terminal Four, located north of East 11th Street along the northwest shore of Blair Waterway.

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: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland. Nays: 0.

Mayor Sutherland proclaimed the week of September 25 - October 1, 1983, to be Respiratory Therapy Week, and presented the proclamation to Mr. Steve Wehrmann.

FINAL READING OF ORDINANCES:

Ordinance No. 22971

Vacating portions of "J" Street south of South 3rd Street. (Consolidated Hospitals; File No. 124.738)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

Abstaining: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 23007

Amending Chapter 13.06 of the Official Code to reclassify the property located at the southeast corner of North 26th and Pearl Streets from a "C-1" to a "C-2" District. (Texaco, Inc.; File No. 120.1060)

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23008

Amending Chapter 13.06 of the Official Code by amending Table No. 2 of Section 13.06.350 relative to the reduction of parking requirements in "C-P-R" Districts.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23009

Appropriating \$131,035.00, or so much thereof as may be necessary, from the Performing Arts Center Grant Fund for the payment of interest expense on the General Fund loan for the Pantages construction project, and for the purchase and installation of speakers in the Pantages Performing Arts Center, 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, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Strege and Mayor Sutherland.

Nays: 0.

Abstaining: 1 - Rasmussen.

The Ordinance was declared passed.

Ordinance No. 23010

Authorizing the permanent closure of South Winnifred Street to through vehicular traffic at a point 165 feet more or less south of the south right-of-way line of Sixth Avenue.

Roll call vote was taken, resulting as follows:

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

Nays: 1 - Mayor Sutherland.

The Ordinance was declared passed.

Deputy Mayor Nielsen later changed his vote on Ordinance No. 23010 from "aye" to "nay."

Ordinance No. 23011

Authorizing the transfer of \$81,457.00 from various bond funds to the Arterial Street Fund, and appropriating said sum from the Arterial Street Fund, or so much thereof as may be necessary, for the Ruston Way project, North 40th Street to 1,200 feet southeast, 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: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23012

Appropriating \$1,100,000.00, or so much thereof as may be necessary, from the Self Insurance Claim Fund to pay potential settlements, judgments and defense costs relating to claims and lawsuits against the City required to be expended during the balance of 1983, 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: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland.

Nays: 0.

The Ordinance was declared passed.

Ordinance No. 23013

Authorizing an amendment to the Banking Services Agreement with Puget Sound National Bank relative to the issuance of not to exceed \$2,500,000.00 of short-term obligations.

Roll call vote was taken, resulting as follows:

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

Nays: 0.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 23014

Vacating the northwest corner of South 13th Street and Fawcett Avenue. (Terry R. Johnson; File No. 124.742)

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

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 23015

Vacating the alley between South 54th and South 55th Streets east from Ferry Street. (Robert C. Young; File No. 124.743)

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

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 23016

Amending Section 1.12.355 of the Official Code of the City of Tacoma relating to the Pay and Compensation Plan.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Purchase Resolution No. 28028

Awarding contracts to:

1. PPG Industries, Inc. on their bid of \$27,236.48 for paint and related items - Specification No. G-108-83;
2. Saxon Enterprises, Inc. on their bid of \$12,178.17 for paint at the Beacon Senior Center - Specification No. G-146-83;
3. George Scofield Company, Inc. on their bid of \$8,532.40 for reroofing the Lighthouse Senior Center - Specification No. G-137-83;
4. Modern Builders, Inc. on their bid of \$3,883.60 for fencing and stairs at Tacoma Dome - Specification No. G-129-83;
5. Tucci & Sons, Inc. on their bid of \$175,194.10 for L.I.D. 2584 - Specification No. G-132-83;
6. Best Parking Lot Cleaning on their bid of \$23,799.48 for Tacoma Dome parking lot sweeping - Specification No. G-084-83; and
7. Amfac Electric Supply Company on their bid of \$5,975.00 for an Open Purchase Order for electrical goods and materials.

Deputy Mayor Nielsen moved to adopt the Purchase Resolution, including waiving the formal bidding procedures on Purchase Item No. 7. Seconded by Councilman Hyde.

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

Resolution No. 28029

Approving the preliminary plat for Clearwood Addition located at South 94th and "D" Streets. (B.A.L., Inc.; File No. 125.268)

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

Resolution No. 28030

Authorizing the segregation of L.I.D. 3807, Assessment No. 5; L.I.D. 5598, Assessment No. 27; and L.I.D. 8253, Assessment No. 13 into two separate assessments.

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. 28031

Authorizing an amendment to the agreement in the amount of \$9,961.65 with Reed, Litzenberger and Reinald relative to the provision of services for the Community Center for the Disabled project.

Mayor Sutherland moved to continue Resolution No. 28031 to September 27, 1983. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The motion was declared adopted.

The Resolution will be considered at the regular City Council meeting on September 27, 1983.

Resolution No. 28032

Authorizing an Extension of Lease agreement with The Good-Ward Corp. for the space located at 1925 Commerce Street utilized by the Home Repair Section of the Community Development Department.

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

Resolution No. 28033

Authorizing the execution of a partial release of the sewer easement for the property located near South 15th and Winnifred Streets.

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

Resolution No. 28034

Restructuring the composition of the South Tacoma Business District Design Review Committee and authorizing a six month extension to its term.

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

Resolution No. 28035

Authorizing the execution of an agreement in the amount of \$15,722.00 with the Young Women's Christian Association of Tacoma-Pierce County to implement the Placement and Follow-Up Program relative to job counseling and follow-up services for low-income, newly-employed women.

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

Resolution No. 28036

Authorizing the execution of an agreement in the amount of \$28,000.00 with Tacoma School District No. 10 to implement the Adult Crossing Guard Program to provide adult crossing guard services at dangerous intersections.

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

Resolution No. 28037

Authorizing the execution of an agreement in the amount of \$7,080.00 with Seniors Against Crime in Tacoma to implement the Seniors Against Crime in Tacoma Project which provides crime prevention services and training for senior citizens.

Councilman Hyde moved that the Resolution be adopted. Seconded by Councilman Strege.

Speaking in favor of the Resolution was:

Helen Sater

Volunteer Coordinator for the Seniors Against Crime in Tacoma Project.

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

Resolution No. 28038

Amending Article IV, Section 4.11 of the Charter of the City of Tacoma relating to the powers and duties of the Public Utility Board, and providing that the City Council shall establish and maintain a comprehensive plan setting forth goals and policies for the Department of Public Utilities.

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

Roll call vote was taken on the Resolution, resulting as follows: Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland. Nays: 0.

The Resolution was declared adopted.

Resolution No. 28039

Amending Article IV of the Charter of the City of Tacoma by adding a new section designated as Section 4.11.1 relating to utilities planning and providing that the City Council and the Utility Board shall act together to develop and implement a comprehensive plan for the Department of Public Utilities.

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

Roll call vote was taken on the Resolution, resulting as follows: Ayes: 4 - Hyde, Nielsen, Rasmussen and Mayor Sutherland. Nays: 5 - Bichsel, Hawkins, Kirby, Ladenburg, and Strege.

The Resolution was declared failed.

Resolution No. 28040

Amending Article VI, Section 6.12 of the Charter of the City of Tacoma relating to the powers and duties of the Civil Service Board.

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

Roll call vote was taken, resulting as follows: Ayes: 9 - Bichsel, Hawkins, Hyde, Kirby, Ladenburg, Nielsen, Rasmussen, Strege, and Mayor Sutherland. Nays: 0.

The Resolution was declared adopted.

Resolution No. 28041

Amending Article VI, Section 6.14 of the Charter of the City of Tacoma relating to personnel rules to provide that the City Council shall establish and maintain a comprehensive plan setting forth goals and policies regarding the City's employment and personnel system.

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

Resolution No. 28042

Authorizing the execution of an Urban Development Action Grant in the amount of \$3,010,000.00 with the Department of Housing and Urban Development for the Tacoma Financial Center project.

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

Resolution No. 28043

Authorizing the temporary use of the property located on the northeast corner of Pacific Avenue and South 7th Street by One Pacific Associates, and approving specific terms relative to said use.

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. 28044

Authorizing the execution of a grant award agreement of \$629,440.00 with the Economic Development Administration for the improvement of Ruston Way from McCarver Street to Alder Street.

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

Mayor Sutherland moved to suspend the rules to move to "Announcements, Awards, and Presentations." Seconded by Councilman Hyde. Voice vote was taken and carried. The motion was declared adopted.

ANNOUNCEMENTS, AWARDS, AND PRESENTATIONS:

Presentation of Summer Reading Program Awards.

Mayor Sutherland and members of the City Council presented certificates to children receiving awards for their participation in the Tacoma Public Library Summer Reading Program.

UNFINISHED BUSINESS:

Councilman Ladenburg moved to reconsider Resolution No. 27995. Seconded by Councilman Strege. Voice vote was taken and carried. The motion was declared adopted.

Resolution No. 27995

Authorizing the execution of an agreement with the Puget Sound Legal Assistance Foundation in the amount of \$25,291.00 for the continuation of the Housing Counseling Service.

Councilman Ladenburg moved to amend the Resolution by adding to the contract the language: "However, nothing herein shall prohibit Legal Services from defending any person whom the City, its agencies, or the Municipal Authority has brought suit against." Seconded by Councilman Strege.

Roll call vote was taken on the amendment, resulting as follows: Ayes: 4 - Hawkins, Kirby, Ladenburg, and Strege. Nays: 5 - Bichsel, Hyde, Nielsen, Rasmussen, and Mayor Sutherland. The motion was declared failed.

Councilman Ladenburg moved to delete the words "or any other authority," and the words "nor the unit funded hereby," in paragraph 11 of the contract. Seconded by Councilman Strege.

Roll call vote was taken on the amendment, resulting as follows: Ayes: 6 - Hawkins, Kirby, Ladenburg, Rasmussen, Strege, and Mayor Sutherland. Nays: 2 - Hyde and Nielsen. Abstaining: 1 - Bichsel. The motion was declared adopted.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Sutherland announced that Council rules state that if Tuesday of any week shall fall on the same day that either a primary or general municipal or state election is held, the regular meeting of that week shall be held at 5:00 p.m. on the first business day following in place of Tuesday. The primary election in the City of Tacoma will be held on Tuesday, September 20, 1983.

Councilwoman Bichsel moved to suspend the rules to have the regular City Council meeting on September 20, 1983. Seconded by Councilman Hyde. Voice vote was taken and carried. The motion was declared adopted.

Councilman Strege reported that the joint Municipal Action Committee had met with representatives from the Metropolitan Park District, and had passed a resolution which asked the Park District to coordinate its recreation programs with the Tacoma Community Schools programs. Councilman Strege stated that the parks were expanding their recreational programs and suggested that they go to other sites in the city to avoid duplication of City programs.

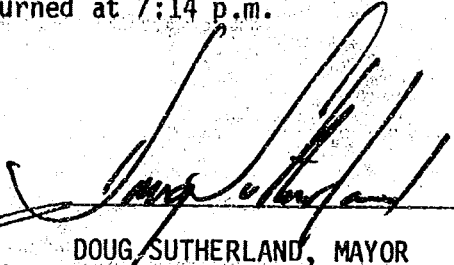
Councilman Strege commented on Pierce Transit's loss of the Tacoma School District No. 10 contract to ARA Transportation. He further clarified the situation by indicating that the contract was awarded to the lowest bidder. There were three reasons why the contract was awarded to ARA Transportation: (1) They pay their drivers less than Pierce Transit; (2) The school hours are staggered, which requires fewer drivers; and (3) The State of Washington provides a subsidy to private bus operators.

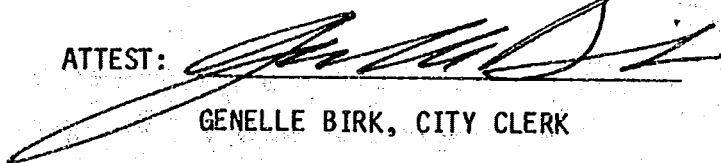
Councilman Kirby commented on the letter the Council members had received from Representative Brian Ebersole, regarding storm drain utility costs. Mayor Sutherland indicated that he had instructed the City Attorney's staff to review the matter and report back to Council.

Councilman Kirby stated he had received calls from South Tacoma residents regarding a new gravel pit at South 58th and Fife Streets, where the City is temporarily storing gravel. He requested that staff investigate this matter, as the area is zoned "R-2."

Deputy Mayor Nielsen stated for the record that he wished to change his note from "aye" to "nay" on Ordinance No. 23010.

On proper motion, the meeting adjourned at 7:14 p.m.


DOUG SUTHERLAND, MAYOR

ATTEST: 
GENELLE BIRK, CITY CLERK

WPC.264OR