

CITY COUNCIL MINUTES

City Council Chambers  
February 6, 1973

The meeting was called to order at 7:07 p.m.

Present on roll call: 8 - Egan, Herrmann, Jarstad, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston. Absent: 1 - Maule.

The Flag Salute was led by Dr. Herrmann.

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CONSENT AGENDA

Approval of the minutes of the meeting of January 30, 1973.

PETITIONS: Leisure Acceptance Corp., d/b/a Universal Guardian Acceptance Corp., requesting rezoning of the north side of South 19th Street between Jackson Avenue and Geiger Street from an "R-1" and "R-2" to an "R-3" District.

For referral to the Planning Commission.

RESOLUTIONS:

Resolution No. 22057 Fixing Monday, February 26, 1973 at 4:00 p.m. as the date for hearing L.I.D. 8005 for paving along East "B" and East "P" Streets from 40th to 43rd, East 37th from "G" to McKinley Avenue and other nearby streets.

Resolution No. 22058 Fixing Monday, February 26, 1973 at 4:00 p.m. as the date for hearing L.I.D. 8006 paving along North Monroe from North 10th to North 11th, North Mason Avenue from North 9th to North 10th and other nearby streets.

ASSESSMENT ROLLS:

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

L.I.D. 4983 - permanent paving on State Street from South 15th to South 17th and other nearby streets. Also concrete paving in alley between South 11th and 12th Street from Adams to Proctor Street. Also concrete sidewalks on east side of Montgomery Street from South 56th south approximately 90 feet.

Fixing Monday, March 12th, 1973 at 4:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Tacoma Employees' Retirement System Board of Administration meeting of December 21, 1972.
- b. Minutes of Civil Service Board special meetings of December 29, 1972 and January 3, 1973.
- c. Minutes of Metropolitan Development Council Board of Trustees meeting of January 9, 1973.
- d. Monthly report, Tacoma Employees' Retirement System, purchases of investments, January, 1973.
- e. Dept. of Public Works filing Project Prospectus for 1973, Traffic Signal Revision for the intersection of South 19th and Mildred Streets.
- f. Dept. of Public Works filing Update Cost Estimate for UAB No. 8-1-128(15).
- g. Monthly report, Police Department, Traffic Division, December, 1972.
- h. Tacoma Model Cities Quarterly Report, January, 1973.

Dr. Herrmann moved that all of the items listed on the Consent Agenda, including Resolution Nos. 22057 and 22058 be approved. Seconded by Mrs. Egan. Voice vote was taken and carried. The items were declared approved.

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PRESENTATIONS:

Mayor Johnston presented safe driver awards to Transit Department bus drivers.

PROCLAMATIONS:

Mayor Johnston proclaimed Friday, February 9, 1973 as "The Womens' Club of Tacoma Day".

Mayor Johnston proclaimed the week beginning February 11, 1973 as "Black History Week".

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R E G U L A R   A G E N D A

PUBLIC HEARINGS:

This is the date set for hearing Richard L. Lee's appeal on the denial of his application for taxi cab driver's license.

Neil Hoff, Attorney representing Richard Lee, presented Mr. Lee's case to the Council and indicated that he felt the Police Chief had made his decision to deny the application without personally investigating the reported traffic violations submitted to him by the I & R Division. He asked that Council authorize the granting of a taxi cab driver's license at least on a provisional basis.

On question of Council, Robert Hamilton, City Attorney, reviewed for Council the process of making application for taxi cab licenses.

Police Chief Smith reviewed the sequence of events leading to the denial of the license.

Richard Lee answered questions of Council regarding the citations listed by the I & R Division and claimed that the two accidents cited were not his fault. He also claimed that the interviews listed never took place.

After further discussion, Mayor Johnston moved to concur in the decision to deny Mr. Lee the taxi cab driver's license. Seconded by Mrs. Egan.

Roll call was taken, resulting as follows:

Ayes: 4 - Egan, Moss, Schroeder, Mayor Johnston

Nays: 4 - Herrmann, Jarstad, Nalley, Sonntag

Absent: 1 - Maule

The motion was declared failed.

On question of Council, Mr. Hamilton advised that the taxi cab ordinance does not make any provision for a provisional driver's license.

Mr. Sonntag moved to refer the matter back to the Tax and License Department so that the application could be started anew. The motion failed for a lack of a second.

Dr. Herrmann moved to appoint a committee consisting of three council members to study the matter and make a recommendation. Seconded by Mr. Nalley.

Roll call was taken, resulting as follows:

Ayes: 6 - Herrmann, Jarstad, Moss, Nalley, Schroeder, Sonntag

Nays: 2 - Egan, Mayor Johnston

Absent: 1 - Maule

The motion carried.

Mayor Johnston appointed Dr. Herrmann, Mrs. Egan and Mr. Maule to the Committee with Dr. Herrmann as Chairman and instructed that a report be brought to Council at the February 20, 1973 meeting.

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FINAL READING OF ORDINANCES:

Ordinance No. 19749 Amending Chapter 13.06 of the Official Code to add the south side of South 32nd between Hosmer and Alaska Streets from an "R-2" to an "R-3" District. (Golden Ridge, Inc.)

Roll call was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Maule

The Ordinance was declared passed.

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**Ordinance No. 19750** Amending Section 1.12.414 of the pay and compensation plan to add the position of Director, Police Services Bureau.

Roll call was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Maule

The Ordinance was declared passed.

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**FIRST READING OF ORDINANCES:**

**Ordinance No. 19751** Amending Chapter 13.06 of the Official Code to add the northerly side of FAI #5 between East "E" and "F" Streets from an "R-4" to a "C-2" District. (David V. Sheean & Associates, Inc.)

Russell Buehler, Planning Department Director, advised Council that a public hearing has been held on this. The land use restrictions have been executed and the matter is ready for Council action.

The Ordinance was set over for final reading next week.

**Ordinance No. 19752** Appropriating the sum of \$14,142.00 or so much thereof as may be necessary from the General Fund and transfer of said sum from the Contingency Fund for the purpose of paying salary and fringe benefits for position of Director of Police Services Bureau and declaring an emergency.

Police Chief Smith advised Council that this ordinance would provide the funds for the position which was established under Ordinance No. 19750.

The Ordinance was set over for final reading next week.

**Ordinance No. 19753** Authorizing condemnation of necessary rights-of-way, and utility and construction esements for the improvement of South 56th from Cedar to "A" Street.

Gilbert Schuster, Public Works Director, advised that negotiations are in progress with the property owners affected by the widening of this street. In order to avoid the possibility of a delay of the project, the department requests the Council authorize the necessary legal action in order to obtain the remaining right-of-way easements and temporary construction permits needed.

The Ordinance was set over for final reading next week.

Ordinance No. 19754 Authorizing condemnation of necessary rights-of-way and utility and construction esements for the improvement of South 74th from Puget Sound Avenue to SR #5 and South 72nd from SR #5 to McKinley Avenue.

Mr. Schuster advised that negotiations are in progress with the property owners affected by the widening of this street. In order to avoid the possibility of a delay of the project the department requests the Council authorize the necessary legal action in order to obtain the remaining right-of-way esements and temporary construction permits needed.

The Ordinance was set over for final reading next week.

Ordinance No. 19755 Appropriating the sum of \$67,083.95 from the General Fund and \$58,614.86 from the Cumulative Reserve Fund-Transit System, or so much thereof as may be necessary to the Tacoma Municipal Transit System Fund for the purpose of paying operational costs for the year 1972.

Earl Mittelstaedt, Finance Director, advised that this ordinance is necessary to close the books for the year 1972. This would authorize the use of the balance of the motor vehicle tax which is \$58,614.86 and an additional \$58,000 from the General Fund.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 22059 Appointing Harris M. York, Joe Wallace and Junior N. R. Ellis to the Model Cities Land Use Review Board for terms coinciding with their positions in the Model Cities Program, and Dallas Hoopes, Dohn Swedberg, Harold Bond and Felix Simms for terms expiring December 31, 1973.

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

Mayor Johnston moved to amend the Resolution to indicate that Junior N.R. Ellis is now the Chairman of the Model Cities Executive Board rather than a member. Seconded by Mr. Moss. Voice vote was taken and carried.

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

Resolution No. 22060 Authorizing the sale of certain surplus property located at 1952 South Fawcett to the abutting property owners, John E. and Chryse Karanzas for the sum of \$600.00.

Dr. Herrmann 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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Resolution No. 22061 Authorizing the sale of certain surplus property located at 1514-1516 South 7th Street to the abutting property owners, William and Katherine B. Campbell for the sum of \$400.00.

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

Resolution No. 22062 Authorizing the proper officers of the City to make application to Washington State Planning and Community Affairs Agency for Law Enforcement Assistance Act funds in the amount of \$75,000 to be utilized for the Public Defender Project of the Model Cities Department during Second Action Year.

John Rieber, Planning Manager of the Model Cities Department, requested that this Resolution be continued for one week.

Mr. Jarstad moved that the Resolution be continued for one week. Seconded by Mr. Schroeder. Voice vote was taken and carried.

The Resolution was continued to February 13, 1973.

Resolution No. 22063 Authorizing the refund of \$2,310 deposit to John D. Dobler on Parcel No. 13B in Wash. R-3.

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. 22064 Authorizing the proper officers of the City to make certain modification in the language of the Urban Renewal Plan, Wash. R-14 relative to Dangerous Building Code.

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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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Jarstad referred to a letter from the Park Board in which they mention the sum of \$61,900 storm damage to Point Defiance. He asked that a resolution of intent be brought to Council next week for discussion and determination, using revenue sharing for this purpose. This would enable the Park Board to proceed with repairs.

Erling Mork, Assistant City Manager, advised that the Public Works Department is now in the process of surveying the damage in order to arrive at an estimate of cost and it is suggested that the resolution be brought in at the time this is completed.

Mr. Jarstad then suggested the Resolution be brought in February 20, 1973.

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CITIZENS REQUEST TO BE HEARD:

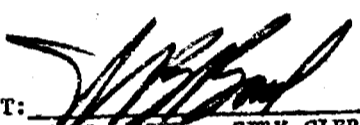
Mr. Bob Williams, 2102 Browns Point Boulevard, spoke to Council regarding his concern of lack of fire and transit services in Northeast Tacoma.

Mayor Johnston advised Mr. Williams that the City has set up a Committee to review the needs of Northeast Tacoma and that Russell Buehler, Planning Department Director is Chairman of the Committee. He recommended that Mr. Williams meet with Mr. Buehler to discuss the needs.

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

  
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GORDON JOHNSTON - MAYOR

ATTEST:   
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H. B. BOND - CITY CLERK