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CITY COUNCIL MINUTES

City Council Chambers  
February 13, 1979

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

Present on roll call: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

The Flag Salute was led by Mayor Parker.

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CONSENT AGENDA

Approval of the minutes of the regular meeting of February 6, 1979.

PETITIONS:

Steward Commercial, Inc., requesting the rezoning of the property located on the east side of Pacific Avenue approximately 150 feet north of South 88th Street from a "C-1" to a "C-2" District.

For referral to the Hearings Examiner.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Hearings Examiner Agenda for Tuesday, February 13, 1979, and Wednesday, February 14, 1979.
- b. Minutes of the meeting of the Mayor's Veterans Employment Task Force, January 3, 1979.
- c. Minutes of the meetings of the Pierce County Board of Commissioners, February 5 and 6, 1979.
- g. Annual Report of the Beautification Committee, 1978.
- h. Annual Report of the Municipal Authority, October, 1977.

Councilwoman Bichsel moved that all items on the Consent Agenda be approved. Seconded by Councilman Nielsen. Voice vote was taken and carried. The items were declared adopted.

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REGULAR AGENDA

COMMUNICATIONS:

- a. Hearings Examiner recommending denial of the request of Ken Johnson, Jr. for reclassification of the southwest corner of South 47th Street and Alaska Street from an "R-2" to an "R-4-L" District.

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

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FINAL READING OF ORDINANCES:

Ordinance No. 21327

Vacating a small portion of 6th Avenue at Howard Street.  
(Ron Miller)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege,  
Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21413

Vacating a portion of South 32nd Street at Tyler Street.  
(M. C. Pruitt)

Roll call vote was taken, resulting as follows:

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege,  
Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21607 (Continued from the meeting of February 6, 1979)

Amending Chapter 13.06 of the Official Code relating to setback regulations for accessory buildings; "PRD Planned Residential Development District use regulations for multiple-family dwellings; expiration periods for Special Use Permits and parking regulations for warehouse and industrial uses.

Councilman Hudson moved to consider Substitute Ordinance No. 21607. Seconded by Councilman Strege. Voice vote was taken and carried.

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

Ayes: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

Ordinance No. 21608

Authorizing execution of an amendment to a grant award contract with the Washington State Arts Commission in the amount of \$136.00 accepting a contribution in the amount of \$68.00 from Pierce County, transferring \$68.00 from the General Fund to the Neighborhood Arts Program Fund and appropriating \$272.00 from the Neighborhood Arts Program Fund for the purpose of operating the Neighborhood Arts Program.

Councilman Hudson excused himself in consideration of this ordinance due to a possible conflict of interest. Councilman Hudson left the Council Chambers.

Roll call vote was taken, resulting as follows:

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

Nays: 0

Absent: 1 - Hudson

The Ordinance was declared passed.

Ordinance No. 21609

Authorizing execution of a grant award contract with the Pacific Northwest Regional Commission in the amount of \$47,000.00, creating a new fund to be known as the Fair/Exposition Planning and Development Fund, appropriating \$47,000, or so much thereof as may be necessary from said new fund, and authorizing execution of an agreement with Allen Beach, 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: 9 - Bichsel, Evans, Hudson, Kirby, Nielsen, Schroeder, Strege, Warnick and Mayor Parker.

Nays: 0

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 21610

Vacating the south one-half of South 10th Street between "A" Street and Cliff Avenue. (Department of Public Works)

Councilman Nielsen moved to concur in the Findings, Conclusions and Recommendations of the Hearings Examiner. Seconded by Councilman Schroeder.

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

Ordinance No. 21611

Amending Subsection (b) of Section 6.59.020 of the Official Code to remove the age requirements from the Qualifications for Mechanic's License for holders of a Master's License or a State of Washington Certificate.

Dick Newman, Director of the Tax & License Department, advised that there is an alternate ordinance in the agenda. He explained that this one would require a written consent of the applicant's parent or guardian if said applicant is not 18 years old. The parent or guardian would be responsible for and guarantee performance of the minor making the application in accordance with the terms and conditions of the licensing provisions.

Deputy Mayor Warnick moved to consider Alternate Ordinance No. 21611. Seconded by Councilman Schroeder. Voice vote was taken and carried.

The Ordinance was set over for final reading next week.

Ordinance No. 21512

Authorizing execution of a grant award contract with Pierce County in the amount of \$4,362.00; creating a new fund to be known as the Youth Development Project Fund; accepting the sum of \$242.00 from the State of Washington; transferring the sum of \$255.00 from the General Fund to said new fund and appropriating the sum of \$4,859.00, or so much thereof as may be necessary from the Youth Development Project Fund for the purpose of conducting the Police/School Liaison Program.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 25406 (Continued from the meeting of January 9, 1979)

Authorizing the Community Development Department to enter into a personal services contract for the sum of \$10,000 to implement a study to analyze the commercial and industrial space in the City of Tacoma .

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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. 25511 (Continued from the meeting of February 6, 1979)

Appointing David Purchase as a member of the Citizens' Transportation Advisory Committee for a three-year term expiring on February 5, 1979.

Deputy Mayor Warnick moved that the Resolution be adopted. Seconded by Councilwoman Bichsel. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25525

Authorizing the sale of certain damaged vehicles to highest bidders.

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

Resolution No. 25526

Authorizing the purchase of replacement cleats for the Trashmaster compaction unit from Caron Corporation and waiving the requirement for competitive bidding.

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

Resolution No. 25527

Authorizing execution of a lease/purchase agreement of existing Wang word processing equipment with First Municipal Northwest, Inc.

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

Resolution No. 25528

Approving the preliminary plat of MASON CIRCLE located west of Tyler Street and north of South 40th Street. (Stephen Anderson)

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

Resolution No. 25529

Adopting Legislative Position Statement No. 3, as set forth on Exhibits "A" through "S" attached as the official position of the City of Tacoma on proposed legislation.

Councilwoman Bichsel moved that the Resolution be adopted. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 25530

Expressing the City Council's intent to participate in the Neighborhood Revitalization Program.

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

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PUBLIC HEARINGS AND APPEALS:

- a. This is the date set for hearing the appeal of Talmo Export, Inc. and Talmo, Inc., of certain Audit-Assessment Notices by the Tax & License Department. (Continued from the meeting of January 16, 1979)

Mayor Parker advised that the Talmo Export, Inc., office telephoned that the representative was ill and asked that the hearing be postponed for one week.

Mayor Parker moved that the hearing be continued one week. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried. The hearing was continued to February 20, 1979.

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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Councilman Hudson moved that he be replaced as a member of the Human Relations Commission temporarily by Mrs. Bichsel. Seconded by Councilwoman Bichsel.

Mayor Parker explained that it has come to his attention that Mrs. Bichsel's appointment to the Human Relations Commission is for her term of office and unless he receives her resignation it is not within his power to appoint Mr. Hudson, even though Council has already adopted his appointment.

Mr. Hudson reported that last week when he was in Washington, D.C., with the Council of Governments, they had a meeting with Senator Jackson. Senator Jackson conveyed to them the seriousness of the present Middle East situation and the affect it may have on oil and gas flows from the Middle East, including Saudi Arabia.

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Mayor Parker asked the City Manager to have staff prepare contingency plans for the City in the event of a massive shortage of fuel.

Mayor Parker referred to last week's postponement of the sewer contract with Pierce County and said that he had discovered that the only City affected by the County's sewer contract would be the City of Milton. All of the other cities throughout Pierce County, which do business with our sewer utility, do it as direct customers. Mayor Parker then moved that the resolution be included on next week's agenda. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried.

Mayor Parker moved that the Council authorize proposed settlement of the following claims in the amounts set forth in the confidential memorandum from the office of the City Attorney to the City Manager dated February 13, 1979, respectively, to wit:

Claim of Nathalia M. Brooks  
Claim of Raymond E. Garcia

and that the proper officers of the City be authorized and directed to prepare the necessary papers for the payment of said claims and the obtaining of appropriate releases therefor, if accepted. Seconded by Deputy Mayor Warnick. Voice vote was taken and carried.

Mayor Parker moved that the memorandum, as amended last meeting by Councilman Schroeder, be the memorandum of instruction to the City Manager and City staff to move forward on that proposal which is to eliminate the position of the Executive Assistant to the Mayor and City Council and to authorize the filling of the position of Office Services Supervisor, and that if then a vacancy occurs the hiring of an Administrative Secretary. Seconded by Councilman Kirby.

Councilman Evans moved that the memorandum be amended and that the three people for the interviewing committee be comprised of a staff member of Personnel, the present Administrative Secretary and one Council person. Seconded by Councilman Nielsen. Voice vote was taken and carried.

Councilman Hudson commented that he felt the position should be evaluated by Council members as well as the Mayor and also be evaluated by the Personnel Department. Councilman Hudson then moved to further amend the proposal to keep the current secretary in her current status with her current level of pay and current title, and to hire an additional secretary. Seconded by Councilwoman Bichsel.

Roll call vote was taken, resulting in:

Ayes: 5 - Bichsel, Hudson, Nielsen, Schroeder and Warnick.

Nays: 4 - Evans, Kirby, Strege and Mayor Parker.

The motion was declared passed.

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Mayor Parker moved that the Council elevate the position of Administrative Secretary to a position with the pay of Confidential Secretary. Seconded by Councilman Kirby. Roll call vote was taken, resulting in: Ayes: 5 - Evans, Kirby, Nielsen, Strege and Mayor Parker. Nays: 4 - Bichsel, Hudson, Schroeder and Warnick. The motion was declared passed.

City Attorney, Bob Hamilton, advised that since they have created an additional appointive position, an ordinance will have to come to Council for passage.

Councilman Nielsen changed his vote from Aye to Nay with the result that the motion had four Ayes and five Nays. The motion was declared failed.

On proper motion, the meeting adjourned at 6:30 p.m.



MIKE PARKER - MAYOR

ATTEST:



H. B. BOND - CITY CLERK