

CITY COUNCIL MINUTES

City Council Chambers
December 10, 1974

The meeting was called to order at 5:08 p.m.

Present on roll call: 9 - Egen, Herrmann, Hudson, Moss, Nalley, Nelson, Sonntag, Warnick and Mayor Johnston. Absent: 0.

The Flag Salute was led by Mr. Hudson.

At the outset of the meeting, Mayor Johnston made a motion to suspend the rules to consider action on items c and d on the December 10th Agenda under Public Hearings. Seconded by Mr. Sonntag. Voice vote was taken and carried.

Mayor Johnston made a motion to continue items c and d to December 26, 1974 as requested by staff members. Seconded by Mr. Sonntag. The items were continued to December 26th.

Mayor Johnston then made a motion to adjourn the meeting into Executive Session for the purpose of receiving a briefing on City labor negotiations. Seconded by Mr. Hudson. Voice vote was taken and carried. The meeting was recessed at 5:13 p.m.

The meeting was reconvened at 5:46 p.m., with Mayor Johnston announcing that Council will first consider the agenda of December 3, 1974, that meeting having been postponed due to the lack of a quorum.

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

Approval of the minutes of the meeting of November 26th and the Budget Hearing minutes of the 25th, 26th and 27th, 1974.

RESOLUTIONS:

Resolution No. 3118 Fixing Monday, December 23, 1974 at 4:00 p.m. as the date for hearing L.I.D. 5550 for water mains in "A" Street from East 40th to East 43rd and from East 45th to East 48th Street.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Board of Administration of the Tacoma Employees' Retirement System meeting of October 31, 1974.
- b. Minutes of Public Utility Board meeting of November 13, 1974.
- c. Minutes of Board of Park Commissioners meeting of November 18, 1974.

- d. Monthly report, Purchases and Sales of Investments during November, 1974, Tacoma Employees' Retirement System.
- e. Monthly report, October, 1974, Tacoma-Pierce County Humane Society & SPCA.
- f. Monthly report, October, 1974, Personnel Department.
- g. Monthly report, September, 1974, Director of Finance.
- h. Monthly report, October, 1974, I & R Division, Police Department.

Water Superintendent, J. J. Roller, requested Council to change the hearing date of December 23, 1974 as specified in Resolution 23118 to January 13, 1974.

Mr. Hudson made a motion to amend the Consent Agenda to reflect the change of hearing date. Seconded by Mr. Moss. Voice vote was taken and carried.

Mr. Hudson moved that all of the items listed on the Consent Agenda, including Resolution 23118 as amended, be approved. Seconded by Mr. Moss. Voice vote was taken and carried. The items were declared approved.

FINAL READING OF ORDINANCES:

Ordinance No. 20259 Providing for the improvement of L.I.D. 5544 for construction of water mains and fire hydrants in 30th Street N.E. from 53rd Avenue N.E. to approximately 700 feet west.

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. 20260 Approving and confirming the assessment roll for L.I.D. 8006 for paving in North Monroe from North 10th to 11th; North 10th from North Mason Avenue to North Tyler; and other nearby streets; also, storm sewers only in North 10th from North Tyler to North Monroe.

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.

FIRST READING OF ORDINANCES:

Ordinance No. 20261 Appropriating from the Public Health Pooling Fund the sum of \$2,269 or so much thereof as may be necessary, for the Family Planning Clinic.

The Ordinance was set over for final reading next week.

Ordinance No. 20262 Appropriating \$31,500.00, or so much thereof as may be necessary, from the General Fund to the Public Health Pooling Fund and appropriating the sum of \$63,000.00 from said fund for necessary expenses of the Health Department.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Purchase

Resolution No. 23119 Awarding contract to Buckley Nursery Company on its bid of \$16,451.25 for Improvement 4997, Unit "B" and 4834, Unit "E", and rejecting all bids on the Police Stake-out Alarm System.

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

Resolution No. 23120 Authorizing extension of Airport Construction Fund Loan covering acquisition of property subject to reimbursement by the Federal Aviation Administration.

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. 23121 Authorizing execution of agreement with Conifer Developments, Inc. relative to an "R-4-L-PRD" apartment complex at South 19th and Tyler Streets.

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

Resolution No. 23122 Establishing the classes and salaries of 0303 Licensed Practical Nurse, 0325 Home Health Aide, and PSE5 Sanitarian Aide in the combined County and City Health Department.

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

Mr. Nelson moved that Council eliminate items 11, 12, 13 and 14 on the December 3rd Agenda and proceed with the Regular Agenda of December 10, 1974. Seconded by Mr. Hudson. Voice vote was taken and carried.

Before proceeding with the December 10th Agenda, Mayor Johnston ordered the removal of a Council spectator, who refused to acknowledge the presiding officer in following the procedures of the meeting. Following a brief disruption, the meeting continued.

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

Approval of the minutes of the meeting of December 3, 1974.

RESOLUTIONS:

Resolution No. 23123 Fixing Tuesday, January 7, 1975 at 5:00 p.m. as the date for hearing the request for rezoning the northwest corner of So. 76th and Pacific Avenue from an "R-2" and "R-4-L" to a "C-P-C" District. (Fred Meyer Properties, Inc.)

Resolution No. 23124 Fixing Tuesday, January 7, 1975 at 5:00 p.m. as the date for hearing on the request for vacation of South "C" Street beginning 100 feet north of South 76th and extending approximately 203 feet north and vacation of unnamed right-of-way between South 74th extended and South 76th at "D" Street. (Fred Meyer Properties, Inc.)

APPEALS:

Collison Realty Inc. appealing the Planning Commission's decision to deny their request for a Special Use Permit for an off-street parking area on the east side of Pacific Avenue between South 70th and 72nd Street. (11-18-74 Planning Commission denied the request 3-2, 1 absent, 1 abstention)

January 14, 1975 is the suggested date for hearing.

ASSESSMENT ROLLS:

The Directors of Public Works and Public Utilities present the Assessment Rolls for the following:

- LID 5534 - water mains in So. "G" from So. 92nd to So. 94th St.
- LID 5535 - water mains in "S" St. from East 43rd to East 45th St.
- LID 5536 - water mains in Juniper from No. 15th to No. 17th St.
- LID 8008 - paving on East "I" from East 56th to East 57th; East 65th from East "S" to East "T"; East 66th from East "S" to East "T" and East Sonia from East 66th to 240 feet south.

Fixing Monday, January 13, 1975 at 4:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Human Relations Commission Business Meeting of November 21, 1974.
- b. Minutes of special meeting of Board of Park Commissioners, November 25, 1974.
- c. Minutes of Citizens Affirmative Action Advisory Committee meeting of November 6, 1974.
- d. Emergency Services Dept. filing Personnel & Administrative Claim for October, 1974.
- e. Monthly towing report, November, 1974.

Mrs. Egan moved that all of the items listed on the Consent Agenda, including Resolution Nos. 23123 and 23124, be approved. Seconded by Mr. Hudson. Voice vote was taken and carried. The items were declared approved.

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REGULAR AGENDA

COMMUNICATIONS:

H. B. Bond, City Clerk, advising that the Civil Service Board has filed an amendment to Section 1.24.950 of the Civil Service and Personnel Rules pertaining to hearing on suspension or discharge of employees.

No action was taken.

FINAL READING OF ORDINANCES:

Ordinance No. 20244 (Continued from the meeting of November 12th)
Amending Chapter 5.20 of the Official Code relative to refuse rates.

Mrs. Egan offered for consideration an Alternate 4 to the refuse rates. She moved to consider Alternate 4. Seconded by Mr. Malley. She advised that the rates were lower and do not provide for replacement of capital equipment. Voice vote was taken and the motion was declared failed.

Mayor Johnston moved to adopt Alternate 3. Seconded by Mr. Moss.

Mayor Johnston moved to suspend the rules to allow a citizen, Mrs. Harvey Wehrle to speak.

Mrs. Wehrle spoke against the rate increase, as did her husband.

Also speaking against the increase were John Frai, 1423 South 23rd and Raymond Koland, 1620 East Columbia.

After further discussion, roll call was taken on the adoption of Alternate 3 as Ordinance 20244, resulting as follows:

Ayes: 8 - Egan, Harrmann, Hudson, Moss, Malley, Nelson, Warnick, Mayor Johnston

Nays: 1 - Sonntag

The Ordinance was declared passed.

Ordinance No. 20252 (Continued from the meeting of November 26th)
Repealing Sections 7.04.010 through 7.04.040 and reenacting Sections 7.04.010 through 7.04.030 of the Official Code relative to consolidation of the City and County jail facilities and to remove from the Chief of Police of the City of Tacoma the responsibility of being in charge and supervising a City Jail.

City Manager Donaldson asked that this ordinance be continued for two weeks.

Mr. Warnick moved to continue final reading of the ordinance for two weeks. Seconded by Mr. Moss. Voice vote was taken and carried. Final Reading was continued to December 26, 1974.

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Ordinance No. 20256 (Continued from the meeting of November 26th)
Vacating Court "C" between Broadway and Market Streets
from South 13th to South 15th Streets. (Department of
Public Works)

City Manager Donaldson requested this ordinance be removed from the Agenda.

Dr. Herrmann moved to remove the ordinance from the Agenda. Seconded by
Mr. Sonntag. Voice vote was taken and carried. The ordinance was removed
from the Agenda.

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FIRST READING OF ORDINANCES:

Ordinance No. 20209 (Continued from the meeting of October 8th)
Amending Title 7 of the Official Code by adding Chapter
7.20 establishing a Police Reserve Force in the City
of Tacoma.

Bill Donaldson asked that first reading be continued one week.

Mr. Sonntag moved to continue first reading of the ordinance for one week.
Seconded by Mr. Warnick. Voice vote was taken and carried. First Reading was
continued to December 17, 1974.

Mr. Sonntag moved to suspend the rules to permit Steve Kirby, President
of the Pierce County Young Democrats to speak on this Ordinance. The motion
failed for lack of a second.

Ordinance No. 20263 Repealing and reenacting Chapter 2.09 of the Official
Code relative to fees and procedures for collection
thereof, known as the Building Code of the City of Tacoma.

Ron Eutton, City Engineer, explained the ordinance would update the permit
fees to keep current with the present economy.

Mr. Gordon Jones, 612 North State, said he had not seen the proposed
amendments and would like to study them before Council voted on the ordinance.
He was given a copy and Mayor Johnston stated Mr. Gordon Jones could speak next
week on final reading, if he wished.

The Ordinance was set over for final reading next week.

Ordinance No. 20264 Vacating a portion of the alley on the east side of
East "G" Street between East 40th and 43rd Streets.
(Department of Public Works)

Russell Buehler, Planning Department Director, advised that Council held
a hearing on this last month and everything now is in order for passage of the
ordinance.

Frances Smith, 4053 East "G", made inquiry into the switch of properties
allowing for the vacation.

The Ordinance was set over for final reading next week.

Ordinance No. 20265 Amending Section 1.30.290 of the Official Code relative to retirement and pensions to include those previously denied membership in the retirement system because of age discrimination.

Roger Howeller, Executive Secretary of the Retirement System, advised that about six months ago Council approved an ordinance to eliminate age discrimination; however, at that time, the ordinance did not include those presently working who had been denied membership in the Retirement System because of their age. This ordinance would correct that inequity.

The Ordinance was set over for final reading next week.

Ordinance No. 20266 Amending Title 13 of the Official Code to revise the duties and responsibilities of the Planning Commission and establish a hearings examiner for application of land use regulatory controls.

Joe Quilici, Planning Department, advised that Council held a hearing on this last month and everything is in order for passage of the ordinance.

The Ordinance was set over for final reading next week.

Ordinance No. 20267 Amending Chapter 12.06 of the Official Code relative to electric rates and certain customer service charges.

Aldo Benedetti, Director of Utilities, reviewed a chart which indicated the consumer and residential rates and cost rates from 1964 to 1974, and pointed out the requested increase was due to construction, labor, and plant costs. Also figuring into the electrical rate would be the high cost of materials, for example, cross arms are up 130 percent, poles 246 percent, wire 130 percent. He pointed out that other factors have increased, such as the bond rate and taxes.

Ted Cross, a member of the Public Utility Board, also explained to Council why the rate increase was needed and he urged adoption of the ordinance.

Speaking in favor of the ordinance were Stan Fleming, 642 Skyline Drive; John Driebelbis, 1617 Division Avenue; Robert R. Stokes, Chairman of the Area Chamber of Commerce; Walter Gordon, 260 South 5th Street; R. C. Boyles, 942 South Linden Lane; Robert W. Ramsey, 10511 Interlaaken Drive S.W., president of the Tacoma Audubon Society.

Also speaking was John C. Frai, 1423 South 23rd Street.

Speaking against the Ordinance were Tracy Barnes, 603 North Ainsworth; Albert Hersch; Henry Valenti, 402 North "K"; J.J. Miller, 1537 South Ridgewood Avenue; Rand Roland and Sonya Goldberg, a member of the Committee to Stop the Rate Hike.

Dr. Samuel Adams, former Utility Board member, spoke in favor of the Ordinance and also explained why it was necessary to increase the electrical rates.

The Ordinance was set over for final reading next week.

RESOLUTIONS:

Purchase
Resolution No. 23125 Awarding contract to Lige Dickson Company on its bid of \$13,912.50 for W.O. #74241, crushing, hauling and stockpiling aggregates.

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

Resolution No. 23126 Authorizing the execution of a mutual fire protection assistance agreement between the City of Tacoma and Bates Vocational-Technical Institute to add two additional reserve fire vehicles at the disposal of Bates School.

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. 23127 Accepting a grant offer in the amount of \$15,000 from Washington State Aeronautics Commission and Economic Assistance Authority.

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. 23128 Amending the City Council Rules of Procedure to prohibit (First Reading) smoking during Council meetings.

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

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PUBLIC HEARINGS & APPEALS:

- a. This is the date set for hearing the request for vacation of the north 50 feet of the alley between Monroe and Tyler Streets from South 17th to vacated South 16th Street. (10-21-74 Planning Commission recommended approval 7-0) (Joe T. Alongi & Clifton Fournier)

Russell Buehler, Planning Department Director, reviewed the area of the requested street vacation for Council members.

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

- b. This is the date set for rehearing Harman Management Corporation's appeal on the decision of the Planning Commission to deny their request for a special use permit for an off-street parking area between Pacific Avenue and Bell Street approximately 150 feet south of South 54th Street. (10-21-74 Planning Commission recommended approval 403 with certain conditions.)

Mr. Buehler explained that this appeal had previously been to Council for hearing; however, it was returned to the Planning Commission because the petitioner had made modifications in his request. The Planning Commission considered the new request and recommended approval 4 - 3. Mr. Buehler described the conditions set forth by the Planning Commission of an eight foot screening fence and that no access onto Bell Street be allowed.

Bob Black, representing Harman Management, spoke in favor of the request and urged approval.

Speaking against the special use permit for the parking area were Julia R. Keeley, 5408 South Bell, who had presented a petition from neighbors against the special use permit; Robert Hess, 5401 Pacific Avenue; Jim Hoffman, 5413 South Bell; Dennis Caldwell, 152 South 54th; Karen Caldwell, 152 South 54th; Harold Kellogg, 117 South 54th; and Ira Neilson, 226 South 55th.

After discussion, Mrs. Egan moved to concur in the recommendation of the Planning Commission. Seconded by Mr. Warnick.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Egan, Herrmann, Moss, Warnick, Mayor Johnston

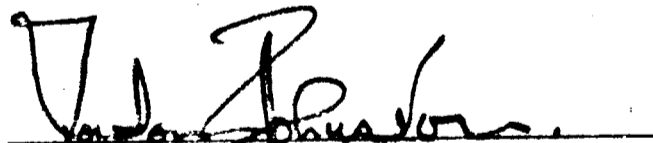
Nays: 4 - Hudson, Nalley, Nelson, Sonntag

The motion carried.

COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mrs. Egan advised Council members that they have been invited to attend a luncheon at the new food center for seniors in the South End next Thursday, December 19, 1974 between 12 and 1 p.m. She asked they advise Bertie Edwards as to whether they are coming.

On proper motion, the meeting adjourned at 10:30 p.m.


GORDON JOHNSTON - MAYOR

ATTEST: 
H. B. BOND, City Clerk