

CITY COUNCIL MINUTES

City Council Chambers  
October 7, 1975

The meeting was called to order at 5:14 p.m.

Present on roll call: 7 - Egan, Herrmann, Nalley, Nelson, Sonntag, Warnick and Mayor Johnston. Absent: 1 - Hudson. (One Council Vacancy). Mr. Hudson arrived at 5:20 p.m.

The Flag Salute was led by Mr. Warnick.

Mayor Johnston then proclaimed the week of October 5, 1975 as "Fire Prevention Week". Fire Marshall Ed Hickey then introduced Firefighters Ralph Guelfi and Rudy Wallace, representing Firefighters Local #31, who presented the following awards in the annual Fire Prevention Poster Contest: First Place, Kevin Wood, accepted by his father Leonard; Second Place, Greg Bellamy, Mt. Tahoma; Third Place, Carolyn Lunan, Wilson; Honorable Mention, Julie Johnson, Wilson.

Mr. Hudson arrived at 5:20 p.m.

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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 September 30, 1975.

RESOLUTIONS:

Resolution No. 23567      Fixing Tuesday, November 18, 1975 at 5:00 p.m. as the date for hearing on the application by Tacoma Municipal Transit System to the U. S. Department of Transportation for a Federal Urban Mass Transportation Operating Assistance Grant.

Resolution No. 23568      Fixing Monday, October 27, 1975 at 4:00 p.m. as the date for hearing I.I.D. 2428 for grading and oil mat surface in the alley between North Villard and North Baltimore from North 37th to North 38th Street.

APPEALS:

- a. Connie Schick, Inc. and Conrad P. Schick, formerly d/b/a/ Custom Floor Covering, appealing the Business and Occupation Tax assessment by the Tax and License Department.  
Suggested date for hearing is October 21, 1975 at 5:00 p.m.
- b. George G. Jacobson Advertising appealing the Business and Occupation Tax assessment by the Tax and License Department.  
Suggested date for hearing is October 21, 1975 at 5:00 p.m.

ASSESSMENT ROLLS:

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

LID 5545 - constructing water mains in East "T" Street from East 38th Street to Sherman Street.

Fixing Monday, November 10, 1975 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 meeting of August 28, 1975.
- b. Minutes of Civil Service Board meeting of September 8, 1975.
- c. Minutes of Tacoma/Pierce County Bicentennial Commission meeting of September 11, 1975.
- d. Minutes of Board of Park Commissioners meeting of September 22, 1975.
- e. Minutes of Citizens Transportation Advisory Committee meeting of September 29, 1975.
- f. Monthly report, purchases and sales of investments during September, 1975, Tacoma Employees' Retirement System.
- g. Monthly report, August, 1975, Traffic Division, Police Department.
- h. Monthly report, August, 1975, Police Department.
- i. The Tacoma Pierce County Economic Report, August, 1975, Community Development Department.
- j. Tacoma Urban Renewal Area Wash. R-14 Downtown Economic Study, September, 1975, Community Development Department.
- k. Monthly report, August, 1975, Finance Director.

Mr. Nelson moved that all of the items listed on the Consent Agenda be approved, including Resolution Nos. 23567 and 23568. Seconded by Mr. Warnick. Voice vote was taken and carried. The items were declared approved.

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REGULAR AGENDACOMMUNICATIONS:

- a. Hearings Examiner recommending removal of a condition and the imposition of three new conditions to Rezone Request No. 120.714 of Phillip and Louise Jacobs. (First reading of Ordinance 20480 was held on July 1, 1975)

Following a brief discussion, Mr. Sonntag asked for a week's delay to resolve some questions dealing with fire protection. Mayor Johnston ruled his motion died for lack of a second.

Mr. Hudson moved to concur in the recommendations of the Hearings Examiner. Seconded by Dr. Herrmann. Voice vote was taken and carried with Mr. Sonntag and Mrs. Egan voting nay.

- b. Hearings Examiner submitting report and recommendation on Shoreline Management Permit Application No.141.109 of St. Regis Paper Company for installation of a mechanical bundled-log liftout system.

Mr. Nelson moved to concur in the recommendations of the Hearings Examiner. Seconded by Mr. Nalley.

Roll call was taken, resulting in Ayes: 8 - Egan, Herrmann, Hudson, Nalley, Nelson, Sonntag, Warnick and Mayor Johnston. Nays: 0 (One Council Vacancy).

- c. Hearings Examiner submitting report and recommendation on Shoreline Management Permit application No. 141.101 of Donald S. Olson for construction of a dry boat storage facility and installation of a floating dock and overhead monorail boat launch.

Mrs. Egan moved to concur in the recommendations of the Hearings Examiner. Seconded by Mr. Sonntag. Roll call was taken, resulting in Ayes: 8 - Egan, Herrmann, Hudson, Nalley, Nelson, Sonntag, Warnick and Mayor Johnston. Nays: 0 (One Council Vacancy).

Mayor Johnston then paused in the proceedings to issue a proclamation declaring the week of October 5 through 13, 1975 as "Respect Life Week". Present to receive the proclamation was Daniel Russell, Administrator of St. Joseph's Hospital, together with Sister Martha.

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FINAL READING OF ORDINANCES:

Amended Substitute Ordinance No. 20552 (Continued from the meeting of September 30th) Amending Chapter 2.06 of the Official Code to add regulations concerning enclosure of swimming pool areas.

Following a brief discussion, Mr. Hudson made a motion to consider the seconded amended substitute Ordinance No. 20552. Seconded by Mrs. Egan.

Following a brief discussion, however, Mr. Hudson withdrew his motion and Mrs. Egan withdrew her second.

Following additional discussion, Mr. Sonntag made a motion to consider the second amended substitute Ordinance No. 20552 as an amendment to the amended substitute ordinance, substituting the first page of the amended substitute ordinance. Seconded by Mr. Warnick. Voice vote was taken and failed.

Mr. Sonntag made a motion to suspend the rules to present additional testimony on the ordinance. Seconded by Mrs. Egan. Voice vote was taken and carried.

Present to give testimony in support of the ordinance was Mrs. Donald Manke, Mrs. Bonnie Roberts, Mrs. Barbara Williamson and Mr. Jack Williamson.

Mr. Warnick made a motion to amend the amended substitute ordinance on line 24 of the first page following "May 1st 1976" and striking the remaining sentence beginning with "provided, however" and ending with "of this ordinance" on line 27. Seconded by Mr. Nelson. Voice vote was taken and carried.

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

Ayes: 7 - Egan, Herrmann, Hudson, Nelson, Sonntag, Warnick, Mayor Johnston

Nays: 1 - Nalley

The amended substitute ordinance was declared passed.

Ordinance No. 20449 Amending Chapter 13.06 of the Official Code to add the North side of South 47th between Lawrence and Warner Streets from an "R-3" to an "R-4-L" District. (John D. Dobler)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Nalley, Nelson, Sonntag, Warnick, Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20454 Amending Chapter 13.06 of the Official Code to change the classification of the Southeast corner of South 38th and South "K" Streets from an "R-3" to a "C-1" District. (John C. and Janice S. McCracken)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Egan, Herrmann, Hudson, Nalley, Nelson, Sonntag, Warnick, Mayor Johnston

Nays: 0

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 20566 Amending the pay and compensation plan to establish a productivity incentive negotiated with Teamsters Local #313 for Refuse employees to be effective January 1, 1975.

The Ordinance was set over for final reading next week.

Ordinance No. 20567 Providing for the levy of ad valorem taxes for the fiscal year 1976.

The Ordinance was set over for final reading next week.

Ordinance No. 20568 Vacating the south 250 feet of alley lying between Warner and Lawrence Streets and between So. 47th and 47th Streets. (John D. Dobler)

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 23566 (Continued from the meeting of September 30th) Approving the preliminary plan of Roosevelt Addition located on both sides of Roosevelt Avenue from East 68th Street to a point 370 feet south of East 68th Street. (and an appeal of the recommendation of the Hearings Examiner)

Mrs. Egan submitted the following paragraphs to be added on to page seven of the Hearings Examiner's report to the Council, File No. 125.160:

- h. The applicant shall submit, prior to final plat approval, adequate plot plan and designs showing the type and locations of homes to be built on the proposed lots in question and indicating which trees are to remain upon the property. The plot plans and its design shall also indicate the proposed retail selling price of said homes.
- i. The applicant shall indicate by letter prior to final plat approval that he intends to comply with the conditions on the plat.

Mr. Tom Allsberry, 4918 88th Avenue Court West, the developer of the proposed project, appeared before the Council to respond to questions. Also appearing was the appellant, Mr. James Devin, 6829 Roosevelt, who stated that he is not trying to hamper the builder but he and the neighbors did feel that larger lot sizes would be more appropriate for the neighborhood.

Following additional discussion, Mayor Johnston made a motion to amend Mrs. Egan's proposed item "h" to read as follows:

- h. The applicant shall submit, prior to final plat approval, adequate plot plan showing type and locations of homes to be built on the proposed lots in question and indicating in general which trees are to remain upon the property.

Mrs. Egan made a motion to amend the Resolution to incorporate items "h" and "i" on the hearings examiner's report as amended. Seconded by Mr. Hudson.

City Attorney, Robert Hamilton, noted that if the City Council were to make changes in the Examiner's report, the Council would have to have a public hearing on the changes as part of its regular procedures.

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

Ayes: 3 - Egan, Hudson, Sonntag

Nays: 5 - Herrmann, Nalley, Nelson, Warnick, Mayor Johnston  
(One Council Vacancy)

Mayor Johnston ruled the amendment failed.

Mr. Warnick moved to approve the Resolution. Seconded by Mr. Nelson. Voice vote was taken and carried, with Mr. Sonntag and Mrs. Egan voting nay.

Resolution No. 23569     Appointing Dr. David F. Dye to the Public Utility Board to fill the unexpired term of Mrs. Shirley J. Durgan which will expire on June 30, 1977.

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

Mayor Johnston moved to suspend the rules to swear in Dr. Dye so that he might participate in a forthcoming meeting of the Utility Board. Seconded by Mr. Sonntag. Voice vote was taken and carried.

City Clerk, H. B. Bond, administered the oath of office to Dr. Dye.

Resolution No. 23570 Authorizing the proper officers of the City to enter into agreements to establish a program of leasing of pagers to City and County agencies.

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

Resolution No. 23571 Authorizing execution of a lease agreement with Continental Ventures for 2,600 square feet of office space at 819 South "K" Street for training purposes.

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

Resolution No. 23572 Authorizing the proper officers of the City of Tacoma to submit to the Administrator of the Urban Mass Transportation Administration the Annual Program of Projects for 1976 under Section 5 of the Urban Mass Transportation Act of 1964, as amended.

Mrs. Egan moved that the Resolution be adopted. Seconded by Mr. Hudson. Voice vote was taken and carried, with Mr. Nalley voting nay. The Resolution was declared adopted.

Mayor Johnston made a motion as follows: "I move that the City of Tacoma join in the proposed litigation as a party with the Municipality of Metropolitan Seattle, the City of Spokane, and other cities and districts as may be appropriate against the Treasurer of the State of Washington to determine whether or not said entities are entitled to the Motor Vehicle Excise Tax, and that the administrative officials take such steps as are reasonable and proper to implement the intention of the motion and any litigation arising thereunder."

Seconded by Mr. Sonntag. Voice vote was taken and carried.

Resolution No. 23573 Authorizing the proper officers of the City to release a portion of sewer easement across private property at the Northwest corner of South 19th and Proctor.

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. 23574 Deleting classes of Youth Counselor and Outreach Worker and creating the class of Case Manager in the Public Service and Emergency Jobs Program.

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

Resolution No. 23575 Authorizing the proper officers of the City to execute an agreement with Whitacre Engineers, Inc., to prepare a study for the renovation of Stadium Bowl and waiving the sealed bid procedure.

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

Resolution No. 23576 Authorizing the proper officers of the City to execute an agreement with Event and Facility Consultants to provide consulting services on the Tacoma Bicentennial Pavilion and waiving sealed bid procedures.

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

Resolution No. 23577 Authorizing the proper officers of the City to enter into an agreement with the Metropolitan Park District to conduct a planning and feasibility study of Snake Lake.

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

Resolution No. 23578 Approving the implementation of the Local Improvement District Participation Project, Geographic Base System Program, Climatological Location and Mapping Program, and Technology Research and Development Program of the Department of Community Development.

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

Purchase Resolution No. 23579 Authorizing the sale of surplus scrap metal to the highest bidder, C & M Enterprises, Inc., on its bid of \$2,543.64.

Mr. Hudson 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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PUBLIC HEARINGS:

a. This is the date set for the public hearing on the Amended Six-Year Comprehensive Street Program for the years 1976 through 1981

Dr. Herrmann made a motion to concur. Seconded by Mr. Nelson. Voice vote was taken and carried.

b. This is the date set for the public meeting for consideration of the preliminary plat of Sprague Addition in the area between South 66th Street and South 74th Street from Sprague Avenue to a line approximately 660 feet west of Sprague Avenue. (Hillcrest Properties, Inc.)

Land Use Hearings Examiner, Robert Dackstein, explained that there was an error in procedure concerning this matter and that it should have been before the Council as a Resolution, since it has already had a hearing before the Examiner.

Mayor Johnston moved to suspend the rules to consider Resolution No. 23580, which incorporates the provisions of this preliminary plat. Seconded by Mr. Warnick. Voice vote was taken and carried.

Resolution No. 23580 Approving the preliminary plat of Sprague Addition in the area between South 66th Street and South 74th Street from Sprague Avenue to a line approximately 660 feet west of Sprague Avenue. (Hillcrest Properties, Inc)


Mr. Backstein then distributed copies of the Resolution as drafted by the Legal Department.

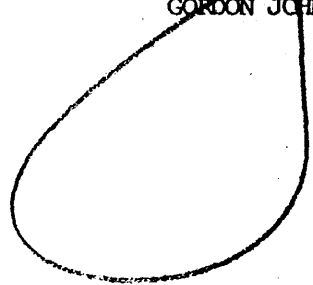
Following a brief discussion, Mr. Nelson moved that the Resolution be adopted. Seconded by Mr. Hudson. Voice vote was taken and carried. The Resolution was declared adopted.

COMMENTS BY MEMBERS OF THE CITY COUNCIL:

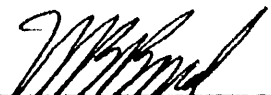
Mayor Johnston asked to be excused the following two Council meetings. Mr. Hudson moved that the Mayor be excused for the meetings of October 14th and 21st. Seconded by Mrs. Egan. Voice vote was taken and carried.

There being no further business and upon proper motion, the meeting was adjourned at 8:14 p.m.

  
GORDON JOHNSTON - MAYOR



ATTEST:

  
H. B. BOND - CITY CLERK