

CITY COUNCIL MINUTES

City Council Chambers
September 21, 1972

The meeting was called to order at 7:05 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 Councilman Schroeder.

Mayor Johnston proclaimed the month of September, 1972 as "Modern Volunteer Army Month" in this community.

Mayor Johnston proclaimed Saturday, September 23, 1972 as "Hunting and Fishing Day".

CONSENT AGENDA

Approval of the minutes of the meeting of September 12, 1972.

RESOLUTIONS:

Resolution No. 21842

Fixing Tuesday, October 10, 1972 at 7:00 p.m. as the date for hearing the request for rezoning the area between Orchard and Huson Streets approximately 125 feet north of Center Street from an "R-2" to a "C-1" District. (Laurence Hertzberg)

Resolution No. 21843

Fixing Tuesday, October 17, 1972 at 7:00 p.m. as the date for hearing the request for rezoning the southeast corner of South 56th Street and Thompson Avenue from an "R-2" to an "R-4-L" District. (W.G. Scannell)

Resolution No. 21844

Fixing Wednesday, October 18, 1972 at 4:00 p.m. as the date for hearing L.I.D. 3738 for sanitary sewers in Canal Street from St. Paul Avenue to 1,500 feet north of East 11th Street.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Tacoma Employees' Retirement System Board of Administration meeting of July 27, 1972.
- b. Minutes of Civil Service Board meeting of August 21, 1972.
- c. Minutes of Public Utility Board meeting of August 23, 1972.

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- d. Monthly report, Tacoma Employees' Retirement System, purchases and sales of investments, August, 1972.
- e. Tacoma Emergency Services Department filing Personnel and Administrative claim for August, 1972.
- f. Monthly financial report, Light Division, Water Division and Belt Line Division, July 31, 1972.

Mrs. Egan moved to approve all of the items listed on the Consent Agenda, including Resolution No. 21842, 21843 and 21844. Seconded by Mr. Schroeder. Voice vote was taken and carried. The items were declared approved.

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Mayor Johnston made reference to a communication the Council members received from certain members of the Fire Department. Mayor Johnston moved to suspend the rules to hear certain representatives of the Fire Department. Seconded by Mr. Sonntag. Voice vote was taken and carried.

Mr. John Willis, representing the Firefighters Local No. 31, asked that Council allow Mr. Gene Godderis, their attorney, to present the item of concern.

Gene Godderis, attorney appearing on behalf of the Firefighters Union and also the following firefighters, Michael Burley, Jimmy W. Kasen, David G. Bosh, Duane Clark, John Hill, Donald F. Mansfield, Wilfred Smith Jr., and Rudy Wallace, reviewed the grievance of the eight firefighters who had taken an examination for Firefighter pursuant to an examination announcement in the middle of the year 1969. He advised that at that time the pay scale for a Firefighter was under the three step system, which would place the newly hired firefighter at the top step within 18 months after coming to work with the City. It was not until January 11, 1971 when they reported to work for the City as Firefighters that they became aware of the fact that they would be under the five step system, requiring 42 months to reach the top step and resulting in a considerable loss of compensation. He felt this was a breach of contract. The City Attorney, by letter dated August 18, 1972, has advised that the authority to settle a compensation grievance rests with the City Council.

Mr. John Hill, one of the eight Firefighters appealing to the Council, reviewed the process and events relative to his employment with the City. He took the examination for firefighter in July, 1969. In August, 1970, accompanied by his wife, he appeared at Fire Headquarters for an oral interview. Details of salary and the length of time it would take to reach the top step were discussed in detail. In December he was notified that the new class of Firefighters would start on January 11, 1971. Mr. Hill further advised that from the date of his interview to January 11, 1971, he had not received any formal notification of change in the Compensation Plan. Also, that the reason the appeal had not been made sooner was because he was advised by the Firefighters Union Representatives that it would not be advisable to appeal prior to the completion of his one year probation. Negotiations on this matter commenced in February, 1972.

After further discussion, Mr. Sonntag moved that the Council, by Resolution, instruct the City Manager to alleviate the situation by complying with the terms of the original test bulletin in question and that the Manager come before the Council with the request for the appropriate funds at the appropriate time. Seconded by Mr. Moss.

Mayor Johnston felt it was not wise to take action on this matter until it be determined whether there might be other employees similarly affected.

Mrs. Egan moved that the matter be continued for one week. Seconded by Mayor Johnston. Voice vote was taken and carried. The matter was continued until September 26, 1972.

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REGULAR AGENDA

COMMUNICATIONS: Shoreline Management Permit Application - Weyerhaeuser Company for maintenance dredging.

Mr. Nalley posed certain questions for which information was not available at the meeting.

Mayor Johnston moved to continue the communication for one week. Seconded by Mr. Sonntag. Voice vote was taken and carried. The communication was continued until September 26, 1972.

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FINAL READING OF ORDINANCES:

Ordinance No. 19671 Amending Chapter 13.06 of the Official Code to include the east side of Orchard Street approximately 1,000 feet north of South 48th Street from an "R-2" to an "M-1" District. (Wm. G. Lundberg)

Roll call was taken, resulting as follows:

Ayes: 7 - Egan, Herrmann, Jarstad, Maule, Moss, Schroeder, Sonntag

Nays: 2 - Nalley and Mayor Johnston

The Ordinance was declared passed.

Ordinance No. 19672 Approving and confirming the assessment roll for L.I.D. 3728 for sanitary sewers in South Tyler Street from South 74th north approximately 800 feet.

Roll call was taken, resulting as follows:

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

Nays: 0

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 19670

(Continued from the meeting of September 5, 1972)
Amending Chapter 1.06 of the Official Code to add the Property Management and Insurance Division to the City Clerk--General Services Department and to combine and centralize City data processing services under the Department of Utilities.

Mr. Chuck Walsh of the City Manager's Office advised that presently property management is scattered throughout three departments. Knight, Vale & Gregory, in their Management Report of October 15, 1970, recommended this be placed under one Department Head. This ordinance is designed to accomplish this.

Mr. Mel Jackson, Administrative Assistant to the City Manager, reported on a special committee's review of operations and the feasibility of the combined City data processing services. He also advised that the Public Utility Board voted in favor of the combined center.

Mr. A. J. Bennedetti, Director of Public Utilities, reported that this combined center would be located in the Public Utility Building. It was felt that a combined center would better serve the City and the citizens of Tacoma.

The Ordinance was set over for final reading October 3, 1972.

Ordinance No. 19665

(Continued from the meeting of September 5, 1972)
Amending subsection 0703 of Section 1.12.414 of the Pay and Compensation Plan to read Property Management-- Insurance Supervisor.

Mr. Donaldson, City Manager, reported that this was not a new position but was changing the responsibilities and title of the position presently held by the Deputy Property Clerk.

Mr. Fred Van Camp, Business Representative of the Civil Service League, requested that the Council remove this position from the appointive class and place it in the classified service and allow a scheduling of an exam to be given for this position for promotion of employees in a normal sequence.

Mr. Sonntag felt that the determination as to whether this position should be a classified position or an appointive position should be determined by the Civil Service Board and suggested that the Council seek their advice.

Mr. Sonntag left the meeting temporarily at 8:20 p.m.

Mr. Donaldson pointed out that no classified Civil Service position is being removed. It is a redistribution of supervision.

After further discussion, the ordinance was set over for final reading October 3, 1972.

Ordinance No. 19673

Authorizing the acceptance of the sum of \$2,000 from the Employment Security Department relative to reimbursement for on-the-job training and appropriating \$2,000 from the General Fund for the purpose of carrying on the functions of the Police Planning Unit.

Russell Richardson, Assistant Police Chief, reviewed the ordinance and the purpose of this training.

The Ordinance was set over for final reading October 3, 1972.

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RESOLUTIONS:

Resolution No. 21845 Appointing Frank P. Girolami as a member of the Board of Trustees of the Tacoma Public Library for a term expiring August 3, 1977.

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

Resolution No. 21846 Authorizing the Manager of the Tacoma Employees' Retirement System to execute an agreement with Alliance Capital Management Corporation at a fee of \$20,000 for the year July 1, 1972 through July 1, 1973.

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

Mrs. Esther Campbell, Retirement System Manager, introduced Mr. David Flynn, Investment Counselor of Alliance Capital Management Corporation, San Francisco. Mr. Flynn reviewed the contract for Council advising that while the fee is more than previously charged, it is far below their standard fee. The normal fee for this portfolio would be approximately \$27,800. He felt that the suggested fee of \$20,000 was reasonable in view of the results attained for the system.

After discussion, voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 21847 Authorizing the sale of certain property in the vicinity of South 41st between J and K Streets to the abutting property owner Floyd L. Wells for the sum of \$200.

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. 21848 Authorizing the sale of certain property in the vicinity of East 68th and D Streets to the abutting property owner Mrs. Olive N. Kidder for the sum of \$175.00.

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. 21849 Authorizing the sale of certain property in the vicinity of Pine between North 10th and 11th Streets to the abutting property owners George W. and Laurel R. Johnson for the sum of \$60,000.

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

Mr. Nalley left the meeting at 8:35 p.m.

Resolution No. 21850 Authorizing the sale of certain property in the vicinity of South 8th and State Streets to the abutting property owner William Young for the sum of \$50.

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

Resolution No. 21851 Authorizing the execution of contractual agreements between the City and certain educational institutions relative to the scholarship program of the Model Cities Department.

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

Mr. Keith Palmquist, Director of Model Cities, advised Council that the Resolution providing for these contracts had been previously adopted by Council.

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

Resolution No. 21852 Encouraging all employers to list their job opportunities with the Washington State Employment Security Department for the purpose of affording veterans of the Armed Forces of the United States an opportunity for employment.

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

Resolution No. 21853 Authorizing the release of existing transmission line easement on Burlington-Northern, Inc. property in exchange for new easement for relocated line.

Mrs. Egan moved that the Resolution be adopted. Seconded by Mayor Johnston.

Mr. Cockrell, Superintendent of the Light Division, reviewed for Council the purpose of granting the new easement.

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

Resolution No. 21854 Authorizing the sale of residence owned by the Department of Public Utilities in the Town of Mossyrock to Ethel C. Sholseth on her bid of \$21,800.

Mrs. Egan moved that the Resolution be adopted. Seconded by Mr. Schroeder.

Mr. Cockrell reviewed the Resolution for Council.

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

COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Schroeder advised that some information has been received on the Neighborhood Development Program and Project and moved that October 3, 1972 at 7:00 p.m. in the Council Chambers be set for the date for hearing. Seconded by Mayor Johnston. Voice vote was taken and carried.

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Mr. Schroeder commented on the September 19, 1972 election results on the bond issues and the fact that the Civic Center received a favorable vote but three percent short of passage. He felt the vote was worthy of further consideration. He commented that a number of people had contacted him regarding this. He asked that Council analyze what had happened and why it had happened, and if they were in agreement, that the proposition should be resubmitted to the voters and then a date should be set.

Mr. Jarstad gave his views and suggested that any helpful information be directed to the Civic Center Committee for their use.

Mr. Maule reported that the Civic Arts Commission voted unanimously that the Civic Center Proposition be resubmitted to the voters.

Dr. Herrmann felt the proposition should be resubmitted to the voters but not at this time due to the present condition of the economy.

Mrs. Egan felt that the Civic Center Proposition should be resubmitted to the voters in November in order to take advantage of the momentum which has been created.

Mr. Moss also felt the Civic Center Proposition should be resubmitted in November.

Mr. Jarstad felt knowledgeable persons should be contacted regarding the best time to resubmit the proposition.

Mayor Johnston said that he had been contacted by various people asking him when the proposition would be resubmitted. He, therefore, checked to see if legally this could be resubmitted to the vote of the people in November.

Mr. Hamilton, City Attorney, advised that his information indicates it could be resubmitted to the vote of the people in the November election.

Mr. Sonntag returned to the meeting at 9:10 p.m.

Gene Lewis, Chairman of the Civic Center Committee, reported on the Committee's disappointment in the bond issue failing to meet the necessary vote. However, the fact that a majority of those voting supported the issue gave some hope. He felt that the bond issues were missed on the ballot by many of the citizens. He advised that the committee will continue to serve if Council desires to resubmit the issue.

Mr. Sonntag considered the vote positive; however, he did not feel the November election was the proper time for the resubmission of the bond issue. He felt it should be resubmitted in the spring.

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Mr. Brad Gierke, 323 Burrough Road, advised that most bond issues which fail the first time, pass the second time if they are resubmitted to the voters within a short period of time. He also felt a bond issue submitted in the spring would have difficulty receiving a validating vote. He urged that the bond issue be resubmitted in November.

Mr. Ted Amell spoke.

Mayor Johnston moved to suspend the rules to introduce Ordinance No. 19677 for resubmission of the Civic Center on the November ballot. Seconded by Mr. Schroeder. Voice vote was taken and carried, with Mr. Sonntag abstaining.

Robert Hamilton, City Attorney, advised that the ordinance could go on for final reading next Tuesday, September 26, 1972, since it is an emergency ordinance.

Mayor Johnston advised that the citizens would have the opportunity to be heard next Tuesday on Final Reading of the Ordinance.

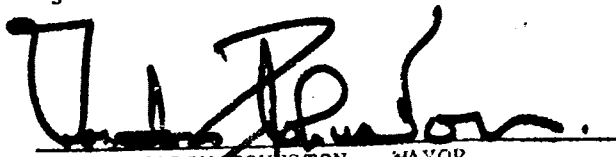
Ordinance No. 19677 Submitting to the qualified electors on November 7, 1972 a proposition authorizing a bond issue in the amount of \$12,000,000 for the purpose of providing funds for a civic center campus-type complex and declaring an emergency.

There being no further comments, the Ordinance was set over for final reading September 26, 1972.

Mayor Johnston referred to the list of costs in the amount of \$12,644.67 in connection with the Civic Center Bond issue as authorized by Ordinance 19546. Mayor Johnston moved the approval and payment of the costs. Seconded by Mr. Schroeder. Voice vote was taken and carried.

Mr. Jarstad reported that Senator McGovern will be in Tacoma at the Labor Temple at noon, Monday, September 25, 1972.

On proper motion, the meeting was adjourned at 9:35 p.m.


GORDON JOHNSTON - MAYOR

ATTEST: Catherine Ursich
Catherine Ursich, Deputy City Clerk