

CITY COUNCIL MINUTES

City Council Chambers  
June 24, 1980

The meeting was called to order at 5:10 p.m.

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

The Flag Salute was led by Mayor Parker.

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Mayor Parker introduced candidates for the new Ms. Downtown Tacoma. He announced that the selection of Ms. Downtown Tacoma will be held on June 30, 1980 at the Bicentennial Pavilion at 12:00.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of June 24, 1980.

RESOLUTIONS:

Resolution No. 26494

Setting Tuesday, July 29, 1980 at 9:30 a.m., as the date for hearing by the Hearings Examiner the request for vacation of the alley between East E and East F Streets from East 55th Street to East 56th Street. (Jimmie W. Lee)

Resolution No. 26495

Setting Tuesday, July 29, 1980 at 9:30 a.m., as the date for hearing by the Hearings Examiner the request for vacation of the alley between Tyler and Monroe Streets south of South 31st Street. (Emil P. Smith)

Resolution No. 26496

Setting Tuesday, August 5, 1980 at 1:30 p.m., as the date for hearing by the Hearings Examiner the request for vacation of a portion of East R Street, south of East Fairbanks Street. (Denise Harrold)

APPEAL:

Pacific Housing Corporation appealing the Hearings Examiner's recommendation of denial of their request for reclassification of the area located approximately 75' east of the southeast corner of South 94th and South "D" Street from an "R-2" to an "R-4-L" District.

Setting Tuesday, July 8, 1980 at 5:00 p.m. as the date for hearing.

ASSESSMENT ROLLS:

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

L.I.D. 3813, constructing sanitary sewers on East George Street from approximately 300 feet east of East T Street to East Roosevelt Avenue; Alley between East George Street and East 38th Street from East T Street to East Roosevelt Street.

Fixing Monday, July 28, 1980 at 5:00 p.m. as the date for hearing by the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the business meeting of the Human Relations Commission, May 15, 1980.
- b. Minutes of the regular meetings of the Tacoma Public Library Board of Trustees, February 19, March 18, April 15, and May 21, 1980.
- c. Notice of Hearing by Board of County Commissioners on proposed resolution to adopt a more comprehensive resolution regarding control of parking in the unincorporated areas of Pierce County, repealing portions of various resolutions and chapter 46.14 of the Pierce County Code and adopting a new Chapter 46.14 of the Pierce County Code.
- d. Community Development Department filing the Innovative Grants for Community Energy Conservation Preapplication.
- e. Bill's Towing and Garage, Inc., Monthly Towing Reports for December 1979, January, March, April, and June 1980.
- f. Charter of the Municipal Authority as amended June 13, 1980.

Deputy Mayor Nielsen moved that the Consent Agenda, including Resolution Nos. 26494, 26495 and 26496 be approved. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

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REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner recommending that rezone request No. 120.772 of Nevitt Construction for reclassification of the southwest corner of South 12th and Durango Streets from an "R-2" to an "R-2-T" District be closed.

Councilwoman Bichsel moved to concur in the recommendations of the Hearings Examiner. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

- b. Hearings Examiner recommending denial of the request of Frank Hamilton for continuation of his petition to vacate South 48th Street between Warner Street and the center line of vacated Lawrence Street.

Councilman Kirby 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 ORDINANCES:

Ordinance No. 22023

Amending Chapter 13.06 of the Official Code to reclassify the west side of Steele Street between South 41st and South 42nd Streets from an "R-4-L" to a "C-2" District. (Pacific Northwest Rax, Inc.)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hawkins, Kirby, Nielsen, Rasmussen, Sutherland, Strega and Mayor Parker

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22109

Accepting \$3,000 from the Pantages Center Corporation for implementing the Pantages Theatre Restoration Project 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, Kirby, Nielsen, Rasmussen, Sutherland, Strega and Mayor Parker

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22110

Authorizing execution of a Grant and Funding Agreement for Community Development Block Grant-Sixth Year Program with the U.S. Department of Housing and Urban Development; depositing \$3,574,000 in the Community Development Grants Summary Fund for carrying out certain programs in the Sixth Year Block Grant Agreement, 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, Kirby, Nielsen, Rasmussen, Sutherland, Strega and Mayor Parker

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22111

Authorizing acceptance of a grant award from the State Department of Ecology in the amount of \$22,000, to continue the shoreline inspection program, completing the Ruston Way Design and Development Plan and conducting a shoreline amenities study and authorizing a temporary loan in the amount of \$22,000 to the Coastal Zone Management Fund.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hawkins, Kirby, Nielsen, Rasmussen, Sutherland, Strega and Mayor Parker

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22114

Appropriating \$5,823, or so much thereof as may be necessary, from the Federal Shared Revenue Fund to expand the Community School Project into Northeast Tacoma; authorizing amendment to the Memorandum of Agreement with Tacoma School District No. 10 providing for such expansion; 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, Kirby, Nielsen, Rasmussen, Sutherland, Strega and Mayor Parker

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22115

Providing for Improvement of LID 2507 by placing a 2" (inch) asphalt surface treatment on various streets between East 56th and East 91st Streets from South "D" Street to East "M" Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22116

Providing for Improvement of LID 2510 by placing a 2" surface treatment on South Cushman Avenue from South 25th Street to South 28th Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22117

Providing for Improvement of LID 3827 for sanitary sewer construction of East "B" Street from South 88th Street to 350 feet north of 91st Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22118

Providing for Improvement of LID 3828 for sanitary sewers in East "M" Street from Home Street south 175' + Home Street from 150' east of East "M" Street to cul-de-sac and from cul-de-sac north to East 48th Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22119

Providing for Improvement of LID 8295 by placing permanent asphaltic concrete pavement, concrete curbs and gutters, with storm drainage as necessary on South 64th Street from Wapato to Sprague.

Speaking against the Ordinance were Lloyd W. Collett, 6422 South Wapato Street and Earl Bachman, 6407 South Wapato Street. Speaking in favor of the Ordinance were Maurice Lewis, Superintendent of Tacoma Baptist Schools, 2052 South 64th Street and Fred Roberson, Developer, owner of property at 64th and Sprague Streets.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Hawkins, Nielsen, Rasmussen, Sutherland and Mayor Parker

Nays: 3 - Bichsel, Kirby and Strege.

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22120

Providing for Improvement of LID 8296 by placing permanent pavement on East "M" from East 48th Street south 300' + East Home Street from East "M" Street east to cul-de-sac.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22121

Approving and confirming the Assessment Roll for LID 3807 for sanitary sewers in Sprague Avenue from South 64th Street north 600' M/L.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22122

Approving and confirming the Assessment Roll for LID 8199 for permanent paving on various streets and alleys in South and East Tacoma.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22123

Approving and confirming the Assessment Roll for LID 8225 for permanent paving on various streets in the vicinity of North 39th and Winnefred.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

Ordinance No. 22124

Providing for improvement of LID 2508 by placing 2" asphalt surface treatment on North Oakes Street from North 29th to North 32nd; North White Street from North 29th to North 31st; and North Pine Street from North 30th to North 31st Street.

Gary Sullivan, Hearings Examiner, reported that the Ordinance includes Segment No. 1, and the portion of North Oakes from North 32nd to North 31st Street now has a 73 percent remonstrance. He said that should be deleted from the Ordinance. Mayor Parker moved to delete Segment No. 1 as described. Seconded by Councilman Strege. Voice vote was taken and carried.

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

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

Nays: 0

Absent: 1 - Hyde

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 22125

Repealing Section 11.36.130 of the Official Code relative to twenty mile per hour limit for heavy trucks on Pacific Avenue from South 34th to South 26th northbound.

The Ordinance was set over for final reading next week.

Ordinance No. 22126

Appropriating the sum of \$21,697,651, or so much thereof as may be necessary, from the Public Transportation Benefit Area Fund, for paying costs of operation of the Public Transportation System during the balance of 1980, 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. 22127

Authorizing execution of amendment to grant award contract with State of Washington, Department of Social and Health Services in amount of \$105,745.00, appropriating sum of \$105,745.00 or so much thereof as may be necessary from the Crisis Child Care Project Fund for the purpose of continuing the Volunteer Shelter Care Project, 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. 22128

Amending Chapters 6.29 and 7.10 of the Official Code relative to merchant patrol districts.

Speaking on the Ordinance were Tom Krilich, Attorney, speaking on behalf of Walter Copeland who operates a merchant patrol business named Tacoma Merchant Patrol, and Glen Weller, President of the Pierce County Merchant Police Association.

After discussion, Mayor Parker moved that first reading of the Ordinance be continued for two weeks. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

First reading of the Ordinance was continued to July 8, 1980.

Ordinance No. 22129

Creating a new fund to be known as the Performing Arts Center Trust Fund for the purpose of receiving private donations and contributions for the restoration and rehabilitation of the Pantages Theater.

The Ordinance was set over for final reading next week.

Ordinance No. 22130

Authorizing execution of an agreement with the Washington State Criminal Justice Training Commission to provide basic law enforcement training for Police Officers throughout the State of Washington and appropriating the sum of \$7,000, or so much thereof as may be necessary, from the General Fund for said purpose.

The Ordinance was set over for final reading next week.

Ordinance No. 22131

Authorizing execution of a grant award contract with the National Council of Senior Citizens in the amount of \$325,303.00; appropriating said sum or so much thereof as may be necessary from the Comprehensive Employment Services Summary Fund for the purpose of continuing the Senior Community Services Program; 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. 26497

Appointing Charles O'Donoghue as a member of the City Planning Commission for a three-year term to expire on June 23, 1983.

Mayor Parker moved that the Resolution be continued for one week. Seconded by Councilman Strege. Voice vote was taken and carried.

The Resolution was continued to July 1, 1980.

Purchase Resolution No. 26498

Awarding contracts to:

1. R. W. Rhine, Inc., on its bid of \$3,148.47 for demolition of Dangerous Building;
2. Howard Cooper Corporation on its bid of \$19,445.28 for Under-carriage Replacement for Dozer;
3. Mister Rain, Inc., on its bid of \$7,055.10 for Automatic Sprinkler System;
4. E. J. Rody & Sons on its bid of \$149,114.28 for Commencement Park Seawall;
5. Fire Control Northwest, Inc., on its bid of \$18,490.90 for Fire Hose;
6. Tucci & Sons, Inc., on its bid of \$92,838.85 for Asphalt Concrete Paving;
7. George Madsen Company, on its bid of \$44,538.95 for Asphalt Paving; and
8. Lige Dickson Company, Inc., on its bid of \$43,929.20 for Storm Sewer Extension.

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. 26499

Authorizing submission of a proposition to the electorate to amend Article II, Section 2.7, of the Charter of the City of Tacoma, relating to vacancies occurring on the City Council and providing that in the event a majority of the Council fails to make an appointment to fill a vacancy within sixty days of vacancy, Mayor shall make such appointment.

Councilman Hawkins moved that the Resolution be adopted. Seconded by Councilman Strege. Mayor Parker moved that the Resolution be amended by striking the words "without the necessity of" on lines five and six, line 24, and inserting the words "subject to the." The sentence will read "the Mayor shall make such appointment subject to the confirmation of the remaining members of the Council." Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

After discussion, Mayor Parker moved that the Resolution be continued to the date when the EMS (Emergency Medical Services) proposal comes to Council for consideration. Seconded by Councilman Hawkins. Roll call vote was taken, resulting in: Ayes: 5 - Hawkins, Kirby, Strege, Sutherland and Mayor Parker. Nays: 3 - Bichsel, Nielsen and Rasmussen. Absent: 1 - Hyde. The motion carried and the Resolution was continued to a date to be determined.

Resolution No. 26500

Submitting to the electors of the City of Tacoma at a special election September 16, 1980, a proposition to amend Article II, Section 2.7 of the City Charter.

Mayor Parker moved that the Resolution be continued to a date when the EMS proposal comes to Council for consideration. Seconded by Councilman Hawkins. Voice vote taken and carried. The Resolution was continued to a date to be determined.

Resolution No. 26501

Authorizing a temporary loan of \$24,000 from the General Fund to the Heritage Conservation and Recreation Service Fund.

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

Resolution No. 26502

Amending the lease of Home Health Services, Inc., for additional space in the Medical Arts Building.

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. 26503

Authorizing execution of a lease agreement with Baseball Tacoma, Inc., for leasing Cheney Stadium and an agreement with the Disabled American Veterans, Harmony Chapter No. 18, for operation of the parking facilities surrounding Cheney Stadium.

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

Resolution No. 26504

Authorizing amendments to existing airport leases and commercial concessions as necessary to comply with 14 Code of Federal Regulations 152.

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

Resolution No. 26505

Authorizing execution of an agreement with Keely Appraisal Corporation for the appraisal of Swan Creek properties.

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. 26506

Authorizing the payment of the sum of \$8,050 to the U.S. Dept. of the Interior--Geological Survey-Water Resources Division as the City's share of operating and maintaining stream gauging stations on Leach and Flett Creeks.

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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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Parker made a motion to set Tuesday, July 15, 1980 at 5:00 p.m., as the date for public hearing on taxicab stands in the city of Tacoma. Seconded by Deputy Mayor Nielsen. Voice vote was taken and carried.

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CITIZENS' REQUEST TO BE HEARD:

George R. Newcomb and a group of citizens requesting to be heard regarding installation of sidewalks on Orchard Street.

Mr. Newcomb referred to a letter which property owners received regarding installation of sidewalks along Orchard Street. He told Council of his objections to the requirement that he install sidewalks on his property. He submitted a petition objecting to the installation of sidewalks signed by 40 property owners. Also speaking were the following:

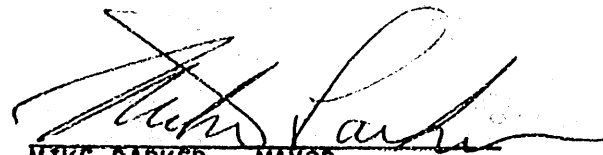
- John Bosh, 5012 North 24th, on Orchard,
- Wynon Olson, owner of property on the corners of 29th and 30th Streets,
- Ernie Rolander, trustee, First Christian Church,
- Kirk Sulenes, 2617 North Orchard,
- Dinwidde Fuhrmeister, 5101 North 26th, and
- An unidentified property owner living at 5101 North 26th.

Mayor Parker and Councilmembers requested that the Public Works Department and City Manager's Office submit a report to them on the subject matter.


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City Council Minutes - Page 13 - June 24, 1980

On proper motion, the meeting adjourned at 7:40 p.m.

  
MIKE PARKER - MAYOR

ATTEST:

  
H. B. BOND - CITY CLERK