

CITY COUNCIL MINUTES

City Council Chambers
March 23, 1976

The meeting was called to order at 5:03 p.m.

Present on roll call: 9 - Michael, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strega, Warnick and Mayor Johnston. Absent: 0.

The Flag Salute was led by Mr. Sonntag.

PROCLAMATIONS:

Mayor Johnston proclaimed the month of April as "Washington National Guard Month".

Mayor Johnston proclaimed March 28 through April 3, 1976 as "Quality Week" in Tacoma.

Mayor Johnston proclaimed April 10 and 11, 1976 as "Home Aquarium Days".

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Mayor Johnston announced that the first order of business would be the agenda for March 16, 1976.

C O N S E N T A G E N D A

Approval of the minutes of the meeting of March 9, 1976.

RESOLUTIONS:

Resolution No. 23799 Setting Tuesday, April 6, 1976 at 5:00 p.m. as the date for hearing proposed Text Amendments to the Zoning Ordinance relating to permit procedures for Shoreline Management.

Resolution No. 23800 Setting Monday, April 12, 1976 at 4:00 p.m. as the date for hearing L.I.D. 5561 for installation of water mains and fire hydrants in the vicinity of 126th Street East and Military Road.

ASSESSMENT ROLLS:

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

L.I.D. 8059 - permanent paving on "A" Street from South 43rd Street to South 45th Street; also, storm drains only in South 43rd Street from Pacific Avenue to "A" Street.

Fixing Monday, April 26, 1976 at 4:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Tacoma/Pierce County Bicentennial Commission meeting of February 12, 1976.
- b. Minutes of the Tacoma Area Task Force for the needs of the handicapped meeting of February 18, 1976.
- c. Minutes of the Public Utility Board meeting of February 25, 1976.
- d. Minutes of City Planning Commission meeting of March 1, 1976.
- e. Minutes of Plaza-Pavilion Advisory Committee meeting of March 4, 1976.
- f. Minutes of Pierce County Commissioners meetings of March 8 and 9, 1976.
- g. Emergency Services Department filing Personnel & Administrative Claim No. 606-76-7(41), January, 1976.
- h. Monthly report, January 1976, Police Department.
- i. Monthly report, February 1976, City Towing.
- j. 1975 Annual Report, Traffic Division, Police Department.

Mr. Hudson moved that all of the items listed on the Consent Agenda, including Resolution Nos. 23799 and 23800 be approved. Seconded by Mr. Schroeder. Voice vote was taken and carried. The items were declared approved.

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

COMMUNICATIONS: Legislative report to the City Council by Mel Gaumer, Administrative Assistant to the Mayor.

Mr. Gaumer advised that this would probably be his last oral report to the City Council on legislative matters, as the Legislature is expected to adjourn within hours. He advised that the session has been relatively unproductive and reviewed some of the recent legislation. He thanked staff members for the work they had done in the gathering of information he needed to carry on his duties in Olympia.

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FINAL READING OF ORDINANCES:

Ordinance No. 20685 Appropriating the sum of \$84,290.00, or so much thereof as may be necessary, from the General Fund for hiring five additional police patrol officers and three kitchen helpers for the jail.

Roll call was taken, resulting as follows:

Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20686 Authorizing the proper officers of the City to execute a grant award agreement with the National Science Foundation in the sum of \$45,000.00 for a prototype of an automatic fire hydrant valve.

Roll call was taken, resulting as follows:

Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick, and Mayor Johnston.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20687 Appropriating the sum of \$27,000.00, or so much thereof as may be necessary, from the Federal Shared Revenue Fund for transferring all or such portion thereof as may be required to the Metropolitan Park District for fencing Point Defiance Park Zoo complex and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Roll call was taken, resulting as follows:

Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20688 Creating a new fund to be known as the "Police Department Special Revolving Fund: for special Police investigative matters.

Roll call was taken, resulting as follows:

Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20689 Amending the Pay and Compensation Plan for Sanitation Representative, Radio Operator and Building Maintenance Supervisor, effective January 1, 1976.

Roll call was taken, resulting as follows:

Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20690 Appropriating \$10,000.00 from the Contingency Fund to the Bicentennial Pavilion Revolving Fund for an audio/visual exhibit at the Bicentennial Pavilion and declaring an emergency making necessary the passage of this ordinance.

Roll call was taken, resulting as follows:

Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

Ordinance No. 20692 Repealing Section 3 of Ordinance 20207 relative to tax on card room activities.

Roll call was taken, resulting as follows:

Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick, and Mayor Johnston

Nays: 0

The Ordinance was declared passed.

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After completion of the March 16th Agenda, Mayor Johnston distributed to Council members the independent audit by Knight Vale & Gregory of the Data Processing Division. Mayor Johnston introduced William Brown of Knight Vale & Gregory who reviewed the recommendations made by the auditors and advised that since the audit several of the recommendations have been implemented.

Mayor Johnston announced that before moving on to the March 23rd Agenda, he would ask for a recess. Mayor Johnston moved to recess into Executive Session in order to discuss a personnel matter. Seconded by Mr. Nielsen. Voice vote was taken and carried. The Council recessed at 5:43 p.m. Council reconvened at 6:10 p.m.

The next order of business was the agenda of March 23, 1976.

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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 March 16, 1976.

PETITIONS:

- a. Edwards Construction Company requesting the rezoning of the property located approximately 280 feet south of 6th Avenue and approximately 580 feet west of Pearl Street from an "R-2" to an "R-4-L District.
- b. Martin I. Boyle requesting the rezoning of the property located on the northwest corner of South Alaska and South 82nd Street from an "R-2" to an "R-3-PRD" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 23801 Setting Tuesday, April 13, 1976 at 9:00 a.m. as the date for hearing by the Hearings Examiner on the vacation of a portion of Bay Street between Puyallup Avenue and East 25th Street and a portion of the alley abutting. (Dept. of Public Works)

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Plaza-Pavilion Advisory Committee meeting of March 12, 1976.
- b. Minutes of Civil Service Board meeting of March 1, 1976.
- c. Minutes of the Tacoma-Pierce County Civic Arts Commission meeting of February 19, 1976.
- d. Minutes of Pierce County Commissioners meetings of March 15 and 16, 1976.
- e. Monthly Report, Traffic Violations & Court Cases for the month of February, 1976, Municipal Court,
- f. Monthly report, February, 1976, Police Department.
- g. Monthly Report, December, 1975, Director of Finance.
- h. Dept. of Public Works filing Aging Schedule for various Urban Arterial Projects.
- i. 1975 Annual Report, Data Processing Division.

Mr. Schroeder moved that all of the items listed on the Consent Agenda, including Resolution No. 23801, be approved. Seconded by Mr. Nielsen. Voice vote was taken and carried. The items were declared approved.

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COMMUNICATIONS:

- a. Hearings Examiner submitting report and recommendation on Postscript Enterprises d/b/a Tyee Marina Request for Revision of Shoreline Management Substantial Development Permit No. 141.113.

Mr. Sonntag moved to concur in the recommendation of the Hearings Examiner. Seconded by Mr. Hudson. Roll call vote was taken, resulting in Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston. Nays: 0. The motion was declared passed.

- b. Hearings Examiner submitting report and recommendation on St. Regis Paper Company request for revision of Shoreline Management Substantial Development Permit No. 141.112.

Mr. Warnick moved to concur in the recommendation of the Hearings Examiner. Seconded by Mr. Nielsen. Roll call was taken, resulting in Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston. Nays: 0 The motion was declared passed.

- c. William J. Barker, Assistant City Attorney, requesting Rezone Request #120.662 of Joseph Verone be closed. (Continued from the meeting of September 2, 1975)

Mr. Sonntag moved to concur in the request of the Assistant City Attorney. Seconded by Mr. Hudson. Voice vote was taken and carried.

- d. Communication from the Tacoma/Pierce County Bicentennial Commission regarding their proposed plans for the future of the Lightship Swiftsure.

Jack Richardson, Chairman of the Tacoma/Pierce County Bicentennial Commission introduced Peter Darrah, Executive Secretary of the Commission and Nancy Wood, Public Relations Aide, who advised Council of the availability of the Lightship Swiftsure as a maritime museum and asked for Council support in continuing the museum after the Bicentennial Year by taking title to the ship.

Don Chapman of Radio Station KMO advised that if the City were to take title to the ship he would volunteer his services and the radio station for publicity in raising money for the project.

Mayor Johnston asked City Manager Erling Mork to bring to the Council the facts, including costs, as an agenda item for Council's consideration.

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FIRST READING OF ORDINANCES:

Ordinance No. 20693 Amending subsection (1) of Section 1.30.570 of the Official Code to allow for recalculation of any added pension benefits for those mandatorily retired during year 1976.

The Ordinance was set over for final reading next week.

Ordinance No. 20694 Amending the Pay & Compensation Plan for certain Sewer Utility classifications in accordance with agreement with Operating Engineers Local 286, effective January 1, 1976.

The Ordinance was set over for final reading next week.

Ordinance No. 20695 Amending Chapter 8.66 of the Official Code relative to transfer of concealed weapons.

Police Chief Smith advised that this amendment would bring the City's Official Code into compliance with State Law.

The Ordinance was set over for final reading next week.

Ordinance No. 20696 Amending Title 6 of the Official Code to provide for a leasehold excise tax 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. 20697 Amending Chapter 5.20 of the Official Code by repealing and reenacting subsection (j) of Section 5.20.090 relative to charge for collection of extra refuse.

The Ordinance was set over for final reading next week.

Ordinance No. 20698 Amending the Pay and Compensation Plan to add the position of Fire Research and Development Administrator.

City Manager, Erling Mork, asked that first reading of the Ordinance be continued for one week.

Mr. Sonntag moved to continue first reading of the ordinance for one week. Seconded by Mr. Warnick. Voice vote was taken and carried. First Reading of Ordinance 20698 was continued to March 30, 1976.

Ordinance No. 20699 Authorizing execution of a grant award agreement in the amount of \$90,000.00 with the State of Washington Law and Justice Planning Office, appropriating \$5,000.00 from the Contingency Fund; appropriating \$100,000.00, or so much thereof as may be necessary for operating the Dorcas House Project from April 1, 1976 through March 31, 1977 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.

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RESOLUTIONS:

Resolution No. 23710 (Continued from the meeting of February 17th) Expressing the intent of the Council to enter into a less-than-fee acquisition, owner-participation agreement and agreement for demolition of property located at 920 Broadway Plaza, formerly known as the Rhodes Department Store.

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

Gary Sullivan, Director of the Community Development Department, reviewed the proposed owner-participation agreement and the plans for demolition.

Mr. Eugene Quinn, Attorney for the Puget Sound National Bank, who are trustees for the building ownership, advised that it is their intention to place a park temporarily on the site after demolition until they obtain some leases for a new building.

Speaking in favor of the Resolution were Rohn Burgess, Executive Vice-President of the Downtown Tacoma Association; Don Barber, Second Vice-President of the Chamber of Commerce.

Speaking in opposition were Mr. Crawford and Mrs. Darlene Crawford.

Several Council members raised questions on the cost of the demolition and the proposed park. After discussion, roll call vote was taken on the Resolution, resulting in Ayes: 5 - Hudson, Nelson, Schroeder, Warnick and Mayor Johnston. Nays: 4 - Bichsel, Nielsen, Sonntag and Strege. The Resolution was declared adopted.

Purchase Resolution No. 23802 Awarding contract to Claude C. Purvis Company, Inc. on its bid of \$21,190.05 for W.O. 91814 - Central Wastewater Treatment Plant sludge pumping building modifications training room and to Tonnesen Construction Company on its basic bid of \$19,859.70 and supplemental bid of \$2,493.75 for L.I.D. 3763 - sanitary sewers.

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. 23803 Authorizing execution of an agreement with the Washington State Department of Revenue for administration and collection of local leasehold excise tax.

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

Resolution No. 23804 Authorizing the purchase of certain chemicals from Wyeth Laboratories for \$3,601.26 and from Dow Chemical for \$4,914.00 and waiving the requirement for competitive bidding.

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

Resolution No. 23805 Designating the "C" Street Warehouse, a/k/a Puget Sound Brewing Company as a City of Tacoma Historic Landmark.

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

Resolution No. 23806 Authorizing execution of an Owner Participation Agreement and a Less Than Fee Conveyance with T. Warren Brown and Sharon Lee Brown on Parcels 1105-14 in the New Tacoma Urban Renewal Plan, Wash. R-14.

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

Resolution No. 23807 Awarding contract to A and J Enterprises on its bid of \$33,803.70 on UR-11686, demolition and site cleanup work in New Tacoma Urban Renewal Project Wash. R-14.

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

Resolution No. 23808 Authorizing execution of a lease agreement with F. G. Marr, Jr., d/b/a Brig O'Dune Kennels, at the Tacoma Industrial Airport.

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

Bernie Gayle, Property Management and Insurance Supervisor, asked that the Resolution be continued for one week.

Mr. Warnick moved that the Resolution be continued for one week. Seconded by Mr. Nelson. Voice vote was taken and carried. The Resolution was continued to March 30, 1976.

Resolution No. 23809 Authorizing execution of a renewal lease agreement with Roy L. McGinn and Laura E. McGinn for office space for the Department of Human Development.

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

Resolution No. 23810 Authorizing execution of supplementary agreement with the Yellow Cab Company to extend the contract providing transportation to senior citizens and handicapped residents through December 31, 1976.

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

Resolution No. 23811 (First Reading)
Amending Section 13 of Rule 5 of the Council Rules of Procedure to add committee reports.

Mr. Sonntag moved that the Resolution be adopted. Seconded by Mr. Hudson.

The Resolution was set over for second reading next week.

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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Johnston appointed Council members Nelson, Nielsen and Strege to the L.I.D. Committee for the months of April, May and June.

Mr. Hudson advised that the Puget Sound Council of Government Sub-Regional Body, is meeting this Wednesday and next Wednesday nights to formulate comments from the Sub-Regional Body about the current restructuring problem in the Council of Governments. The meetings will start at 7 p.m. at the Fife City Council Chambers. He urged those interested to attend.

Mrs. Bichsel made a motion that there be an open meeting on Saturday, March 27, 1976 at 3 p.m. in the Council Chambers on energy conservation. Seconded by Mr. Hudson.

Mrs. Bichsel commented that Seattle has had 17 public hearings on W.P.P.S.S. 4 and 5, compared to Tacoma's two. She felt there should be more citizens input.

Mr. Hudson referred to the schedule of Seattle Hearings and felt that information should be gathered on planning beyond W.P.P.S.S. (1990).

Mr. Sonntag commented that he felt a meeting on Saturday afternoon would be a more convenient time for public testimony and asked that wide publicity of the meeting be made.

Mr. Warnick commented that he felt an evening meeting on another date would be better than Saturday afternoon in the spring and due to his committment to attend the March of Dimes Walk-A-Thon, he would not be able to attend the meeting.

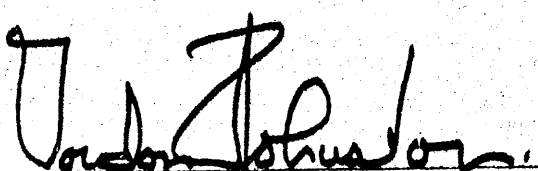
Mr. Nielsen inquired of the City Attorney as to whether citizens could submit their statements on the Environmental Impact Statement in writing as opposed to appearing at the hearing. He was advised by Mr. Hamilton that State Statute provides a period of 30 days during which comments are solicited and most of it is done in writing on Environmental Impact Statements.

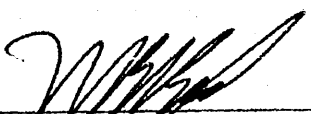
Mr. Schroeder said he has a prior committment and would not be able to attend the special meeting.

Mayor Johnston said he would not be able to attend the special meeting because, as Mayor, he will be greeting the returnees at the Walk-A-Thon.

Roll call was taken on the motion, resulting in Ayes: 9 - Bichsel, Hudson, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston. Nays: 0. The motion was declared passed.

On proper motion, the meeting adjourned at 8:30 p.m.


GORDON JOHNSTON - MAYOR

ATTEST: 
H. B. BOND - CITY CLERK