

CITY COUNCIL MINUTES

City Council Chambers
January 2, 1973

The meeting was called to order at 7:00 p.m. by Mayor Johnston.

Present on roll call: 9 - Egan, Herrmann, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag, and Mayor Johnston. Absent: 0

The Flag Salute was led by Mr. Maule.

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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 December 26, 1972.

PETITIONS:

Lee M. Polkinghorn requesting rezoning of the southwest corner of Jackson Avenue and South 19th Street from an "R-3" to an "R-4-L" District.

For referral to the Planning Commission.

RESOLUTIONS:

Resolution No. 22017 Fixing Tuesday, January 16, 1973 at 7:00 p.m. as the date for hearing the request for rezoning the south side of 6th Avenue between Yakima Avenue and South "G" Street from an "R-5-T" to a "C-2" District. (Marion V. Williamson)

Resolution No. 22018 Fixing Tuesday, January 30, 1973 at 7:00 p.m. as the date for hearing the request for vacation of alley lying northerly of North 30th Street and between Whitman and Narrows Drive. (Dept. of Public Works)

Resolution No. 22024 Fixing Monday, January 22, 1973 at 4:00 p.m. as the date for hearing L.I.D. No. 5525 for water mains and fire hydrants in the area south of Center Street between Lawrence and Steele Streets.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Public Utility Board meeting of December 13, 1972.
- b. Minutes of Charter Review Committee meeting, December 18, 1972.
- c. Minutes of Board of Administration of Tacoma Employees' Retirement System meeting of November 30, 1972.
- d. Dept. of Public Works filing Update Cost Estimate for UAB Project No. 8-1-128(09), No. 8-1-128(28) and No.8-1-128(35).
- e. Monthly report, Fire Department, November, 1972.

- f. Monthly report, purchases of investments during December, 1972, Tacoma Employees' Retirement System.
- g. Monthly Financial Report, Water Division, Light Division and Belt Line Division, October, 1972.
- h. Monthly report, Director of Finance, November, 1972.
- i. Dept. of Public Works filing final Environmental Impact Statement, December, 1972--River Street Viaduct.

Mr. Schroeder moved that all of the items listed on the Consent Agenda, including Resolution Nos. 22017, 22018 and 22024 be approved. Seconded by Mr. Nalley. Voice vote was taken and carried. The items were declared approved.

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REGULAR AGENDA

PUBLIC HEARINGS:

- a. This is the date set for hearing the request for rezoning the northwest corner of Pearl and Westgate Boulevard from an "R-2" to a "C-1" and "R-T-2" District. (Gordon C. Fors, et al)

Mr. Buehler, Planning Department Director, reviewed the proposed rezone together with item b listed on the agenda which requests the vacation of streets and alleys in this area for the building of a financial institution facing Pearl Street. The Planning Commission recommended the alley between Vassault and Pearl be vacated in conjunction with the rezone. The Planning Commission recommended approval of this rezone with certain restrictions.

Mr. Fors was present but did not speak.

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

- b. This is the date set for hearing the request for vacation of Visscher Street from Westgate Boulevard to North 22nd Street and alley lying between Pearl and Visscher Street from Westgate Boulevard to North 22nd Street. (Gordon C. Fors, et al)

John C. Frai questioned whether the street and alley vacation would be paid for by the petitioner.

Mayor Johnston assured him that the resolution recently passed providing for payment of vacation of streets would be complied with.

Mrs. Egan moved to concur in the recommendation of the Planning Commission. Seconded by Mr. Moss. Voice vote was taken and carried.

- c. This is the date set for hearing the request for rezoning of the northeasterly side of Marine View Drive and southerly of Highland Road from an "R-2" and "R-3" to an "M-2" District. (Jones Chemicals, Inc.)

Mr. Buehler advised that this is an area of 6½ acres which will be for construction of a plant for the packaging and mixing of chemicals which will be

distributed in this area. There will be a 50 foot buffer strip adjacent to Highland Road. It is his understanding they will comply with air pollution restrictions. The regional representative of Jones Chemicals was present but did not speak.

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. 19731 Amending Section 1.12.080 of the Compensation Plan relative to overtime rate of pay for Class B designations.

Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag, Mayor Johnston.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 19733 Creating a new fund to be known as Youth Outreach Fund No. 589.

Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag, Mayor Johnston.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 19734 Approving and confirming the assessment roll for L.I.D. 4968 for paving along South "G" from South 72nd to South 74th Street, Tacoma Avenue from South 74th to South 76th Street, Cedar from South 72nd to South 74th and other nearby streets.

Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag, Mayor Johnston.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 19742 Approving and confirming the assessment roll for L.I.D. 4963 for paving along South 7th from Puget Sound Avenue to Union Avenue, South 62nd from South J to South K Street, South 72nd from Montgomery to Lawrence and other nearby streets.

Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag, Mayor Johnston.

Nays: 0

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 19735 Appropriating the sum of \$7,500 or so much thereof as may be necessary from the General Fund for the purpose of paying the additional cost of wage adjustments for eight members of the Fire Department.

Fire Chief Reiser explained that this matter had been heard by Council several months ago relative to a grievance filed by eight firefighters whose employment took place at a time when the step increases were changed. Negotiations have taken place and the Personnel Committee has reached an agreement with the firefighters.

City Manager Donaldson recommended that this be paid from the Contingency Fund.

The Ordinance was set over for final reading next week.

Ordinance No. 19736 Vacating Junett Street between South 58th and 50th Streets. (Tacoma School District #10)

Mr. Buehler advised that a hearing by the Council had been held on this request and also the following two ordinances. All of the conditions have been met and approval was recommended by the Planning Commission.

The Ordinance was set over for final reading next week.

Ordinance No. 19737 Vacating the alley between Yakima Avenue and Park Avenue from South 84th Street to 291 feet south. (Tacoma School District #10)

The Ordinance was set over for final reading next week.

Ordinance No. 19738 Vacating East Morton between East K and L Streets and portion of East K Street. (Tacoma School District #10)

The Ordinance was set over for final reading next week.

Ordinance No. 19739 Vacating Sawyer Street from Center Street south approximately 400 feet to the Burlington Northern Railroad r/o/w. (Industrial Lumber Products, et al)

Mr. Buehler advised that a hearing was held by Council in December of 1971. There were many easements to be agreed upon. An agreement has been reached by all of the abutting property owners and the ordinance is now in proper form for consideration.

The Ordinance was set over for final reading next week.

Ordinance No. 19740 Amending Ordinance No. 19723 to correct the legal description for L.I.D. No. 5524.

City Attorney, Robert Hamilton, advised that this is a housekeeping ordinance to correct a legal description in which a paragraph had inadvertently been deleted.

The Ordinance was set over for final reading next week.

Ordinance No. 19741 Repealing and reenacting Section 5.20.050 of the Official Code relating to Garbage and Special Permits.

Mr. Sonntag reviewed the present ordinance and his reasons for requesting the proposed ordinance.

John Bronow, Chief of Utilities Services, gave a history of the refuse collection in the Northeast Tacoma area. He advised that in the early 30's, 40's, and 50's and early part of the 60's it was considered to be a remote area; therefore, the section of the ordinance permitting the private contractors to collect refuse in that area was allowed. The ordinance states that if it is remote or inaccessible by trucks this would be permitted. However, the area is no longer remote and the staff has requested that the ordinance be complied with and the City institute service.

Dr. Herrmann recalled a study session in 1967 when the contractor was present and it was agreed that he would be allowed to continue for a time in order that he might be able to amortize his equipment.

Those speaking in favor of the Ordinance were:

Vern Spicer, 1901 68th Avenue N.E.
Jim De Joung, 4110 49th Avenue N.E.
Jim Galea, 5554 Frances Avenue N.E.
Beverly Stock, 5935 Frances Avenue N.E.
Bob Williams, 2102 Browns Point Boulevard
Ken Flora, 5910 Frances Avenue N.E.
Arnold Hall, 5320 Broadview Avenue N.E.
Jack Karpolice, 3384 Browns Point Boulevard
Alex Candoo, 5934 Frances Avenue N.E.
Chuck Ward, 2950 39th Avenue N.E.
Jim Bargett
Doug Sutherland, 4515 Kennedy Road N.E.
Dave Johnston, 2504 59th Avenue N.E.
Meyer Fisher, 1430 49th Street N.E.
Lawrence Lemley, 3308 58th Avenue N.E.
Bob Smyth, attorney from Auburn representing the Federal Way Garbage Disposal service

Speaking against the ordinance was:

Steve Kirby, 5623 South Oakes

John C. Frai, 1423 South 43rd, suggested separation of solid waste for possible use of garbage which he claimed could be converted to paper.

City Manager Donaldson advised that the Health Department has suggested that there be compulsory garbage pick up in the area because of indiscriminate dumping. City Ordinance states that there shall be compulsory pick up. Investigation shows that there are some areas that do not have any garbage pick up. For this reason, instructions were given to the Public Works Department to implement the ordinance and notice was given to the residents and private refuse concerns that starting the first of 1973 the City Refuse Division would service the Northeast Tacoma area. The staff wishes direction from Council as to whether there is to be refuse pick up by City Refuse Division or have it contracted to private companies by competitive bids.

After further discussion, the ordinance was set over for final reading next week.

Mr. Sonntag moved for a five minute recess. Seconded by Mr. Nalley.
The meeting recessed at 9:35 p.m.

The meeting reconvened at 9:50 p.m. with all present with the exception of Mr. Jarstad.

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RESOLUTIONS:

Resolution No. 21980 (Continued from the meeting of December 26th)
Authorizing the proper officers of the City to enter into an agreement with the Central Employment Agency for the Adult Outreach Project of Second Year Comprehensive Development Plan of the Model Cities Department.

On question of Council, Mel Jackson, Administrative Assistant, could not give assurance that the operating agency would be able to handle their own bookkeeping and the paying of salaries and bills.

Mr. Joe Starling of the Operating Agency asked for approval of the Resolution, and asked for a Study Session to resolve the matter.

Mr. Jarstad returned at 10:20 p.m.

Mr. Donaldson recommended that Council continue the Resolution awaiting a study by accountants. He felt that no one could tell what the problems were until there was an analysis of the books.

Mrs. Egan moved to continue the Resolution for two weeks. Seconded by Dr. Herrmann. Voice vote was taken and carried.

The Resolution was continued to January 16, 1973.

Resolution No. 22006 (Continued from the meeting of December 26th)
Authorizing an independent study of the Metropolitan Park District and appropriating the sum of \$15,000 or so much thereof as may be necessary from the Contingency Reserve Fund for said study.

Mrs. Egan moved to adopt Substitute Resolution 22006. Seconded by Mr. Moss.

The Resolution was read by the Clerk.

Mr. Sonntag moved to strike from the second paragraph the words "most if not all of the" and add in its place the word "considerable". Seconded by Mr. Jarstad. Voice vote was taken and carried.

Eva Stewart, member of the Park Board, spoke regarding the \$15,000 appropriation and felt that this money could be utilized for recreational needs where needed within the City for the benefit of the citizens. She felt that the money would be spent on salaries for consultants who would spend their time interviewing Park Board members and staff members. All of this information is available to City staff members who would receive the information on request.

Mr. Ted Amell and Mr. John C. Frai spoke against the Resolution.

It was suggested by Dr. Herrmann that City staff members gather information then determine the problem before spending the \$15,000 for consultants.

Mr. Sonntag moved to amend the last paragraph on the first page by striking the word "would" on the second line and inserting the word "may". On the third line, strike the word "independent" through the word "analyzing" on the fourth line and insert "the governmental entities concerned with". On the second page strike the entire last paragraph. Seconded by Mr. Jarstad. After discussion, Mr. Sonntag withdrew his motion. Mr. Jarstad withdrew his second. The motion was withdrawn.

Mr. Sonntag then made a motion to amend the Resolution by striking the word "would" on the second line and inserting the word "may". On the third line, strike the word "independent" through the word "analyzing" on the fourth line and insert "the governmental entities concerned with". The motion failed for lack of a second.

Mrs. Stewart commented that she was in favor of Mr. Sonntag's motion. She was sure that the Park Board could work with the Committee and bring back what the Council wanted to know about the park and recreational program.

Genevieve Odegaard spoke against the Resolution.

Mayor Johnston asked for roll call on whether Council members desired to cut off discussion and call for the question.

Roll call was taken, resulting as follows:

Ayes: 6 - Egan, Herrmann, Maule, Moss, Schroeder, Mayor Johnston

Nays: 3 - Jarstad, Nalley, Sonntag

The motion carried.

Roll call was taken on the amended Resolution, resulting as follows:

Ayes: 5 - Egan, Maule, Moss, Schroeder, Mayor Johnston

Nays: 4 - Herrmann, Jarstad, Nalley, Sonntag

The amended Substitute Resolution was declared adopted.

Resolution No. 22019 Authorizing the execution of a net billing agreement No. 14-03-39306 relative to Washington Public Power Supply System Nuclear Project No. 1.

Mayor Johnston announced that the Department of Public Utilities has asked that this Resolution and the following two be continued for one week.

Mayor Johnston moved that Resolution No. 22019 be continued for one week. Seconded by Mr. Schroeder. Voice vote was taken and carried.

The Resolution was continued to January 9, 1973.

Resolution No. 22020 Authorizing the execution of a net billing agreement No. 14-03-39187 relative to Washington Public Power Supply System Nuclear Project No. 3.

Mayor Johnston moved that the Resolution be continued for one week. Seconded by Mr. Schroeder. Voice vote was taken and carried.

The Resolution was continued to January 9, 1973.

Resolution No. 22021 Authorizing the execution of an agreement between Bonneville Power Administrator and Northwest Agencies relative to contract year 1974-1975 Hanford New Production Reactor energy.

Mayor Johnston moved that the Resolution be continued for one week. Seconded by Mr. Schroeder. Voice vote was taken and carried.

The Resolution was continued to January 9, 1973.

Resolution No. 22022 Authorizing the sale of 305 used transformers to Jerry Martin on his bid of \$9,359.14.

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

Resolution No. 22023 Authorizing the sale of a 2400 volt line serving the Public Float at the yacht basin to the Tacoma Yacht Club for the sum of \$2,052.00.

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

Resolution No. 22025 Authorizing the execution of a release of sewer easement in Sunset Estates Division One.

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

Resolution No. 22026 Authorizing the execution of a lease agreement with William Drury Company for use of wharf adjacent to the Municipal Dock Building for a period of 5 years.

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

Resolution No. 22027 Authorizing the execution of an agreement with National Archives and Records Service, General Services Administration, U. S. of America for the design and implementation of a records system and records management program and authorizing the transfer of \$35,000 from the Contingency Fund for said services.

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

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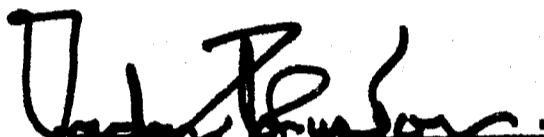
COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Maule recommended that the City Council meet informally once a month for the purpose of exchanging ideas on subjects which they would like to see implemented for the City.

Mayor Johnston requested the City Manager make necessary arrangements for the informal meeting.

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On proper motion, the meeting adjourned at 12:05 a.m.



GORDON JOHNSTON - MAYOR

ATTEST: 

H. B. BOND - CITY CLERK