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CITY COUNCIL MINUTES

City Council Chambers  
October 3, 1978

The meeting was called to order at 5:27 p.m.

Present on roll call: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

The Flag Salute was led by Mayor Parker.

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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 September 21, 1978 and the special and regular meetings of September 26, 1978.

PETITIONS:

Chuck DeLauro - Southgate Realty Inc., requesting the rezoning of the property located on the southeast corner of 49th Avenue NE and 42nd Street NE from a "C-P-N" to a "C-1" and "R-3" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 25307

Setting Tuesday, October 24, 1978 at 10:30 a.m. as the date for hearing by the Hearings Examiner the request for vacation of a part of the alley between Yakima Ave. and the Yakima - "I" Street transition just south of Sixth Avenue. (Robert L. Hess)

Resolution No. 25308

Setting Tuesday, October 24, 1978 at 9:30 a.m. as the date for hearing by the Hearings Examiner the request for vacation of South Fifth Street between Stadium Way and Broadway. (Import Trade International)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner agenda for Tuesday, October 3, 1978.
- b. Minutes of the meetings of the Board of Pierce County Commissioners, September 25 and September 26, 1978.
- c. Minutes of the meeting of the Landmarks Preservation Commission, September 20, 1978.
- d. Minutes of the meeting of the Tacoma Employees' Retirement Board, August 31, 1978.
- e. Minutes of the meeting of the Public Utility Board, September 13, 1978.
- f. Minutes of the meeting of the Board of Park Commissioners, September 18, 1978.

Councilwoman moved that all items, including Resolutions Nos. 25307 and 25308, be approved. Seconded by Councilman Nielsen. Voice vote was taken and carried. The Consent Agenda was approved.

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R E G U L A R   A G E N D A

COMMUNICATIONS:

- a. Hearings Examiner submitting Shoreline Management Permit Application 141.182, of Hooker Chemical and Plastics Corp. for replacement and relocation of a pipe bridge and the piping contained on it and to install two underground concrete effluent water ph tanks.

Councilwoman Bichsel excused herself from sitting in on the consideration of the communication due to the possible conflict of interest. She left the Council Chambers.

Gary Sullivan, Hearings Examiner, reviewed the request for a Shoreline Permit and the reasons for his recommendation.

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

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FINAL READING OF ORDINANCES:

Ordinance No. 21390

Vacating portions of South Eighth, Bennett and Villard Streets.  
(William Busch)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21408

Vacating a portion of North 18th Street between Villard and Baltimore Streets. (Robert J. Wood et al)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

Absent: 1 - Hudson

The Ordinance was declared passed.

Ordinance No. 21437

Vacating Shirley Street from North 47th Street to the alley to the south. (Weathervane Builders)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

Absent: 1 - Hudson

The Ordinance was declared passed.

Ordinance No. 21459

Vacating portions of North 30th and Oakes Street. (The Margaret Mae Haley Trust)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

Absent: 1 - Hudson

The Ordinance was declared passed.

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Ordinance No. 21487

Amending Chapter 13.06 of the Official Code to reclassify the southeast corner of South 88th Street and Pacific Avenue from a "C-1" to a "C-2" district. (Frank G. Lee)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21488

Amending the compensation plan to adjust the Elderly/Handicapped Transit Division pay and establishing the classes of Transportation Planner and Assistant to the LESA Director.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 1 - Evans

The Ordinance was declared passed.

Ordinance No. 21489

Amending the compensation plan relating to State Industrial Insurance and the Personnel Committee.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21490

Appropriating the sum of \$12,463, or so much thereof as may be necessary, from the Transit Cumulative Reserve Fund 442 to the Elderly and Handicapped Transportation Fund for the operation of the Demand/Responsive Transportation Program.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21491

Accepting a grant award in the amount of \$194,022 from the U.S. Department of Labor under Title III and appropriating said sum for the purpose of providing a skill training improvement program and declaring an emergency, making necessary the passage of this

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ordinance and its taking effect immediately upon publication.

Roll call vote was taken resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21494

Authorizing execution of an agreement with the International City Management Association to implement the "In-Place Transfer Laboratory Project"; authorizing acceptance of a \$6,000 grant from the International City Management Association; appropriating said sum from the Technology Transfer Center Fund for the purpose of implementing the Project.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Warnick and Mayor Parker.

Nays: 1 - Strege

The Ordinance was declared passed.

Ordinance No. 21495

Amending Title 8 of the Official Code by adding Chapter 8.31 relating to vegetation and litter control.

Councilman Strege moved to amend the Ordinance on Page 3, Line 9, to strike the words and figures "thirty" and change them to "twenty." Seconded by Councilman Evans. Voice vote was taken and carried.

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

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21503

Amending Sections 1 and 2 of Ordinance No. 21446 to appropriate \$15,579.00 from the Elderly and Handicapped Transportation Fund instead of the \$8,000.00 as passed in the ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

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Nays: 0

The Ordinance was declared passed.

Ordinance No. 21504

Appropriating the sum of \$11,500, or so much thereof as may be necessary from the Baseball Park Capital Improvement Fund to the Baseball Park Revolving Fund for the purpose of upgrading lighting at Cheney Stadium and declaring an emergency, making necessary the passage of this ordinance and its becoming effective upon publication.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21505

Authorizing the transfer of the sum of \$7,500 from the Contingency Fund to the General Fund and appropriating said sum, or so much thereof as may be necessary, from the General Fund for the purpose of providing a portion of the funds necessary for a traffic study in Point Defiance Park, 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: 6 - Bichsel, Evans, Hudson, Schroeder, Warnick and Mayor Parker.

Nays: Kirby, Nielsen and Strege.

The Ordinance was declared passed.

Ordinance No. 21506

Repealing Ordinance No. 21130 relative to providing for the creation of L.I.D. 8186.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

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Ordinance No. 21507

Repealing Ordinance Nos. 21343 and 21358 relative to providing for the creation of L.I.D. 8191 and L.I.D. 8223.

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 21508

Vacating portions of Lincoln Ave. between Port of Tacoma Road and Alexander Avenue. (Port of Tacoma)

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

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

Ordinance No. 21509

Vacating one foot of Broadway abutting the property of No. 210 located in the vicinity of South Second Street. (Richard W. Wells)

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

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

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RESOLUTIONS:

Resolution No. 25272

Authorizing adoption of Community Development policies applicable to the Fifth Year Program (1979-1980) and EDBG entitlement.

Councilman Nielsen moved to continue the Resolution for one week. Seconded by Councilman Warnick. Voice vote was taken and carried. The Resolution was continued to October 10, 1978.

Resolution No. 25282

Authorizing proper City officials to allocate funds to be received under Title VI of the Comprehensive Employment and Training Act to projects listed on Attachment A of this Resolution.

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Councilman Warnick moved that the Resolution be adopted. Seconded by Councilman Schroeder.

Councilman Kirby moved that Attachment A be amended to reflect the ranking of the first 59 projects as reviewed by the CES Advisory Council and as altered by the inclusion of project evaluation against the proposed Public Service Employment Program policy guidelines and priorities. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

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

Purchase Resolution No. 25309

Awarding contracts to:

- 1) Lige Dickson Co. on its bid of \$25,334.36 for W.O. #CE5360 Sanitary sewer extension through the Town of Ruston.
- 2) Woodworth and Company, Inc. on its bid of \$352,559.59 for L.I.D.'s 8191A and 8223A - permanent asphalt pavement and storm drainage on various residential streets in the south central area of the city.
- 3) Beckman Instruments, Inc. on its bid of \$17,288.95 for infrared Spectrophometer.
- 4) Barclay Dean, Inc. on its bid of \$245,490.00 for Medical Arts Building modernization, replacement of windows, Improvement #2470.

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

Fred Thompson, City Engineer, advised that Item No. 2 is changed by deleting L.I.D. 8186 as the L.I.D. was repealed by Ordinance No. 21506. Also, 8191 and 8223 should be listed as 8191-A and 8223-A.

Voice vote was taken and carried. The Resolution was declared adopted. Councilman Strege left the meeting.

Resolution No. 25310

Authorizing execution of an agreement with the County of Pierce to enable the City to accept County Community Development Block Grant funds to be utilized in a joint commercial revitalization project in the South Tacoma Way Business District.

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



Resolution No. 25311

Authorizing sale of certain L.I.A. Guaranty Fund Property in the vicinity of 76th and Oakes, 62nd and Gove, and 33rd Street N.E. to the Dept. of Public Works at a private sale.

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

Resolution No. 25312

Authorizing the Community Development Department to enter into a Memorandum of Understanding with the Department of Human Development to provide a Tot Lot Feasibility Study in accordance with the Community Development Plan 1978-1979.

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

Resolution No. 25313

Authorizing the proper officers of the City to file Notice of Intent with the Pierce County Boundary Review Board to serve water in the vicinity of 160th Street East and Canyon Road.

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

Resolution No. 25314

Authorizing sale of former College Substation site to Tacoma Community College.

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

Resolution No. 25315

Authorizing the sale of certain surplus Light Division property known as the Henderson Bay Substation site to Peninsula Light Company.

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

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Resolution No. 25316

Accepting the Federal Energy Regulatory Commission order of September 7, 1978, amending license to allow installation of fourth generating unit at Mayfield Project.

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

Resolution No. 25317

Authorizing acquisition of the University Place Water System.

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

Councilman Hudson said he would excuse himself from participating in the consideration of this resolution due to a possible conflict of interest. Councilman Hudson left the Council Chambers.

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

Resolution No. 25318

Revising and redefining the duties and obligations of the Urban Policy Committee and rescinding Resolution No. 25178.

Mayor Parker moved to consider Substitute Resolution No. 25318. Seconded by Councilman Evans. Roll call vote was taken resulting in Ayes: 5 - Bichsel, Evans, Kirby, Warnick and Mayor Parker. Nays: 3 - Hudson, Nielsen and Schroeder. Absent: 1 - Strege. Motion carried.

Councilwoman Bichsel moved to amend the resolution by adding after the words "by the City Council" on line 22, the language "Said Committee may establish its own rules of procedure, provided that in no event shall said Committee create subcommittees thereof or otherwise subdivide its membership for the purpose of making inquiries or investigations or for the preparation of its recommendations." Seconded by Councilman Nielsen.

Speaking against the amendment were:

Ree Hutchine, Chairman of the Committee  
Karen Vialle, Vice-Chairman of the Committee  
John Mathis, Member of the Committee

Speaking in favor of the amendment was Ralph Holmes, member of the Committee.

Ruth Daniels, member of the Committee asked that the Resolution be continued.

Mayor Parker moved that the proposed amendment be amended to state "as it relates to Community Development." Seconded by Councilman Hudson. Voice vote was taken and carried.

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Roll call vote was taken on Councilwoman Bichsel's amendment as amended resulting in Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder and Warnick. Nays: 1 - Mayor Parker. Absent: 1 - Strege. Motion carried.

Councilman Kirby moved to further amend the resolution on Line 13 to change 27 to 25. Seconded by Councilman Hudson. Voice vote was taken and failed.

Roll call vote was taken on the amended Resolution resulting in Ayes: 5 - Bichsel, Evans, Hudson, Warnick and Mayor Parker. Nays: 3 - Kirby, Nielsen and Schroeder. Absent: 1 - Strege. The Resolution as amended was declared adopted.

Mayor Parker moved to suspend the Rules to consider Resolution No. 25319. Seconded by Councilman Schroeder. Voice vote was taken and carried.

Resolution No. 25319

Appointing Joseph H. Kosai, James Luco and Rev. George M. Fitz as members of the Urban Policy Committee for one, two and three year terms respectively.

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

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PUBLIC HEARINGS AND APPEALS:

- a. This is the date set for hearing the appeal of Richard Dale Smith on the Hearing Examiner's approval of Shoreline Management Permit No. 141.174 of Rasmussen and Hobbs, Architects to allow construction of a 12-unit apartment complex on the northwesterly side of the Burlington Northern railroad right-of-way approximately 500 feet northerly of South 19th Street.

Councilman Schroeder excused himself from participating in the consideration of the appeal due to possible conflict of interest. He left the Council Chambers.

Gary Sullivan, Hearings Examiner, reviewed the request and the reasons for his decision.

Speaking on behalf of Richard Dale was Attorney James Mason.

Joe Quinn, Attorney, spoke on behalf of George Lund, the owner of the property.

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Councilman Evans moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner and that the appeal be denied. Seconded by Councilman Nielsen. Roll call vote was taken resulting in Ayes: 5 - Bichsel, Evans, Kirby, Nielsen and Warnick. Nays: 0. Absent: 4 - Hudson, Schroeder, Strege and Mayor Parker. Motion carried.

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REPORTS BY CITY MANAGER:

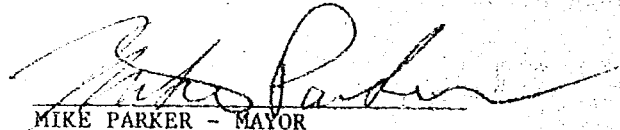
Erling Mork, City Manager, reported the dedication of the Kleiner Memorial will be held Saturday, October 7, 1978 at 2:00 p.m. on 6th Avenue near Mildred Street.

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PROCLAMATION:

Mayor Parker proclaimed the week of October 8th through the 14th, 1978 as "Fire Prevention Week" in the City of Tacoma.

On proper motion the meeting adjourned at 7:47 p.m.



MIKE PARKER - MAYOR

ATTEST:



H. B. BOND - CITY CLERK