

CITY COUNCIL MINUTES

City Council Chambers  
January 27, 1976

The meeting was called to order at 5:06 p.m.

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

The Flag Salute was led by Mr. Sonntag.

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PROCLAMATIONS:

Mayor Johnston announced there would be a great social event in the City of Tacoma this coming Saturday sponsored by the Tacoma Art Museum. He proclaimed the night of January 31, 1976 as "The Night Tacoma Danced". Music would be provided by the Tommy Dorsey Band and the Epucentres.

Mayor Johnston announced that Tacoma has a distinguished visitor from the continent of Australia by the name of Eelco Tacoma. Mr. Tacoma comes from the town of Canning near the City of Perth. He presented Mr. Tacoma with a book on the State of Washington, fully illustrated and containing a history. He presented him with two additional copies, one for the Town of Canning and one for the City of Perth. He also presented Mr. Tacoma with a key to the City. Mr. Tacoma, in turn, presented to the Mayor and the City of Tacoma illustrated booklets on the Town of Canning and the City of Perth and also books of statistics. These books were turned over to the Tacoma Public Library.

Mr. Dave DeForest, President, and Art Connelly of the Tacoma Junior Chamber of Commerce, presented a certificate of honorary membership in the Tacoma Jaycees to Mr. Tacoma, a membership plaque and also a pin from the U. S. Jaycees.

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Mayor Johnston moved to recess the meeting into Executive Session to receive an updated review of labor negotiations. Seconded by Mr. Hudson. Voice vote was taken and carried. The meeting recessed at 5:17 p.m. The meeting reconvened at 6:14 p.m.

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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 January 20, 1976.

PETITION:

THOMAS P. YERBICH requesting the rezoning of the property located on the west side of Puget Sound Avenue between South 74th and 76th Streets from an "R-2" to an "R-3" District.

For referral to the Hearings Examiner.

ASSESSMENT ROLLS:

The Directors of Public Works and Public Utilities present the Assessment Rolls for the following:

L.I.D. 3746 - sanitary sewers in the Northeast Tacoma area.

L.I.D. 5553 - water mains in Defiance Street from North 45th Street to North 46th Street.

Fixing Monday, February 23, 1976 at 4:00 p.m. as the date for hearing.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Board of Port Commissioners of the Port of Tacoma meeting of December 8 & 23, 1975 and January 14, 1976.
- b. Minutes of City Beautification Committee meeting of December 11, 1975 and January 8, 1976.
- c. Minutes of the Tacoma City Planning Commission meetings of January 12 and 19, 1976.
- d. Minutes of Housing and Community Development Advisory Committee Public Hearings for Districts 1 - 5 held January 7, 8, 9, 14, 15 and 19, 1976.
- e. Minutes of Pierce County Commissioners meeting of January 12 and 19, 1976.
- f. Planning Commission filing Status Report regarding property acquisition recommendations for Public Open Space.

Mr. Nelson moved that all of the items listed on the Consent Agenda 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:

Mel Gaumer, Administrative Assistant to the Mayor, reported on Bills in the State Legislature of interest and concern to the City.

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FINAL READING OF ORDINANCES:

Ordinance No. 20652 Authorizing the execution of a Grant Award Contract with the State of Washington Office of Community Development Law and Justice Planning in the sum of \$27,550.00 for continuing the Youth Services Bureau Volunteer Coordinator Program; authorizing the transfer of \$1,450.00 from the General Fund to Law and Justice Fund No. 1320; appropriating \$29,000.00, or so much thereof as may be necessary, from said fund; 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. 20653 Appropriating \$18,150.00, or so much thereof as may be necessary, from the Federal Shared Revenue Fund for continuing operation of certain recreation and leisure time services for the handicapped during 1976, to be administered by the Dept. of Human Development, 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. 20654 Authorizing the proper officers of the City to enter into an agreement with the Pierce County Drug Alliance for continuing the operation of the Drug Service System Project during 1976; appropriating \$40,000.00, or so much thereof as may be necessary, from the Federal Shared Revenue Fund 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. 20655 Authorizing the proper officers of the City to execute an agreement with the Progress House Association for continuing operation of the Leo Charles House Project during 1976; appropriating \$26,900.00, or so much thereof as may be necessary from the Federal Shared Revenue Fund; and declaring an emergency making necessary the passage of this ordinance.

Mr. Sonntag moved to amend the ordinance by substituting the amount \$41,900.00 for \$26,900.00 wherever it appears in the Ordinance. Seconded by Mrs. Bichsel.

After discussion, Mr. Strege moved that final reading of the ordinance be continued for one week. Seconded by Mr. Hudson. Voice vote was taken and carried.

Final reading was continued to February 3, 1976.

Ordinance No. 20656 Authorizing the proper officers of the City to execute an agreement with the Speech and Hearing Center of Mary Bridge Children's Health Center for continuing the operation of the Seniors Outreach Program during 1976; appropriating \$4,000.00 or so much thereof as may be necessary from the Federal Shared Revenue Fund 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. 20657 Authorizing the proper officers of the City to execute an agreement with the Big Brothers of Tacoma-Pierce County for continuing the operation of the Big Brothers/Big Sisters Project during 1976; appropriating \$22,000.00 or so much thereof as may be necessary from the Federal Shared Revenue Fund 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. 20658 Authorizing the proper officers of the City to execute an agreement with Mary Bridge Child Development and Learning Center for continuing the operation of the Mary Bridge Child Development and Learning Center Program during 1976; appropriating \$16,475.00, or so much thereof as may be necessary from the Federal Shared Revenue Fund 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. 20659 Repealing Chapter 7.20 of the Official Code relating to the Police Reserve.

Roll call was taken, resulting as follows:

Ayes: 8 - Bichsel, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick, Mayor Johnston  
Nays: 1 - Hudson

The Ordinance was declared passed.

Ordinance No. 20661 Amending the Pay and Compensation Plan relative to certain Union negotiated positions.

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.

Mayor Johnston left the meeting at 7:15 p.m. Deputy Mayor Warnick presided during the remainder of the meeting.

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FIRST READING OF ORDINANCES:

Ordinance No. 20662 Amending Chapter 13.06 of the Official Code to change the classification of the west side of South "C" Street at 86th Street extended from an "R-2" to an "R-4-L" District. (Lundstrom, Inc.) (1/16/76 Appeal filed by Walter C. Ristvet)

Bob Backstein, Hearings Examiner, advised Council that an appeal had been filed by Mr. Walter C. Ristvet.

Mr. Nelson moved to suspend the rules in order to hear the appeal. Seconded by Mr. Schroeder. Voice vote was taken and carried.

L. Frank Johnson, Attorney for Mr. Ristvet, reviewed the reasons why the appellant and other objectors in the neighborhood felt the rezone should not be allowed. He answered questions of Council members.

Bob Backstein reviewed the rezone request and all the procedures that had been followed for the hearing and answered questions for Council.

After discussion, Mr. Nelson moved that the appeal be denied. Seconded by Mr. Nielsen. Voice vote was taken and carried, with Mr. Strege dissenting.

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

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RESOLUTIONS:

Resolution No. 23724 (Continued from the meeting of January 20, 1976) Authorizing the proper officers of the City to enter into an agreement with the Tacoma Chapter of the American Red Cross to implement the Red Cross Supplemental Transportation Program of the Department of Human Development's Transportation Division.

Mr. Sonntag moved that the Resolution be continued for one week. Seconded by Mr. Nielsen. Voice vote was taken and carried. The Resolution was continued to February 3, 1976.

Resolution No. 23725 (Continued from the meeting of January 20, 1976) Authorizing the execution of an agreement with Pacific First Federal Savings and Loan Association for an easement for unobstructed view over the 12th Street escalade.

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

Purchase

Resolution No. 23729 Awarding contract to the Martig Bub-L-Air on its bid of \$9,395.69 for portable sewer flow monitoring equipment and rejecting all bids on annual supply of automotive batteries for 1976.

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. 23730 Authorizing execution of in-lieu of tax agreement with Mason County for Cushman hydroelectric project.

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

Resolution No. 23731 Authorizing memorandum of agreement with I.B.E.W. Local #483 Electrical Supervisor's Unit.

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

Resolution No. 23732 Granting an easement to the Public Works Department over portion of Water Division flume line right-of-way in the vicinity of South Clement, South 64th and 66th Streets.

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. 23733 Authorizing application to the Boundary Review Board to provide water service in the vicinity of 19th Street and 64th Avenue West.

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. 23734 Authorizing application to Boundary Review Board to provide water service in North Woodland area.

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. 23735 Authorizing execution of an agreement with Pierce County providing for the "El Cid" program.

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

Resolution No. 23736 Authorizing execution of a lease agreement with Air Gemini, Inc. for counter space in the Terminal Building at the Tacoma Industrial Airport.

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

Ron Thompson, Attorney and Secretary of Air Gemini, Inc. spoke and answered questions of Council members.

Robert Averitt, a potential lessee of hanger space at the Airport, asked questions of Mr. Bond, City Clerk, regarding space that Air Gemini would be leasing.

Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 23737 Authorizing the proper officers of the City to file a project prospectus with the Washington State Department of Highways for federal funds under the Safer Roads Demonstration Program.

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

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PUBLIC HEARINGS: This is the date set for hearing on the Business & Occupational Tax rates levied on travel agencies. (Larry Clark, President, Travel Center, Inc.)

Larry Clark, President, Travel Center, Inc., advised that the State Legislature recently reduced the B & O tax on travel agencies as they felt recent interpretations of State law taxed the travel agencies an unfair amount. Mr. Clark asked that the Tacoma City Council follow the State and reduce the B & O tax on travel agencies.

It was the feeling of Council members that tax adjustments should not be made on a piece meal basis. Comment was made on the fact the City has a Citizens Municipal Tax Advisory Committee which was established a year ago to review all B & O taxes and make recommendations to Council. Mr. Warnick asked Erling Mork, the City Manager, to write to Dr. Robert Waldo, Chairman of the Committee, to find out the status of their review.

Mr. Hudson moved to continue the travel agencies' appeal until such time as Council takes action on the B & O tax recommendations of Dr. Waldo's Committee. Seconded by Mr. Nelson. Voice vote was taken and carried.

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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Hudson asked that staff supply Council with information on "Progress House". He also commented he felt it advisable that Dr. Waldo's Committee report to Council within 30 days.

Mr. Hudson asked for a study session on the Hearings Examiner process sometime within the next six months for the purpose of considering possible amendments.

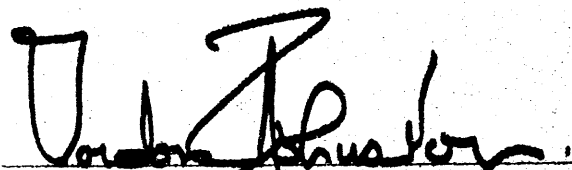
Mr. Sonntag asked that his recent request for an ordinance relating to taxes on non-profit organizations holding one raffle or bazaar each year be scheduled for a study session as soon as possible.

Mr. Strege listed the following suggested reforms to aid in legislative functions and asked for advice on them from other Council members: Advance delivery date of the agenda by one day in order to allow time for research on agenda items; the feasibility of additional equipment for the Council's research room; invite public comment during study sessions; suggested Friday as a better day for study sessions; suggested use of non-salaried University interns who could assist the Council members with research; allow public hearings on major policy issues; reform the budget review process in order to allow Council members earlier participation in the budget review.

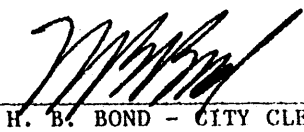
Inquiry was made by Deputy Mayor Warnick as to possible problems in advancing the delivery date of the agenda. Erling Mork advised he would research the matter and report back.

Deputy Mayor Warnick suggested the subject of the budget review process be discussed at a study session to determine procedures.

On proper motion, the meeting adjourned at 8:22 p.m.



GORDON JOHNSTON - MAYOR



ATTEST:

H. B. BOND - CITY CLERK

