

CITY COUNCIL MINUTES

City Council Chambers  
January 16, 1973

The meeting was called to order at 7:05 p.m.

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

The Flag Salute was led by Councilman Nalley.

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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 January 9, 1973.

ASSESSMENT ROLLS:      The Director of Public Works presents the Assessment Rolls for the following:

LID 4966 - permanent paving on South 8th from Junett to Cedar Street; South 44th from Asotin to Alaska Street and others nearby.

LID 4972 - permanent paving on Puget Sound Avenue from South 9th to South 10th Street; South 46th from Cushman Avenue to Asotin Street and others nearby.

Fixing Wednesday, February 14, 1973, at 4:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Civil Service Board meeting of December 18, 1972.
- b. Minutes of Board of Adjustment meeting of December 14, 1972.
- c. Minutes of Public Utility Board meeting of December 27, 1972.
- d. Minutes of City Planning Commission meeting of January 3, 1973.
- e. Monthly Financial Report, Light Division, Water, Division, and Belt Line Division, November 30, 1972.
- f. Monthly Report, Workload for Planning Commission and Board of Adjustment, December, 1972.
- g. Program Management System Quarterly Report No. 1, 4th quarter, 1972 -- Planning Department.
- h. Legislative Capacity for Community Improvement--Planning Dept.

Mrs. Egan moved that all of the items listed on the Consent Agenda be approved. Seconded by Mr. Nalley. Voice vote was taken and carried. The items were declared approved.

Mayor Johnston proclaimed the week of January 21 through January 27, 1973 as "Tacoma Jaycee Week" in conjunction with the National Jaycee Week.

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REGULAR AGENDA

PUBLIC HEARINGS:

- a. This is the date set for hearing the request for rezoning property located at 712, 714 and 716 Sixth Avenue from an "R-5-T" to a "C-2" District. (11-20-72 Planning Commission recommended approval 9-0) (Marion V. Williamson)

Mr. Buehler, Planning Department Director, reviewed the rezone request for Council and advised that this had been before Council previously and had been referred back to the Planning Commission for further consideration.

Tom Krilich, Attorney representing the petitioner, urged approval of the rezone.

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

- b. This is the date set for hearing the request for vacation of property immediately west of Pacific Avenue and south of South 72nd Street. (12-4-72 Planning Commission recommended approval 7-0, 2 absent) (Roundup Properties, Inc.)

Mr. Buehler reviewed this request for Council.

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

- c. This is the date set for hearing George Economou's appeal of the Planning Commission's denial of his request for rezoning of South 39th and 40th Streets at Ash and Wilkeson from an "R-2" to an "R-4-L" District. (11-6-72 Planning Commission recommended denial 4-4, 1 absent.)

Mayor Johnston asked to be excused from this hearing due to the possibility of a conflict of interest. Mayor Johnston was excused.

Mr. Buehler reviewed the request and outlined the reasons for the Planning Commission's denial of the request.

Norman E. Wall, Planning Commission Chairman, advised that the Planning Commission felt the R-4-L zoning would be detrimental to the surrounding areas. However, the Commission felt that a designation of R-3-PRD would be proper.

Lyle Swedberg, Architect, representing the petitioner, reviewed for Council reasons for the petitioner's appeal on the denial and their feelings on why they felt the rezone should be granted.

After considerable discussion relative to traffic in the area and condition of the streets, the question of proposing that 39th Street be paved as a condition prior to granting the request be considered by the Planning Commission, was discussed.

Mr. Sonntag moved that the rezone request be returned to the Planning

Commission for further review on the subject of traffic considerations and street paving. Seconded by Mr. Maule.

Roll call was taken, resulting as follows:

Ayes 5 - Egan, Jarstad, Maule, Schroeder and Sonntag

Nays 2 - Herrmann and Nalley

Abstaining 1 - Mayor Johnston

Absent 1 - Moss

The request was returned to the Planning Commission.

d. This is the date set for hearing the request for vacation of Hosmer, Ash, South 40th and South 39th Street from easterly r/o/w line of Interstate #5 to the west line of alley between Ash and Wilkeson Street. (11-20-72 Planning Commission recommended approval 9-0) (George Economou, et al)

Mr. Maule moved to refer this back to the Planning Commission. Seconded by Mr. Schroeder. Voice vote was taken and carried.

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FINAL READING OF ORDINANCES:

Ordinance No. 19743 Authorizing the execution of an agreement between the City of Tacoma and State of Washington Law & Justice Planning Office for Grant Award Contract No. 870, depositing funds from said contract into Fund No. 574, appropriating the sum of \$17,500.00 from said fund for carrying on provisions of Contract No. 870 and authorizing a temporary loan from the General Fund in the amount of \$5,000.

Roll call was taken, resulting as follows:

Ayes: 7 - Egan, Herrmann, Jarstad, Maule, Schroeder, Sonntag, Mayor Johnston

Nays: 1 - Nalley

Absent: 1 - Moss

The Ordinance was declared passed.

Ordinance No. 19744 Amending Chapter 1.24 of the Official Code to add Section 1.24.580 relative to Non-Competitive Training Positions.

Roll call was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Moss

The Ordinance was declared passed.

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Ordinance No. 19745 Providing for the improvement of L.I.D. No. 5466 for water mains in South Tacoma Way from South 38th to South 43rd Street and in Washington Street from South Tacoma Way to approximately 575 feet southerly.

Roll call was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Moss

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 19688 (Continued from the meeting of January 9th)  
Amending the Official Code by repealing and reenacting Chapter 1.29 relative to creation of a Human Rights Commission.

Dr. Herrmann moved to consider Substitute Ordinance No. 19688. Seconded by Mrs. Egan. Voice vote was taken and carried.

Hugh Judd, Assistant City Attorney, reviewed the ordinance for Council.

Mr. Schroeder moved that this matter be removed from the Agenda until such time as the other Commission members have been appointed and have had an opportunity to study the ordinance with the full Commission and report their findings back to Council. Seconded by Mayor Johnston. Voice vote was taken and the motion was declared failed.

James Walton, Human Relations Department Director, introduced the following speakers who spoke in favor of the Ordinance:

Reverend Robert H. Davis, Chairman of the Human Relations Commission;  
Morton Tytler, Assistant Attorney General and Chief Legal Council with the Washington State Human Rights Council;  
Jack Warnick, 4412 North 37th, member of the Human Relations Commission;  
Ron Chatburn, legal Counsel for the City of Seattle Human Rights Commission;  
Mary Jo Henderson, Special Assistant to the State Human Rights Commission.  
Terry Conner, 6821 North 13th;  
Lucille Anderson, 810 East 96th;  
Tom Leavitt, Tacoma Urban League, Director of Planning and Development;  
Richard Byington, President of the Tacoma Urban League;

Those speaking against the Ordinance were:

Tom Wells, 841 East 48th;  
Eddie Carnes, 64 South Hawthorne;  
Bill Buell, 32 California Street;  
Edward V. Bosse, 923 South 8th;  
Joe Kraft, 1105 South 10th;  
John C. Frai, 1423 South 43rd;  
Kathleen Skrinar, 424 North "C";  
Ted Amell, 629 St. Helens.

Mr. Sonntag asked Mr. Walton to furnish Council with feedback received from various organizations regarding the substitute ordinance.

Mr. Walton requested that he be allowed to speak on final reading if there were any changes in the ordinance.

Mayor Johnston advised that this would be allowed. Mayor Johnston asked Mr. Judd to compare the City's ordinance with the State law prior to Council's voting on the ordinance.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 21980 (Continued from the meeting of January 2nd)  
Authorizing the proper officers of the City to enter into an agreement with the Central Employment Agency for the Adult Outreach Project of Second Year Comprehensive Development Plan of the Model Cities Department.

City Manager Donaldson requested that this Resolution be removed from the Agenda.

Dr. Herrmann moved that the Resolution be removed from the Agenda. Seconded by Mr. Schroeder. Voice vote was taken and carried. The Resolution was removed from the Agenda.

Resolution No. 22031 Authorizing the sale of five spans of distribution circuit and six poles to the Town of Fircrest for the sum of \$1,350.

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

Resolution No. 22032 Authorizing the execution of lease agreement with State Mutual Savings Bank for office space at 955 Tacoma Avenue South for use by Contract Compliance Section of Finance Department.

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. 22033 Authorizing the execution of two lease agreements with Selmer T. Thorpe and Marie Thorpe d/b/a Thorpe's Quality Shade Shop for property located at 1307 and 1314 South "K" Street for use as office space for certain projects of the Model Cities Department.

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. 22034 Authorizing the sale of surplus vehicle to Harold Randolph on his bid of \$501.55 and rejecting all bids on surplus vehicle No. 2.

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

Resolution No. 22035 Awarding contract to Steven Motor Company on its bid of \$13,723.50 for five (5) 1973 4-door sedans for the Police Department.

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

Resolution No. 22036 Authorizing the proper officer of the City to submit grant application to Maritime Administration for the purpose of obtaining a grant award in the amount of \$53,600 to conduct a Harbor Service Craft Requirements Study.

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

After discussion, Mayor Johnston announced that in compliance with Resolution No. 21882 adopted October 10, 1972, this Resolution is to appear on the Agenda two consecutive weeks prior to adoption. The Resolution is to appear on next week's Agenda at which time a vote will be taken.

Resolution No. 22037 Authorizing the execution of an agreement with Seifert, Forbes & Berry to provide engineering and architectural services for the design and construction of a communications center in the basement of the County-City Building.

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

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REPORTS BY CITY MANAGER:

Mr. Donaldson referred to the referbishing and utilization of the Old City Hall and reported that it appears all necessary steps have been taken to allow the construction to start. The City has been asked that future adequate parking be available near the building, and have asked the City to explore the possibility of leasing the parking lot located on Commerce Street across from the Old City Hall which now belongs to the Department of Public Utilities. The Department of Public Utilities has indicated that this property is surplus to their needs and are willing to trade other City property with General Government so that the City could lease that piece of property to the developers of the Old City Hall. The Manager asked that Council indicate their willingness to negotiate and then authorize the City property officer to work out a lease which the Council could review and approve.

Mr. Maule moved to authorize this. Seconded by Dr. Herrmann. Voice vote was taken and carried.

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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Johnston moved to excuse Councilman Moss from this evening's meeting  
Seconded by Mr. Sonntag. Voice vote was taken and carried.

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Mr. Sonntag commented that since Ordinance No. 19688 had not been removed from  
the Agenda for consideration by new members of the Human Relations Commission, that  
he would be communicating with Mr. Walton in order to go over some 24 questions which  
he has regarding the latest draft.

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Mayor Johnston referred to a memo from the City Attorney regarding Senate Bill 2057  
and advised that a hearing will occur at 8 a.m., Wednesday, January 17, 1973.

Mr. Hamilton briefly reviewed the bill which relates to compensation for damage  
to property owners as a result of use of streets and areas in their vicinity.

Mayor Johnston read a communication which he had signed to be directed to the  
Senate Committee outlining that the City urge the bill not be passed in its present  
version. Mayor Johnston moved that the communication be forwarded to the 8 a.m.  
hearing tomorrow. Seconded by Dr. Herrmann. Voice vote was taken and carried.

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Mr. Nalley spoke regarding the Northwest Trek. In this respect, Mr. Nalley  
requested that the City give positive support to the Park Board's bond issue which  
is on the February 6, 1973 ballot.

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Mr. Sonntag made reference to House Bill No. 5 which requires all Cities and  
towns in the State of Washington which have a Council to district their City for all  
of their Council positions. He felt the City should keep an eye on the progress  
of this bill.

Mr. Sonntag moved that the City of Tacoma go on record as supporting the  
Northwest Trek proposition on the February ballot. Seconded by Mr. Nalley. Voice  
vote was taken and carried, with Mrs. Egan dissenting.

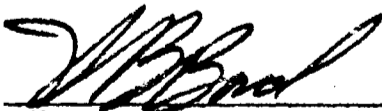
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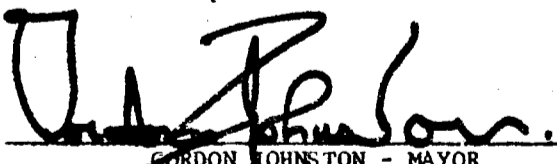
CITIZENS REQUEST TO BE HEARD:

Lawrence A. Hall spoke relative to East 62nd Street between McKinley and  
Portland Avenues.

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On proper motion, the meeting adjourned at 11:20 p.m.

ATTEST:   
H. B. BOND - CITY CLERK

  
GORDON JOHNSTON - MAYOR