

CITY COUNCIL MINUTES

City Council Chambers
January 22, 1974

The meeting was called to order at 7:07 p.m. by Deputy Mayor Herrmann.

Present on roll call: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag and Warnick. Absent: 1 - Mayor Johnston.

The Flag Salute was led by Mr. Hudson.

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

Approval of the minutes of the special meeting of January 15 and regular meeting of January 15, 1974.

RESOLUTIONS:

Resolution No. 22600 Fixing Tuesday, February 5, 1974 at 5:00 p.m. as the date for hearing the request for rezoning the southeast corner of South 14th Street and Union Avenue from an "R-2" to an "R-4-LT" District. (David A. Hunt)

Resolution No. 22601 Fixing Tuesday, February 5, 1974 at 5:00 p.m. as the date for hearing the request for rezoning the south side of North 26th from Washington Street to approximately 200 feet west from an "R-2" to an "R-4-L" District. (Joseph T. Tencich)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Tacoma Model Cities Program Land Use Review Board meetings of December 17, 1973 and January 7, 1974
- b. Minutes of the City Planning Commission meeting of January 7, 1974.
- c. Minutes of the Tacoma Public Library Board of Trustees meeting of December 18, 1973.
- d. Report on Project '76, Tacoma-Pierce County Civic Arts Commission.

Mr. Hudson moved that all of the items listed on the Consent Agenda, including Resolution Nos. 22600 and 22601, be approved. Seconded by Mr. Warnick. 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 north side of South 38th Street between Pine and California Avenue from an "R-4" to a "C-2" District. (12-17-73 Planning Commission recommended approval 5-0, 2 absent) (Rothschild Industries)

Russell Buehler, Planning Department Director, reviewed the area of the requested rezone and advised that the site had previously been used as a service station.

Mrs. Egan 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 proposed amendments to the Zoning Ordinance relating to Open Space Current Use Assessment. (12-17-73 Planning Commission recommended approval 5-0, 2 absent) (Tacoma Planning Commission)

Rod Kerslake, Planning Department, outlined the changes made by the State Legislature relative to open space, timber and agricultural lands and advised that these changes would bring the City's ordinance into conformance with State Law.

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

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FINAL READING OF ORDINANCES:

Ordinance No. 20030 Amending Section 1.40.030 of the Official Code relative to term of office of members of the Beautification Committee.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Nays: 0

Absent: 1 - Mayor Johnston

The Ordinance was declared passed.

Ordinance No. 20031 Amending Section 1.24.780 of the Personnel Rules relative to Probationary Period.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Nays: 0

Absent: 1 - Mayor Johnston

The Ordinance was declared passed.

Ordinance No. 20032 Authorizing construction and repair of certain sidewalks, creating a new fund to be known as Sidewalk Construction Fund No. 74-1 and directing the levy of special assessments on certain parcels of land.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Nays: 0

Absent: 1 - Mayor Johnston

The Ordinance was declared passed.

Ordinance No. 20033 Providing for the improvement of L.I.D. 5541 for constructing water mains and fire hydrants in East 51st and East 52nd from East "E" to McKinley Avenue and in East 53rd from East "F" to McKinley Avenue.

Speaking against the ordinance was Mrs. Norman S. Harris, 15111 Portland Avenue, owner of a large piece of property in the area of the L.I.D.

H. S. Baarslag, Water Superintendent, advised that there is a 50.4 percent remonstrance on the L.I.D. He also advised that the L.I.D. was initiated by the water department as the wooden mains were leaking and felt to be a health hazard.

Mr. Hudson, member of the L.I.D. Committee, commented that at the L.I.D. meeting it was the feeling of the Committee that if the L.I.D. remonstrance remained at 50 percent or over they would be voting against the L.I.D.

Roll call was taken, resulting as follows:

Ayes: 0

Nays: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Absent: 1 - Mayor Johnston

The Ordinance was declared failed.

Ordinance No. 20034 Providing for the improvement of L.I.D. 8037 for permanent paving along North Ferdinand from North 25th to North 26th; North Ferdinand from North 31st to North 33rd and North 25th from North Verde to North Cheyenne Street.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Nays: 0

Absent: 1 - Mayor Johnston

The Ordinance was declared passed.

Ordinance No. 20035 Providing for the Improvement of L.I.D. 8038 for permanent paving along South 63rd from South "J" to "K"; South 80th from Pacific Avenue to South "D"; South "D" from 80th to 82nd; also, storm sewers only in South "K" from 62nd to 63rd and South 82nd from South "D" to Tacoma Avenue South.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Nays: 0

Absent: 1 - Mayor Johnston

The Ordinance was declared passed.

Ordinance No. 20036 Providing for the improvement of L.I.D. 8039 for permanent paving along South 70th from Oakes to Prospect; Fife from South 70th to 72nd and Montgomery from South 76th to 77th;

Wendell Evans, 6845 South Fife, spoke in favor of the L.I.D.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Nays: 0

Absent: 1 - Mayor Johnston

The Ordinance was declared passed.

Ordinance No. 20037 Approving and confirming the assessment roll for L.I.D. 3740 for sanitary sewers in East 75th from East "F" to McKinley Avenue.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Nays: 0

Absent: 1 - Mayor Johnston

The Ordinance was declared passed.

Ordinance No. 20038 Approving and confirming the assessment roll for L.I.D. 8000 for permanent paving along Copalis from Brown's Pt. Blvd. easterly 200 feet and other nearby streets.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Moss, Nelson, Nalley, Sonntag, Warnick

Nays: 0

Absent: 1 - Mayor Johnston

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 20039 Amending the pay and compensation plan to add the position of Women's Rights Supervisor.

Odd A. Lund, Personnel Director, advised that the Women's Rights Division had been funded with revenue sharing funds and the supervisor provision was now being established as provided in the revenue sharing proposal.

The Ordinance was set over for final reading next week.

Ordinance No. 20040 Appropriating the sum of \$13,626.00 or so much thereof as may be necessary from the General Fund for the purpose of hiring personnel to assist the City Beautification Committee and declaring an emergency making necessary the passage of this ordinance.

On inquiry of Council members, Mr. Buehler advised the salary rate was not set at the beginning level position of Planning Technician as it was felt the position would require some experience.

Mr. Sonntag moved to amend the ordinance wherever the figures \$13,626 appear to insert the figure "\$12,023", in order to place the position at the entrance level. Seconded by Mr. Nalley. After discussion, voice vote was taken and the motion failed.

The Ordinance was set over for final reading next week.

Ordinance No. 20041 Creating a new fund to be known as "Law and Justice Fund 1118" and "City Fund 593", appropriating from said fund the sum of \$63,593.00 or so much thereof as may be necessary for authorized programs and authorizing a contract with the State Office of Community Development for Law Enforcement Assistance Act.

Keith Palmquist, Director of Model Cities, reviewed the ordinance for Council.

Dr. Leonard Holden, President of the Board of Directors of the Pierce County Homes for Youths, spoke and urged approval.

The Ordinance was set over for final reading next week.

Ordinance No. 20042 Amending Chapter 9.28 of the Official Code by adding eleven new sections relative to management and maintenance of the Broadway Pedestrian Mall.

Joyce Thornton, Administrative Assistance to the City Manager, reviewed the ordinance for Council and asked that a change be made under Section 9.28.110, item "e". She asked that a period be placed after the word "character" in the fourth line and to delete the remainder of the sentence. Under item "f" she asked that a period be placed after the word "meeting" on the second line and to delete the rest of the sentence.

Mrs. Egan moved that the deletions in items "e" and "f" be made. Seconded by Mr. Nalley. Discussion was held by Council members with some feeling this would be too restrictive, and would inhibit the casual atmosphere intended for the mall.

Mr. Rohn Burgess, Director of the Downtown Tacoma Association, spoke against the amendment, as he felt a permit should not be necessary for crowds up to 25 persons.

After considerable discussion, Mrs. Egan moved to remove the ordinance from the Agenda and have it considered later at a study session. Seconded by Mr. Sonntag. Voice vote was taken and carried. The Ordinance was removed from the agenda.

Ordinance No. 20043 Amending Title 11 of the Official Code relative to designating Broadway from 6th Avenue South 9th Street and from 13th to Jefferson Avenue as an arterial.

The Ordinance was set over for final reading next week.

Ordinance No. 20044 Amending Chapter 11.36 of the Official Code to establish a speed limit on the Broadway Mall.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 22598 (Second Reading)
Amending Rule 5 of the Rules of Procedure of the Council relative to public hearings and appeals.

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

Resolution No. 22602 Authorizing the establishing of a county-wide bicentennial commission for the purpose of preparing necessary applications to the Washington State Bicentennial Commission.

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

Resolution No. 22603 Appointing John Robertson, Norman Wall, Jan Hudak, Frank B. Collinge, Eido Normet, Mrs. Frank Armstrong, Frank Guhr, Jon Kowalek and David M. Seiwerath as members of the City Beautification Committee.

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

Resolution No. 22604 Awarding contract to Lige Dickson Company on its bid of \$102,155.80 for L.I.D. 8015.

Mrs. Egan excused herself from sitting in on the discussion as she is a property owner in the L.I.D.

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

Mrs. Egan returned to the meeting.

Resolution No. 22605 Awarding contract to Lige Dickson Company on its bid of \$253,297.41 for paving and sewer replacement in L.I.D.'s No. 8007, 8012 and 8014 and Work Order No. 91178.

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

Mayor Johnston arrived at 8:25 p.m.
Resolution No. 22606 Authorizing sale of 84 assorted-size used and surplus Demster Dumpster refuse containers to Jos. Simon & Sons, Inc. on their bid of \$7,434.00.

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

Resolution No. 22607 Authorizing execution of agreement with Pierce County Homes for Youth, Inc. for the operation of the Model Cities Group Home Project.

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

Resolution No. 22608 Authorizing payment of the sum of \$5,636.00 to Tacoma School District No. 10 for operation of the Career Opportunities Program of Model Cities for the month of December, 1972.

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

Resolution No. 22609 Expressing intent to enter into an agreement with the Downtown Tacoma Association to provide for consultive assistance relative to the management of the Broadway Pedestrian Mall.

Mr. Warnick moved to continue the resolution to a date when an ordinance on management and maintenance of the mall is presented to the Council for action. Seconded by Mr. Nelson. Roll call was taken, resulting as follows:

Ayes: 4 - Hudson, Moss, Nelson, Warnick

Nays: 5 - Egan, Herrmann, Nalley, Sonntag and Mayor Johnston

The motion was declared failed.

Rohn Burgess, Downtown Tacoma Association, pointed out that the Association wanted to have the responsibility of scheduling activities on the mall.

In reply to a Council question as to the propriety of the title "Plaza" vs. "Mall", Bob Hamilton, City Attorney, advised that state law indicates the title "Mall" is technically correct.

Speaking against the ordinance were: John Zelenak, 5407 South J and John Sporich, 3007 North 33rd.

Speaking in favor was Bud McIvor, member of the Downtown Tacoma Association and businessman on the Mall.

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

Resolution No. 22610 Expressing the intent to provide for a special levy for the operation and maintenance of the Broadway Pedestrian Mall as authorized by RCW Chapter 35.71.

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

Resolution No. 22611 Referring that portion of the Shoreline Master Program involving the City Waterway to the Citizens Advisory Committee for re-study and analysis.

Mr. Hudson moved to adopt the resolution with the addition that where reference is made to reflect access of motor vehicles, it would also include pedestrians. Seconded by Mrs. Egan.

Considerable discussion was held by Council members regarding pedestrian access to the waterway. After discussion, Mr. Moss moved that the resolution be removed from the Agenda. Seconded by Mr. Nelson. The chair ruled that citizens would be allowed to speak to the resolution since before the motion to remove, they had not been given an opportunity to speak.

Jerry Geehan, Downtown Tacoma Association, spoke in favor of removing the resolution from the Agenda.

Frank Jacobs, a member of the Shoreline Advisory Committee, advised the Committee has scheduled a meeting for Thursday night, January 31, 1974 and urged that Council delay a decision on this resolution until after their meeting.

Also speaking was Ron Karabsich.

Roll call was taken on the motion to remove the Resolution from the Agenda, resulting as follows:

Ayes: 7 - Egan, Herrmann, Moss, Nelson, Sonntag, Warnick, Mayor Johnston

Nays: 2 - Hudson and Nalley

The Resolution was removed from the Agenda.

Resolution No. 22612 Endorsing Senate Bill No. 2921 and the concept of Correctional Alternatives for Human Development Proposal.

Mr. Moss moved that the Resolution be adopted. Seconded by Mr. Warnick.

Speaking in favor of the Resolution was Mr. Hannah, Director of Pierce County District Court Probation. The Clerk read a communication from Police Chief Smith relative to concerns in administration of the program.

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

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Resolution No. 22613 Authorizing execution of lease agreement with the Puget Sound National Bank for office space at 308 Tacoma Avenue South for use by the Department of Human Development for the Youth Services Bureau.

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

Resolution No. 22614 Authorizing execution of agreement with the Tacoma Ambulatory Care Center for the Family Clinic project of the final action year plan of the Model Cities Department.

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

Thomas Dickson urged adoption.

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

Resolution No. 22615 Authorizing execution of agreement with the Tacoma Urban League for the operation of the Veteran's Action Center Project to be administered by the Human Development Dept.

Dr. Herrmann moved that the Resolution be adopted. Seconded by Mrs. Egan.

Mr. Sonntag moved to amend the scope of services attachment to the resolution as prepared by the Human Development Department. Seconded by Mr. Hudson. Voice vote was taken and carried.

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

Resolution No. 22616 (First Reading)
Authorizing application to Washington State Planning and Community Affairs Agency for funds in the amount of \$5,174 for the Youth Services Bureau Volunteer Program from February 1, 1974 through April 30, 1974.

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

In accordance with rules set by Council regarding applications of grants, the resolution was set over for second reading next week.

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REPORTS BY CITY MANAGER:

Mr. Donaldson advised he had been notified by the Urban Mass Transit Authority that a \$30,000 grant has been approved for use in determining the central downtown station and improvements in the routing system.

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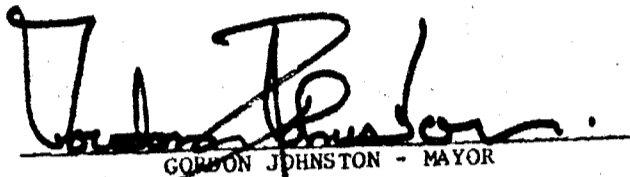
COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Warnick made reference to the combined City and County Civic Arts Commission and commented they have up to the present operated without staff and suggested that the procedures be taken to appropriate approximately \$7,500 from the City and \$7,500 from the County to fund a staff.

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Mayor Johnston thanked Deputy Mayor Herrmann for conducting the meeting in his absence while he attended a ceremony honoring the local Naval Cadet Corp which has been rated fifth nationally.

On proper motion, the meeting adjourned at 11:15 p.m.


GORDON JOHNSTON - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK