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CITY COUNCIL MINUTES

City Council Chambers
December 7th, 1971.

The meeting was called to order by Mayor Johnston at 7:00 P. M.

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

The Flag Salute was led by Councilman Sonntag.

Mayor Johnston, assisted by City Manager Donaldson, presented Safe Driver Awards to a number of City employees from the Public Works, Police and Fire Departments.

Mayor Johnston announced that the Soroptimist Women's Service Club of Tacoma had recently won an award and Golden Jubilee status during the 50th Anniversary of their organization. He presented the Golden Jubilee Certificate to Mrs. Patricia N. Boehm and Marian Whitman.

There being no quorum present at the November 30th meeting, the Council agenda for November 30th was the next order of business.

Mr. Schroeder moved to approve the minutes of November 16th, as submitted. Seconded by Mrs. Egan. Voice vote was taken and carried.

HEARINGS & APPEALS:

This is the date set for hearing the appeal on the Planning Commission's denial of the request for rezoning the area approximately 300 feet south of South 76th extended from 120 feet east of South Tacoma Way to approximately 610 feet east of South Tacoma Way from an "R-2" one family dwelling District to a "C-2" commercial District. (Planning Commission recommended 160 feet "C-2" zoning extension - 8 - 0 1 absent.) (George Rasmussen)

Mr. Buehler, Planning Director, reviewed the request for the Council. While the petitioner had requested 300' of property he owns to the rear of his presently located business rezoned to "C-2", the Planning Commission had recommended that only 160' of the 300' be rezoned. The Planning Commission felt this would bring the zoning more into line with existing commercial development to the north of his property.

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Mr. Rasmussen advised the Council that he had owned the property for many years and should be allowed to use it in connection with his business.

It was pointed out that the skating rink next to Mr. Rasmussen's business extended 600' to the rear. Also, that the surrounding property owners were not objecting.

Mr. Sonntag made a motion to overrule the Planning Commission's decision and grant the request for rezone of the approximately 300' with the provision that a 6' screening fence be installed. Seconded by Mrs. Egan. Voice vote was taken as follows: Ayes - 7: Egan, Jarstad, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston. Nays - 1: Maule. Absent - 1: Herrmann. Motion carried.

PETITIONS:

Goofy's Inc. requesting rezoning the south side of 6th Avenue midway between Pearl and Mildred Streets from an "R-2" to a "C-2" District.

Referred to the Planning Commission.

RESOLUTIONS:

Resolution No. 21398 (Continued from the meeting of November 23rd)

Appointing Alfred LeRoy Brisbois to a 3-year term on the Commission on Human Relations expiring on September 30, 1974.

Mayor Johnston moved the resolution be adopted. Seconded by Mr. Sonntag.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
 Nays 0, Absent 1: Herrmann.
 The Resolution was declared adopted.

Resolution No. 21409

Authorizing the sale of seven 2400 volt transformers to the Town of Ruston for the sum of \$680.00.

Mrs. Egan moved the resolution be adopted. Seconded by Mr. Moss.

Mr. Joe Cockrell, Superintendent of Light, reviewed the proposed sale and recommended approval.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
 Nays 0. Absent 1: Herrmann.
 The Resolution was declared adopted.

Resolution No. 21410

Fixing Monday, December 27, 1971 at 4:00 P.M. as the date for hearing L. I. D. 5512 for water mains in Marine View Drive from East 11th Street northwesterly approximately 6600 feet.

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Mrs. Egan moved the resolution be adopted. Seconded by Mr. Schroeder.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21411

Fixing Tuesday, December 28, 1971 at 7:00 P.M. as the date for hearing the request for rezoning the east side of Custer Rd. between South 56th and South 62nd Street extended from an "SR-9" and "RMH" to an "R-4-LT" District. (City Planning Commission)

Mrs. Egan moved the resolution be adopted. Seconded by Mr. Schroeder.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21412

Fixing Tuesday, December 28, 1971 at 7:00 P.M. as the date for hearing the request for rezoning of the east side of Orchard Street and south of South 40th Street extended from an "R-2" and "C-1" to an "M-1" District. (Property Holding & Development, Inc.)

Mrs. Egan moved the resolution be adopted. Seconded by Mr. Schroeder.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21413

Awarding contract to Fairbanks Morse on its bid of \$4,275.60 for one portable vehicle scale.

Mr. Schroeder moved the resolution be adopted. Seconded by Mr. Sonntag.

Mr. G.M. Schuster, Director of Public Works, explained that the Public Works Dept. has been purchasing gravel and asphalt on a tonnage basis, but had not been able to determine the use on each of the various City projects. It is planned to build a small portable scale and install it at the gravel storage plant.

Mr. Jerry Vaughn, 1411 South Mildred, made inquiry into the procedure used by the City to assure that the "Affirmative Action" ordinance was being followed regarding the awarding of bids.

Mr. Donaldson, City Manager, advised that Mr. Larry Petty of the Purchasing Department has been working on this and would explain the efforts being made to develop the guidelines at the next Council meeting if the Council so desired.

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Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

FIRST READING OF ORDINANCES:

Ordinance No. 19481

Creating a new fund to be known as "Water Division EDA Project 07-1-007719 Fund" for accounting purposes pertaining to the construction of the Alexander Avenue water trunk main.

Mr. Baarslag, Assistant Superintendent of the Water Division, advised that the federal contract requires that a separate fund be established.

The ordinance was placed in order for final reading next week.

Ordinance No. 19482

Designating right-of-way lying between South Hosmer Street and FAI #5 Freeway between South 90th and 92nd Streets extended as South 90th Street.

Mr. Buehler advised that this area had recently been annexed by the City and the designation of 90th Street is requested for conformance with existing City street names and numbers.

The ordinance was placed in order for final reading next week.

FINAL READING OF ORDINANCES:

Ordinance No. 19478

Amending Sections 7.16.010, .050 and .060 of the Official Code relative to registration of ex-felons.

Mr. Nalley made a motion to amend Section 7.16.010 of the proposed ordinance. The amendment would change the ten-day time limit of felon registration with the Police Department to "within a period of seventy-two hours from and after the date of their release from said institution." Seconded by Mr. Sonntag.

After discussion, roll call was taken on the amendment resulting as follows:
Ayes 1: Nalley. Nays 7: Egan, Jarstad, Maule, Moss, Schroeder, Sonntag and Mayor Johnston. Absent 1: Herrmann. The amendment was declared failed.

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

Ayes 6: Egan, Maule, Moss, Schroeder, Sonntag and Mayor Johnston.
Nays 2: Jarstad and Nalley. Absent 1: Herrmann.
The Ordinance was declared passed.

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Ordinance No. 19479

Vacating South 18th between Union Avenue and West Union Avenue. (Boy Scouts of America)

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

Ayes 4: Jarstad, Maule, Moss and Sonntag.

Nays 4: Egan, Nalley, Schroeder and Mayor Johnston. Absent 1: Herrmann.

The Ordinance was declared failed.

Ordinance No. 19480

Amending the Official Code of the City of Tacoma by adding a new chapter to be designated as Chapter 8.100 relative to bingo, raffles and amusement games by bona fide charitable and nonprofit organizations.

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

Ayes 7: Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.

Nays 1: Egan. Absent 1: Herrmann.

The Ordinance was declared passed.

Ordinance No. 19483

Approving and confirming the Assessment Roll for L.I.D. 3717 for sanitary sewers in the alley between McKinley Avenue and East "G" Street from East 90th Street to East 91st Street.

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

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.

Nays 0. Absent 1: Herrmann.

The Ordinance was declared passed.

Ordinance No. 19484

Approving and confirming the Assessment Roll for L.I.D. 5504 for construction of a water main in 61st Avenue N. E. from 29th Street N.E. to 31st Street N. E.

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

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.

Nays 0. Absent 1: Herrmann.

The Ordinance was declared passed.

CITIZENS' COMMENTS

William S. Buell, Chairman, Architectural Barriers Committee, wishing to speak before the City Council.

Mr. Buell called Council's attention to Ordinance No. 18582, Section 2.08.042 which deals with building of multiple units. He asked that the ordinance be changed so as to correspond to the State regulations.

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Mayor Johnston announced that those citizens listed to speak on the December 7th agenda would be heard at this time.

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Mr. Joe Betzendorfer, representing Police Union, Local No. 224, spoke in reference to Ordinance 19438 which removed the Identification and Records Officer from the commissioned officer status. He pleaded that they be restored to commissioned status as they do not do the work of civilians. They must go out into the field for crime investigation. He reviewed the many reasons the Union felt I & R officers should not be classed as civilian employees and asked the Council to reconsider.

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Mr. Jerry Vaughan reviewed the fact that the Council had commended the Tacoma Community College basketball team for being the Northwest Champions last year. Now, as president of the T. C. C. Booster's Club, he urged the Council and the public to attend the games this season.

ITEMS FILED IN THE OFFICE OF CITY CLERK:

- a. Minutes of Tacoma Public Library Board of Trustees meeting of October 19, 1971.
- b. Minutes of Public Utility Board meeting of November 10, 1971.
- c. Monthly Report, Director of Finance, October, 1971.

Placed on file.

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The agenda for November 30th having been completed, Mr. Maule moved to recess for fifteen minutes prior to moving on to the December 7th agenda. Seconded by Mr. Jarstad.

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Mr. Schroeder moved to approve the minutes of November 23rd, as submitted. Seconded by Mr. Moss. Voice vote was taken and carried.

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HEARINGS & APPEALS:

(a) This is the date set for hearing the Zoning Ordinance Text Amendments relative to Christmas tree sales lots. (Planning Commission). (Planning Commission hearing 10-4-71 recommended approval 7-0, 2 absent.)

Mr. Buehler explained that there now are many Christmas tree sales lots in residential areas. Many residents have complained. This amendment would provide that anyone wishing to have a sales lot in a residential area may do so only if approval is given by the Board of Adjustment for a special use permit at a public hearing.

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All present holders of permits have been notified that this amendment is being considered.

Speaking in favor of the text amendment were Mr. Dean Funk and Mr. Edwin Goodwater.

Speaking against the amendment were Mr. Levitt and Mr. Bloom.

After discussion Mrs. Egan moved to concur in the recommendation of the Planning Commission to require special use permits for Christmas tree sales lots in residential areas. Seconded by Mr. Sonntag. Voice vote was taken as follows: Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston. Nays 0. Absent 1: Herrmann. Motion carried.

(b) This is the date set for hearing the Zoning Ordinance Text Amendments on height regulations. (Planning Commission) (Planning Commission hearing 11-15-71 recommended approval 8-0, 1 absent.)

Mr. Russ Buehler explained that the text amendments being recommended would change the height regulations for building structures from the present 125 feet to 150 feet in the "C-3" Districts. In the business districts, the limit used to be 150 feet, but the limit there now is unlimited and the "C-3" District is adjacent to the business district. There is presently one proposed development in the vicinity of Stadium High School which would like to build up to the 150 feet.

Mr. Neil Tunnison, representing the architects for the developers described the tall narrow apartment they plan to build in the "C-3" District.

Mr. Schroeder moved to concur in the recommendation of the Planning Commission to approve the Zoning Ordinance Text Amendment. Seconded by Mr. Jarstad. Voice vote was taken and carried.

RESOLUTIONS:

Resolution No. 21387 (Continued from the meeting of November 23)

Endorsing the concept of the Pierce County Special Drug Abuse Project.

Mayor Johnston moved the resolution be adopted. Seconded by Dr. Herrmann.

The resolution had been postponed pending a further report on drug abuse. The report subsequently was received by Council members.

Voice vote was taken on the resolution, resulting as follows:

Ayes 7: Egan, Jarstad, Maule, Moss, Nalley, Schroeder and Mayor Johnston.

Nays 0. Abstaining 1: Sonntag. Absent 1: Herrmann.

The Resolution was declared adopted.

Resolution No. 21389 (Continued from the meeting of November 23rd)

Accepting a bid from A. O. Boddie and A. Label in the sum of \$95,000.00 for the purchase of Parcel No. 1 Block 1308 in Urban Renewal Project Wash. R-14.

Dr. Herrmann moved the resolution be adopted. Seconded by Mr. Moss.

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Mr. Gary Sullivan, Urban Renewal Director, advised that the property is on Market Street between 13th and 15th. The Urban Renewal Plan calls for reuse of the property in the form of multi-family residential. The proposal is for construction of 4 buildings comprising 92 residential units. After advertising for four consecutive weeks, this was the only bid received.

Mr. Sullivan further advised that the prospects for financing under the National Housing Act are not encouraging and without this assurance H.U.D. is unable to consider the proposal. Rather than reject the proposal the Urban Renewal Department suggested approval of the bid with the proviso that within thirty days the developer give Council assurance that substantial financing could be arranged.

Mr. Jack Tanner, representing the developer, advised that there has been a number of housing units removed in that area recently and felt it would be beneficial for the City that they be replaced. He reviewed the fact of lack of funding, but urged that additional time be given the developer.

After discussion Mr. Moss made a motion to amend the resolution, changing the 30-day provision for financing assurances to 60 days. Seconded by Mr. Jarstad. Voice vote was taken and motion carried.

Voice vote was taken on the amended resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21414

Confirming the election of John Jarstad as Deputy Mayor of the City of Tacoma.

Mr. Schroeder moved the resolution be adopted. Seconded by Mr. Sonntag.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21415

Appointing Gerald T. Maule as the Council's representative on the Civic Arts Commission for a period of one year.

Mayor Johnston moved the resolution be adopted. Seconded by Mr. Jarstad.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21416

Appointing Philip A. Schroeder as the Council's representative to the City Planning Commission.

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Mr. Sonntag moved the resolution be adopted. Seconded by Mr. Maule.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21417

Authorizing the sale of certain City-owned property known as the north 30 feet of Tracts 16 and 17, Pallies and Rice's Acre Tracts, to Hokold, Inc., abutting property owner, for the sum of \$580.00.

Mrs. Egan moved the resolution be adopted. Seconded by Mr. Jarstad.

Mr. John Callison of the Treasurer's office, advised that neighbors in the area were not interested in the property. He further advised that the other abutting owner did not object to the sale.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21418

Establishing the position of Housing Coordinator for the Model Cities Project.

Mr. Sonntag moved the resolution be adopted. Seconded by Mr. Schroeder.

Mr. Stanley Bixel, Personnel Director, advised that this position is strictly for the Model Cities Project.

After discussion voice vote was taken resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21419

Fixing Tuesday, January 4, 1972 at 7:00 P.M. as the date for hearing the request for rezoning the west side of Oakes Street between North 19th and North 21st Streets from an "R-3" and "C-1" to an "R-4-L" District. (W. Towne Collins & John Pavlic)

Mrs. Egan moved the resolution be adopted. Seconded by Mr. Maule.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21420

Fixing Tuesday, January 4, 1972, at 7:00 P.M. as the date for hearing the request for rezoning the east side of Oakes Street between North 19th and North 21st Street from an "R-3" and "C-1" to an "R-4-L" District. (W. Towne Collins & John Pavlic)

Mrs. Egan moved the resolution be adopted. Seconded by Mr. Maule.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

Resolution No. 21421

Fixing Tuesday, January 4, 1972 at 7:00 P.M. as the date for hearing the request for vacation of the east and west 10 feet of Oakes Street from North 19th to North 21st Street. (W. Towne Collins & John Pavlic)

Mrs. Egan moved the resolution be adopted. Seconded by Mr. Maule.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Egan, Jarstad, Maule, Moss, Nalley, Schroeder, Sonntag and Mayor Johnston.
Nays 0. Absent 1: Herrmann.
The Resolution was declared adopted.

COMMENTS BY MEMBERS OF THE COUNCIL:

Mayor Johnston appointed Mr. Jarstad, Mrs. Egan and Mr. Nalley as members of the L. I. D. Committee for December, January and February. The first meeting will be December 27th at 4:00 P. M.

Mayor Johnston announced that unless there is opposition by the Council, he will advise the firm of Knight, Vale & Gregory that they may proceed with the audit of certain departments as agreed upon.

Mayor Johnston announced that the meeting of December 14th will be held in the North End of the City, in the auditorium of the Washington Elementary School at North 26th and Adams.

ITEMS FILED IN THE OFFICE OF CITY CLERK:

- a. Minutes of Tacoma Employees' Retirement System meeting of November 1, 1971.
- b. Minutes of Board of Park Commissioners meeting of November 22, 1971.

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- c. Monthly report, Personnel Department, October, 1971.
- d. Monthly report, Tacoma Employees' Retirement System purchases and sales during November, 1971.
- e. Public Works Department filing Update Cost Estimate for Urban Arterial Project No. 8-1-128(28) - Center Street - Washington to Alaska.
- f. Public Works Department filing Update Cost Estimate for Urban Arterial Project No. 8-1-128(30) - Hosmer Street from South 96th to South 84th Streets.

Placed on file.

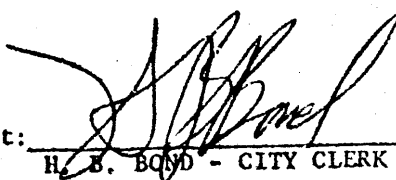
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There being no further business to come before the Council, Mr. Schroeder moved to adjourn the meeting. Seconded by Mr. Maule.

The meeting was adjourned at 10:40 P. M. and the official Budget Hearing followed.


GORDON N. JOHNSTON - MAYOR

Attest:


H. S. BOYD - CITY CLERK