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CITY COUNCIL MINUTES

Tuesday, October 5th, 1971
City Council Chambers.

Mayor Johnston called the meeting to order at 7:00 P. M.

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

Mayor Johnston read a Proclamation designating the first week of October as "National Employ the Handicapped Week", and urged all employers to consider prospective employees on the basis of their ability, not their disabilities. He presented the Proclamation to Mr. Lyle Paterson of the Goodwill Industries.

Mayor Johnston read a Proclamation designating the week of October 3rd as "Fire Prevention Week" and urged all citizens to make a positive approach toward fire prevention. He presented the Proclamation to Fire Chief James Reiser, who reported on the latest fire statistics, particularly arson.

Mrs. Egan moved to adopt the minutes of September 14th as submitted. Seconded by Mr. Corsi. Voice vote was taken and carried.

PETITIONS:

(a) Gerald D. Prigge - requesting rezoning of the east side of Pacific Avenue approximately 125 feet south of South 46th Street from a "C-1" to a "C-2" District.

(b) Westrade, Inc. - requesting rezoning of block bounded by South "J" Street, South "I" Street, South 16th Street and South 17th Street from an "R-3" and an "R-4" to a "C-3" District.

Referred to the City Planning Commission.

RESOLUTIONS:

Resolution No. 21338

Amending Section B of Resolution No. 21299 relative to salary of the position of Compliance Officer.

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

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

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

Resolution No. 21339

Authorizing the execution of an agreement with Pacific Lutheran University for a College Work-Study Program.

Mr. Corsi moved that the resolution be adopted. Seconded by Mr. Moss.

Mr. Bixel, Personnel Director, advised that this agreement is an extension of the Summer College Work-Study Program. Two students from Pacific Lutheran University will be utilized in the Traffic Engineering Department of Public Works.

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

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

Resolution No. 21340

Granting an extension of 90 days on the agreement of sale to Raymond Merriwether on certain property in the Center Street Urban Renewal area.

Dr. Herrmann moved that the resolution be adopted. Seconded by Mr. Maule.

Mr. Virgil Gipson, Urban Renewal Department, reviewed the redeveloper's difficulties in financing his planned intermediate care center.

After discussion, Mr. Schroeder made a motion to postpone the resolution for two weeks in order that the Urban Renewal Department could submit a report on what other alternatives are available. Seconded by Mr. Maule. Voice vote was taken and carried.

The resolution was continued for two weeks, until October 19, 1971.

Resolution No. 21341

Authorizing the sale of certain L.I.D. Guaranty Fund property located at South 14th & Bantz Blvd. to the State of Washington for the sum of \$1,685.00 for highway purposes.

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

Mr. Earl Mittelstaedt, Assistant Finance Director, explained that this would provide for the sale of two separate parcels to the State for construction of SR 16.

After discussion, in which there was a question on how the sale price was determined and the feeling that the price was too low, Mr. Finnigan moved to continue the Resolution for two weeks in order to investigate the facts further. Seconded by Mr. Schroeder. Voice vote was taken and carried.

The Resolution was continued for two weeks, until October 19, 1971.

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Resolution No. 21342

Authorizing the execution of an agreement with Knight, Vale & Gregory for annual financial and management audit and survey.

Dr. Herrmann moved that the resolution be adopted. Seconded by Mr. Finnigan.

Mr. Robert Hamilton, City Attorney, advised that the year 1971 at the bottom of Page 1 of the agreement should read 1970 and asked that the Council amend it. Mr. Finnigan moved to amend the agreement to read 1970 at the bottom of Page 1. Seconded by Mr. Maule. Motion carried.

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

Ayes 7: Egan, Finnigan, Herrmann, Maule, Moss, Schroeder and Mayor Johnston.
Nays 0. Abstaining 1: Corsi. Absent 1: Jarstad.
The Resolution was declared adopted.

Substitute Resolution No. 21343

Authorizing the sale of surplus fire station at 609 North Pine by competitive bid.

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

Mr. Donaldson explained that the substitute resolution allows for the rehabilitation of the building whereas the original resolution states the building is to be demolished.

After discussion on the problems encountered with rehabilitators of old City buildings, Mr. Maule moved to amend the substitute resolution right after the words "be demolished within three months following the completion of the sale" add the words "or, in the alternative, that rehabilitation shall begin within six months and shall be completed within one year." Seconded by Dr. Herrmann. Voice vote was taken on the amendment and carried unanimously.

Mrs. Egan moved to adopt the amended substitute resolution. Seconded by Mr. Corsi.

Voice vote was taken, resulting as follows:

Ayes 8: Corsi, Egan, Finnigan, Herrmann, Maule, Moss, Schroeder and Mayor Johnston.
Nays 0. Absent 1: Jarstad.
The Substitute Resolution as amended was declared adopted.

Resolution No. 21344

Authorizing the transfer of \$1,911.00 or so much thereof as may be necessary from the Public Information & General Services budget to the City Clerk's budget for the purpose of purchasing one Conserv-A-File and one (1) Safety Type Ladder.

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

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Mr. Bond, City Clerk, advised the Council that a great number of valuable City records in the Clerk's office are stored outside the vault throughout the office. The Conserv-A-File would provide for the storage of all of the records inside the vault.

Mrs. Becky Banfield, 4302 North Lexington, felt there were different reasons for requesting the file equipment then those just stated by the Clerk.

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

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

Mr. Jarstad arrived at 8:30 P.M.

Resolution No. 21345

Appointing the members of the T-4 Tacoma Spur Design Review Team.

Dr. Herrmann moved that the resolution be adopted. Seconded by Mr. Finnigan.

Mr. William S. Buell, 32 California Street, suggested the resolution be postponed one week.

Mr. Moss suggested that at least one ordinary citizen should be added to the list of proposed review board members. It was pointed out that Resolution No. 21157 adopted May 25, 1971, provided for seven members, therefore, no names could be added to the resolution now under discussion.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.
Nays 0.
The Resolution was declared adopted.

Resolution No. 21346

Awarding contract to Kole A. Oliver on his bid of \$11,625.00 for one parcel of land located at 15th & Broadway Streets.

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

Mr. Finnigan questioned the exact location and address of the property. There being no one present who could give the address, Mayor Johnston moved to continue the matter for one week in order that the Department of Urban Renewal could advise the Council of the exact description and address of the property. Seconded by Mr. Finnigan. Voice vote was taken on the motion and carried.

The resolution was continued until October 12th.

Resolution No. 21347

Awarding contract to Len Wilson Construction Company on its bid of \$4,374.14 for W. O. No. 91151.

Dr. Herrmann moved that the resolution be adopted. Seconded by Mr. Finnigan.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Resolution was declared adopted.

Resolution No. 21348

Awarding contract to George Madsen Company on its bid of \$7,075.30 for W. O. No. 57000.

Mr. Corsi moved that the resolution be adopted. Seconded by Dr. Herrmann.

Mrs. Becky Banfield, 4302 North Lexington, made inquiry into the liability of Urban Renewal Department relative to the sidewalks in this Work Order.

Mr. Bob Anderson advised that the funds have been budgeted for this construction.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Resolution was declared adopted.

Resolution No. 21349

Awarding contract to George Madsen Company on its bid of \$7,483.05 for W. O. No. 56993.

Mrs. Egan moved that the resolution be adopted. Seconded by Mr. Corsi.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Resolution was declared adopted.

Resolution No. 21350

Awarding contract to Freigang Construction Company on its bid of \$5,532.20 for Improvement No. 4907, Unit "B".

Mr. Finnigan moved that the resolution be adopted. Seconded by Dr. Herrmann.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Resolution was declared adopted.

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Resolution No. 21351

Fixing Wednesday, November 3, 1971, at 7:00 P.M. as the date for hearing the request for vacation of South 18th Street between Union Avenue and West Union Avenue. (Boy Scouts of America)

Mr. Maule moved that the resolution be adopted. Seconded by Mr. Corsi.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Resolution was declared adopted.

Resolution No. 21352

Fixing Wednesday, November 3, 1971, at 7:00 P.M. as the date for hearing the request for the vacation of Stadium Way between No. 1st and No. "E" Streets. (F.H. Lucien & Morley Studio's, Inc., et al)

Mr. Maule moved that the resolution be adopted. Seconded by Dr. Herrmann.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Resolution was declared adopted.

Resolution No. 21353

Authorizing the transfer of \$13,000.00 or so much thereof as may be necessary from the General Fund to the Ruston Way Open Space Acquisition Revolving Fund for the purpose of acquiring certain real property along Ruston Way.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mrs. Egan.

Mr. Mittelstaedt explained that the Ruston Way Acquisition Fund has only \$3,460 remaining and the additional money is needed to purchase property along Ruston Way. On completion of the project the City will be reimbursed the sum of \$16,730.63 by the Federal government and the State.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Resolution was declared adopted.

FIRST READING OF ORDINANCES:

Ordinance No. 19452 (Continued from the meeting of September 28th)

Amending Section 6.56.050 and adding Chapter 7.18 to the Official Code relative to towing and storage charges.

Mr. Corsi commented that the ordinance had been continued from September 28th in order to obtain additional information on the subject and, as yet, he had not received any additional material or statistics. He, therefore, moved to continue the matter for another two weeks. Seconded by Mrs. Egan. Voice vote was taken and motion carried.

The first reading of the ordinance was continued for two weeks, until October 19th.

Ordinance No. 19453

Appropriating the sum of \$7,000 or so much thereof as may be necessary from the Neighborhood Youth Corps Revolving Fund for the cost of operating the Neighborhood Youth Corps Summer Project.

The ordinance was placed in order for final reading.

Ordinance No. 19454

Appropriating the sum of \$23,654.00 or so much thereof as may be necessary from the General Fund to the Health Department budget for the purpose of carrying on a Vector Control Program in the Model Cities area.

Mr. Mittelstaedt, Assistant Finance Director, advised that the City will be reimbursed by the Model Cities.

Mr. Ted Amell, 422 Tacona Avenue South, was against the resolution.

Mrs. Becky Banfield, 4302 North Lexington, questioned the legality as it relates to State law.

Fred Van Camp, Business Representative of the Civil Service League, inquired if these are to be Civil Service employees.

Mayor Johnston felt they would be Civil Service as a part of the Health Department.

The ordinance was placed in order for final reading.

Ordinance No. 19455

Vacating South 72nd Street in the vicinity of the NE Quadrant of South 72nd and FAI #5 Freeway. (William B. Payne)

Mr. Joe Quilici of the City Planning Department advised that this request has already had a hearing before Council and everything is in order.

The ordinance was placed in order for final reading.

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Ordinance No. 19456

Amending Chapter 13.06 of the Official Code to include the NE Quadrant of South 72nd and FAI #5 Freeway from an "R-2" to a "C-F-V" District. (Michael H. Healy).

Mr. Quilici advised that this request for rezone also had a hearing before the Council and everything is in order.

The ordinance was placed in order for final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 19444

Amending Title 11 of the Official Code relative to one-way streets and parking.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Ordinance was declared passed.

Ordinance No. 19447

Amending Chapter 13.06 of the Official Code by adding a new section 13.06.050(28) to include the south side of South 19th between Jackson Ave. and Mountain View Drive from an "SR-9" to an "R-3" District. (Planning Commission)

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Ordinance was declared passed.

Ordinance No. 19448

Vacating a portion of the alley between Yakima and "I" between South 16th and 17th Streets. (High Twelve Corp.)

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Ordinance was declared passed.

Ordinance No. 19449

Creating a new fund to be designated as "Neighborhood Youth Corps Revolving Fund 9-71" and appropriating the sum of \$247,000.00 or so much thereof as may be necessary in accordance with contract with U. S. Department of Labor.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Ordinance was declared passed.

Ordinance No. 19450

Appropriating the sum of \$8,000.00 or so much thereof as may be necessary from the General Fund to the Library Fund for the purpose of paying certain expenses of the Tacoma Public Library and declaring an emergency.

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

Ayes 4: Jarstad, Moss, Schroeder and Mayor Johnston.

Nays 5: Corsi, Egan, Finnigan, Herrmann and Maule.

The Ordinance was declared failed.

Ordinance No. 19451

Amending Title 8 of the Official Code by adding a new subsection relative to shoplifting.

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

Ayes 9: Corsi, Egan, Finnigan, Herrmann, Jarstad, Maule, Moss, Schroeder and Mayor Johnston.

Nays 0.

The Ordinance was declared passed.

UNFINISHED BUSINESS:

The Director of Public Works presents the Assessment Roll for the cost of improvement in LID 3700 for sanitary sewers along 52nd Street N.E. from Brown's Point Boulevard to Enetai Avenue N.E. and other nearby streets.

Fixing Monday, November 8th, 1971 at 4:00 P.M. as the date for hearing.

Dr. Herrmann moved that November 8th, 1971, at 4:00 P.M. be set as the date for hearing. Seconded by Mr. Schroeder. Voice vote was taken and carried.

COMMENTS BY MEMBERS OF CITY COUNCIL:

Upon Mr. Finnigan's request to be excused for the next two weeks, Dr. Herrmann so moved. Seconded by Mr. Corsi. Voice vote was taken and carried.

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Mr. Finnigan commented that although he had not been present last week when the traffic problems and no parking signs had been discussed under Ordinance No. 19444, he wanted to emphasize that he felt the traffic situation alongside the County-City Building in the area of the parking lots commands attention, even though no great number of accidents have occurred in that area. He said that

when he had served on the County-City Building Committee in the past, the matter had been discussed and the possibility of having a bond issue to build another parking lot had been considered, but nothing was ever done.

Mr. Donaldson advised that the County will be submitting a proposition to the voters in the coming election on November 2nd, to reconstruct the County-City parking garage behind the building and there is to be a rerouting of the traffic pattern around the building.

Mr. Finnigan said he had not been aware of it and questioned how the County expects to gain a winning vote without having any publicity on the matter.

Mr. Donaldson commented that a Citizen's Advisory Group is being formed to publicize the matter and the Mayor has been asked to appoint a member to the group.

Mrs. Egan asked that the plans for the Tacoma Spur which Mr. Evans had wanted to present at the hearing the previous night, be available for review at the next Council Study Session.

Mr. Corsi said that he had asked the City Manager to prepare an ordinance relative to the City's position regarding Bingo. However, since reading the City Attorney's legal opinion, he felt that even though the opinion and proposed ordinance had been very thorough and complete, there should be further discussion by the Council before carrying the matter further. He felt that there is now sufficient concern and sufficient documentation by other communities so that the matter may be reassessed. He hoped that the Council could move as swiftly as possible toward a decision on the matter.

Mr. Jarstad reported that since last week, a number of commitments have been made to get enough local support for the ownership of a baseball team for next year's season and work is underway on an agreement to line up a team.

Mr. Jarstad commented that the Library services are, perhaps, used by the Model Cities residents even more than by other groups and suggested that perhaps the Library could go to the Model Cities Department to ask for supportive funds.

Mr. Jarstad also commented that he had received a letter and some inquiries relative to having a "Farmers' Market" beneath one of the Downtown Parking Garages similar to the one in Seattle. He felt the Council should pursue this idea and obtain help from the Planning Department.

Mr. Donaldson replied that the Downtown Association would probably be glad to look into the possibility, but that the costs might be prohibitive for that type of operation.

Mr. Donaldson advised that a suggestion has been made to have a mobile Farmers' Market at the proposed Broadway Mall when it is built and that one concept would be to have mobile carts or stands where a variety of goods could be displaced from time to time. He felt this type of arrangement could bring more activity back to the heart of the City.

CITIZENS' COMMENTS:

Mr. John Zelenak, 5415 South J Street, quoted Section 3.7 of the City Charter and stated that he felt the minutes of the Council meetings should contain more than the titles and roll calls. He also felt that Council members should be required to keep their microphones turned on so that all the Council remarks could be heard by the public audience.

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Mr. Ted Amell, 422 Tacoma Avenue South, stated that he felt Tacoma should have a coliseum.

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Upon a request by Mrs. Edward T. Bowman, Chairman of the Library Board of Trustees, Mr. Jarstad moved to suspend the rules to allow Mrs. Bowman to speak to the Council. Seconded by Mr. Schroeder. Unanimously approved by voice vote.

Mrs. Bowman announced that in view of the failure of the Council to pass the resolution appropriating the \$8,000, the main library and all branch libraries would be closing at 6:00 P.M. each week day, starting tomorrow, and that the meeting rooms would not be available for evening meetings either.

Mr. Jarstad asked if the Library Board had attempted to get any funds through the Model Cities Program.

Mrs. Bowman said that the Library serves all of the citizens of Tacoma, not chiefly the Model Cities area.

Miss Mary Frances Borden, Library Director, stated that the Library personnel had discussed several projects with the Model Cities people and also talked to the Outreach Project personnel a few years ago about a cooperative arrangement, but had not as yet been able to work out anything.

Mrs. Egan felt that rather than buy new books, the money they do have in the budget could be used to retain the services of the Library help and keep the Library open in the evenings.

Mrs. Bowman said it was the responsibility of the City to see that funds are supplied to support the Library, not the responsibility of the Board of Trustees of the Library.

Mr. Jarstad stated that there are other sources of funds as well as the Model Cities and that the public relations people of the Library should take a more active part in endeavoring to obtain funds and look in every direction for them.

Mr. Moss stated that the Council had received a letter from the Library indicating that the Council was not giving consideration to the needs of the Library.

Mrs. Bowman indicated that perhaps the letter had been misunderstood.

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ITEMS FILED IN THE OFFICE OF CITY CLERK:

- a. Minutes of Tacoma Public Library Board of Trustees special meeting of September 7, 1971.
- b. Minutes of Board of Park Commissioners special meeting of September 16, 1971.

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- c. Minutes of Board of Park Commissioners meeting of September 27, 1971.
- d. Department of Public Works filing Update Cost Estimate for Urban Arterial Project No. 8-1-128(29) - Pine Street and No. 8-1-128(19) - South 35th Street - Tyler Street to South Tacoma Way.
- e. Department of Public Works filing Aging Schedule for various Urban Arterial Projects.
- f. Director of Finance Report, August, 1971.

Placed on file.

There being no further business to come before the Council, the meeting was adjourned at 10:05 P. M.


GORDON N. JOHNSTON - MAYOR

Attest:


H. B. Bond - City Clerk