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CITY COUNCIL MINUTES

City Council Chambers  
December 19, 1978

The meeting was called to order at 5:21 p.m. by Mayor Parker.

Present on roll call: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker. Absent: 1 - Warnick.

The Flag Salute was led by Alice Mazzuca, Girl Scout.

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CONSENT AGENDA

Approval of the minutes of the special and regular meetings of December 12, 1978.

PETITIONS:

- a. John Graham requesting the rezoning of the property located on the northwesterly corner of North 10th and "I" Streets from an "R-4" to an "R-4-T" District.

For referral to the Hearings Examiner.

- b. Petition requesting upgrading sanitary conditions, reducing existing fire hazards and improving physical appearance of the neighborhood bounded by East Harrison from "A" to "B" Streets, Division Lane from "A" to "B", and East "B" from East Harrison to East 37th Street.

RESOLUTIONS

Resolution No. 25431

Setting Tuesday, January 16, 1979 at 9:30 a.m, as the date for hearing by the Hearings Examiner the request for the vacation of the south one-half of 10th Street between "A" Street and Cliff Avenue. (Department of Public Works)

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner agenda for Tuesday, December 19, 1978.
- b. Minutes of the meeting of the Civil Service Board, December 4, 1978.
- c. Minutes of the meeting of the Tacoma Planning Commission, November 20, 1978.
- d. Minutes of the meetings of the Urban Policy Committee, December 6 and 7, 1978.
- e. Minutes of the meetings of the Board of Pierce County Commissioners, December 11 and 12, 1978.
- f. Monthly Report of the Director of Finance, September, 1978.

Councilman Schroeder then made a motion to amend the minutes of December 12, 1978 with respect to Amendments No. IV and VI, to correct an error in the Council members tabulations. The vote totals are correct as reflected in the minutes, however, there was a transposition in two cases that did not reflect an accurate vote by Council members. I would direct that these corrections be made. The Clerk has the correct voting if you desire a listing of the roll call vote. The correct vote on Amendment No. IV is as follows: Ayes: 6 - Evans, Kirby, Nielsen, Strege, Warnick and Mayor Parker. Nays: 3 - Bichsel, Hudson and Schroeder. The correct vote on Amendment No. VI is as follows: Ayes: 5 - Evans, Kirby, Nielsen, Strege and Mayor Parker. Nays: 4 - Bichsel, Hudson, Schroeder and Warnick. Seconded by Councilman Nielsen. Voice vote was taken and carried. The minutes were amended to reflect the correction.

Councilwoman Bichsel then made a motion to adopt the Consent Agenda as amended, including Resolution No. 25431. Seconded by Councilman Nielsen. Voice vote was taken and carried. The items were declared adopted.

Mayor Parker then made a motion to suspend the rules for the purpose of hearing a presentation by the Fire Department Union. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Mr. Jim Hill, President of the Tacoma Firefighter's Union, then presented to each member of the Council and the City Manager, a copy of the first Fire Department Annual comprising a pictorial review of the last ten years of the Tacoma Fire Department.

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R E G U L A R   A G E N D A

COMMUNICATIONS:

Hearings Examiner submitting a request for a revision to the original Shoreline Management Substantial Development Permit Nos. 141.095 and 141.096 of Johnny's Seafood Company to allow the applicant to install a one (1) ton crane at the end of the existing dock for the primary purpose of unloading fish from the boats, located at South 15th and Dock Streets.

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Councilman Schroeder moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Strege. Roll call vote was taken, resulting as follows: Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker. Nays: 0. Absent: 1 - Warnick.

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FINAL READING OF ORDINANCES:

Ordinance No. 21521

Amending Chapter 13.06 of the Official Code to reclassify the area located north of Narrows Drive and south of North 26th Street, extended, from an "R-2" and "R-4-L" to an "R-2-PRD" District. (W. Towne Collins)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker.

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21559

Amending Chapter 13.06 of the Official Code to reclassify the north side of South 43rd Street between Pine and Junett Streets from an "R-3" to an "R-3-T" District. (Century 21 - Sunrise Brokers, Inc.)

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker.

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21562

Vacating a portion of North 48th Street between Cheyenne and Verde Streets and a portion of Verde Street at North 48th Street. (William T. Weyerhaeuser)

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Councilman Nielsen made a motion to insert a Substitute Ordinance making corrections. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Substitute Ordinance was placed before the Council.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker.

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21563

Amending Chapter 11.20 of the Official Code to designate Broadway between South Seventh Street and Sixth Avenue a two-way street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker.

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21564

Amending Sections 1.24.805, 1.24.1010 and 1.30.570 of the Official Code relative to Personnel Rules and Administrative Code to allow for sick leave accruals for certain Transit employees and extending the mandatory retirement age to seventy.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker.

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

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Ordinance No. 21565

Amending certain section of Chapter 1.12 of the Official Code relating to the Compensation Plan to provide for negotiated fringe benefits for Police, Fire, Transit and Belt Line employees and update language in other sections for clarification.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker.

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21566

Amending Chapter 12.06 of the Official Code relating to Electric Energy - regulations and rates effective January 1, 1979.

Councilman Strege then made a motion to provide a new Section 12 on the Ordinance to read as follows: "The City Council does hereby express its intent to amend Chapter 6.70 of the Administrative Code to eliminate the 8% gross earnings tax on the light utility for any amounts collected from future rate increases or, if the Council does decide to levy the tax, to use the additional tax revenue to defray costs for the elderly and low income residents of the City." Seconded by Councilman Kirby.

Following additional clarification from City Attorney Robert Hamilton as well as additional discussion, voice vote was called on the proposed amendment and failed.

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

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21567

Amending Chapter 12.10 of the Official Code relating to Water - regulation and rates effective January 1, 1979.

Councilman Strege then made a motion to provide a new Section 16 on the amendment to read as follows: "The City Council does hereby express its intent to amend Chapter 6.70 of the Administrative Code to eliminate the 8% gross earnings tax on the water utility for any

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amounts collected from future rate increases or, if the Council does decide to levy the tax, to use the additional tax revenue to defray costs for the elderly and low income residents of the City." Seconded by Councilman Kirby.

Following a brief discussion, voice vote was called on the amendment and failed.

Councilman Strege then made a motion to strike those portions of the rate increase ordinance dealing with the rate increase dealing with the increase beginning in 1980. Upon the advise of City Attorney Robert Hamilton however, Mayor Parker ruled the motion out of order.

There being no further comments, roll call vote was demanded as follows:

Ayes: 6 - Bichsel, Evans, Hudson, Nielsen, Schroeder and Mayor Parker

Nays: 2 - Kirby and Strege

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21568

Amending Chapter 6.70 of the Official Code to exempt water rate surcharges for University Place system improvement from the gross earnings tax.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21569

Authorizing a plan and system for acquisition of and improvements to the University Place water system.

Councilman Nielsen made a motion to move the Substitute Ordinance. Seconded by Councilman Schroeder. Voice vote was taken and carried.

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

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker.

Nays: 0

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Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21570

Establishing a new fund to be known as the University Place Water Project Fund.

Councilman Schroeder made a motion to incorporate the Substitute Ordinance. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Substitute Ordinance was placed before the Council.

No further discussion, the roll call vote was demanded on the Substitute Ordinance, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.

Ordinance No. 21571

Providing for the improvement of L.I.D. 5593 for constructing water mains in 56th Street West from Orchard Street to approximately 1,100 feet west.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 2 - Nielsen and Warnick

The Ordinance was declared passed.

Ordinance No. 21572

Providing for the improvement of L.I.D. 8244 for permanent paving on North Verde from North 10th to North 11th; North 10th from Oakes to Anderson; and the alley between North Bennett and North Shirley from North 14th to North 18th.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 2 - Nielsen and Warnick

The Ordinance was declared passed.

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Ordinance No. 21573

Providing for the improvement of L.I.D. 8245 for permanent paving on South 70th from Wapato to Prospect Street.

Public Works Director Ron Button, reported to the Council that this is a case where 49.8% of the L.I.D. was against the L.I.D. A citizen Mr. W. L. Keller of 6842 South Wapato approached the Council to speak against the L.I.D., pointing out that 14 of the 19 pieces of property involved were against the L.I.D.

There being no further discussion, roll call vote was demanded, resulting as follows:

Ayes: 6 - Bichsel, Evans, Hudson, Schroeder, Strege and Mayor Parker

Nays: 1 - Kirby

Absent: 2 - Nielsen and Warnick

The Ordinance was declared passed.

Ordinance No. 21574

Approving and confirming the assessment roll for L.I.D. 5569 for constructing water mains in Shaw Road from 122nd Street East to a point approximately 630 feet south of 112th Street East.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 2 - Nielsen and Warnick

The Ordinance was declared passed.

Ordinance No. 21575

Approving and confirming the assessment roll for L.I.D. 8174 for permanent paving on East 55th from Portland Avenue to East "N"; East "D" from East 80th to East 82nd; East 80th from East "D" to East "F"; and storm drains only in East 80th from East "B" to East "D" Street.

Roll call vote was taken, resulting as follows:

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege and Mayor Parker

Nays: 0

Absent: 1 - Warnick

The Ordinance was declared passed.



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FIRST READING OF ORDINANCES:

Ordinance No. 21547 (Continued from the meeting of December 12)

Vacating portions of East "Q" Street between East 58th and East 59th and of the alley extending to the east. (City of Tacoma, Community Development)

Councilman Strege made a motion to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Evans. Voice vote was taken and carried.

The Ordinance was set over for final reading to a date to be determined.

Ordinance No. 21576

Appropriating \$3,800,000.00 from the Light Division Current Fund No. 4700 and \$75,000.00 from the Data Processing Intragovernmental Service Fund No. 5800 to pay additional Capital Outlay costs of the Light Division and operation costs of the Data Processing Division, and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately after publication.

The Ordinance was set over for final reading next week.

Ordinance No. 21577

Accepting \$2,016,487 from the U. S. Department of Labor under Title II of the Comprehensive Employment and Training Act; accepting \$2,787,982 from the U.S. Department of Labor under Title VI of the Comprehensive Employment and Training Act; appropriating \$2,016,487 from the Title II Public Jobs Fund No. 1700; and appropriating \$2,787,982 from the Title VI Extension Act Fund No. 1860, for providing public service employment to eligible City residents.

The Ordinance was set over for final reading next week.

Ordinance No. 21578

Creating a new fund to be known as the Harbor Service Craft Project Fund; depositing in said fund a grant award of \$114,217.00 from the U.S. Department of Commerce, Maritime Administration; appropriating \$114,217.00 from said fund; providing for a temporary non-interest bearing loan not to exceed \$25,000 from the General Fund to said fund; authorizing execution of an agreement with Owen Douglas, Marine Architect and John Kuhn, System Engineer; and authorizing negotiations with the Department of the Navy for use of the U.S. Navy's Acoustic Range facility located at Carr Inlet; for the purpose of conducting the Harbor Service Craft Evaluation Program to perform craft and mission evaluations on the Harbor Service Craft.

The Ordinance was set over for final reading next week.

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Ordinance No. 21579

Authorizing acceptance of an additional sum of \$305,109 from the U. S. Department of Labor under the Comprehensive Employment and Training Act (CETA); appropriating \$271,008 from the 1979 Employment and Training Fund; appropriating \$6,099 from the 1979 Youth Community Conservation and Improvement Project Fund; and appropriating \$28,002 from the 1979 Youth Vocational Preparation Program Fund.

The Ordinance was set over for final reading next week.

Ordinance No. 21580

Amending Chapter 12.12 of the Official Code by adding Section 1.12.120, relative to monthly bus passes.

Mr. Leon C. Johnson of 6202 So. Ferdinand approached the Council and requested free bus passes for senior citizens during off peak hours.

Following a brief discussion the Ordinance was set over for final reading next week.

Ordinance No. 21581

Authorizing acceptance of a grant award for \$8,425 from the State of Washington Planning and Community Affairs Agency for a Job Improvement Through Involvement Video Tape Program; depositing said sum in the Intergovernmental Personnel Act State Grant Fund; authorizing a temporary loan from the General Fund not exceeding \$4,225 to said fund; and appropriating \$8,425 from the Intergovernmental Personnel Act State Grant Fund for the purpose of producing a documentary videotape to be used as a training device.

The Ordinance was set over for final reading next week.

Ordinance No. 21582

Appropriating \$5,500, or so much thereof as may be necessary, from the Baseball Park Revolving Fund, for completing painting of seating at Cheney Stadium, and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

The Ordinance was set over for final reading next week.

Ordinance No. 21583

Amending Section 6.52.130 of the Official Code relative to amending taxicab rates to one-fifth mile increments.

The Ordinance was set over for final reading next week.

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Ordinance No. 21584

Amending the Pay and Compensation plan for the year 1979.

Mayor Parker then made a motion to direct the Personnel Director, Mr. Sokolowski, to prepare as part of the Substitute Pay and Compensation Plan for consideration at the next Council meeting, a 7% salary increase for the unrepresented employees and further provide for a review of the salaries for 1979 to further assess the President's wage guidelines and the impact of those guidelines on the unrepresented. Seconded by Councilwoman Bichsel.

Following a brief discussion, voice vote was called on the Mayor's motion which failed.

Citizens speaking were as follows:

Mrs. Myrna Hines, 4214 No. Mullen, urged the Council to reconsider the proposed 7% increase for the unrepresented was made on an unequal basis and strikes those employees who do not have the "protection" of a labor union. She stated these employees are the ones who devote the extra hours for the furtherance of the City.

Mr. Robert O'Connell, representing a newly formed employee bargaining group comprising 100 city employees in 35 separate classifications. He read a prepared statement urging the Council to reconsider its action for unequal treatment for the unrepresented employees.

There being no further discussion, the Ordinance was set over for final reading next week.

Mayor Parker then made a motion to suspend the rules to consider first reading of Ordinance No. 21585. Seconded by Councilman Strege.

Ordinance No. 21585

Appropriating the sum of \$36,878.00 from the General Fund of the City of Tacoma to the County-City Public Health Pooling Fund, appropriating said sum of \$36,878.00 or so much thereof as may be necessary from the County-City Public Health Pooling Fund for the purpose of providing the necessary funding to operate the Day Car Screening Program for the period January 1, 1979, through June 30, 1979, and declaring an emergency making necessary the passage of this ordinance, the appropriations herein contained, and its taking effect immediately upon publication.

Following a lengthy discussion, roll call vote was demanded on the motion, resulting as follows: Ayes: 4 - Evans, Nielsen, Strege and Mayor Parker. Nays: 3 - Bichsel, Hudson and Schroeder. Absent: 2 - Kirby and Warnick.

There being no further discussion the Ordinance was placed in final reading next week.

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RESOLUTIONS:

Purchase Resolution No. 25432

Awarding contracts to:

1. Brodsky's Menswear on its bid of \$29,752.02 for Police Uniforms.
2. Puget Sound Instrument on its bid of \$76,852.44 for Radio Communication Service.

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. 25433

Authorizing execution of agreements with Tacoma School District #10, Pierce County Rape Relief, Metropolitan Development Council, Pierce County Prosecuting Attorney, Pierce County Drug Alliance, Panel for Family Living, Y.W.C.A., and F.O.R.C.E. for various programs through December 31, 1979.

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

Resolution No. 25434

Authorizing execution of agreements with Puget Sound Home Health Services, Inc.; Eastside Health Clinic Association; Mary Bridge Children's Health Center; and Tacoma Ambulatory Care Center for various health programs for 1979.

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

Resolution No. 25435

Establishing temporary positions for the proper completion of the Comprehensive Employment Services Work Experience Program.

Councilman Schroeder made a motion to consider the Substitution Resolution. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Councilwoman Bichsel then made a motion to adopt the Substitute motion. Seconded by Councilman Nielsen. Voice vote was taken and carried. The Resolution was declared adopted.

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Resolution No. 25436

Authorizing a temporary loan of \$225,000 from the Equipment Rental Capital Outlay Fund No. 5410 to the Equipment Rental Fund No. 5400 to be effective as of November 1, 1978.

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

Resolution No. 25437

Authorizing execution of an agreement with the Tacoma Urban League to provide comprehensive employment and training services to unemployed, underemployed, or economically disadvantaged offenders/ex-offenders, through December 31, 1979.

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. 25438

Authorizing execution of an agreement with Pierce County for operation of the El Cid court intervention program through June 30, 1979.

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. 23439

Authorizing renewal of the lease agreement with Dennis W. and Kathryn I. Cooper for office space for the Eastside Youth Services Bureau.

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

Resolution No. 25440

Guaranteeing reimbursement to Aetna Surety and Casualty Company for any payment provided under the Self-Insured Worker's Compensation bond.

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

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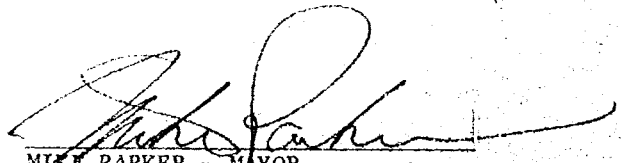
Resolution No. 25441

Establishing the rates of pay for certain classes in the Public Service Employment Program.

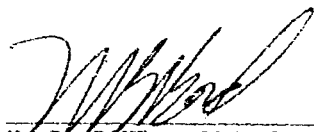
Upon the recommendation of Personnel Director Rich Sokolowski, Mayor Parker made a motion to continue the resolution for one week. Seconded by Councilman Schroeder. Voice vote was taken and carried. The Resolution was continued for one week.

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There being no further business Councilwoman Bichsel made a motion to adjourn the meeting at 7:12 p.m. Seconded by Councilman Nielsen. Voice vote was taken and carried. The meeting was adjourned.

  
MIKE PARKER - MAYOR

ATTEST:

  
H. B. BOND - CITY CLERK