

CITY COUNCIL MINUTES

City Council Chambers  
July 24, 1973

The meeting was called to order at 7:08 p.m.

Present on roll call: 8 - Egan, Herrmann, Jarstad, Moss, Nalley, Schuur, Sonntag and Mayor Johnston. (One Council Vacancy).

The Flag Salute was led by Deputy Mayor Jarstad.

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CONSENT AGENDA

Approval of the minutes of the special meeting of July 16th and regular meeting of July 17, 1973.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Tacoma Public Library Board of Trustees meeting of June 19, 1973.
- b. Minutes of the Civil Service Board meeting of July 2, 1973.
- c. Minutes of the City Planning Commission meeting of July 2, 1973.
- d. Monthly report, Workload for Planning Commission and Board of Adjustment, June, 1973.
- e. Monthly report, Fire Department, June, 1973.
- f. Monthly report, I & R Division, Police Dept., June, 1973.
- g. Dept. of Urban Renewal filing Physical Progress Report, New Tacoma Project Wash. R-14 and Fawcett Project Wash. R-3, period ending June 30, 1973.
- h. Dept. of Urban Renewal filing Labor Standards Enforcement Report and Report of Real Property Acquisition under Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 for Project Wash. R-14, R-3 and R-1, and NDP Project Wash A-3 for the period ending June 30, 1973.
- i. Dept. of Public Works filing Update Cost Estimate for UAB Project No. 8-1-128(28) and 8-1-128(01).
- j. May, 1973, City of Tacoma proposed Affirmative Action Plan.
- k. 1972 Annual Report of the Director of Finance.

Mrs. Egan moved that all of the items listed on the Consent Agenda be approved. Seconded by Mr. Jarstad. Voice vote was taken and carried. The items were declared approved.

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REGULAR AGENDA

FINAL READING OF ORDINANCES:

Ordinance No. 19873 (Continued from the meeting of July 17th)  
Amending the Official Code of the City relating to tax and licenses by adding Chapter 6.89 relating to gambling and declaring an emergency and the taking effect thereof immediately upon publication.

Mr. Schuur moved to amend subsection 6.89.120 by fixing the rate on punch boards and pull tabs at 10 percent as opposed to 5 percent as set forth in the ordinance. Seconded by Mrs. Egan. After discussion, roll call on the motion was taken, resulting as follows:

- Ayes: 2 - Egan and Schuur
- Nays: 6 - Herrmann, Jarstad, Moss, Nalley, Sonntag and Mayor Johnston (One Council Vacancy)

The motion was declared failed.

Mr. Sonntag moved to amend the ordinance by deleting the 10 percent excise or tax on gross income in excess of \$20,000 on bingo. Seconded by Mrs. Egan. After discussion, roll call was taken on the motion, resulting as follows:

- Ayes: 1 - Sonntag
- Nays: 7 - Egan, Herrmann, Jarstad, Moss, Nalley, Schuur, and Mayor Johnston (One Council Vacancy)

The motion was declared failed.

Mr. Jarstad moved to amend the ordinance by removing all reference to pull tabs and punch boards. Seconded by Mr. Schuur.

Harold Tollefson, attorney representing certain interests involved in the gambling ordinance, spoke against the amendment.

After discussion, roll call on the amendment was taken, resulting as follows:

- Ayes: 2 - Jarstad and Schuur
- Nays: 6 - Egan, Herrmann, Moss, Nalley, Sonntag, and Mayor Johnston (One Council Vacancy)

The motion was declared failed.

Mayor Johnston moved to add Section 6.89.151 to the Ordinance which would require that this ordinance be reviewed by the City Council one year from date of approval. Seconded by Mr. Sonntag.

Mr. Jarstad moved to amend Mayor Johnston's motion by adding that the City's established Gambling Committee shall continue to meet upon the request of the Chief of Police and shall make periodic reports to the City Manager and the Council.

Seconded by Mayor Johnston. Voice vote was taken on the amended amendment and carried.

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

Ayes: 7 - Egan, Herrmann, Jarstad, Moss, Nalley, Sonntag and Mayor Johnston

Nays: 1 - Schuur (One Council Vacancy)

The ordinance was declared passed.

Ordinance No. 19874 (Continued from the meeting of July 17th)  
Amending the Official Code of the City by repealing and reenacting Chapter 8.100 relating to gambling and declaring an emergency and the taking effect thereof immediately upon publication.

Mayor Johnston moved to amend the Ordinance by adding subsection 3 to Section 8.100.230 which would require that this ordinance be reviewed by the City Council one year from date of approval. Seconded by Mrs. Egan. Voice vote was taken and carried.

Mr. Moss moved to amend Section 8.100.230 to require that there be posted over the pinball machines a notice that the machines are restricted to persons aged 18 or over. Seconded by Mr. Schuur. Voice vote was taken and carried.

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

Ayes: 8 - Egan, Herrmann, Jarstad, Moss, Nalley, Schuur, Sonntag, Mayor Johnston

Nays: 0 (One Council Vacancy)

The Ordinance was declared passed.

Ordinance No. 19875 Appropriating \$7,980.00 or so much thereof as may be necessary from Law and Justice Fund No. 569 for the purpose of increasing the appropriation to include the City's cash matching funds in accordance with Law and Justice Planning Office Grant No. 1046 and declaring an emergency making necessary the passage of this ordinance.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Jarstad, Moss, Nalley, Schuur, Sonntag, Mayor Johnston

Nays: 0 (One Council Vacancy)

The Ordinance was declared passed.

Ordinance No. 19876 Authorizing the transfer of the sum of \$3,305.00 from Model Cities budget account to Law and Justice Fund No. 559 and appropriating \$11,285.00 or so much thereof as may be necessary from Law and Justice Fund No. 559 for the purpose of increasing the appropriation from said fund to include the City's cash matching funds in accordance with Law and Justice Planning Office Grant No. 938, declaring an emergency making necessary the passage of this ordinance.

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Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Jarstad, Moss, Nalley, Schuur, Sonntag, Mayor Johnston

Nays: 0 (One Council Vacancy)

The Ordinance was declared passed.

Ordinance No. 19877 Authorizing the acceptance of the sum of \$22,500 from the Medina Foundation for the purpose of establishing and carrying out an Urban Economist Program, creating a new fund, "Urban Economist Program Fund 644" and appropriating \$22,500 from the fund to carry out the program.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Jarstad, Moss, Nalley, Schuur, Sonntag, Mayor Johnston

Nays: 0 (One Council Vacancy)

The Ordinance was declared passed.

Ordinance No. 19878 Authorizing the appropriation of the sum of \$274,370 or so much as may be received from the Dept. of Labor pursuant to Agreement No. S-3048-53 for the purpose of implementing the Summer Neighborhood Youth Corps Employment Program and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Roll call was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Jarstad, Moss, Nalley, Schuur, Sonntag, Mayor Johnston

Nays: 0 (One Council Vacancy)

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 19879 Authorizing the execution of an agreement with State of Washington Law and Justice Planning Office Grant Award Contract No. 944, authorizing the transfer of the sum of \$8,333 from Account No. 001-691-865 to Law and Justice Fund No. 588 and appropriating the sum of \$33,333 from said fund for the purpose of further implementing the personal portable concept in the Police communications system.

Police Chief Smith reviewed for Council the purpose of the grant and advised that the total communications system previously approved has been coming to Council in small parcels.

The Ordinance was set over for final reading next week.

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Ordinance No. 19880 Amending Chapter 13.06 of the Official Code to add the northeast corner of South 19th and State Streets from an "R-2" to an "R-2-T" District. (Allen V. Creten, P.E. & Associates)

Mayor Johnston announced that Council had previously held a hearing on this. There being no further questions by Council members, the ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 22294 Appointing Mary E. Simpson to the Commission on Human Relations to fill the unexpired term of Matt F. Jenkins, said term expiring on September 30, 1974.

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

Resolution No. 22295 Awarding contract to Lige Dickson Company on its bid of \$11,033.40 for asphalt paving and storm drainage on South Mullen Street from South 12th to South 11th Street constituting L.I.D. No. 8011.

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

Resolution No. 22296 Rejecting all bids submitted for sanitary sewers, alley paving and sidewalk repair within Urban Renewal Area A-3 bounded by South 19th, South "L", South 25th Streets and Sheridan Avenue as they exceed the Engineer's estimate.

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. 22297 Authorizing the proper officers of the City to submit to the State of Washington Interagency Committee for Outdoor Recreation project applications for development of Firemen's Park and related beautification and hillside greenbelt along Bayside Drive and certain property acquisition along Bayside Drive.

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

Rich Tracy of the Public Works Department described for Council the proposed beautification of Firemen's Park, the development of the greenbelt and hiking trails along Bayside Drive and the acquisition of additional property in the Garfield Gulch. He also answered questions of Council regarding these projects, as they relate to the environmental assessment.

Mrs. Egan expressed concern over the fact that little time was being allowed for citizen input prior to submitting the application for the grant and made a motion to continue the Resolution for one week. Seconded by Mr. Jarstad.

Roll call was taken on the motion to continue, resulting as follows:

Ayes: 4 - Egan, Jarstad, Schuur, Moss

Nays: 4 - Herrmann, Nalley, Sonntag, Mayor Johnston  
(One Council Vacancy)

The motion to continue was declared failed.

On question of Mr. Nalley, David Hamilton of Tudor Engineering, advised that he and Fred Thompson of the Public Works Department, had met with the Park Board and Mr. Glundberg separately and their recommendations were that there should be public restrooms in these areas.

Bill Ray, representing Pierce County Action, spoke in favor of the Resolution.

Robert Elner, propert owner in Mason Gulch, asked if work is being contemplated along Ruston Way near Mason Gulch.

Mr. Tracy informed him that they were not contemplating any work in that area.

Mr. Elner also inquired as to whether the City owned Firemen's Park.

Robert Hamilton, City Attorney, advised that a portion of the park is railroad right of way, however, the City has sufficient title to warrant the improvement.

Mayor Johnston moved to amend the Resolution to include the emergency clause in order that the Resolution may require only one reading and, therefore, be adopted at this meeting. Seconded by Mr. Nalley. Voice vote was taken and carried.

Voice vote was taken on the amended Resolution and carried. The Resolution, as amended, was declared adopted.

Resolution No. 22298 Authorizing the proper officers of the City to submit an application for a grant to the Robert Wood Johnson Foundation for the purpose of acquiring funds for proposed communications system.

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

Fire Chief Reiser reviewed for Council the program that has been underway in training firefighters in the emergency medical services and their future plans for a sophisticated system and thoroughly trained personnel to assist the citizens of the community who would need these emergency medical services.

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

Resolution No. 22299 Awarding contract to Safety Barricade Company on its bid of \$1,758.02 for thirty (30) Beacon Ray Lights and authorizing the expenditure of \$1,758.02 from the Equipment Rental Fund Capital Outlay Account No. 541-472-641 for said purchase.

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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Resolution No. 22300 Authorizing the execution of a Quit Claim Deed on Lots 11 and 12, Block 1709 Map of New Tacoma to Norman Strom and Irma Strom for the sum of \$10.00.

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. 22301 Authorizing the execution of an agreement with Dr. Bernard H. Booms for services as Urban Economist for the sum of 29 payments of \$775.86 each from August 3, 1973 until August 30, 1974.

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

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Mayor Johnston moved to suspend the rules to consider Resolution No. 22302. Seconded by Mr. Sonntag. Voice vote was taken and carried.

Resolution No. 22302 Authorizing the execution of an amendment to the agreement under Resolution No. 22278 with United Way of Pierce County for recreational purposes for certain residents between ages 6 and 18.

Mayor Johnston moved that the Resolution be adopted. Seconded by Mr. Moss.

Stearns Wood, a member of the Program Management System, advised that the present contract was found to be too restrictive. The amended contract would allow the servicing contractor some flexibility between their youth activities. The amended contract does not in any way change the intent of the original contract.

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

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REPORTS BY CITY MANAGER:

Bill Donaldson advised that the Board of Administration of the City Employees' Retirement System has requested a temporary waiver of the residence requirement for their new Executive Secretary, Roger A. Howeller.

Dr. Herrmann moved that the residence requirement be waived. Seconded by Mrs. Egan. Voice vote was taken and carried.

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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Johnston announced that Mrs. Egan has served as a Council member on the Model Cities Executive Board and has recently accepted an appointment as representative of the Council on the Planning Commission. Mayor Johnston asked Mr. Sonntag to serve on the Model Cities Executive Board, which he accepted.

Dr. Herrmann moved that the meeting be adjourned. Seconded by Mr. Sonntag. Voice vote was taken and carried. The meeting adjourned at 9:25 p.m.

*[Handwritten signature]*

ATTEST: H. B. BOND - CITY CLERK

*[Handwritten signature]*  
GORDON JOHNSTON - MAYOR