

CITY COUNCIL MINUTES

City Council Chambers
June 13, 1978

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

Present on roll call: 7 - Bichsel, Evans, Hudson, Kirby, Schroeder, Strege and Warnick. Absent: 2 - Nielsen and Mayor Parker. Mayor Parker arrived at 5:10 p.m.

The Flag Salute was led by Councilman Hudson.

CONSENT AGENDA

Approval of the minutes of the meeting of June 6, 1978.

PETITIONS:

Northwest Development Group requesting the rezoning of the property located on the southwesterly quadrant of 33rd Street NE and Shorecliff Drive extended southerly from an "R-2" to an "R-1-PRD" District.

For referral to the Hearings Examiner.

Petition received from residents in the Prospect Hill neighborhood regarding the unoccupied residence at 101 East Road.

For referral to the Public Works Dept.

RESOLUTIONS:

Resolution No. 25079

Setting Wednesday, July 5, 1978, at 1:30 p.m. as the date for hearing, by the Hearings Examiner, the request for vacation of a portion of Thurston Street between Asotin and Cushman Avenues. (Blayne D. Hanson, et al)

APPEALS:

Douglas H. Hayden appealing the Hearings Examiner's conclusions and decision on Emmanuel Lutheran Church's request for a special use permit and eight foot rear yard variance on property located south of North 14th Street between Stevens Street and Mason Avenue.

Suggested date for hearing is Tuesday, June 27, 1978.

ASSESSMENT ROLLS:

The Director of Public Works presents the assessment roll for the following:

L.I.D. 8178 - Permanent pavement on: South 'L' Street from South 45th Street to South 46th Street and South 46th Street from 'L' Street to 'M' Street.

Fixing Monday, July 10, 1978, at 4:00 p.m. as the date for hearing.

(Amended at subsequent meeting. Hearing date set for July 24, 1978 at 4:00 p.m.)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner agenda for Tuesday, June 13, 1978.
- b. Minutes of the City Beautification Committee of May 10, 1978.
- c. Minutes of the City Beautification Committee of May 24, 1978.
- d. Minutes of the Board of the Pierce County Commissioners meeting of June 6, 1978.
- e. Minutes of the Public Utility Board meeting of May 24, 1978.
- f. Minutes of the Human Relations Commission Workshop of April 13, 1978.
- g. Minutes of the regular meeting of the Board of Park Commissioners, May 22, 1978.

Mrs. Bichsel moved that all items on the Consent Agenda, including Resolution No. 25079, be approved. Seconded by Mr. Schroeder. Voice vote was taken and carried. The items were declared approved.

R E G U L A R A G E N D A

COMMUNICATIONS:

- a. Hearings Examiner recommending denial of the request for reclassification of the south side of South 8th Street between Orchard and Shirley Street from an "R-2" to an "R-3-PRD" District. (William M. Busch)

Mr. Schroeder excused himself from consideration of the communication due to the Appearance of Fairness Doctrine. Mr. Schroeder left the Council Chambers.

Mrs. Bichsel moved to suspend the rules to consider first reading of Ordinance No. 21390 in conjunction with the communication. Seconded by Councilman Kirby. Voice vote was taken and carried.

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

- b. City Attorney recommending street vacation request No. 124.431 - alley lying between Yakima Avenue and "I" Street - easterly and westerly 10 feet be closed. (S. 25th to 300 feet north) (Petitioner - William B. Severson)

William Barker, Assistant City Attorney, advised that the petitioner has asked for a extension on the vacation request. The time element for the extension was not determined.

Mr. Strege moved to refer the matter back to the City Attorney. Seconded by Mr. Kirby. Voice vote was taken and carried.

FINAL READING OF ORDINANCES:

Ordinance No. 21367

Amending Chapter 13.06 of the Official Code to reclassify the northwest corner of North 37th and Pearl Streets from a "C-1" to an "R-2" District. (Daon Corp.)

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

Ordinance No. 21378

Amending Chapter 12.12 of the Official Code to add Section 12.12.100 relative to Youth Summer passes for use on buses operated by the Tacoma Transit System.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

Ordinance No. 21379

Amending the pay and compensation plan to reflect certain changes in salaries negotiated between the City and Teamsters, Chauffeurs, Warehousemen and Helpers Union Local 313 and Automotive and Special Services Union Local 461 effective January 1, 1978 through December 31, 1979.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

AWARDS:

Mayor Parker presented an award to the Tacoma Library Board of Trustees for their outstanding development of a computerized library system. Board members present to receive the award were: Alex Sergienko, Cyril J. Galagan, Al Boddie.

Ordinance No. 21380

Authorizing execution of a grant award contract with the U.S. Department of Labor under Title III of the Comprehensive Employment and Training Act of 1973 in the amount of \$857,185; appropriating the sum of \$857,185 or so much thereof as may be necessary from the 1978 Job Opportunities for Youth Fund for the purpose of operating a Summer Program for economically disadvantaged youth and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

Ordinance No. 21381

Authorizing execution of a grant award contract with the State of Washington Dept. of Social and Health Services in the amount of \$165,000; appropriating the sum of \$165,000, or so much thereof as may be necessary from the Kleiner Memorial Group Home Fund for the purpose of providing Referendum 29 funds for construction of the Kleiner Memorial Group Home and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

Ordinance No. 21384

Providing for the improvement of L.I.D. 2460 for oil surface treatment on certain streets located within census tracts designated by 4th Year Community Development Block Grant.

Speaking against the ordinance was John C. Frai, 1423 South 43rd Street, who presented a petition of property owners who are opposed to the L.I.D. on South 43rd Street.

On question of Council members it was determined that .8% protest was filed on the L.I.D. after all the property owners had been contacted.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

Ordinance No. 21385

Providing for the improvement of n.I.D. 2459 for oil surface treatment on various streets south of Center Street.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

Ordinance No. 21386

Providing for the improvement of L.I.D. 2461 for oil surface treatment on East 30th from "N" to Portland Avenue, East Grandview from East 34th to Sherman Street; and other nearby streets.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

Ordinance No. 21387

Providing for the improvement of L.I.D. 2454 for oil surface treatment on Blossom Drive from Brown's Pt. Blvd. to 41st Street NE and 41st Street NE from Blossom Drive to Brown's Pt. Blvd.

Speaking against the ordinance were: Ben Barbee, 2319 Brown's Pt. Blvd. and Attorney Art Patterson representing property owner Ron Barthulo.

Roll call vote was taken, resulting as follows:

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

Nays: 2 - Kirby and Strege.

Absent: 1 - Nielsen

The Ordinance was declared passed.

Ordinance No. 21388

Providing for the improvement of L.I.D. 3798 for constructing sanitary sewers in Blossom Drive from Brown's Pt. Blvd. to 41st Street NE and other nearby streets.

Speaking against the ordinance was Ben Barbee, 2319 Brown's Pt. Blvd.

Mr. Warnick moved to continue the ordinance for one week. Seconded by Mrs. Bichsel. Voice vote was taken and carried. Final reading of Ordinance 21388 was continued to June 20th.

Ordinance No. 21389

Providing for the improvement of L.I.D. 8224 for permanent paving on So. Adams from 10th to 12th; East 63rd from East "N" to Portland Ave.; and other nearby streets.

Ron Button, Director of Public Works, advised that one section of the ordinance had over 60% protest and was not a contiguous segment of the L.I.D. He asked that South Adams from 10th to 12th Street be deleted.

Mr. Warnick moved that South Adams from 10th to 12th Street be deleted. Seconded by Mrs. Bichsel. Voice vote was taken and carried.

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

Ayes: 8 - Bichsel, Evans, Hudson, Kirby, Schroeder, Strega, Warnick and Mayor Parker

Nays: 0

Absent: 1 - Nielsen

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 21390

Vacating portions of South 8th, Bennett and Villard Streets.
(William Busch)

Discussion on the ordinance was considered together with Item "A" under communications.

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

Ordinance No. 21391

Authorizing execution of a grant award contract with the U.S. Dept. of Labor under Title III of the Comprehensive Employment and Training Act of 1973 in the amount of \$80,598.00, creating a new fund to be known as the HIRE II Fund and appropriating the sum of \$80,598.00, or so much thereof as may be necessary from the HIRE II Fund for the purpose of conducting the Help Through Industry Retraining and Employment Program and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

John C. Frai, 1423 South 43rd Street, spoke.

The Ordinance was set over for final reading next week.

Ordinance No. 21392

Authorizing the transfer of the sum of \$9,000.00 from the Contingency Fund to the General Fund; appropriating said \$9,000.00 for the purpose of paying the costs of a portion of the Fourth of July civic celebration; authorizing execution of an agreement for services with the Daffodilians Organization and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Mayor Parker referred to a motion made at the Council Meeting of June 6th in which the motion was made to have the fireworks on the 4th of July. Mayor Parker moved to change the fireworks display from July 4th to July 3rd, 1978. Seconded by Mr. Warnick. Voice vote was taken and carried.

Mrs. Bichsel moved that the amount of \$9,000.00 be changed to \$6,000.00.

After discussion, the City Manager was instructed to see if this change at this late date would be feasible. Seconded by Mr. Warnick. Voice vote was taken and carried.

The Ordinance was set over for final reading next week.

RESOLUTIONS

Mr. Hudson moved to suspend the rules to allow a general motion to consider a series of resolutions in one motion. Seconded by Mrs. Bichsel. Voice vote was taken and carried.

Mr. Hudson moved to continue until the first meeting in July, Resolutions Nos. 25080, 25081, 25082, 25083, 25084, 25085, 25086, 25087, 25089, 25090, 25091, 25092, 25093. Seconded by Mrs. Bichsel. Voice vote was taken and carried.

Resolution No. 25080

Appointing Ruth V. Russell to the City Beautification Committee for a term expiring June 6, 1981.

Continued to July 5, 1978.

Resolution No. 25081

Appointing Marie Keys as a member of the Plaza-Pavilion Advisory Committee for a two-year term expiring on June 13, 1980.

Continued to July 5, 1978.

Resolution No. 25082

Appointing Tom Goldtooth as a member of the Human Relations Commission to a term expiring on June 13, 1981.

Continued to July 5, 1978.

Resolution No. 25083

Appointing Allen Stakset as a member of the Board of Building Appeals to a term expiring on June 13, 1983.

Continued to July 5, 1978.

Resolution No. 25084

Appointing Richard Dougherty as a member of the Beautification Committee to a term expiring on July 12, 1981.

Continued to July 5, 1978.

Resolution No. 25085

Appointing Peter T. S. Rasmussen as a member of the Tacoma-Pierce County Civic Arts Commission to a term expiring on June 13, 1982.

Continued to July 5, 1978.

Resolution No. 25086

Appointing David B. Lowman as a member of the Tacoma Landmarks Preservation Commission to a term expiring on June 13, 1981.

Continued to July 5, 1978.

Resolution No. 25087

Appointing James M. Catalinich as a member of the Natural Systems Citizens Committee to a term expiring on June 29, 1979.

Continued to July 5, 1978.

Resolution No. 25088

Establishing a People's Community Center Advisory Board to make recommendations to the Operating Agency on the operation and management of the Center and appointing 15 citizens to that Board.

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

Resolution No. 25089

Appointing Allan Liddle, Architect, as the ex-officio member representing the Old City Hall Historic District Committee and Mrs. Lou Dunkin as the Tacoma-Pierce County Civic Arts Commission representative to the Tacoma Landmarks Preservation Commission for three-year terms expiring on June 13, 1981.

Continued to July 5, 1978.

Resolution No. 25090

Appointing Ester Wilfong as the City Planning Department representative to the Tacoma-Pierce County Civic Arts Commission for a four-year term expiring on June 13, 1982.

Continued to July 5, 1978.

Resolution No. 25091

Appointing Robert M. Pavolka as a member of the Plaza Pavilion Advisory Committee for a two-year term expiring on June 13, 1980.

Continued to July 5, 1978.

Resolution No. 25092

Appointing Robert W. Thurston as a member of the City Planning Commission for a term commencing July 1, 1978 and expiring June 30, 1981.

Continued to July 5, 1978.

Resolution No. 25093

Appointing Dr. Samuel Adams as a member of the Public Utility Board for a five-year term commencing July 1, 1978 and expiring June 30, 1983.

Continued to July 5, 1978.

Resolution No. 25094

Authorizing the assignment of Richard Burkart to serve as Executive Assistant to the Mayor and City Council.

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

Mr. Schroeder moved to amend the resolution on Line 17, after the words Mayor and Council, insert the words "the assignment being a lateral transfer." Seconded by Mr. Hudson. Voice vote was taken and carried.

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

Resolution No. 25095

Awarding contracts to:

1. Woodworth and Company, Inc. on its bid of \$51,488.55 for LID 2458 - oil surface treatment of certain residential streets.
2. Olson Building Company on its bid of \$155,500.00 for Kleiner Memorial Group Home.

Mr. Schroeder moved that the Resolution be adopted. Seconded by Mr. Warnick.

Councilman Evans pointed out that there is only \$256.00 difference between the Olson Company bid of Seattle compared with the Jardeen Brothers of Tacoma bid. He felt consideration should be given to the Tacoma firm for the difference of \$256.00.

Mr. Strege moved to continue Item 2 of the resolution for one week in order that staff could research the legality of such a move. Seconded by Mr. Schroeder. Voice vote was taken and carried. Item 2 of the resolution was continued to June 20, 1978.

Voice vote was taken on Item 1 of the resolution and carried.

Resolution No. 25096

Authorizing execution of a lease agreement with the Paul G. Ericson Company for the building at 1744 North 30th Street.

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

Resolution No. 25097

Authorizing execution of an agreement with Pringle, Flinn, Elvins & Donahoe, Inc., for the purpose of providing investment counseling for the City Employees' Retirement Fund.

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

Resolution No. 25098

Approving the sale of a parcel of land south of 100th Street S.W. to Ronald W. Crippen for the negotiated price of \$24,500.00

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

Resolution No. 25099

Approving the sale of a parcel of land at 605 So. "I" Street to Robert L. Hess for the sum of \$16,000.00.

Mr. Schroeder moved that the Resolution be adopted. Seconded by Mr. Warnick.

Mr. Schroeder moved that the Resolution be continued for one week in order that the staff may provide some answers to questions raised. Seconded by Mrs. Bichsel. Voice vote was taken and carried. The Resolution was continued to June 20, 1978.

Resolution No. 25100

Accepting an offer to purchase land in the New Tacoma Project No. Wash. R-14, Parcel 2, submitted by the Washington Building Co.

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

Mayor Parker moved to continue the resolution for 30 days in order to get a report from staff on the future plans of the downtown area in the vicinity of this proposed Parcel 2. Seconded by Mr. Warnick. Voice vote was taken and the motion failed.

Conrad Peterson, President of the Washington Building Company, who offered to purchase the property advised that he had made the bid in March and saw no reason for any further delay. Also speaking

on the resolution was John C. Frai, 1423 South 43rd Street.

Roll call vote was taken on the resolution, resulting in Ayes: 4 - Bichsel, Evans, Hudson and Schroeder. Nays: 4 - Kirby, Strega, Warnick and Mayor Parker. Absent: 1 - Nielsen. The motion to adopt failed. Mr. Schroeder changed his vote Aye to Nay in order to be on the prevailing side so that he could bring the resolution for reconsideration at next week's meeting.

Resolution No. 25101

Accepting an offer to purchase land in the New Tacoma Project No. Wash. R-14, Parcel 4, submitted by W. Towne Collins and Michael J. Rubel, a joint venture.

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

Mayor Parker moved that the resolution be continued for 6 months. Seconded by Mr. Schroeder. Voice vote was taken and carried. The Resolution was continued to December 12, 1978.

Resolution No. 25102

Authorizing execution of a contract with Vincent E. Frederick for certain professional services for the Department of Community Development from June 13, 1978, through August 31, 1978, and waiving the requirement for competitive bidding.

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

Resolution No. 25103

Establishing the Self-Identifying Techniques Program, which would identify the elderly and handicapped individuals of the City of Tacoma and study their transportation and other needs as a Major Federal Aid Project pursuant to Section 1.24.980 of the Official Code of the City of Tacoma.

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

PUBLIC HEARINGS:

This is the date set for hearing on the proposed Urban Development Action Grant application for a Law Center in downtown Tacoma.

Keith Palmquist, Director of the Department of Community Development, reviewed the proposal for the Law Center which would occupy several buildings in downtown Tacoma known as the Rhodes Complex. The School of

Law at the University of Puget Sound will be the major occupant in the Law Center. The Center will share the large law library with the practicing legal profession in the City of Tacoma. Other functions that may be located in the Law Center are the State of Washington Appellate Court, the Para-Legal School, a model legal clinic and the Legal Aid Society.

John C. Frai, 1423 South 43rd Street, spoke in favor of the proposal. Ruth Kors, representing the Chamber of Commerce spoke in favor of the proposal. No other members of the public came forward to speak. The hearing was declared closed.

Mr. Don Forman, 324 East 26th, Boiler Makers Union, asked to speak to Council regarding the construction of the two proposed fireboats in England as he said it was his understanding he would be allowed to speak to Council at this meeting.

Councilman Warnick moved to suspend the rules to allow Mr. Forman to speak. Seconded by Councilman Strege. Voice vote was taken and carried.

Mr. Forman read a letter he sent to the Mayor from members of the Metal Trades and Save Our Jobs Committee and labor people and taxpayers of the City asking that the bid proposal given to England for building of the fireboats be reconsidered to be brought back and the boats be built in Tacoma. He referred to the instruction to bidders and answers from bidders. He said it was his belief that the bidders in Tacoma and the United States were misled.

Mayor Parker referred to the City Attorney's opinion on the subject and the liability of the City if the City were to rescind their action on acceptance of the bid proposal.

Also speaking was David Maskule, 5312 So. Alder.

REPORTS BY CITY MANAGER:

City Manager Erling Mork advised that according to Council Rules of Procedure, the Council meeting the week of July 3rd will be held on the 5th of July due to the 4th of July holiday. Therefore, if the Council wishes the meeting to be a different day other than Wednesday, July 5th, a motion should be made. Council's decision was that the regular meeting follow the Council Rules and be held on July 5, 1978.

Councilman Hudson asked that Council budget workshops be scheduled.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Parker advised that the committee interviewing applicants for secretary will be interviewing on Saturday, June 17th.

Mayor Parker moved that the Council authorize the City to proceed with negotiations for retaining FS04 Larry C. Thompson, an employee of the Department of State, as an Intern in the City of Tacoma pursuant to a program of exchange in governmental personnel. Seconded by Deputy Mayor Warnick. Councilman Hudson asked for a biographical background and that a clarification be made as to where he would be assigned.

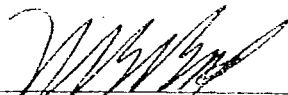
Voice vote was taken on Mayor Parker's motion and carried.

Mayor Parker moved to excuse Councilman Nielsen from the meeting as he is attending the Association of Washington Cities conference. Seconded by Councilman Strege. Voice vote was taken and carried.

Councilman Strege advised that Monday a Public Transportation Benefit Conference was held, attended by the County Commissioners and representatives of municipalities of the County to consider forming a Public Transportation Authority. He asked that the City Manager forward to Council the information on the subject.

On proper motion, the meeting adjourned at 8:45 p.m.


MIKE PARKER - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK