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CITY COUNCIL MINUTES

City Council Chambers  
August 15, 1972

The meeting was called to order at 7 p.m. by Mayor Johnston.

Present on roll call - 7: Egan, Herrmann, Maule, Nalley, Schroeder, Sonntag and Mayor Johnston. Absent: 2 - Jarstad and Moss.

Mr. Jarstad arrived immediately after roll call was taken.

The Flag Salute was led by Councilman Nalley.

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C O N S E N T   A G E N D A

Approval of the minutes of the meeting of August 8, 1972.

ASSESSMENT ROLL:      The Director of Public Works presents the Assessment Roll for the following:

L.I.D. 3725 - Sanitary sewers in easement located approximately 400' north of South 62nd from center line of Huson Street extended, west approximately 160'; in easement located approximately 160' west of center line of Huson Street extended from approximately 400' north of South 62nd north to South 58th Street; and in South 58th from alley between Huson Street and Orchard Street west to Hannah Pierce Road.

Fixing Monday, September 25, 1972 at 4:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Board of Adjustment meeting of July 13, 1972.
- b. Minutes of Civil Service Board meeting of July 17, 1972.
- c. Minutes of Public Utility Board meeting of July 26, 1972.
- d. Dept. of Public Works filing Update Cost Estimate for UAB 8-1-128(21).
- e. Monthly Financial Report, Light Division, Water Division, and Belt Line Division, June 30, 1972.
- f. Quarterly Financial Report, June 30, 1972--Tacoma Industrial Airport.
- g. Resident Employment Plan, July 31, 1972--Model Cities Program.

Mrs. Egan moved to approve all of the items listed on the Consent Agenda. Seconded by Mr. Schroeder. Voice vote was taken and carried. The items were declared approved.

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REGULAR AGENDA

COMMUNICATIONS:

- a. Shoreline Permit Application - Martinolich Shipbuilding Corporation for construction of an outfitting dock for shipbuilding on Blair Waterway.

Placed on file.

- b. Shoreline Permit Application - Martinolich Shipbuilding Corporation for construction of a wharf and ways for shipbuilding on Hylebos Waterway.

Placed on file.

- c. Shoreline Permit Application - City of Tacoma for construction of improvements and additions to the Central Sewage Treatment Plant along the Puyallup River.

Placed on file.

- d. Shoreline Permit Application - Port of Tacoma for construction of export grain terminal facilities on the southwest shore of Commencement Bay.

Placed on file.

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PUBLIC HEARINGS:

- a. This is the date set for hearing the request for vacation of George Street from East "E" west approximately 100' to the SR-7 Freeway R/O/W. (6-29-72 Planning Commission recommended approval 5-0, 4 absent.) (Norman Rolando)

Mr. Buehler, Planning Department Director, advised that the petitioner has agreed to all of the conditions set forth by the Planning Commission.

Dr. Herrmann moved to concur in the recommendation of the Planning Commission. Seconded by Mr. Sonntag. Voice vote was taken and carried.

- b. This is the date set for hearing the request for rezoning the north side of South 72nd between "D" Street and Pacific Avenue from an "R-2", "R-4-J", "R-4-LT" and "C-1" to a "C-2" and "R-4-LT" District. (7-17-72 Planning Commission recommended approval 5-0, 4 absent.) (Silver Falcon, Inc.)

Mr. Buehler advised that a request was made to place this into a "C-2" district in order to construct a retail furniture store. The buffer between the store and the residential area will be a parking lot. He advised that there were no objections by the property owners in the area.

Dr. Herrmann moved to concur in the recommendation of the Planning Commission. Seconded by Mr. Schroeder. Voice vote was taken and carried.

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FINAL READING OF ORDINANCES:

Ordinance No. 19646 Amending Chapter 13.06 of the Official Code to include the west side of McKinley Avenue approximately 60 feet south of East 54th Street from an "R-2" to an "R-3" District.  
(Jerry Beardemphl)

Roll call 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. 19647 Authorizing agreement between the City and the Dash Point Cooperative Water Association for conveyance to the City of water distribution system.

Roll call was taken, resulting as follows:

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

Nays: 1 - Maule

Absent: 1 - Moss

The Ordinance was declared passed.

Ordinance No. 19648 Amending Chapter 13.06 of the Official Code to include the east side of Pacific Avenue at South 94th Street extended from an "R-2" to a "C-2" District. (Glenn Ash)

Roll call 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. 19649 Amending Section 1.30.570 of the Official Code relating to the Employees' Retirement System.

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Roll call 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. 19650 Appropriating \$16,200 from the General Fund to the City Clerk--General Services Department for the purchase of automated offset printing equipment.

Roll call was taken, resulting as follows:

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

Nays: 1 - Nalley

Absent: 1 - Moss

The Ordinance was declared passed.

Ordinance No. 19651 Amending Chapter 1.26 of the Official Code by repealing Section 1.26.035 thereof relating to the Neighborhood Youth Corps.

Roll call 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. 19652 Approving the acceptance of a grant by the City from the Washington Traffic Safety Commission in the amount of \$10,000 for a "Court Calendaring System Study".

Roll call 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.

FIRST READING OF ORDINANCES:

Ordinance No. 19653 Authorizing the acceptance of \$4,230.00 from the State of Washington Law and Justice Planning Office for the purpose of establishing a technical training program in accordance with Grant Award Contract #668 and establishing a new fund to be designated as "Technical Training Law Enforcement Fund" and authorizing a temporary loan in the sum of \$1,000 from the General Fund.

Police Chief Smith advised that this contract is to accept money for police personnel attendance at five schools. The schools are located in various areas throughout the country. He also advised that the state grant provides for tuition, subsistence, and travel for the officers and the City's share will be the officers' salary.

Ted Amell spoke.

The Ordinance was set over for final reading next week.

Ordinance No. 19654 Amending Section 1.12.414 of the Official Code by adding the position of Labor Relations Director.

Mr. Donaldson, City Manager, advised that this will provide a new position in the classification plan. He explained that labor negotiations have proven to be a year around, time consuming job. It is felt that by having one person designated on a full time basis that negotiations with various unions would be on a continuing basis. The contracts would be prepared and brought to Council more rapidly. If this position is established, the Management Team then would be changed. The Team would be composed of one person appointed by the City Manager and one appointed by the Director of Utilities. He pointed out that in the past the management labor negotiations team was composed of the Personnel Director, Assistant Personnel Director and two individuals from the Utilities Personnel Department. This arrangement left the General Government Personnel Department without leadership and the Director trying to do two jobs, creating a hardship on the Department.

On questions of the Council, he advised that the Labor Relations Director would be a department head. It is intended that the staff services will be provided by the existing Personnel Department. It is also intended that the position of Assistant Personnel Director be left unfilled at the present time. The additional increase in cost for the balance of this fiscal year will be \$422. Sufficient salary savings within the Personnel Department will cover this cost. If this arrangement of having a Labor Relations Director works out well, it will be necessary to budget additional funds in next year's budget in order to fill the position of Assistant Personnel Director.

Mr. Fred Van Camp, Business Representative of the Civil Service League, was in favor of labor relations management; however, he inquired as to whether these negotiations would be limited to wages and fringe benefits or whether they would be involved with personnel rules. It was pointed out to him that the City Ordinance clearly sets forth the items to be bargained. There is also a State Law which provides for those items which can be bargained, and the powers of the Civil Service Board are clearly spelled out in the Charter.

The Ordinance was set over for final reading next week.

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Ordinance No. 19655 Approving the Public Service Careers Program and accepting a \$121,000 federal grant and establishing a new fund to be known as "Public Service Careers Program Fund" and authorizing a temporary loan in the sum of \$10,000 from the General Fund.

Mr. Charles Kennedy, Civil Service Coordinator, advised that the purpose of establishing the Public Services Career program is two fold--one is for institutionalized training for minorities and disadvantaged people to qualify them for duties the City is now training them for on the job. The program will be in two phases--on the job phase and the institutional phase. He advised that there are provisions in the plan for upgrading up to 23 positions currently in the City employment. These positions are for people who are in locked-in positions and through no fault of their own have been unable to advance. The program is geared to identify these individuals. Training would be provided them whereby they will be able to advance within the merit system.

Mr. Sonntag asked Mr. Kennedy if he had received the opinions of the Pierce County Central Labor Council, the Civil Service Board, the Personnel Department, and the Civil Service League. Mr. Kennedy advised that the program has been endorsed by the Pierce County Central Labor Council; the Civil Service Board sanctions the program; the Personnel Department endorses the program; and the Area Manpower Planners endorse the program. He preferred that Mr. Van Camp, Business Representative of the Civil Service League express his own opinion.

Mr. Kennedy was asked to explain how the 23 individual positions would be identified, and to interpret the word locked-in. He advised that these are people who have been in certain positions and have attempted to take Civil Service examinations but find they do have a shortcoming, such as basic adult education or lack of a skill and have been unable to pass these examinations. They intend to use recommendations of labor and the various departments of the City to identify the individuals.

Mr. Moss arrived at 7:50 p.m.

Mr. Kennedy also advised that the program allows for 73 enrollees, or entrance level positions. These will be people already working in one of the three government funded programs the City now has and who have taken and failed examinations. The examinations will be examined and they will attempt to determine why these people were unable to pass. The individuals will be selected through analysis and research. He also advised that the City stands to gain by training people already employed in the City Government.

Mr. Art Rand, representative of the Automotive Mechanics Union spoke in favor of the ordinance.

Mr. Ted Amell spoke.

Mrs. Lily Piva appeared on behalf of Mr. Peterson of the Central Labor Council and advised that at a meeting last week the Central Labor Council Executive Board by unanimous vote, voted to recommend endorsement of the program to their members.

Mr. Fred Van Camp, Business Representative of the Civil Service League, spoke against the ordinance. He advised that his interpretation of the ordinance and the government contract is that they provide for the blanketing of all enrollees

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covered under the program into the Civil Service System without the customary Civil Service Competitive examination required of other individuals. He felt that this would be in violation of the Civil Service System. He also felt that the selection of the 23 individuals to be trained and granted promotions through this program could not be made on a fair and equitable basis.

Mr. Nalley moved that the public be allowed to speak on the ordinance at its final reading next week. Seconded by Mr. Jarstad. Voice vote was taken and carried.

Mr. Sonntag moved that Mr. Kennedy be instructed to detail the process by which the 23 locked-in positions are to be identified and present that with the ordinance next Tuesday. Seconded by Mr. Nalley.

It was felt by Mayor Johnston that the receiving of the amendment to the ordinance next Tuesday would not permit time for study by the Council members or the public.

Voice vote was taken on the motion and declared failed.

Mayor Johnston asked Mr. Donaldson to prepare a resolution spelling out the mechanics of the selection of the 23 locked-in positions.

Mr. Nalley inquired as to whether there was any pending legislation or litigation which might prevent the City from carrying out this program. Robert Hamilton, City Attorney, advised that he was not aware of any litigation involving this.

Mr. Moss asked that an evaluation be made of the results of the programs and efforts the City has made in reference to training people.

The ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 21799 Amending Resolution No. 20714 relative to labor negotiations by changing the composition of the Management Team.

Mr. Maule moved to continue this resolution for one week to coincide with the final reading of ordinance no. 19654. Seconded by Mr. Jarstad. Voice vote was taken and carried. The Resolution was continued until August 22, 1972.

Resolution No. 21800 Authorizing an exchange of easements and rights of way between the City of Tacoma and Simpson Timber Company for access road purposes on City of Tacoma Light Division lands on the west side of Lake Cushman.

Dr. Herrmann moved that the Resolution be adopted. Seconded by Mr. Jarstad.

Joe Cockrell, Superintendent of the Light Division, advised that this Resolution provides for an exchange of easements and rights of way and will be mutually beneficial to the City and the Simpson Timber Company.

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

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Resolution No. 21801 Authorizing the sale of 650 tons of scrap rail and miscellaneous track parts to General Metals of Tacoma, Inc. on its bid of \$22.25 per ton.

Dr. Herrmann moved that the Resolution be adopted. Seconded by Mrs. Egan. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 21802 Awarding contract to Cascade Asphalt Paving Company on its bid of \$58,090.30 for Improvement No.'s 4998 and 8001.

Mayor Johnston advised that it had come to his attention that the Director of Public Works wishes this resolution to be continued for one week.

Mayor Johnston moved to continue the Resolution for one week. Seconded by Mr. Schroeder. Voice vote was taken and carried. The Resolution was continued until August 22, 1972.

Resolution No. 21803 Awarding contract to Tucci & Sons, Inc. on its bid of \$18,403.77 and supplemental bid of \$2,372.48 for L.I.D. 3732, sanitary sewers in East "I" from East 66th to 72nd Street.

Mr. Nalley moved that the Resolution be adopted. Seconded by Mrs. Egan. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 21804 Awarding contract to Lige Dickson Company, Inc. on its bid of \$186,553.25 for Improvement No. 4867, Unit "A", paving and street lighting at Sixth Avenue & Sprague Avenue intersection.

Mr. Nalley moved that the Resolution be adopted. Seconded by Mr. Sonntag.

Mr. Schuster, Public Works Director, advised that approximately a year ago a hearing was held on this project. The closing of North Sprague Avenue and North Sixth Avenue at this intersection was undertaken for a six week trial period. After the trial period, questionnaires were sent out to the property owners in the area. The results of the survey were tabulated and presented to the Citizens Arterial Committee. The final decision for the proposed improvement of this intersection meets with the approval of the Citizens Arterial Committee.

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

Resolution No. 21805 Authorizing the purchase of 2,500 pounds of GL 2110 White-Green Lite Striping Powder for the sum of \$3,904.69 from 3-M Company of Seattle and waiving the requirement for competitive bidding.

Dr. Herrmann moved that the Resolution be adopted. Seconded by Mr. Moss. Voice vote was taken and carried. The Resolution was declared adopted.

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Mayor Johnston moved for a brief recess for an Executive Session to consider some appointments. Seconded by Mr. Sonntag. Voice vote was taken and carried. The meeting recessed at 8:50 p.m. The meeting reconvened at 8:56 p.m.

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REPORTS BY CITY MANAGER:

Mr. Donaldson read a letter received from the Transit Motorcoach, Division #758, which advised that their membership and officers approve and are pleased of the extending of Mr. Hendry's tenure as Transit Director for another year.

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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Johnston advised that it had been brought to his attention by a representative of the Tacoma Community College regarding a grant involving emergency medical services.

Mr. Donaldson then explained the emergency services presently available in the City and advised that the proposed grant is to establish a training program at the Tacoma Community College and advised that the Council is now being asked to concur in the recommendation of the emergency medical committee of the Police Department and the recommendation of the City Manager's Office to accept this training at the Tacoma Community College.

Mayor Johnston moved to endorse the concept of this type of emergency care. Seconded by Mr. Moss. Voice vote was taken and carried.

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Mayor Johnston advised that Council has a communication before them from Hal D. Murtland, representative of the Bridgeport Development Company, relative to a rezone request that was approved in 1969 in the west end of the City which resulted in legal action and is now being appealed to the Supreme Court. A limit of three years to start construction was placed as a condition to the rezone. It is the feeling of Mr. Murtland that the time limit will expire before receiving a reply from the court, and he is, therefore, requesting the Council to continue the start of construction for an additional three years.

Mayor Johnston requested Mr. Donaldson to bring a resolution to Council for consideration of this request.

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Mayor Johnston reported that the recess for an Executive Session was to consider appointments to the Planning Commission. This emergency is due to the fact that the Planning Commission is lacking a full membership and at times cannot hold important hearings due to lack of a quorum. Several hearings have been scheduled for this coming Monday.

Mayor Johnston moved to appoint Donald McGavick to a six year term on the Planning Commission to replace Ronald Thompson, whose term has expired. Seconded by Dr. Herrmann. Voice vote was taken and carried.

Mayor Johnston moved to appoint Mrs. Alberta Wilcox as a member of the Planning Commission to serve out the unexpired term of Stan Frederick who has moved outside of the City. Seconded by Mrs. Egan. Voice vote was taken and carried.

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Mr. Sonntag commented on the present procedures of various insurance companies who have been canceling fire insurance on homes situated next to homes or buildings which the City has been forced to condemn. He said the present law permits the insurance companies to do this. He advised that he has been unable to receive any answers to this situation and feels this is something the Council should look into on behalf of the citizens of Tacoma. He felt the local government should lobby with the State Legislature to see that the laws are changed.

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Mr. Nalley reported on his attendance Monday at the Uni-Mart, Seattle's International Trade Show. He reported that the North Pacific World Trade Center, which is due to be placed on Broadway in Tacoma has an exhibit. He commented that Tacoma might need a little help on the floor at Uni-Mart.

Mayor Johnston urged any Council member who can avail himself to attend and be as encouraging as possible.

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Mr. Moss suggested that Mr. Kennedy head the committee which will review the City's progress in the training programs. Mr. Donaldson advised that the Fair Employment Practices Commission has requested certain information. He suggested that in addition to the work already done by the Resident Employment Plan and the progress which has been made, be put together for Council's information and for presentation to the Fair Employment Practices Commission showing them that we are making progress in this area.

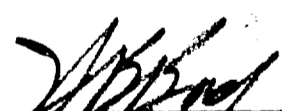
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Mayor Johnston reported that Mr. Timothy Strega was scheduled under Citizens Request to be Heard but information has reached him that he will not be present tonight and asked Council to extend the courtesy of allowing him to speak next week.

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On proper motion, the meeting adjourned at 9:15 p.m.

  
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GORDON JOHNSTON - MAYOR

ATTEST:   
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H. B. BOND - CITY CLERK