

CITY COUNCIL MINUTES

City Council Chambers
March 21, 1972

Mayor Johnston called the meeting to order at 7:00 P. M.

Present on roll call - 8: Egan, Herrmann, Jarstad, Maule, Nalley, Schroeder, Sonntag and Mayor Johnston. Absent - 1: Moss.

The Flag Salute was led by Councilman Jarstad.

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Mayor Johnston proclaimed the week of March 25 to April 1, 1972, as "Week of Concern for Prisoners of War and Men Missing in Action."

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

Approval of the minutes of the meeting of March 14th, as submitted.

COMMUNICATIONS:

- a. 23 residents submitting petition in favor of a cul-de-sac on South "I" and 48th Street on the 4800 block side.
- b. Eleanor D. King, property owner of 4823 South "I" petitioning in favor of cul-de-sac at South 48th and "I" Streets.

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RESOLUTIONS:

Resolution No. 21566 Fixing Tuesday, April 4, 1972 at 7:00 P.M. as the date for hearing the proposed text changes to the platting ordinance of the City of Tacoma.

Resolution No. 21567 Appointing Harold H. Bond as a member of the Housing Authority Commission for a term of five years expiring August 16, 1976.

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ASSESSMENT ROLL:

The Director of Public Works presents Assesment Roll for the following:

LID 6927 for modern lights at street intersections on existing wood poles along North 10th Street from Stevens to Orchard Street; North 11th Street from Stevens to Orchard Street and North 12th Street from Stevens to Orchard Street.

Fixing Monday, May 8, 1972 at 4:00 P.M. as the date for hearing.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of City Planning Commission meetings of February 23rd and March 6th, 1972.
- b. Department of Public Works filing Update Cost Estimates of Urban Arterial Projects No. 8-1-128(06) and 8-1-128(31).
- c. Tacoma Housing Authority Annual Report, 1970-1971.
- d. Tacoma Industrial Airport, Quarterly Financial Report, December 31, 1971.

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- e. Personnel Department, Monthly Report, January, 1972.
- f. Police Department, Traffic Division, Monthly Report, February, 1972.
- g. Police Department, I & R Division, Monthly Report, February, 1972.
- h. Planning Department - Commercial Area Analysis.

Dr. Herrmann moved to approve all of the items listed in the Consent Agenda, including Resolution No. 21566 and 21567. Seconded by Mr. Schroeder. Voice vote taken and carried. The items were declared approved.

REGULAR AGENDA

PUBLIC HEARINGS:

This is the date set for a public meeting relative to the proposed Preliminary Plat of Gregory Park Addition, northside of East 68th Street between the Flume Line right-of-way (Pipeline Road and Homestead Avenue). (Planning Commission 2-24-72 recommended approval 6-0, 3 absent) (SE&A Consulting Engineers/Planning)

Mr. Buehler, Planning Department Director, advised Council that on February 23rd the Tacoma Planning Commission had reviewed the request for the preliminary plat. The applicant has requested approval in order to subdivide a 14.5 acre parcel of land into 67 lots. They have agreed to comply with all the requirements as set forth by the Planning Commission. The Fire Department, Utilities and Telephone Company have been contacted and have no objection.

Mr. Bob Scholes, representing the SE&A Consulting Engineers/Planning advised that they have agreed to the conditions set forth by the Planning Commission.

Dr. Herrmann moved to concur in the recommendation of the Planning Commission. Seconded by Mrs. Egan. Voice vote carried.

FINAL READING OF ORDINANCES:

Ordinance No. 19533 Amending Chapter 13.06 of the Official Code to include the east side of Custer Road between South 56th and South 62nd extended from an "SR-9" and "RMH" to an "R-4-LT" District. (City Planning Commission)

Roll call vote was taken, resulting as follows:

Ayes - 8: Egan, Herrmann, Jarstad, Maule, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays - 0. Absent - 1: Moss.
The Ordinance was declared passed.

Ordinance No. 19534

Authorizing the proper officers of the City to accept the additional sum of \$110,000 from the U.S. of America for the Public Employment Program and appropriating from said Public Employment Program Fund the sum of \$110,000 or so much thereof as may be necessary for the purpose of carrying on the program.

Roll call vote was taken, resulting as follows:

Ayes - 7: Egan, Herrmann, Jarstad, Maule, Nalley, Schroeder, Sonntag and Mayor Johnston.

Nays - 0. Abstaining - 1: Nalley. Absent - 1: Moss.
The Ordinance was declared passed.

Ordinance No. 19535

Amending Section 1.12.220 of the Official Code by adding subsection I and providing for the termination and expiration date relative to two additional vacation days for calendar year 1972.

Mr. Mittelstaedt, Finance Director, reported that at the last Council meeting, Council had requested that he bring in a cost estimate for additional days of vacation. After consulting with the Personnel Director, it has been determined that the approximate additional cash costs to give the two additional days vacation would be approximately \$81,000.00, on the heavy side, plus other costs in lost services.

The Clerk read a communication addressed to the City Manager from the Director of Public Works, dated March 16, 1972, which outlined the working conditions which existed on January 25th and 26th, particularly in regard to Refuse Collection. The communication advised that while most of the City refuse collectors did not work on the 25th and 26th, considerable overtime resulted for the balance of that week and the entire following week. Of 94 employees, 79 received 80 hours or more in a regular 80 hour pay period. It was the Director's opinion that proper seniority policy was followed in the case of those that did work the 25th and 26th.

After discussion, Mayor Johnston moved to amend the ordinance to read one day of vacation instead of two days of vacation. Seconded by Mr. Sonntag.

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

Ayes - 3: Jarstad, Sonntag and Mayor Johnston.

Nays - 5: Egan, Herrmann, Maule, Nalley and Schroeder. Absent - 1: Moss
The Amendment was declared lost.

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

Ayes - 1: Sonntag

Nays - 7: Egan, Herrmann, Jarstad, Maule, Nalley, Schroeder and Mayor Johnston.

Absent - 1: Moss

The Ordinance was declared failed.

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Ordinance No. 19536

Amending Section 1.12.390 of the pay and compensation plan relative to salary adjustments for certain technical engineers effective January 1, 1972.

Roll call vote was taken, resulting as follows:

Ayes - 6: Egan, Herrmann, Jarstad, Maule, Schroeder and Mayor Johnston.
Nays - 2: Nalley and Sonntag. Absent - 1: Moss
The Ordinance was declared passed.

Ordinance No. 19537

Approving and confirming the assessment roll for L.I.D. 4937 for paving Grant Avenue from South 23rd to South 25th; Fife Street from South 72nd to South 74th Street and other nearby streets.

Mr. Nalley asked that this ordinance be continued as he had received telephone calls from elderly persons who had not been able to attend the L.I.D. meeting, and requested Mr. Anderson, City Engineer, to see that these people are contacted prior to next week's Council meeting, in order to find out exactly what their grievance is.

Mr. Nalley reported that a Mr. Miller and a Mr. Harley, residents of the area, had called him and were somewhat concerned because the L.I.D. for storm drainage did not include their property, but in fact it affected the property because the grade line was changed in the reconstruction of the area after it had been torn up. One of the complainants is lame and the other is rather elderly and it is a problem for them to come to the meetings.

Mr. Anderson, City Engineer, advised that he would send a representative of the Department to inspect the area and discuss the situation with the people involved. The Department had not been aware of any problem existing in that area until tonight.

Mrs. Staven, speaking for her sister who lives on the corner of 74th and Prospect, complained of sewage backup and the charges of the Utilities Dept. for a house call to clean up sewage in the house. They had been out to the house 3 or 4 times to correct the problem but the problem still exists.

Mayor Johnston advised her that the Public Works Dept. would look into the matter for her.

After discussion Mr. Maule moved to continue the Ordinance for one week to March 28th. Seconded by Mr. Sonntag. Voice vote carried.

The Ordinance was continued until March 28, 1972.

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FIRST READING OF ORDINANCES:

Ordinance No. 19538

Amending Section 1.12.360 of the Official Code to carry out the State Mediator's recommendation relative to Police Records Clerks I and II.

Mr. Lund, Assistant Personnel Director, advised that this is the last settlement of salaries to be made with the exception of the Electrical Workers Local #483.

He was questioned by one of the Council members regarding the indications from the City Manager and the Director of Utilities that this had been in the hands of the State Mediator with inconclusive results and it was felt that his recommendation would result in some improper horizontal and vertical relationships when compared with similar and related classifications in the City service. The Mediator has requested a 3% salary increase in addition to the 2% already granted. This ordinance would therefore be increasing the Police Records Clerk I and II salaries.

Mr. Lund replied that it was the feeling of the Personnel Dept. that while this type of settlement does not seem palatable at this time, that in the not too distant future when the Police Dept. probability will have some organizational changes, there may be some corrective defects on this problem and at that time it will seem more palatable.

Mr. Tom Wells, 831 East 48th Street, spoke against the ordinance.

On inquiry, Chief Smith advised the Council that these positions are filled by female civilian employees. The Police Records Clerk I represents 17 positions formerly classified as Clerk Typist II and the Police Records Clerk II represents 8 positions formerly classified as Clerk Steno. II.

The Ordinance was set over for final reading next week.

Ordinance No. 19539

Designating the unnamed r/o/w/ lying generally parallel to and adjacent to the northerly side of F.A.I. #5 between East "D" and East "L" as Wiley Avenue.

Mr. Buehler, Planning Dept. Director advised that the naming of this right-of-way would alleviate some confusion in the area that exists at the present time.

The street is being named in honor of Stanley Wiley, former Assistant Planning Dept. Director, who recently passed away.

The Ordinance was placed in order for final reading next week.

Ordinance No. 19540

Amending Chapter 13.06 of the Official Code by adding both sides of Pacific Avenue from South 46th to South 48th Street from a "C-1" to a "C-2" District. (Gerald D. Prigge and Alvin L. Morris & Son, Inc.)

Mr. Buehler, the Planning Dept. Director, advised that Council has already had a hearing on this and all conditions have been met.

The Ordinance was placed in order for final reading next week.

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Ordinance No. 19541

Creating a new fund to be known as "The Uniform Controlled Substances Trust Fund" and appropriating the sum of \$20,000.00 or so much thereof as may be necessary for the purpose of carrying on the activities authorized under Chapter 69.50 of the Revised Code of Washington.

Police Chief Smith explained that the Code of Washington which authorizes the forfeiture of vehicles also states that these vehicles must be sold and the money utilized from such sales must be placed in the Narcotic Control Fund. These funds then must be used for the payment of all proper expenses and proceedings for the forfeiture sale, including expenses of seizure, maintenance and custody, advertising and Court costs of these cases.

The Ordinance was placed in order for final reading next week.

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RESOLUTIONS:

Resolution No. 21540 (Continued from the meeting of February 29th)

Declaring the Carnegie Building of the main Tacoma Public Library as an historical building.

Mr. Sonntag moved to adopt the resolution, seconded by Mr. Moss.

Mr. Fred Crisman, member of the Tacoma Library Board of Trustees, advised Council that this resolution had been continued in order that the Civic Arts Commission could consider it. He advised that the Civic Arts Commission unanimously passed a motion to support the resolution and allow the application for the grant for the Feasibility Study.

Voice Vote: Ayes - 8. Nays - 0. Absent - 1: Moss.
The Resolution was declared adopted.

Resolution No. 21559 (Continued from the meeting of March 14th)

Authorizing the execution of a modification of Lease Agreement between the City of Tacoma and Mrs. Josephine Strom for premises located at 1710-1712 South "K" Street.

Dr. Herrmann moved that the amended resolution be substituted for the original resolution. Seconded by Mr. Schroeder. Voice vote carried.

Dr. Herrmann moved that the amended resolution be adopted, Seconded by Mr. Schroeder.

Mr. Leonard Morse, Deputy Property Clerk, advised that certain improvements to the premises had been made by Mrs. Strom and it is normal that when the lessee improves the lessors property the amount of improvements is amortized in the lease. Therefore this resolution amends paragraph 14 of the old lease which gives her the right to renegotiate on September 1st.

Voice vote: Ayes - 6. Nays - 2: Maule and Nalley. Absent - 1: Moss
The Resolution was declared adopted.

Resolution No. 21568

Authorizing the execution of an amendatory agreement with the architectural firm of Harris, Reed & Litzenger in association with James McGranahan for certain survey services relative to the Broadway Mall.

Mayor Johnston moved to adopt the resolution. Seconded by Mr. Maule.

Voice vote: Ayes - 8. Nays - 0. Absent - 1: Moss
The Resolution was declared adopted.

Resolution No. 21569

Authorizing the execution of an agreement with the State of Washington Highway Commission relative to construction of Hosmer Street from South 84th to South 96th Street, Urban Arterial Project No. 8-1-128(30).

Dr. Herrmann moved to adopt the resolution. Seconded by Mrs. Egan.

Voice vote: Ayes - 8. Nays - 0. Absent - 1: Moss
The Resolution was declared adopted.

Resolution No. 21570

Providing for the appointment of 9 members of the Model Cities Executive Board by the Tacoma City Council.

Mayor Johnston moved to adopt the Resolution. Seconded by Mr. Schroeder.

Mr. William Middleton, 1734 South Durango, objected to Council appointing any members to the Board. He felt that this would eliminate citizen participation. He said the Board now consists of 25 members, 24 of them are voting members. The Chairman voting only in the event of a tie. He also questioned the Council's authority to make appointments to the Board.

Robert Hamilton, City Attorney, advised that the membership of the Model Cities Executive Board has never been set forth by the City in a formal manner. Federal regulations and State Statutes do not mention any specific means for citizen participation. They merely require that citizen participation shall exist in the Model Cities program. He found no legal obstacle in the Council appointing members to the Board.

Several Council members expressed the feeling that citizen participation does not apply strictly to the Executive Board but also includes the task forces. It was pointed out that when the Model Cities program was started the entire Board could have been appointed by the Council.

Mr. John Zelenak, 5414 South "J" and Ted Amell, 422 Tacoma Avenue South spoke in favor of the Resolution.

Mr. W. W. Talbert, 2019 East Fairbanks, spoke against the Resolution.

On inquiry, Mayor Johnston reported that if the Board members are presently on staggered terms that the dates to be inserted in the resolution should also be staggered for the 9 members appointed by the Council. Council members were in agreement on this. Mayor Johnston suggested that Council members make recommendations as to prospective members.

Voice Vote: Ayes - 8. Nays - 0. Absent - 1: Moss.
The Resolution was declared adopted.

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CITIZENS REQUESTS TO BE HEARD:

Mr. Thomas F. Wells spoke on the subject of subversive organizations and organizations of the Left, interrelated with CDA-11 and Model Cities etc.

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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Schroeder reported that the Civic Center Committee is in need of funds in order to complete their study and to hire planning experts. He suggested that a loan of \$15,000 be made to the Committee from the Stadium Fund. He requested that the City Manager bring in the proper resolution to effect this loan.

The Council was advised by Mr. Mittlestaedt, Finance Director, that the Stadium Trust Fund now contains slightly over \$38,000.

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Mayor Johnston moved to excuse Mr. Moss from this evening's meeting. Seconded by Mr. Schroeder. Voice vote carried.

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Mayor Johnston reported he had communicated with Mr. Archie Fidler, Executive Director of Pierce County Humane Society, regarding stray dogs. In this respect he appointed Mrs. Egan and Mr. Nalley as a committee to meet with Mr. Fidler and review his recommendations and bring the recommendations back to Council.

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Mr. Jarstad reported that there had been a communication from M.D.C. (OEO poverty program) suggesting the City take charge of the program. He suggested that a meeting with the Board be placed on the Council Study Session soon, to discuss the matter.

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Mr. Sonntag reported that, as the Council member appointed to the Committee to coordinate and study the Model Cities Resident Employment Plan, he attended the Civil Service Board meeting in order to ascertain who the Board's member to the Committee would be. He advised that at the meeting the Board had elected not to participate as they felt that their function under the law had been more than performed in this matter. He also reported that he and Mr. Walton are willing

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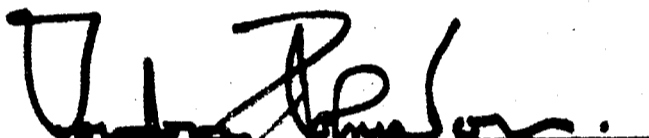
to meet with anyone in order to assist the Model Cities in bringing the matter to a solution at the earliest possible date.

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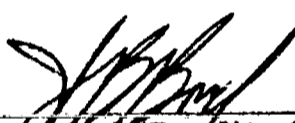
Mr. Nalley made reference to a communication of the Pierce County Public Utilities Dept. regarding the West Slope Chlorine Treatment Plant. The communication made reference to a meeting on the subject to be held on March 22nd. Mr. Nalley said he would like to know the County-City relationship at this plant. He was advised that Mr. Buehler would look into this.

ADJOURNMENT:

Mr. Maule moved to adjourn the meeting. Seconded by Mr. Sonntag. Voice vote carried. The meeting was adjourned at 10:00 P.M.


GORDON N. JOHNSTON - Mayor

ATTEST:


B. BOND - City Clerk