

CITY COUNCIL MINUTES

City Council Chambers
December 4, 1984

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

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

The Flag Salute was led by Council Member Kirby.

CONSENT AGENDA

Approval of the minutes of the regular meeting of November 20, 1984, and the City Council Budget Hearings of November 14 and 15, 1984.

RESOLUTIONS:

Resolution No. 28556

Setting Tuesday, January 15, 1985 at 10:30 a.m. as the date for hearing by the Hearings Examiner the request to vacate a portion of Mildred Street north from North 49th Street 300 feet, more or less. (Russell G. Peterson; File No. 124.781)

Resolution No. 28557

Setting Tuesday, January 15, 1985 at 1:30 p.m. as the date for hearing by the Hearings Examiner the request to vacate a portion of the scenic viewpoint on the west side of Narrows Drive. (Russell Walsh; File No. 124.782)

Resolution No. 28558

Authorizing the submission of a joint grant application with Pierce County in the amount of \$48,000.00 to the State Traffic Safety Commission for continuing the Pierce County Task Force on Alcohol/Driving.

Resolution No. 28559

Authorizing the submission of a grant application in the amount of \$183,000.00 to the Department of Housing and Urban Development for the continuation of Tacoma's Rental Rehabilitation Program.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Amended Agenda of the Hearings Examiner Hearing, December 4, 1984.
- b. Minutes of the meeting of the Civil Service Board, November 5, 1984.
- c. Minutes of the meeting of the Human Rights Commission, October 18, 1984.
- d. Minutes of the meeting of the Municipal Authority, November 16, 1984.
- e. Minutes of the meeting of the Tacoma Beautification Committee, October 16, 1984.
- f. Minutes of the meeting of the Tacoma Planning Commission, November 5, 1984.
- g. Minutes of the regular meeting of the Tacoma Public Library Board of Trustees, September 19, 1984.
- h. Minutes of the special meeting of the Tacoma Public Library Board of Trustees, October 2, 1984.
- i. Monthly Report of the Tacoma Police Department, October 1984.
- j. 1985 Sanitary Sewer Utility Rate Study Report, October 1984.

Deputy Mayor Strege moved that the Consent Agenda, including Resolution Nos. 28556, 28557, 28558, and 28559, be approved. Seconded by Council Member Bichsel. Voice vote was taken and carried. The Consent Agenda was declared approved.

Mayor Sutherland moved to excuse Council Member Rasmussen from tonight's Council meeting. Seconded by Council Member Warnick. Voice vote was taken and carried. The motion was declared adopted.

R E G U L A R A G E N D A

ANNOUNCEMENTS, PRESENTATIONS AND APPOINTMENTS:

Resolution No. 28560

Approving staggered three-year terms for South End Neighborhood Center Advisory Committee members to provide for committee continuity.

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

COMMUNICATIONS:

- a. Hearings Examiner recommending concurrence with the Land Use Administrator's findings that conditions 7.c. and 7.d. of the Hearings Examiner's Report of June 17, 1983 have been met for a landscaping plan, inclusive of landscaping a berm area along the eastern boundary of the project and a fence westerly of the berm. (Westgate Associates; File Nos. 120.1045, 127.185 and 130.2338)

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Mayor Sutherland moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

- b. Hearings Examiner recommending modification of the Examiner's Report and Decision of May 7, 1981, to allow the Director of Public Assembly Facilities to authorize temporary use of Tacoma Dome parking facilities for other public or private parking at the Tacoma Dome.

Council Member Warnick moved to concur in the recommendations of the Hearings Examiner. Seconded by Council Member Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland proclaimed the day of Sunday, December 9, 1984, to be "United Negro College Fund Day," and presented the proclamation to Ms. Audrey Russell.

FINAL READING OF ORDINANCES:

Ordinance No. 23290

Repealing and reenacting Chapter 6.20 of the Official Code to establish revised rules on qualifications, testing and licensing of steam boiler engineers and firemen.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Stenger, Strege, Warnick, and Mayor Sutherland.

Nays: 0.

Absent: 1 - Rasmussen.

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 23292

Vacating the northerly one foot of South 8th Street easterly from "K" Street 120 feet to enlarge and remodel the existing building (Northwest Prosthetic and Orthotic Clinic) and to accommodate the new brick veneer and metal fascia. (Lund Cato Partnership; File No. 124.772)

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Mayor Sutherland moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

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

Ordinance No. 23293

Vacating South 37th Street between Lawrence and Warner Streets to combine the vacated right-of-way with the abutting properties. (Star Moving & Storage, Inc. and Pacific Coca Cola Bottling Company; File No. 124.773)

Council Member Hyde moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Council Member Bichsel. Voice vote was taken and carried. The motion was declared adopted.

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

Ordinance No. 23294

Authorizing the execution of a grant award contract with the Equal Employment Opportunity Commission in the amount of \$42,100.00; and appropriating the sum of \$42,100.00, or so much thereof as may be necessary, from the Miscellaneous Grants Summary Fund for the purpose of processing 100 cases alleging discrimination in Tacoma.

The Ordinance was set over for final reading next week.

Ordinance No. 23295

Creating a special fund to be designated as the "Department of Public Utilities Fleet Services Fund," and authorizing a transfer of \$375,000.00 from certain specified funds as a working fund advance to said fund.

The Ordinance was set over for final reading next week.

Ordinance No. 23296

Adopting the annual budget of the City of Tacoma for 1985.

The Ordinance was set over for final reading next week.

Ordinance No. 23297

Providing for the levy of ad valorem taxes for the fiscal year 1985.

The Ordinance was set over for final reading next week.

Ordinance No. 23298

Amending Chapter 13.03.070 of the Official Code relating to the duties of the Hearings Examiner as related to alteration of plats, approval of plat vacations, and approval of the redivision of land.

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The Ordinance was set over for final reading next week.

Ordinance No. 23299

Authorizing property acquisition under the right of eminent domain for the condemnation and acquisition of certain lands for a public highway and related purposes, including the construction and reconstruction of Portland Avenue from East 29th Street to Fairbanks Street.

The Ordinance was set over for final reading next week.

Ordinance No. 23300

Appropriating \$10,000.00, or so much thereof as may be necessary, from the Performing Arts Center Fund for payment of additional operating costs for 1984.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Purchase Resolution No. 28561

Awarding contracts to:

1. S & W Construction, Inc. on their bid of \$26,774.00 for a storm sewer extension in East 26th Street from East "N" Street to Portland Avenue - Work Order No. CX5111 - Specification No. G-146-84;
2. Woodworth & Company, Inc. on their bid of \$407,404.95 for arterial street improvements on Lincoln Avenue from Olympic Street to Milwaukee Way - Improvement Nos. DH406B and DH406C - Specification No. G-121-84;
3. Carl T. Madsen, Inc. on their bid of \$48,000.00 for arterial street lighting on East Wiley Avenue - Improvement No. DH405A - Specification No. G-139-84;
4. Oxygen Sales & Service, Inc. on their bid of \$8,500.00 and A & L Welding Products, Inc. on their bid of \$14,500.00 for welding gases and supplies - Specification No. G-110-84; and
5. Sam's Tire Service, Inc. on their bid of \$45,000.00 to increase their contract for tire recapping and repair work - Specification No. G-205-83.

Mayor Sutherland moved that the Purchase Resolution be adopted. Seconded by Council Member Hyde.

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

Resolution No. 28550

Authorizing the execution of a Lease Agreement, Power Purchase Agreement, and Participation Agreement with Energy Products of Idaho (EPI) for Steam Plant No. 2.

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Council Member Hyde moved that the Resolution be adopted. Seconded by Council Member Kirby. Voice vote was taken and carried. The Resolution was declared adopted.

Mayor Sutherland announced that the City Council would now consider Citizens' Requests to be Heard and then the public hearing on the "Old Town Parking Study."

CITIZENS'S REQUEST TO BE HEARD: (Began at 6:00 p.m.)

Mr. Corey Campbell requesting to speak regarding the goals of Tacoma Explorers Post No. 711.

Mr. Campbell spoke to the Council regarding this matter.

PUBLIC HEARINGS AND APPEALS: (Began at 6:14 p.m.)

This is the date set for a public hearing on the "Old Town Parking Study."

Mr. Joe Quilici, Planning Department, made a presentation to the Council on the study.

Mayor Sutherland called for public testimony.

Speaking to the Council were:

| | |
|-------------------|---|
| Kenneth Thain | 2309 North 30th Street |
| Joseph B. Heitman | President, Old Tacoma Improvement Club |
| Stan Weed | Chairman, Tacoma Home Organ Society |
| Catherine Ursich | 2721 North Starr |
| Carolyn Gallacci | 2723 North Starr |

There being no further public testimony, the Mayor declared the public hearing closed at 6:55 p.m.

Resolution No. 28562

Approving the City of Tacoma's participation in the expansion of generating facilities at the Centralia steam-electric generating plant.

Council Member Hyde moved that the Resolution be adopted. Seconded by Council Member Warnick. Voice vote was taken and carried. The Resolution was declared adopted.

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Resolution No. 28563

Approving and authorizing the execution of a Memorandum of Understanding with the City of Aberdeen to fund feasibility and licensing work for the Wynoochee River Water Power Project.

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

Resolution No. 28564

Authorizing the execution of an amendatory amendment with Neighborhood Housing Services for expansion of the Neighborhood Housing Service Program to the Roosevelt Heights neighborhood and further authorizing the allocation of an additional \$100,000.00 of Tenth Year Community Development Block Grant funds for such purpose.

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

Resolution No. 28565

Authorizing the transfer of \$183,000.00 from the General Fund to the Bicentennial Pavilion Fund, Baseball Park Fund, and Performing Arts Center Fund.

Mayor Sutherland moved that the Resolution be adopted. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 28566

Authorizing the execution of supplementary agreements with Owen Douglas and John Kuhn to provide additional services in connection with the Harbor Service Craft Evaluation.

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

Resolution No. 28567 - Alternate "B"

Adopting the City of Tacoma's street lighting policy.

Council Member Hyde moved to consider Resolution No. 28567 - Alternate "B." Seconded by Council Member Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Council Member Hyde moved to amend Resolution No. 28567 - Alternate "B," on page 3, by adding "V." Review Process

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The Beautification Committee shall receive timely notification of proposals made by the Public Works Department for implementation of this Resolution. Seconded by Council Member Bichsel. Voice vote was taken and carried. The motion was declared adopted.

Council Member Stenger moved to amend the Resolution by inserting the words "12 foot, 6 inch" standards in lieu of 14 foot standards. Seconded by Council Member Ladenburg.

Speaking to the Council were:

Judy Freeman
Gloria Spangler
Catherine Ursich

Beautification Committee
814 South Sheridan
2721 North Starr

Roll call vote was taken, resulting as follows: Ayes: 3 - Ladenburg, Stenger and Warnick. Nays: 5 - Bichsel, Hyde, Kirby, Stenge, and Mayor Sutherland. Absent: 1 - Rasmussen. The motion was declared failed.

Council Member Hyde moved to amend page 2, line 18, by inserting the words "completely to" to read as follows: "Cost of replacements will be completely to partially paid by the City,..." Seconded by Deputy Mayor Stenge.

Roll call vote was taken, resulting as follows: Ayes: 8 - Bichsel, Hyde, Kirby, Ladenburg, Stenger, Warnick, and Mayor Sutherland. Nays: 0. Absent: 1 - Rasmussen. The motion was declared adopted.

Council Member Stenger moved to amend page 1, line 23, to insert the word "glass" between the words "acorn-shaped diffuser." Seconded by Council Member Hyde.

After further discussion, Council Member Stenger withdrew his motion. Council Member Hyde concurred and withdrew his second of the motion.

Council Member Ladenburg moved to amend page 2, line 22, to insert the word "additional" to read: "shall bear the additional cost." Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken and carried on Resolution No. 28567 - Alternate B, as amended.

Resolution No. 28568

Authorizing the City Manager to enter into an interlocal government agreement with the State of Washington, Pierce County and the Port of Tacoma to participate in funding a negotiating team to negotiate with representatives of the Puyallup Indian Tribe to mutually resolve Indian claims affecting property rights.

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

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REPORTS BY CITY MANAGER:

Erling O. Mork, City Manager, requested an Executive Session for the purpose of discussing personnel and legal matters.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Council Member Hyde announced that he had reviewed the sewer rate proposal and has had all of his questions answered satisfactorily.

Council Member Kirby mentioned the public hearing and said that it was his understanding there would be free parking at the Tacoma Dome for the Thursday, December 6, 1984, public hearing on the neon artwork.

Mayor Sutherland moved that the City Council, in accordance with the recommendation of the City Attorney, approve the negotiation and settlement of the law suit brought by Rocky Johnson against the City of Tacoma. Seconded by Council Member Hyde. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved to not hold a Council meeting during the week of December 23-29, 1984, but that the Council would meet on Wednesday, January 2, 1985. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Mayor Sutherland moved to recess to Executive Session to discuss personnel and legal matters. Seconded by Council Member Ladenburg. Voice vote was taken and carried. The motion was declared adopted.

Council recessed to Executive Session at 7:45 p.m. and reconvened at 9:09 p.m.

On proper motion, the meeting adjourned at 9:10 p.m.


DOUG SUTHERLAND, MAYOR

ATTEST: 
GENELLE BIRK, CITY CLERK

WPC.01776

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