

CITY COUNCIL MINUTES

City Council Chambers  
August 22, 1978

The meeting was called to order at 5:05 p.m.

Present on roll call: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker. Absent: 2 - Schroeder and Warnick.

The Flag Salute was led by Mayor Parker.

\*\*\*\*\*

CONSENT AGENDA

Approval of the minutes of the special and regular meetings of August 15, 1978.

PETITION:

Charles O. McKnight requesting the rezoning of the property located on the southeast corner of South 76th and Lawrence Streets (7607 South Lawrence) from an "R-2" to an "R-3" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 25217

Setting Monday, September 11, 1978 at 4:00 p.m. as the date for hearing L.I.D. 6949 for street lights and concrete sidewalks on the south side of Highland Hills Frontage Road from No. Pearl Street to No. Mildred Street.

Resolution No. 25218

Setting Tuesday, September 12, 1978 at 9:00 a.m. as the date for hearing by the Hearings Examiner the request for the vacation of a one foot wide portion of Broadway between So. 2nd and So. 4th Streets. (Richard W. Wells)

332

Resolution No. 25219

Setting Tuesday, September 12, 1978 at 10:30 a.m. as the date for hearing by the Hearings Examiner the vacation of a portion of N.E. 28th Street and the alley to the South.  
(Chinook Investors)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, August 22, 1978.
- b. Minutes of the business meeting of the Human Relations Commission, July 20, 1978.
- c. Minutes of the City Beautification Committee meetings of July 26, 1978 and August 1, 1978.
- d. Minutes of the Board of Pierce County Commissioners' meeting of August 14, 1978.
- e. Minutes of the Civil Service Board meeting of August 7, 1978.

Councilman Nielsen moved to approve the Consent Agenda, including Resolution Nos. 25217, 25218 and 25219. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Consent Agenda was approved.

\*\*\*\*\*

Councilman Nielsen moved to excuse Deputy Mayor Warnick and Councilman Schroeder from the meeting. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

\*\*\*\*\*

R E G U L A R   A G E N D A

COMMUNICATION:

Communication from the People's Community Center Advisory Board concerning the staff's work hours.

Mayor Parker advised that the People's Community Center Advisory Board has asked that this be continued to next week.

Councilman Nielsen moved that the communication be continued to August 29, 1978. Seconded by Councilman Hudson. Voice vote was taken and carried.

\*\*\*\*\*

FINAL READING OF ORDINANCES:

Ordinance No. 21393

Vacating a 30-foot strip of right-of-way abutting and paralleling I-5 between Hosmer and Ash Streets. (Donald Doyle)

Mayor Parker moved to consider Substitute Ordinance No. 21393 which clarifies the legal description of the property. Seconded by Councilman Nielsen. Voice vote was taken and carried.

333

Roll call vote was taken on the Substitute Ordinance, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick.

The Ordinance was declared passed.

Ordinance No. 21416

Vacating Ashton Street between Port of Tacoma Road and Thorne Road. (Tacoma Terminals Co., et al)

Mayor Parker moved to consider Substitute Ordinance No. 21416 which clarifies the legal description of the property. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Roll call vote was taken on the Substitute Ordinance, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick.

The Ordinance was declared passed.

Ordinance No. 21442

Amending salaries for certain classes, amending certain class titles and adding two new classes to the Official Code of the City of Tacoma.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick.

The Ordinance was declared passed.

Ordinance No. 21444

Appropriating the sum of \$14,000.00 from the Paths and Trails Reserve Fund, transferring said funds to the Street and L.I.D. Participation Fund, appropriating \$14,000.00 from the Street and L.I.D. Participation Fund for the purpose of constructing certain bikeway-pedestrian walkways and declaring an emergency making necessary the passage of this ordinance.

3

334

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick.

The Ordinance was declared passed.

Ordinance No. 21445

Authorizing acceptance of a grant in the amount of \$50,000.00 from the U.S. Department of Health, Education and Welfare, appropriating said sum to the Service Network for Youth Fund, authorizing a temporary loan of \$50,000.00 from the General Fund to the Service Network for Youth Fund.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick.

The Ordinance was declared passed.

Ordinance No. 21446

Authorizing the transfer of \$7,579.00 of Elderly & Handicapped Transportation Fund money from the Human Development Department to the Tacoma Transit Department, and the transfer of \$8,000.00 from the Contingency Fund to the General Fund, Transit Department; appropriating \$8,000.00, or so much thereof as may be necessary from said fund, for the purpose of operating the Elderly & Handicapped Transportation Program, and declaring an emergency making necessary the passage of this ordinance.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick.

The Ordinance was declared passed.

335

Ordinance No. 21447

Establishing a new fund to be known as the LANDSAT Application Program Fund, accepting a grant from the Pacific Northwest Regional Commission in the amount of \$16,540.00 and appropriating \$16,540.00, or so much thereof as may be necessary from said fund, for the purpose of continuing establishment of the Land Use Management Information System (LUMIS).

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick.

The Ordinance was declared passed.

Ordinance No. 21449

Providing for the improvement of L.I.D. 5585 for constructing water mains in 230th Ave. Ea. from 128th Street Ea. to 123rd Street East; Werron Road from Elhi-Hill South Prairie Road to 120th Street Ea.; and other nearby streets.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick

The Ordinance was declared passed.

Ordinance No. 21450

Approving and confirming the assessment roll for L.I.D. 3791 for constructing sanitary sewers in North Mildred Street from North 49th to North 51st Street.

Roll call vote was taken, resulting as follows:

Ayes: 7 - Bichsel, Evans, Hudson, Kirby, Nielsen, Strege and Mayor Parker.

Nays: 0

Absent: 2 - Schroeder and Warnick.

The Ordinance was declared passed.

336

Ordinance No. 21451

Approving and confirming the assessment roll for L.I.D. 5566 for constructing water mains in 144th Street Ea. from 134th Ave. Ea. to 136th Ave. Ea.; 154th Street Ea. from 134th Ave. Ea. to 126th Ave. Ea. and other nearby streets.

Roll call vote was taken, resulting as follows:

Ayes: 5 - Bichsel, Evans, Kirby, Nielsen and Mayor Parker.

Nays: 1 - Strege

Absent: 3 - Hudson, Schroeder and Warnick.

The Ordinance was declared passed.

\*\*\*\*\*

FIRST READING OF ORDINANCES:

Ordinance No. 21452

Amending Chapter 13.06 of the Official Code to reclassify the north side of South 12th Street between Proctor and Adams Street from an "R-2" to an "R-3" District. (Jack A. Anderson, dba Genesis Builders)

Councilman Hudson moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Strege. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

Ordinance No. 21453

Amending Section 6.60.060 of the Official Code relating to license fees for dogs and cats.

Archie R. Fidler, Executive Director of the Tacoma Pierce County Humane Society, reviewed for Council the reasons for the proposed ordinance which would increase the license fees for dogs. He submitted to Council members the Financial Comparison Reports of the years 1973 through 1977, concerning expenses in dog disposals at the Humane Society, also national statistics on animal control and regulations and other data.

Also speaking were:

Peter M. Yantorni, Veterinarian

Donna Reinhart, Member of the Board of Directors of the Tacoma Pierce County Humane Society

Sandra C. Lamb, 2224 North Puget Sound

Flora Whitney, 3404 North 25th

After hearing all public testimony, the Ordinance was set over for final reading next week.

6

337

Ordinance No. 21454

Amending Chapters 2.01 and 5.46 of the Official Code relating to dangerous buildings and the Minimum Housing Code deleting reference of enforcement for specifically identified group of persons.

The Ordinance was set over for final reading next week.

Ordinance No. 21455

Amending Title 13 of the Official Code relating to environmental policies, procedures and fees.

The Ordinance was set over for final reading next week.

Ordinance No. 21456

Accepting a donation in the sum of \$100 from the Rotary Club of Tacoma and appropriating said sum of \$100 from Fund No. 6250 for the Toy Lending Library Project.

The Ordinance was set over for final reading next week.

Ordinance No. 21457

Amending Title I of the Official Code by repealing Chapter 1.25 relating to the Economic Opportunity Board.

The Ordinance was set over for final reading next week.

Ordinance No. 21458

Accepting the sum of \$10,000 from the National Science Foundation and appropriating said sum from the Technology Transfer Center Fund for the purpose of continuing technology transfer activities.

The Ordinance was set over for final reading next week.

Ordinance No. 21459

Vacating portions of No. 30th and Oakes Street. (The Margaret Mae Haley Trust)

Councilman Evans moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Final reading of the Ordinance was set over to a date to be determined.

\*\*\*\*\*

7

330

RESOLUTIONS:

Resolution No. 25196

Authorizing execution of a concomitant agreement between the City and Stephen R. Anderson, Sandra L. Anderson and David Page concerning the development of an 88 unit apartment complex located on the northwest corner of So. 40th and Tyler Streets.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Evans.

Fran Chapin, Chief Assistant to the City Attorney, asked that this resolution be removed from the agenda.

Councilman Strege moved that the resolution be removed from the agenda. Seconded by Councilman Nielsen. Voice vote was taken and carried. The Resolution was removed from the agenda.

Purchase Resolution No. 25220

Awarding contracts to:

1. Capital Industries on its bid of \$37,501.32 for refuse containers, front loader and rear-load drop box.
2. Baltimore Aircoil, Inc. on its bid of \$32,750.00 for closed circuit fluid cooler for Medical Arts Building remodeling project.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Councilman Nielsen. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25221

Authorizing execution of an agreement with the Asian American Alliance to implement the Asian/Pacific VISTA Program.

Councilman Nielsen moved that the Resolution be adopted. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25222

Authorizing execution of an agreement with Pierce County for the improvement of Orchard Street and 40th Street West.

Councilman Nielsen moved that the Resolution be adopted. Seconded by Councilman Evans. Voice vote was taken and carried. The Resolution was declared adopted.

8



339

Resolution No. 25223

Authorizing the proper officers to submit grant applications to the Federal Equal Employment Opportunity Commission by the Human Relations Department for agency improvement funding.

Councilman Evans moved that the Resolution be adopted. Seconded by Councilman Nielsen. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25224

Authorizing temporary loans from the General Fund to the Tacoma Municipal Transit Fund and the Elderly and Handicapped Transportation Fund.

Councilman Nielsen moved that the Resolution be adopted. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25225

Rescinding the following resolutions:

- Resolution No. 23755 relating to the 1977 Citizens' Budget Committee;
- Resolution No. 22214 relating to the Shoreline Master Program Citizens' Advisory Committee;
- Resolution No. 24641 relating to the Revenue Sharing Citizens' Advisory Committee;
- Resolution No. 24710 relating to the Housing and Community Development Citizens' Advisory Committee;
- Resolutions No. 21245 and 21435 relating to the Civic Center Citizens' Advisory Committee

Councilman Nielsen moved that the Resolution be adopted. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25226 (First Reading)

Amending Rules 5 and 9 of the Council Rules of Procedure to provide for certain resolutions and ordinances, with some exceptions, to appear on the Agenda for three weeks.

Councilman Nielsen moved that the Resolution be adopted. Seconded by Councilwoman Bichsel.

Councilwoman Bichsel moved to amend the Resolution by changing the last paragraph to read as follows: "All ordinances, excepting those relating to Local Improvement Districts or pertaining to matters heard before the Hearings Examiner, shall appear on the Council Agenda for three weeks. All resolutions, excepting those relating to purchases, setting dates for hearing, Local Improvement Districts, or pertaining to matters heard before the Hearings Examiner, shall appear on the Council Agenda for two weeks. Initially, all ordinances and resolutions shall be

9

340

introduced and appear as part of the Consent Agenda, PROVIDED, that approval of said Consent Agenda shall not in any manner be deemed to constitute any action on such ordinances or resolutions. At the next succeeding reading, there shall be Council and public discussion thereon. At the third and final reading of ordinances, the Council may discuss such ordinances, but no public discussion shall be allowed, except as may otherwise be provided in these rules, and a final vote shall be taken thereon." Seconded by Mayor Parker. Voice vote was taken and carried.

Voice vote was taken on the Resolution as amended and carried. The Resolution as amended was declared adopted.

Mayor Parker moved to suspend the rules to consider Resolution No. 25227. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Resolution No. 25227

Establishing the policy of limiting individual appointments to Committees.

Councilman Bichsel moved that the Resolution be adopted. Seconded by Councilman Kirby.

Councilman Evans moved to amend the Resolution on Line 15, to change the word financing to the word "funds." Seconded by Councilman Strege. Voice vote was taken and carried.

Councilman Evans moved to amend the Resolution on Line 14, after the word employee, add the words "or member of a Board of Directors." Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

Councilman Evans moved to add a new paragraph as follows: "That, no individual at any time shall be a member of more than one committee appointed by the Council and/or the Mayor." He also moved to strike the first paragraph of the Resolution. Seconded by Councilman Kirby. Voice vote was taken and carried.

Voice vote was taken on the amended resolution and carried. The Resolution as amended was declared adopted.

\*\*\*\*\*

PUBLIC HEARINGS AND APPEALS:

- a. This is the date set for hearing the appeal for Parker Paint Manufacturing Company, Inc. on the Tax and License Department's Business and Occupation tax audit assessment.

Mayor Parker advised that the City has received notice that the appeal has been withdrawn.

Councilwoman Bichsel moved to remove the item from the agenda. Seconded by Councilman Nielsen. Voice vote was taken and carried.

17

341

- b. This is the date set for hearing the appeal of C. W. Kinsman on the Hearings Examiner's recommendation to approve the Shoreline Management Permit Application No. 141.177 of the City of Tacoma to extend an 8-inch sanitary sewer and water main located on 6th Avenue from Seashore Drive to Wilton Road; Wilton Road from 6th Avenue to 600 feet south of 6th Avenue.

Mayor Parker advised that the City has received notice that the appeal has been withdrawn.

Mayor Parker moved that the item be removed from the agenda. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

- c. This is the date set for hearing the appeal of The People of Peace Assembly on the Hearings Examiner's decision to deny a Special Use Permit for a private school in an "R-2" District for grades Kindergarten through Twelve, located at the southeast corner of North 24th and Warner Streets.

Bob Backstein, Hearings Examiner, reviewed the request for Council and his reasons for denying the Special Use Permit.

Reverend Joseph Miriella, Pastor of the Peace Assembly reviewed the church's plans for the proposed school at the church site and replied to concerns expressed by the neighborhood. He asked that the Special Use Permit be granted.

Speaking in opposition to the appeal were:

- Arv Karola, 3220 North 22nd Street
- Carolyn D. Cranston, 3317 North 22nd Street
- Barbara White, 24th & Lawrence
- Margaret Holmes, 3317 North 24th
- Ed Ornstree, 3323 North 22nd Street

Councilman Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner and to deny the appeal. Seconded by Councilwoman Bichsel. Voice vote was taken and carried.

\*\*\*\*\*

Councilman Nielsen moved to recess into Executive Session for the purpose of discussing a personnel matter. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Council recessed at 7:55 P.M. The Council reconvened at 8:15 P.M.

\*\*\*\*\*

REPORTS BY CITY MANAGER:

City Manager Erling Mork advised that Monday, August 28th at 5:30 p.m. there will be a follow-up budget study session at the Bicentennial Pavilion. Also, on Friday, August 25th at 11:00 a.m. there will be the dedication of the People's Center at 16th & K Streets and Friday, between 10:00 a.m. and 2:00 p.m. Senior Citizens Awareness Day will be held at the Bicentennial Pavilion.

\*\*\*\*\*

11

342

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

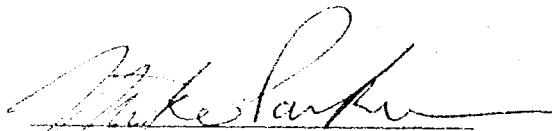
Councilman Strege commented on the Growth Policy Report and referred to the Pierce County Commissioners Resolution No. 20942 expressing their desire to cooperate with the City with the possibility of consolidating housing activities. He suggested a team to work with the Board of Pierce County Commissioners. Councilman Strege moved the appointment of a committee of three members of the City Council to communicate and investigate the feasibility of consolidating housing activities with Pierce County and report back to the City Council. Seconded by Councilman Evans. Voice vote was taken and carried. Mayor Parker appointed Council members Strege, Bichsel and Evans to the committee with Councilman Strege acting as Chairman.

Councilman Nielsen referred to the Political Sign Ordinance and said it ought to be enforced. Councilman Nielsen moved that any illegally posted signs collected by the Public Works crews will be destroyed subject to approval of the City Attorney. Seconded by Councilman Evans. Voice vote was taken and carried.


Mayor Parker commented that he had seen signs commemorating Mao Tse-Tung's Memorial, from the Labor Party, posted illegally on signal lights. He asked the City Attorney to advise if we can adopt an ordinance to make them pay for the removal of those signs.

Mayor Parker advised that since Mr. Bob Backstein had resigned from City employment he is appointing Gary Sullivan, the City's Hearings Examiner, to the Tacoma Human Relations Hearings Tribunals on the cases of the P & B Services, Hygrade Meat Products and the Pink Garter. He said the confirming resolution would be on next week's agenda.

On proper motion, the meeting adjourned at 8:25 P.M.

  
MIKE PARKER - MAYOR

ATTEST:

  
H. B. BOND - CITY CLERK