

CITY COUNCIL MINUTES

City Council Chambers  
Tuesday, November 10, 1970

The meeting was called to order by Mayor Johnston at 7:00 P. M.

Present on roll call 8: Corsi, Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston. Absent 1: Herrmann (excused).

The Flag Salute was led by Deputy Mayor Finnigan.

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Mayor Johnston asked if there were any omissions or corrections to the minutes submitted for October 20th, 1970.

Mr. Finnigan moved to approve the minutes of October 20th as submitted. Seconded by Mr. Schroeder. Voice vote was taken. Motion carried.

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Mayor Johnston announced there were nine members of the Armed Forces present to commemorate Military Appreciation Week in Tacoma. He commented the nine men present, who are seated behind each Councilman, are from various branches of the military to act as counterparts for the Council members for the evening. The Council member in turn introduced his counterpart and gave a brief resume of the man's personal and military history and were presented with a Certificate of Honorary Citizenship for Tacoma. The Mayor then read a Proclamation designating November 8th through 14th, 1970, as the Ninth Annual Military Appreciation Week.

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Mayor Johnston also read a Proclamation proclaiming November 11th as Veterans' Day and stating that all citizens of our state wish to express gratitude for the sacrifices made by the Armed Forces and dedicating themselves to promoting world peace.

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HEARINGS & APPEALS:

a. This is the date set for hearing for vacation of the east and west 10 feet of the alley between So. 12th & 13th Sts. and Yakima Ave. and "I" Sts. (Tacoma School District #10 et al)

Mr. Russ Buehler, Director of Planning, explained the original alley was dedicated as a 40 foot alley, but the request is for the vacation of only 20 feet in order to provide more parking for the Vocational School. He added that most other alleys in the vicinity are only 20 feet.

Mr. Finnigan moved to concur in the recommendation of the Planning Commission to approve the request for the vacation. Seconded by Mr. Corsi. Voice vote was taken and carried unanimously.

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b. This is the date set for hearing for rezoning of the northeast corner of So. 38th & "M" Sts. from an "R-3" to a "C-1" District. (Shell Oil Company)

Mr. Buehler said the area is presently zoned partly "C-1" and partly "C-2" on "M" St. and So. 38th St. There is a large vacant grocery store on one corner and it has been purchased by the Shell Oil Company which was built up to the property line. The request is to rezone that piece of property in order to build a service station.

He added there have been some written protests, but no one had appeared at the Planning Commission hearing.

Mrs. Egan asked if the Shell Oil station now located on 38th and Lawrence would be closed when the new one is built.

Mr. R. E. Grant, real estate representative of Shell Oil Company, said he did not feel the station at 38th & Lawrence would have any effect on the proposed station as they are divided by the freeway.

Mr. Finnigan asked how long the matter had been in process. He was advised it had been approximately three months.

Mr. Maule moved to concur in the recommendation of the Planning Commission to approve the rezoning. Seconded by Mr. Moss. Voice vote was taken. Motion carried.

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COMMUNICATIONS:

A request was received from the Tacoma Employees' Retirement System for a study session to be held Monday, November 23rd, 1970, at 12:00 noon, in the County-City Building.

Mayor Johnston said he would arrange for such a session.

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RESOLUTIONS:

Resolution No. 20929 (Continued from the meeting of November 4th)

Directing and advising the Regional Director of the Office of Economic Opportunity that the City of Tacoma no longer wishes recognition as a Community Action Agency.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mr. Schroeder.

Mr. Hamilton, City Attorney, explained there had been a question of opinions between the rulings of the Tacoma legal staff and the Regional Council in Seattle and the matter had been held over to obtain further information. He added a letter was received from the Seattle Office of Economic Opportunity that concurs in the opinion of the legal staff that they do not believe that further hearings are required at this time.

Mr. Jarstad moved to remove the resolution from the agenda. Seconded by Mr. Corsi. Voice vote was taken and carried unanimously.

The resolution was removed from the agenda.

Resolution No. 20942

Authorizing the proper officers of the City to execute a lease agreement with West Pacific Airlines for space situated on the airfield at the Tacoma Industrial Airport.

Mr. Schroeder moved that the resolution be adopted. Seconded by Mr. Corsi.

Mr. A. V. Barney, Airport Manager, said Mr. John Kennedy, assistant to the president of West Pacific Airlines, who resides in Seattle, was present to answer questions by the Council.

Mr. Corsi asked what cities are being served by the West Pacific Airlines at the present time and where the proposed flights would originate and terminate. He also asked what the fares would be for such flights.

Mr. Kennedy explained that his company operates under the F.A.A. and that the equipment they use is limited to 12,500 lb. gross weight. He said they are now operating 15 to 18 passenger DeHaviland Otters and Beech twin-engine prop jets out of the Tacoma Industrial Airport. These planes are suited to short landings and take-offs. Their current flights include Spokane, Pasco, Yakima Pendleton, Moses Lake and Pullman and later they plan to fly to Idaho and other major airports. He added they plan to have flights to Sea-Tac Airport to coincide with the main line schedules. Passengers could take the short flight to Sea-Tac, thereby alleviating the parking problems at the larger airports. He added they may soon find it feasible to make direct flights to Portland, Spokane or Denver.

Mr. Jarstad asked when the company was originated and was advised they had begun operations on June 26, 1970, and has developed rather rapidly.

Mr. Kennedy named the Board of Directors, some of whom are from Yakima, one from Vancouver, B. C., and others were local. He explained the company now operates out of Boeing Field and also has counter space and offices at the Sea-Tac Airport.

Mr. Corsi asked how Mr. Barney would view the proposed agreement in terms of benefits to the people of Tacoma.

Mr. Barney stated it would be a decided advantage to local persons if they could utilize the connecting service to go from the Industrial Airport to Sea-Tac or Boeing and then proceed without the inconvenience that exists by having to get to Sea-Tac and park.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Corsi, Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.  
Nays 0. Absent 1: Herrmann.

The Resolution was declared passed by the Chairman.

Resolution No. 20943

Authorizing the proper officers of the City to execute a revised Post Office Dept. Carfare Agreement for transportation of postal employees engaged in official business.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mr. Jarstad.

Mr. McCormick, Acting City Manager, explained that a contract has been in

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force each year between the Federal government and the City for transportation of postal employees on the City buses. However, he added, in recent years they have motorized the mail deliveries and less transportation is needed. He added the post office has asked for a revision of the agreement. The present agreement is for the period November 1, 1970, through June 30, 1971. The last agreement was for the period July 1, 1970, through June 30, 1971, and the revenue to the City of \$4,663 had been estimated. The new agreement will bring in only \$1,302 to the City.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Corsi, Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0. Absent 1: Herrmann.

The Resolution was declared passed by the Chairman.

Resolution No. 20944

Authorizing the proper officers of the City to execute an application for a grant under the Omnibus Crime Control and Safe Streets Act of 1968.

Mr. Schroeder moved that the resolution be adopted. Seconded by Mr. Moss .

Police Chief Lyle Smith explained if the resolution were passed, it would permit the Police Dept. to make application to the State Justice Planning Committee for a grant. The Police Dept. has found itself overwhelmed with paper work as a result of increased loads and they do not have the proper expertise to improve their procedures and paper work.

This resolution is merely to authorize the application for a grant, he added.

Mr. Maule asked for a clarification of "service-in-kind" services.

Chief Smith said 60% of the funds are supplied by the Federal government and dispensed by the State committee and 40% is contributed by the City. The City contributes the in-kind service in the form of assistance to the effort in question and it is figured so that 40% of the cost will be through effort already budgeted by the department. He added there will be some special employees but they will no longer be employed by the City after the conclusion of the project.

Mr. Moss asked where the department hopes to recruit the Administrative Technician and whether they plan to consider any personnel already in the department.

Chief Smith said he does not feel anyone in the Dept. at present is qualified in that line. They expect to advertise on the open market. However, the person selected would not have to be required to pass an examination, but would have to meet City Civil Service standards. He said the man selected should be highly proficient in the use of the English language, business administration and procedures as well as documentation of the subject matter.

Chief Smith further added that the person hired would make use of other cities' studies in existence and also use the techniques applicable to Tacoma's department. He said other police departments have utilized similar studies and found them very beneficial, but they cannot be transplanted in total to the Tacoma needs.

Mayor Johnston commented, the Council should be highly in favor of this resolution inasmuch as the Chief recognizes the need for such a program.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Corsi, Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0. Absent 1: Herrmann.

The Resolution was declared passed by the Chairman.

Resolution No. 20946

Appointing Dr. Ronald E. Magden as a trustee on the Library Board for a five-year term expiring on August 3, 1975.

Mrs. Egan moved that the resolution be adopted. Seconded by Mr. Finnigan.

Mayor Johnston said he hoped the Council would concur in his nomination of Dr. Ronald E. Magden of the Tacoma Community College as he is a highly respected by the administration and the student body.

Voice vote was taken on the resolution, resulting as follows:

Ayes: 8: Corsi, Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.  
Nays: 0. Absent 1: Herrmann.  
The resolution was declared passed by the Chairman.

Resolution No. 20947

Appointing Councilman Ronald Corsi as the City's representative to the Civic Arts Commission for a period of one year, said appointment to be effective as of the date of the adoption of this resolution.

Mayor Johnston commented the City had not previously had a person as well qualified to serve on this Commission and hoped the Council would concur in his request.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Corsi, Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston  
Nays 0. Absent 1: Herrmann.  
The resolution was declared passed by the Chairman.

Resolution No. 20948

Appointing John G. Gerla as a member of the Board of Adjustment of the City of Tacoma, the term commencing November 11, 1970, and expiring September 30, 1971.

Mayor Johnston moved that the resolution be adopted. Seconded by Mr. Finnigan.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Corsi, Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.  
Nays 0. Absent 1: Herrmann.  
The Resolution was declared passed by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 19240

Amending Sec. 1.12.414 of the official code and amending subsection 0770 of the Pay & Compensation Plan to provide for an Assistant Police Chief.

Police Chief Lyle Smith remarked that this request had been presented to the Council last May, but had been deferred at that time. He added this classification has been included in the 1971 budget. This will be one of the first changes needed to improve the department and two assistants will be provided to work on administrative duties and the other in operational line duties.

Mr. Corsi asked how this additional classification would affect the Police Department's budget.

Chief Smith explained this would not require any additional appropriation for the remainder of 1970 as there are sufficient funds due to the fact they had not been able to completely fill their patrolmen ranks during the last few months. He added the 1971 budget has been planned to provide the greatest number of trained supervisory men allowable at a given figure. He pointed out the budget was reviewed with the City Manager and some revisions had been made, but this personnel had been allowed in the 1971 budget.

The ordinance was placed in order for final reading.

Ordinance No. 19242

Authorizing the condemnation of property on Ruston Way for the establishment of open space and beautification.

Mr. Erling Mork, assistant to the City Manager, explained that in 1967 the Council had adopted a policy to purchase properties along Ruston Way most of which have already been purchased. He added authority is now being requested to acquire a portion to be included in the open space for that project.

Mr. Schroeder explained that many people have hopes of having a notable scenic route running from Brown's Point, around all of Commencement Bay and down to Steilacoom, which would add considerable appeal to the City. However, he added there is a problem in financing the land, but he hopes the Council can find a satisfactory plan. He said he would not favor borrowing from the L.I.D. Guaranty Fund.

Mr. Finnigan asked what procedure would be followed if the City is not in a position to acquire the remaining property, after obligating itself to do so under the right of eminent domain. He advised that proper financial arrangements should be made prior to any further action without obligating the City for future years.

Mr. Mork explained there are several alternatives which will be explored when a study session is held next week to review the entire project. The Council had appropriated the funds sometime ago and they had been matched by the State and Federal governments. These would cover the portion in question now as well as several other portions which are yet to be acquired.

Mr. McCormick explained there is \$31,000 left in a matching fund already appropriated by the Council, and the 50-foot piece remaining is one that had not been included in the original condemnation ordinance. There is also another 700 feet not yet acquired, which was formerly owned by Foss Company and now by the Dillingham Corporation, which will be discussed later.

Mr. Robert Ellener, co-owner of some property along Ruston Way, wanted to know which 50-foot piece was being condemned.

Mr. Russ Buehler, Planning Director, said it was Lot 16, which is north of the Mason Gulch where Mr. Ellener owns property.

Mr. Ellener said when the original open space meeting had been held some time ago, although it was not a paid City employee's fault, the citizens had not been given a chance to speak. He said he had interests in several pieces of property not yet acquired by the City and there is some confusion by the public

relative to the property to be included for open space along Ruston Way. He added the City might be planning to take in the gulches. He pointed out that a group of citizens have made plans for that section which would benefit the City, but now they have made other plans. He feels the question covers far more than just the 50 feet. He asked if the City plans to lease any of the open space property to the Metropolitan Park District. Mr. Ellener asked to speak later when this comes up again at the Council meeting.

The ordinance was placed in order for final reading.

Ordinance No. 19243

Appropriating the sum of \$28,000.00 or so much as may be necessary from the General Fund to the Airport Fund for the operation of the Airport for the balance of the year 1970.

Mr. A. V. Barney, Airport Manager, explained when last year's budget was prepared, it was for only a six-month period, but was able to carry through the nine months. However, at this time some accounts have now become overdue, also there are other large items coming due.

Mr. C. A. Gaisford, Finance Director, advised that the Airport budget had been based on the possibility of changing the administration of the airport over to the Port of Tacoma, but this did not materialize. The \$28,000 being requested is based on using \$20,000 for maintenance and operation salaries and some for interest and debt redemption. The additional \$8,000 is necessary because the expected revenue has fallen behind and the balance would be \$8,000 in the red if the \$28,000 is not appropriated. The former Council had requested that at the time when an emergency appropriation was necessary, an ordinance should be requested to appropriate the money. He added if the funds are not approved, it will be necessary to close the airport.

Mr. Johnston asked if the money is available.

Mr. Gaisford advised the money is available.

The ordinance was placed in order for final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 19234 (as amended)

Appropriating the sum of \$27,000.00 or so much thereof as may be necessary from the Model Cities Action Year Revolving Fund for the purpose of carrying out certain activities of the Model Cities Program pending receipt of federal funds and declaring an emergency.

Mayor Johnston explained that under the rules of the government of the City Council, additional comments may be made when an ordinance is amended or new matter is introduced.

Mrs. Becky Banfield, 4302 No. Lexington Ave., asked if the Council had received any written approval indicating the City was to receive the \$1,800,000 grant for the Model Cities First Year Action Program.

Mayor Johnston said they had received written commitment, but had no oral approval as yet.

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Mrs. Banfield pointed out that the original Resolution No. 20879 allowed \$39,000 to be taken from the City's general fund and put into a revolving fund so that the program could continue for 90 days, pending receipt of federal funds. Then a temporary loan of \$12,000 had been appropriated from the \$39,000 on September 22, 1970. However, the original resolution had been passed in order to keep only a skeleton crew for the Model Cities Dept. until such time as federal funds were received.

She questioned why \$27,000 is needed for a period from November 6th to December 1st as opposed to \$12,000 which was for a six weeks period. She thought that \$12,000 should be adequate for a period of less than six weeks.

Mayor Johnston explained that this present ordinance is to provide \$27,000 or so much thereof as may be necessary for the program, and does not state the full amount must be spent, but only sets a maximum amount, and that the time could be extended on December 1st if the federal approval is not received by that time.

Roll call was taken on the ordinance, resulting as follows:

Ayes 7: Corsi, Egan, Finnigan, Maule, Moss, Schroeder and Mayor Johnston.

Nays 1: Jarstad. Absent 1: Herrmann.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19236

Authorizing the condemnation of property in the vicinity of So. 96th between Hosmer and #5 freeway and on the west side of Hosmer between So. 92nd & 96th Streets for the purpose of acquiring the electric plant, distribution system of the Lakeview Light & Power Company.

Roll call was taken on the ordinance, resulting as follows:

Ayes 8: Corsi, Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0. Absent 1: Herrmann.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19237

Amending Section 6.42.110 of the Official Code relative to licensing distressed merchandise sales and waiving same for businesses closed of necessity by eminent domain, etc.

Roll call was taken on the ordinance, resulting as follows:

Ayes 7: Egan, Finnigan, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 1: Corsi. Absent 1: Herrmann.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19238

Amending Chapter 13.06 of the Official Code by adding a new Section 13.06.160-15 to include property between Wilkeson and Alaska Sts. 325 feet north of Center St. from an "R-2" to an "M-1" District. (Petition of Atlas Foundry & Machine Co.)

Mr. Finnigan said he understands there are some problems yet to be decided upon in connection with this ordinance and thought it should be continued for one week. Mr. Finnigan then moved that the ordinance be postponed for one week until November 17th. Seconded by Mr. Jarstad. Voice vote was taken. Motion carried.

The ordinance was continued until November 17th, 1970.



Ordinance No. 19239

Vacating the alley between Alaska & Wilkeson Sts. from 500 feet north of Center Street to approximately 621 feet north of Center Street. (Atlas Foundry & Machine Co.)

Mr. Finnigan moved to continue this ordinance for one week until November 17th. Seconded by Mr. Moss. Voice vote was taken. Motion carried.

The ordinance was continued until November 17th, 1970.

UNFINISHED BUSINESS:

The Director of Public Utilities and Public Works presented the Assessment Rolls for the following:

LID 4882 paving between Alder and Cedar from So. 45th to 48th and other south-end alleys.

Mr. Finnigan moved that the date of hearing be set for Monday, December 14th at 4:00 P.M. Seconded by Mr. Schroeder. Voice vote was taken. Motion carried.

LID 4895 paving in alley between Pacific Avenue and "A" Street from So. 26th to So. 28th St. and other nearby streets.

LID 6911 lights at intersections along 27th St., N.E. from 53rd Ave., N.E. to 59th Ave., N.E. and other nearby streets.

LID 6916 lights at intersections on existing wooden poles along East "E" Street from Morton to East 37th.

LID 5472 water mains in the plat of Prairie Ridge No. 4.

Mr. Jarstad moved that the date of hearing be set for Monday, December 28th at 4:00 P.M. Seconded by Mr. Moss. Voice vote was taken. Motion carried.

COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Corsi asked if the status of the airport could be included in the study session so as to bring the new Council members up to date.

The Mayor agreed this would be a beneficial question to discuss.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Civil Service Board Meeting, October 5, 1970.
  - b. Trainee Corps Activity Report for October, 1970.
  - c. Report from Tacoma Employees' Retirement System for October, 1970.
  - d. Quarterly Financial Report, September 30, 1970--Tacoma Industrial Airport.
  - e. Report of City Planning Department for October, 1970.
  - f. Report on Relocation of Business Concerns and Nonprofit Organizations in New Tacoma, Wash, R-14 and Fawcett-Wash. R-3--Urban Renewal Dept.
- Placed on file.

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Mr. Finnigan moved the meeting be adjourned. Seconded by Mr. Maule. Voice vote carried unanimously. The meeting adjourned at 8:45 P.M.

Attest: Josephine Melton  
Josephine Melton - City Clerk

Gordon N. Johnston  
Gordon N. Johnston - Mayor