

CITY COUNCIL MINUTES

City Council Chambers
November 12, 1980

The meeting was called to order at 5:08 p.m.

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

The Flag Salute was led by Mayor Parker.

Mayor Panker moved to excuse Deputy Mayor Nielsen from tonight's meeting due to illness. Seconded by Councilman Sutherland. Voice vote was taken and carried.

CONSENT AGENDA

Approval of the minutes of the regular meeting of November 4, 1980.

- a. Approval of Memorandum of Understanding regarding Energy Conservation Office date October 13, 1980; and
- b. Approval of Memorandum of Understanding and Cooperative Agreement between the City Council for the City of Tacoma and the City of Tacoma Public Utility Board dated October 8, 1980.

PETITION:

Benco, Inc. requesting the rezoning of the property located approximately 112 feet west of Pacific Avenue between South 82nd and South 84th Streets from an "R-2" and "C-1" to a "C-2" District.

RESOLUTIONS:

Resolution No. 26699

Setting Tuesday, November 25, 1980 at 6:00 p.m., as the date for public hearing on a proposed amendment to the Community Development Block Grant Application and Community Development Plan.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the meetings of the Appointments Committee, February 4, March 17, April 14, May 19, June 16, July 21, August 18, September 22 and October 20, 1980.
- b. Minutes of the meetings of the Natural Systems Citizens' Committee, August 12, September 9 and October 15, 1980.

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- c. Minutes of the meeting of the Executive Board of LESA, October 28, 1980.
- d. Minutes of the meeting of the Urban Policy Committee, October 30, 1980.
- e. Minutes of the meeting of the Tacoma-Pierce County Board of Health, October 1, 1980.
- f. Minutes of the meeting of the Landmarks Preservation Commission, October 22, 1980.
- g. Minutes of the meeting of the Sewer Review Board, October 29, 1980.
- h. LESA Board Resolution Nos. 42 and 43, October 28, 1980.

Councilwoman Bichsel moved that the Consent Agenda, including Resolution No. 26699, be approved. Seconded by Councilman Rasmussen.

Councilman Sutherland said that he concurs with the way the Memorandum of Understanding and Cooperative Agreement between the City Council and the Utility Board dated October 8, 1980 is currently written but that he would like, at the earliest convenience, to come back to that particular agreement and clarify just how the appointments would be made to the Energy Committee. Mayor Parker asked that City management, at their convenience, clarify this to the City Council.

Voice vote was taken and carried. The Consent Agenda was declared approved.

REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Substantial Development Permit No. 141.189 of Anchorage, Inc. for development of a 648 boat dry storage facility located between the Hylebos Waterway and Marine View Drive. (1670 Marine View Drive)

Councilman Rasmussen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Sutherland. Roll call vote was taken, resulting as follows: Ayes: 8 - Bichsel, Hawkins, Hyde, Kirby, Rasmussen, Strege, Sutherland and Mayor Parker. Nays: 0. Absent: 1 - Nielsen. The motion carried.

- b. Hearings Examiner recommending revision of Shoreline Management Substantial Development Permit No. 141.162 of Pickering Industries, Inc.

Councilman Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Rasmussen. Roll call vote was taken, resulting as follows: Ayes: 8 - Bichsel, Hawkins, Hyde, Kirby, Rasmussen, Strege, Sutherland and Mayor Parker. Nays: 0. Absent: 1 - Nielsen. The motion carried.

FINAL READING OF ORDINANCES:

Ordinance No. 22239

Amending the Official Code of the City by adding a new chapter to be known as Chapter 10.30 relative to relocation assistance on Public Works projects.

Mayor Parker moved to consider Substitute Ordinance No. 22239. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

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

Ayes: 6 - Bichsel, Hyde, Kirby, Rasmussen, Strege and Mayor Parker.

Nays: 1 - Sutherland.

Abstaining: 1 - Hawkins.

Absent: 1 - Nielsen.

The Substitute Ordinance was declared passed.

Ordinance No. 22240

Authorizing the City Attorney to purchase and/or institute and prosecute an action in the Superior Court under the right of eminent domain, for the condemnation and acquisition of certain land and property rights for the construction of a multi-purpose sports/convention center.

Mayor Parker moved to adopt Substitute Ordinance No. 22240. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

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

Ayes: 7 - Bichsel, Hyde, Kirby, Rasmussen, Strege, Sutherland and Mayor Parker.

Nays: 0.

Abstaining: 1 - Hawkins.

Absent: 1 - Nielsen.

The Substitute Ordinance was declared passed.

Ordinance No. 22241

Approving and confirming the assessment roll for L.I.D. 5594 for constructing water mains in East 30th Street from East "L" Street to Portland Avenue.

Roll call vote was taken, resulting as follows:

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

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Nays: 0

Absent: 1 - Nielsen.

The Ordinance was declared passed.

Mayor Parker moved to reconsider Substitute Ordinance No. 22234. Seconded by Councilman Strege. Voice vote was taken and carried.

Substitute Ordinance No. 22234

Vacating the alley between East 34th and East 35th Streets east of East "M" Street. (John D. Poyneer, Sr.)

Bob Hamilton, City Attorney, explained that the original ordinance had an error in the description and that error has been corrected in the substitute, that's the only change.

Roll call vote was taken on Substitute Ordinance No. 22234, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen.

The Substitute Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 22242

Vacating East "E" Street between East 3rd and vacated East 5th Street. (Puget Sound Plywood, Inc.)

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.

Ordinance No. 22243

Vacating the alley between Trafton and State Streets north from South Tacoma Way. (Terry B. Owen)

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

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

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Ordinance No. 22244

Transferring \$4,838.00 from the Youth Services Division Account to the Crisis Child Care Project Fund and appropriating said sum, or so much thereof as may be necessary, to meet unanticipated expenditures of the Volunteer Shelter Care Project.

The Ordinance was set over for final reading next week.

Ordinance No. 22245

Transferring \$2,950.00 from the Contingency Fund to the City Street Fund and appropriating said sum, or so much thereof as may be necessary, to hire a contractor to determine cause of deflection occurring in the retaining wall located on the east side of Court "D" north of South 13th Street, 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. 22246

Amending Chapters 13.10.090 and 13.10.175 of the Official Code relative to Shoreline Management.

The Ordinance was set over for final reading next week.

Ordinance No. 22247

Providing for the levy of ad valorem taxes for fiscal year 1981 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.

RESOLUTIONS:

Purchase Resolution No. 26700

Awarding contracts to:

1. Lige Dickson Company on its bid of \$75,311.77 for Residential Street Paving-G-116-80;
2. National Blower & Sheet Metal Co. on its bid of \$8,951.00 for Re-roofing Operations Building, Treatment Plant #2-G-134-80;
3. Allison Inc. on its bid of \$19,047.72 for Sanitary Sewer Replacement-G-136-80;
4. Incosan Northwest on its bid of \$34,142.00 for Inventory Control System-G-137-80;
5. Shaw Supply Company, Inc. on its bid of \$4,580.55 for Three Burdick Portable EKG Machines with Stands-G-133-80; and
6. Lanier Business Products, Inc. on its bid of \$9,217.96 for Lanier Recording Equipment.

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

Ron Button, Director of Public Works, asked that the Council remove Item No. 4 from the agenda at this time.

Mayor Parker moved that Item No. 4 be removed from the agenda. Seconded by Councilman Sutherland. Voice vote was taken and carried.

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

Resolution No. 26701

Authorizing the sale of surplus vehicles to Pierce Transit.

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. 26702

Authorizing execution of a lease for office space at 747 St. Helens for the Youth Employment Services Division.

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. 26703

Authorizing execution of a renewal lease with Environmental Stabilizers International, Inc., for property located at 1311 East 25th Street.

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. 26704

Authorizing execution of a sublease from the Tacoma Area Chamber of Commerce for office space located at 736-738 Broadway for the CETA Private Industry Council.

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

Resolution No. 26705

Authorizing execution of an amendatory agreement with the Metropolitan Park District to complete improvements at the Lincoln Heights Playground.

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

Mayor Parker moved to amend the Resolution on Line 10, to strike the words "an additional: and insert "up to \$6,000." Seconded by Councilman Sutherland. Voice vote was taken and carried.

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

Resolution No. 26707

Authorizing the City Attorney's Office to accept service of legal process in all legal proceedings when the City is named as a party defendant.

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

CITIZENS' REQUEST TO BE HEARD:

The Senior Tenants' Association, representing the residents of the 38th Street Deluxe Trailer Village, requesting to speak regarding the "Model Mobile Home Park."

Irene Sather, 2222 So. 38th, Space #59 and Ray Carter, 2222 So. 38th, Space #5, spoke regarding the sale of this property and relocation and asked the City for some help in this matter.

Mr. Carter, spokesman for the Senior Tenants' Association, asked the City Council to establish an ordinance to put these people into a new park.

Mayor Parker asked the City staff to prepare a follow-up memo with respect to this matter.

PUBLIC HEARING:

This is the date set for public hearing on proposed improvements to the pedestrian mall on Broadway between South 9th and South 11th Streets.

Keith Palmquist, Community Development Department, explained that the final design concept proposed by Mr. McCann would have the effect of closing off the north end of the pedestrian mall to vehicular traffic and this public hearing is to hear comment by the property owners along the Plaza affected by the proposed closure and to consider the impact the proposed closure will have on the convenience and safety of those utilizing the Plaza improvements.

Mr. Palmquist, introduced two letters into the record, one from Mr. John Magnuson, President of Magnuson Management, Inc., who has expressed his concerns, and one from the University of Puget Sound which supports the concept of closing the Plaza at 9th Street.

Mr. McCann of R. F. McCann & Co., Architects, gave a brief description on how the closure of the 9th Street access will enhance the Plaza.

The following City staff gave their concerns with regard to this project:

Rich Tracy, Special Projects Engineer, Public Works Department
Gerald M. George, Deputy Fire Marshall, Tacoma Fire Department
Richard A. Amundsen, Assistant Police Chief, Tacoma Police Department
Richard Hayes, Transportation Director, Pierce Transit

The following citizens spoke against the project:

Victor Amet, 5608 Pacific Avenue, Amet Insurance (submitting a list of names of people who are opposed to this closing)
Gordon Thomas, member of Commencement Lodge #7, Knights of Pythias
Coy Brown, 220 Tacoma Avenue South
Adam Diel, past resident of Tacoma
Jay Drelinger, Beltone Hearing Aid Center
Ken Grassi, Grassi's Flowers
Dr. William R. Balogh, Binyon Optometrists, 920 Broadway

No further citizens came forward to speak. Mayor Parker declared the hearing closed at 7:06 p.m.

Mayor Parker instructed City management to prepare a proposal that would leave the access open on the west side and also to look at the cost of a meander lane at least from 9th to 11th Street.

Mayor Parker moved to recess into Executive Session to discuss personnel and real estate matters. Seconded by Councilman Sutherland. Voice vote was taken and carried. The Council recessed at 7:08 p.m. Council reconvened at 7:51 p.m.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

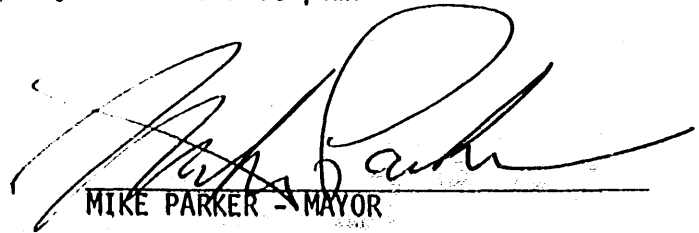
Councilman Rasmussen asked to be excused on the 17th, 18th and 19th of November and stated he would be reviewing the tapes of those meetings.

Councilman Sutherland moved to excuse Councilman Rasmussen on the 17th, 18th and 19th of November. Seconded by Councilman Hyde. Voice vote was taken and carried. The motion carried.

Councilman Hyde reported that he attended the Park Board meeting wherein they discussed their budget.

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On proper motion the meeting adjourned at 7:53 p.m.


MIKE PARKER - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK