

CITY COUNCIL MINUTES

City Council Chambers  
May 1, 1973

The meeting was called to order at 7:03 p.m.

Present on roll call: 7 - Egan, Jarstad, Moss, Nalley, Schroeder, Sonntag,  
and Mayor Johnston. Absent: 1 - Herrmann. (One Council Vacancy)

The Flag Salute was led by Councilman Nalley.

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Mayor Johnston moved to suspend the rules to consider Resolution 22181.  
Seconded by Mr. Sonntag. Voice vote was taken and carried.

Resolution No. 22181 Appointing John W. Schuur, Jr. as a member of the City  
Council to fill the unexpired term of Gerald T. Maule.

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

Mr. Schuur, with his family, was escorted into the Council Chambers where  
H. B. Bond, City Clerk, administered the oath of office.

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

Approval of the minutes of the meeting of April 24, 1973.

PETITIONS: Blyth-Tauscher requesting rezoning of property located  
on the southwest corner of South 23rd Street and Union  
Avenue from an "R-2" to an "R-4-1" District.

For referral to the Planning Commission.

RESOLUTIONS:

Resolution No. 22172 Fixing Tuesday, May 22, 1973 at 7:00 p.m. as the date  
for hearing the proposed amendments to the zoning  
ordinance relative to Day Care Centers and Family  
Day Care Homes.

Resolution No. 22173 Fixing Wednesday, May 30, 1973 at 4:00 p.m. as the date for hearing L.I.D. 5530 for water mains in East 60th from East "L" to East "M" Street.

Resolution No. 22174 Fixing Wednesday, May 30, 1973 at 4:00 p.m. as the date for hearing L.I.D. 5531 for water mains in area bounded by Orchard Street West, 54th Avenue West and 51st Avenue Court West.

APPEALS: John H. McCormick appealing the Planning Commission's decision to grant a Special Use Permit to Kiwanis Boys' Homes, Inc. for a Foster Home for the care of not more than eight children on the West Side of Alaska Street approx. 275 feet north of South 72nd Street. (4-16-73 Planning Commission approved Special Use Permit 7-0, 2 absent)

Last date to file an appeal was April 30, 1973 and an appeal was filed.

Suggested date for hearing is May 22, 1973.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Citizens Arterial Committee meeting of April 9, 1973.
- b. Minutes of Public Utility Board Meeting of April 11, 1973.
- c. Monthly Report, Personnel Department, February, 1973.
- d. Monthly Report, Fire Department, March, 1973.
- e. Personnel Department - 1972 Fleet Accident Report
- f. Emergency Services Department filing Personnel and Administrative Claim for March, 1973.
- g. Monthly Financial Report, Light, Water and Belt Line Division, February 28, 1973.
- h. Quarterly Report, Tacoma Model Cities Dept, March, 1973.

Mrs. Egan moved to approve all of the items listed on the Consent Agenda, including Resolutions No. 22172, 22173, and 22174. Seconded by Mr. Nalley. Voice vote was taken and carried. The items were declared adopted.

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R E G U L A R   A G E N D A

PROCLAMATIONS:

Mayor Johnston proclaimed April 29 through May 5, 1973 as "Postal Week".

Mayor Johnston proclaimed May 20 through May 26, 1973 as "National Insurance Womens Week".

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COMMUNICATIONS:

Steve Mallos, on behalf of Physicians Physical Therapy Service, Inc. requesting withdrawal of request for rezoning the northeast corner of South 19th and State Streets from an "R-2" to an "R-2-TM" District.

Mr. Sonntag moved that the request be granted. Seconded by Mrs. Egan. Voice vote was taken and carried.

PUBLIC HEARINGS  
AND APPEALS:

- a. This is the date set for hearing the request for vacation of streets and alleys between South 47th and South 48th and Alder and Lawrence Streets. (3-19-73 Planning Commission recommended approval 8-0, 1 absent) (Tacoma Cemetery Inc. et al)

Russell Buehler, Planning Department Director, reviewed for Council the proposed street vacation and advised that the petitioner has agreed to comply with all the conditions set forth by the Planning Commission.

Mr. Jerry Geehan, representing the petitioner, spoke and urged approval of the request.

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

- b. This is the date set for hearing Elizabeth Sodon's appeal on the Planning Commission's decision to grant a Special Use Permit to Southside Tabernacle for a church building at South 96th and Sheridan. (3-19-73 Planning Commission recommended approval 7-0, 2 absent)

Elizabeth Sodon commented on how she had solicited the signatures of residents who are in opposition to granting the Special Use Permit for the Church. She also reviewed her objections, namely; traffic congestion on narrow unimproved roads, encroachment on a single family residence area, and the probability of an L.I.D. to improve the roads which would be an increased financial burden to the neighborhood. She also pointed out that the intersection at 96th & Sheridan was a blind corner with a history of accidents.

Pastor James G. Williams answered questions of Council regarding his congregation, the church's financial capabilities and reasons for wishing to move his church to 96th Street from the present 56th Street location.

Dr. Herrmann arrived at 7:55 p.m.

Speaking against the Southside Tabernacle special use permit were:

Elgin O. Gowen, 1415 South 96th;  
Everett Howard, 1602 South 95th;  
Henry Jenkins, 9420 South Sheridan;  
Lawrence Mauldin, 9328 South Sheridan;  
Mr. Vanderhoff, 9437 South Sheridan.

Speaking in favor of the special use permit were:

Paul Swan, 1120 South 56th;  
Mrs. Donna Swan, 1120 South 56th.

Norman Wall, member of the City Planning Commission, advised that the only new information to come to light at this Council hearing was the traffic hazard and accidents at the intersection. He also advised that the Planning Commission had recommended that all three of the egresses would be both exits and entries with

the condition that the egress on Sheridan be moved away from the intersection and that the egress on 95th be provided with a chain to be opened only when needed by the congregation. He said the Planning Commission felt this was an appropriate land use for this site.

Mrs. Egan moved to concur in the recommendation of the Planning Commission with the exception of deleting condition number five and adding that "there shall be no entrance or exit on 95th Street". Seconded by Mr. Schroeder.

Mr. Sonntag moved to add an additional condition "that the church be required to improve Sheridan Street between South 95th and 96th Street, specifications to be recommended by the Planning Department".

Mayor Johnston ruled that the motion failed for lack of a second.

Voice vote was taken on the motion to concur in the recommendation of the Planning Commission, as amended, and carried.

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FINAL READING OF ORDINANCES:

Ordinance No. 19805 Amending Title 11 of the Official Code relative to designation of arterial streets.

Roll call was taken, resulting as follows:

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

Nays: 0

Temporarily Absent: 1 - Sonntag

The Ordinance was declared passed.

Ordinance No. 19806 Amending Title 11 of the Official Code relative to designating certain streets in the thirty miles per hour limit.

Roll call was taken, resulting as follows:

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

Nays: 0

Temporarily Absent: 1 - Sonntag

The Ordinance was declared passed.

Ordinance No. 19807 Amending Title 11 of the Official Code relative to designating certain streets in the thirty-five miles per hour limit.

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Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Jarstad, Moss, Nalley, Schroeder, Schuur, Sonntag and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 19808 Amending Title 11 of the Official Code to designate the forty miles per hour limit for Milwaukee Way from Lincoln Avenue to Eells Street.

Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Jarstad, Moss, Nalley, Schroeder, Schuur, Sonntag and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 19809 Appropriating the sum of \$200,000 or so much thereof as may be necessary from the 1973 Federal Shared Revenue Fund for the implementation of a Summer Youth Employment Program and a Youth Activities Coalition Recreational Support Program.

Mr. Sonntag moved to amend the ordinance as follows: "The 153,500 for the Summer Youth Employment Program be changed to read \$225,000." Also, "that 250 job stations be solely for young people residing within the City of Tacoma who meet the federal Neighborhood Youth Corps criteria of disadvantaged as used in the Summer of 1972 and the other 250 job stations to be open to the general public". Seconded by Mr. Moss.

Mr. Sonntag said his reasons for increasing the appropriation were that the anticipated monies from the Federal Government for the Neighborhood Youth Corps summer program is not forthcoming. He felt that the use of additional revenue sharing money for this purpose was appropriate.

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

Ayes: 5 - Jarstad, Moss, Nalley, Sonntag, Mayor Johnston

Nays: 3 - Egan, Herrmann, Schroeder

Abstaining: 1 - Schuur

The amendment carried.

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

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

Nays: 0

Abstaining: 1 - Schuur

The amended Ordinance was declared passed.

Ordinance No. 19810 Amending the Official Code by repealing Chapter 1.40 and reenacting said Chapter to provide for the creation of City Beautification Committee.

Mr. Schroeder commented that Mrs. Ellida Kirk is listed under Citizens Requests to be Heard on this ordinance and moved to suspend the rules in order to allow her to speak at this time. Seconded by Dr. Herrmann. Voice vote was taken and carried.

Mrs. Kirk advised that members and past members of the Civic Arts Commission felt there is a cross over between those duties of the proposed Beautification Committee and the responsibility presently charged to the Civic Arts Commission. They also felt that if the ordinance is adopted, the Beautification Committee should be given some legislative or enforcement powers.

Dr. Joe Wheeler, Vice-President of the Civic Arts Commission, commented that if the Civic Arts Commission had had a staff member as had been requested, they would have been doing the very things that the Beautification Committee ordinance is proposing be done.

Mr. Schroeder commented that in reading the ordinance of the Civic Arts Commission he finds it addresses itself to the arts rather than City beautification; therefore, he felt there should be a committee primarily concerned with beautifying the City of Tacoma. He recommended that two members of the Civic Arts Commission be appointed as members of the Beautification Committee.

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

Ayes: 6 - Egan, Jarstad, Moss, Schroeder, Sonntag, Mayor Johnston

Nays: 2 - Herrmann and Nalley

Abstaining: 1 - Schuur

The Ordinance was declared passed.

Ordinance No. 19811 Providing for the improvement of L.I.D. 6939 for street lights on ornamental standards with underground wiring along No. 28th from Lawrence to Warner Street.

Roll call was taken, resulting as follows:

Ayes: 9 - Egan, Herrmann, Jarstad, Moss, Nalley, Schroeder, Schuur, Sonntag and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 19812 Providing for the improvement of L.I.D. 8015 for paving along So. "D", "I" and "J" Streets from So. 76th to South 78th and along So. 78th from So. "I" to Yakima Avenue.

Mrs. Egan excused herself from sitting in on discussion of this ordinance as she lives in the neighborhood of the L.I.D.

Mr. Sonntag moved to amend the L.I.D. Minutes on the first page, next to the last paragraph, where Mr. Hoppe is listed as speaking in opposition to the L.I.D. as his information indicates that Mr. Hoppe spoke in favor of the improvement. Seconded by Dr. Herrmann. Voice vote was taken and carried.

Speaking against the Ordinance were:

Howard Bond, 7640 South Yakima; Roy Landcaster, 7810 South Yakima; and Olaf Tennison, 7625 South Thompson.

Speaking in favor of the Ordinance were:

Walter James, 7612 South J; Ralph Shaffer, 7608 South J; and Lois Hoppe, 7621 South J.

Dr. Herrmann, member of the L.I.D. Committee, advised that there was considerable opposition to the paving on South 78th from South "I" to Yakima, and at the L.I.D. meeting the Assistant City Attorney indicated that this could not be deleted and advised that he would research the subject and have an opinion ready at the City Council Meeting.

Robert Hamilton, City Attorney, advised Council that an opinion from Mr. Judd dated April 30, 1973 advised that from an engineering standpoint this could not be deleted from the L.I.D. as it is in the center of the L.I.D. construction of the storm sewer.

Ken Jorgenson of the Public Works Department, advised that at the present time the remonstrance on the L.I.D. was 32 1/2 percent.

After further discussion, roll call was taken, resulting as follows:

Ayes: 6 - Herrmann, Moss, Schroeder, Schuur, Sonntag, Mayor Johnston

Nays: 0

Absent: 3 - Egan, Jarstad, Nalley

The Ordinance was declared passed.

Ordinance No. 19813 Providing for the improvement of L.I.D. 8016 for paving along No. Mullen from No. 7th to No. 8th and No. Warner from 6th Avenue to No. 9th Street.

Roll call was taken, resulting as follows:

Ayes: 7 - Egan, Herrmann, Moss, Schroeder, Schuur, Sonntag, Mayor Johnston

Nays: 0

Absent: 2 - Jarstad and Nalley

The Ordinance was declared adopted.

Ordinance No. 19814 Approving and confirming the assessment roll for L.I.D. 3734 for sewers in easement located approx. 180 feet east of Crystal Springs Road and So. 17th, and in easement approx. 230 feet south of So. 17th from Crystal Springs Road to Brookside Terrace and in Brookside Terrace from So. 17th to So. 19th St.

Roll call was taken, resulting as follows:

Ayes: 7 - Egan, Herrmann, Moss, Schroeder, Schuur, Sonntag, Mayor Johnston

Nays: 0

Absent: 2 - Jarstad and Nalley

The Ordinance was declared passed.

Ordinance No. 19815 Approving and confirming the Assessment Roll for L.I.D. 5515 for water mains in So. 58th from Ferdinand to Orchard and in easements on So. 58th produced from Orchard to Custer Road.

Roll call was taken, resulting as follows:

Ayes: 7 - Egan, Herrmann, Moss, Schroeder, Schuur, Sonntag, Mayor Johnston

Nays: 0

Absent: 2 - Jarstad and Nalley

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 19816 Accepting an additional \$2,000 grant from the National Science Foundation and appropriating \$2,000 from National Science Foundation Fund No. 584 for the purpose of carrying out the Technical Integration into City Operations Project.

Bill Donaldson, City Manager, advised that this is an ordinance chiefly to accept additional funds which have been offered to the City by the National Science Foundation.

The Ordinance was set over for final reading next week.

Ordinance No. 19817 Amending Chapter 13.06 of the Official Code to add the West side of Lawrence between So. 40th and So. 43rd Streets from an "R-3" to an "R-4-L" District. (Terry D. Reim)

In the absence of Mr. Buehler, Mayor Johnston advised that the City Council had previously held a hearing on this and that there was no additional information to be added.

The Ordinance was set over for final reading next week.



Ordinance No. 19818 Amending Section 1.12.365 of the Official Code by adding the positions of Data Operations Officer and Systems Programming Officer.

Odd Lund, Personnel Director, advised that these are new positions created to assist Mr. David Dow in the new combined Data Processing Operations.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 22170 (Final Reading)  
Authorizing the execution of an application for a grant with the Washington State Planning and Community Affairs Agency for Law Enforcement Assistance Act funds in the amount of \$75,000 for the Youth Outreach Project of the Tacoma Model Cities Program from May 1973 through February 28, 1974.

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

Resolution No. 22175 Authorizing the sale of 182 used transformers to T & R Electric Supply Co. Inc. on its bid of \$7,341.62.

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. 22176 Accepting the bid proposal of Pearson & Anderson Bldg. Associates in the amount of \$38,800 for the purchase of Parcel No. 13-B in the Fawcett St. Urban Renewal Project Wash. R-3.

Vince Fredericks, Urban Renewal Department, advised that due to a parking ordinance revision, the plans submitted do not meet the new standards.

Fred King, representative of Robert Price & Associates Architects, described the proposed building and the topography of the area involved and that the parking ratio is based on Urban Renewal Criteria and not by City Ordinance.

On question of Council members, Mr. Hamilton, City Attorney, pointed out the last paragraph in the resolution which provides that the redeveloper will provide the off-street parking required by ordinances unless the appropriate variance is obtained from the Board of Adjustment.

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

Resolution No. 22177 Authorizing the execution of a contractual agreement between the City of Tacoma and the Tacoma Teachers Home Association relative to "R-5" multiple family dwelling district located in the area of west side of Union Avenue approx. 680 feet south of So. 23rd Street.

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

Resolution No. 22178 Rescinding Resolution No. 22054 relative to utilization of City Contingency Fund as cash match for project applications of Model Cities from the Washington State Planning and Community Affairs Agency.

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

Junior N. R. Ellis, Chairman of the Model Cities Executive Board, reported to Council that the Model Cities Executive Board felt that the Contingency Fund is a proper place for the cash match and that Model Cities money should not be used for this.

After discussion, Mayor Johnston moved to continue the Resolution for one week. Seconded by Dr. Herrmann. Voice vote was taken and carried. The Resolution was continued to May 8, 1973.

Resolution No. 22179 Establishing certain temporary positions for Urban Renewal Projects and the compensations for such positions in the Compensation Plan of the City of Tacoma.

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. 22180 Authorizing the execution of a Second Supplemental Agreement of Sale with the United Mutual Savings Bank to reduce the width of the open space easement by eight inches on certain property located in Wash. R-14.

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

Mayor Johnston announced that Thursday, May 3, 1973 at 3 o'clock p.m. there will be a ground breaking ceremony at the site of the proposed United Mutual Savings Bank and urged the Council Members to attend.

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

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REPORTS BY CITY MANAGER:

Mr. Donaldson expressed the staff's concern that there has not been an agreement reached between the City of Tacoma, Pierce County, Metropolitan Park Board and the Tacoma Twins for this year and are presently operating under last year's agreement. He asked direction from the Council Members.

Mayor Johnston reported that three weeks prior to April 17th, he had communicated with County Commissioner Huntington expressing concern. He said it is not for lack of effort on his part or the City staff that meetings have not been held and the matter resolved. He will continue to pursue the matter.

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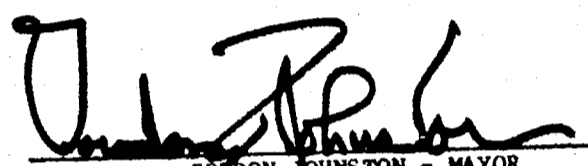
COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Johnston reported that Tuesday, May 8, 1973 at 12:15 p.m. there will be a ground breaking ceremony for the Broadway Plaza at 13th & Broadway. He urged Council and citizens to attend.

Mayor Johnston reported that within the next few days there will be ground breaking ceremonies for the Bayside Drive.

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On proper motion, the meeting adjourned at 11:15 p.m.

  
GORDON JOHNSTON - MAYOR

ATTEST:   
W. B. BOND - CITY CLERK