

CITY COUNCIL MINUTES

City Council Chambers
February 13, 1974

The meeting was called to order at 5:02 p.m.

Present on roll call: 8 - Egan, Herrmann, Hudson, Nalley, Nelson, Sonntag, Warnick and Mayor Johnston. Absent: 1 - Moss. Mr. Moss arrived at 5:04 p.m.

The Flag Salute was led by Dr. Herrmann.

CONSENT AGENDA

Approval of the minutes of the meeting of February 5, 1974.

PETITIONS:

Robert J. Mulga requesting the rezoning of the property located on the northeast corner of South 66th and Stevens Street from an "R-2-T" to an "R-3" District.

For referral to the Planning Commission.

RESOLUTIONS:

Resolution No. 22642

Fixing Monday, March 11, 1974 at 4:00 p.m. as the date for hearing L.I.D. 3729 for sanitary sewers along 33rd Street N.E. from 39th Avenue N.E. to Brown's Pt. Blvd., 39th Avenue N.E. from 33rd Street N.E. to Brown's Pt. Blvd. and other nearby streets.

Resolution No. 22643

Fixing Monday, March 11, 1974 at 4:00 p.m. as the date for hearing L.I.D. 6943 for street lighting along North Baltimore from North 14th to North 18th Streets.

APPEALS:

Paul M. Schwebke appealing Planning Commission's denial of the request for rezoning the Northwest corner of South 45th and Warner Streets from an "R-3" to an "R-4-L" District.

February 4, 1974 was the last day to file an appeal and an appeal was filed.

Suggested date for hearing is March 12, 1974.

ASSESSMENT ROLLS:

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

L.I.D. No. 4994 - paving on South 92nd Street from Alaska Street east approximately 630 feet.

Fixing Monday, March 11, 1974 at 4:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Tacoma Employees' Retirement System Board Meeting of December 27, 1973.
- b. Minutes of Regular Meeting of Board of Park Commissioners, January 28, 1974.
- c. Board of Administration of Tacoma Employees' Retirement System reporting purchases and sales of investments, January, 1974.
- d. Municipal Court, traffic violations and court cases, December, 1972 and 1973.
- e. Monthly Report, Fire Department, December, 1973.
- f. Monthly Report, I & R Division, Tacoma Police Department, December, 1973.
- g. Monthly report, Traffic Division, Tacoma Police Department, December, 1973.
- h. Monthly Towing Report, January, 1974, Bill's Towing.

Dr. Herrmann moved that all of the items listed on the Consent Agenda, including Resolution Nos. 22642 and 22643, be approved. Seconded by Mr. Hudson. Voica vote was taken and carried. The items were declared approved.

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REGULAR AGENDA

COMMUNICATIONS:

- a. Planning Commission recommending denial of S. L. Rowland Construction, Inc.'s request for rezoning the Southeast corner of South 84th and "D" Street from an "R-2" to an "R-3" District.

February 4, 1974 was the last day to file an appeal and no appeal was filed.

The communication was placed on file.

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FINAL READING OF ORDINANCES:

Ordinance No. 20051

Amending Chapter 13.06 of the Official Code to add the area approximately 120 feet east of McKinley Avenue between Morton Street and Division Lane from an "R-3" to a "C-2" District. (Roger H. & Mary L. Lincoln)

Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Hudson, Moss, Nalley, Nelson, Sonntag, Warnick, and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20052

Creating a new fund to be known as "Transit Service Improvement Program Fund", appropriating the sum of \$30,000 or so much thereof as may be necessary from said fund for the purpose of carrying out a Transit Service Improvement Program and authorizing a temporary loan from the General Fund not to exceed \$30,000.

Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Hudson, Moss, Nalley, Nelson, Sonntag, Warnick and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20053

Approving a revised Eminent Domain Ordinance and repealing Ordinance No. 19186.

Mayor Johnston advised that the City Attorney, Robert Hamilton, had called his attention to the fact that Ordinance 20054 approving the plan should precede the Eminent Domain Ordinance.

Mayor Johnston moved that the number of Ordinance 20053 be changed to 20054. Seconded by Mr. Sonntag. Voice vote was taken and carried.

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

Ayes: 9 - Egan, Herrmann, Hudson, Moss, Nalley, Nelson, Sonntag, Warnick, and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20054

Approving a Plan and System for Water Division Pipeline No. 5 Project and repealing Ordinance No. 19185.

Mayor Johnston moved that the number of Ordinance 20054 be changed to 20053. Seconded by Mr. Sonntag. Voice vote was taken and carried.

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

Ayes: 9 - Egan, Herrmann, Hudson, Moss, Nalley, Nelson, Sonntag, Warnick and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 20055

Authorizing the transfer of \$8,500 from the Contingency Fund to the General Fund and appropriating \$8,500 or so much thereof as may be necessary, for the purpose of paying said sum to the Municipality of Metropolitan Seattle (METRO) for certain transit service agreed upon in Resolution No. 22587 and declaring an emergency making necessary the passage of this ordinance.

Severo Esquivel, Assistant to the City Manager, explained the services and the compromise agreement.

John Zelenak, 5407 South "J", spoke regarding the inadequate service he has experienced lately.

Mr. Sonntag asked Mr. Donaldson to investigate charges made by Mr. Zelenak regarding the inadequate services provided by "Metro".

The Ordinance was set over for final reading next week.

Ordinance No. 20056 Vacating the alley from No. 19th to No. 21st between Orchard and Huson Streets. (John H. Callison, et al)

Russell Buehler, Planning Department Director, advised that Council had a public hearing on this previously and everything is in order for passage of the ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 20057 Vacating North 16th Street from Lawrence to Alder Streets. (University of Puget Sound)

Mr. Buehler advised that a public hearing had been held on this by Council, all conditions have been met and everything is in order for passage of the ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 20058 Vacating North 14th from Lawrence to Alder Streets.

Mr. Buehler advised that a public hearing had been held on this by Council, all conditions have been met and everything is in order for passage of the Ordinance.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Resolution No. 22632 (Continued from the meeting of February 5th)
Authorizing execution of an agreement with Knight, Vale and Gregory for an audit of the Minority Contractors Project and the Property Rehabilitation Employment Program.

The motion to adopt was made at the meeting of February 5, 1974. Voice vote was taken and carried, with Mr. Nalley abstaining. The Resolution was declared adopted.

Resolution No. 22644 Authorizing the City to acquire four parcels of L.I. Guaranty Fund property for the sum of \$2,053.99.

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

Resolution No. 22645 Authorizing purchase of certain real property along Ruston Way from Howard S. Holman for the sum of \$6,875.00.

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

Resolution No. 22646 Authorizing the purchase of certain real property along Ruston Way from Pierce County for the sum of \$753.00.

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

Resolution No. 22647 Authorizing assignment of the Cheney Lumber Co. Inc. lease at the Tacoma Industrial Airport to Louisiana Pacific Corp.

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

Resolution No. 22648 Authorizing execution of an agreement with Transit Union Division Local #758 for year 1974.

Mr. Hugh Judd, Labor Relations Director, asked that this Resolution be continued for one week.

Dr. Herrmann moved to continue the Resolution for one week. Seconded by Mr. Nalley. Voice vote was taken and carried. The Resolution was continued to February 19, 1974.

Resolution No. 22649 Authorizing amendment of the Master Agreement between the City and Automotive and Special Services Union #461 and providing for pay adjustments.

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

Mrs. Egan moved that corrected page 2 be substituted for the page 2 of the agreement. Seconded by Mr. Warnick. Voice vote was taken and carried.

Hugh Judd, Labor Relations Director, requested that the two page document entitled "City Offer" consisting of 19 items, which accompanied the agreement, be incorporated by reference into the agreement.

Mrs. Egan moved to incorporate, by reference, the 19 items. Seconded by Mr. Sonntag. Voice vote was taken and carried.

Voice vote was taken on the resolution and carried. The Resolution was declared adopted.

Resolution No. 22650 Awarding contract to Tucci & Sons, Inc. on its bid of \$32,165.00 for L.I.D. No. 8016.

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. 22651 Awarding contract to Tucci & Sons, Inc. on its bid of \$32,165.00 for L.I.D. No. 8016.

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

Resolution No. 22652 Authorizing the proper officers of the City to make application to the Puget Sound Governmental Conference for Urban Mass Transit Administration funds for Phase II of the "Transit Service Improvement Program."

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

Mr. John Zelensk spoke.

In accordance with Council rules concerning grant applications, the resolution was set over for second reading next week.

Resolution No. 22653 Authorizing a temporary loan in the sum of \$125,000 or so much thereof as may be necessary, from the Arterial Street Fund to the Garbage and Refuse Fund.

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

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REPORTS BY CITY MANAGER:

Bill Donaldson reminded Council of the dedication ceremony of the Broadway Plaza at 12 noon, Friday, February 15, 1974.

Mr. Donaldson advised that the Police Chief has extended an invitation for the Council to attend the Police Academy Graduation of Recruits in the City Council chambers at 2 p.m. on Friday, February 15th.

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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Johnston advised he had received a letter from Knight, Vale & Gregory, the City's Auditors, with reference to the Data Processing Department. He pointed out the Auditor expressed the opinion that because of the size of the budget, an audit of the Division should be made. Mayor Johnston asked Mr. Donaldson to contact the firm and make a determination as to the cost of the suggested audit.

Dr. Herrmann suggested that hereafter, immediately prior to an audit of the various departments and divisions of City Government, that Knight, Vale & Gregory auditors meet with the City Council and Manager at a study session to discuss the subjects to be investigated; and after the audit that an exit conference be held at a study session prior to publication of the audit in final form.

Mayor Johnston announced the appointments of Councilmen Sonntag, Warnick and Nelson to the L.I.D. Committee for the months of March, April and May.

Mr. Sonntag referred to the 12 pages of rules and regulations governing ambulance service and rates which the Council has received. He explained the proposed new regulations and advised that the Fire Chief would be in charge of administering the regulations with appeal to the City Manager and Council.

Mr. Sonntag moved that the documents supplied to Council under request No. 14259 and the memorandum from Deputy Fire Chief, Russell Nance, be adopted as the rules for ambulances in the City of Tacoma, to be effective March 1, 1974. Seconded by Mrs. Egan.

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In reply to the question of legality of the motion to adopt the regulations, Bob Hamilton, City Attorney, advised that the ambulance ordinance provides that the City Council shall approve certain rules and regulations by motion, and does not necessarily require a public hearing.

Mayor Johnston felt it would be appropriate that the motion be continued for one week so that interested parties can be heard.

Mr. Sonntag commented there were some citizens in the audience who might wish to be heard at this time and asked that they be allowed to speak.

Dr. Herrmann felt the ambulance regulations and rate changes were being made in an unusual manner and asked that the matter be placed on the agenda.

Mayor Johnston moved that the subject be continued for one week and placed on the agenda in the proper manner. Seconded by Dr. Herrmann. Voice vote was taken and carried.

Mrs. Egan requested a report on the City's method of rodent extermination.

Mr. Sonntag asked for a report on reasons for discontinuing pick-up of garbage cans from both sides of the street at the same time in the residential area.

Mr. Donaldson advised that a time and motion studies is presently being made and within a month a report on this and proposals for changes in the routing system will be made.

Mr. Nalley commented on Teleprompter's cable TV franchise and asked that a review of the franchise be made by Council to determine whether the terms of the franchise are being fulfilled. He requested that Teleprompter submit an overall report on the local origin programming and their plans in this respect.

Mr. Warnick asked that Council investigate and reconsider the policy regarding sidewalk and street paving requirements in undeveloped areas which presently are adversely affecting the residential developers.

On proper motion, the meeting adjourned at 6:37 p.m.


GORDON JOHNSTON - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK