

CITY COUNCIL MINUTES

City Council Chambers
May 3, 1977

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

Present on roll call: 7 - Bichsel, Nelson, Schroeder, Sonntag, Strege, Warnick, Mayor Johnston. Absent: 2 - Hudson and Nielsen.

The Flag Salute was led by Mr. Sonntag.

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

Approval of the minutes of the meeting of April 26, 1977.

RESOLUTIONS:

Resolution No. 24415

Setting Monday, May 23, 1977 at 4:00 p.m. as the date for hearing L.I.D. 2443 for an oil surface treatment on certain streets in census tracts 618, 621, 623 and 635.

Resolution No. 24416

Setting Monday, May 23, 1977 at 4:00 p.m. as the date for hearing L.I.D. 2444 for an oil surface treatment on certain streets in census tracts 620, 621, 623, 632, 633, 634, and 635.

Resolution No. 24417

Setting Monday, May 23, 1977 at 4:00 p.m. as the date for hearing L.I.D 3788 for sanitary sewers in 25th Street NE from 64th Avenue NE west 320 feet; 67th Place NE from 19th Street NE north approximately 200 feet to dead end; and other nearby streets.

Resolution No. 24418

Setting Monday, May 23, 1977 at 4:00 p.m. as the date for hearing L.I.D. 5573 for water mains in 56th Avenue NE from 29th Street NE to 31st Street NE.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of City Beautification Committee meeting of March 31, 1977.
- b. Minutes of Tacoma Planning Commission meeting of April 18, 1977.
- c. Minutes of Civil Service Board meeting of April 18, 1977.

- d. Minutes of Public Utility Board meeting of April 13, 1977.
- e. Minutes of Plaza-Pavilion Advisory Committee meeting of April 27, 1977.
- f. Minutes of Board of Pierce County Commissioners meetings of April 25 and 26, 1977.
- g. Monthly Financial Reports, February 1977, Belt Line Railway, Light and Water Divisions, Dept. of Public Utilities.
- h. 1976 Data Processing Annual Report.
- i. Monthly Report, March 1977, Police Department.
- j. 1976 Annual Financial Report, Finance Director.
- k. Volume 1, 2, 3 and 4, Application to the Federal Power Commission for Relicensing.
- l. Monthly Report, March 1977, Fire Department.

Mr. Nelson moved that all of the items listed on the Consent Agenda be approved, including Resolution Nos. 24415, 24416, 24417 and 24418. Seconded by Mr. Schroeder. Voice vote was taken and carried. The items were declared approved.

Mayor Johnston moved to excuse Mr. Hudson and Mr. Nielsen. Seconded by Mr. Warnick. Voice vote was taken and carried.

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

FINAL READING OF ORDINANCES:

Ordinance No. 20975 (Continued from the meeting of April 5th)

Granting a non-exclusive franchise for CATV to Tribune Publishing Company d/b/a Cable TV Puget Sound Corporation.

H. B. Bond, City Clerk/Director of General Services, reviewed the revised sections of the Ordinance.

Ed Lane, Attorney for CATV Puget Sound Corporation, asked for a revision of Section 16, to delete "customer connections". He also asked that Sections 20 and 22 be deleted and asked that Section 25 be revised to read 300 feet instead of 1,000 feet.

Mr. Warnick asked that a memo outlining the City position on the sections in question be sent to Council for next week's meeting.

Mr. Warnick moved that the Ordinance be continued for one week. Seconded by Mr. Sonntag. Voice vote was taken and carried. Final reading of the Ordinance was continued to May 10, 1977.

Ordinance No. 20542

Amending Chapter 13.06 of the Official Code to change the classification of the westerly side of Manitou Way between South 40th and 41st Streets extended west from an "R-3" to a "C-1" District. (Fred R. Roberson)

Roll call was taken, resulting as follows:

Ayes: 7 - Bichsel, Nelson, Schroeder, Sonntag, Strege, Warnick, Mayor Johnston

Nays: 0

Absent: 2 - Hudson and Nielsen

The Ordinance was declared passed.

131

Ordinance No. 20946

Amending Chapter 13.06 of the Official Code to reclassify the north side of South 56th Street between Cheyenne and Gove Streets extended north from an "R-2" to an "R-3-PRD" District. (Jackson W. Bailey)

Roll call was taken, resulting as follows:

Ayes: 7 - Bichsel, Nelson, Schroeder, Sonntag, Strege, Warnick, Mayor Johnston

Nays: 0

Absent: 2 - Hudson and Nielsen

The Ordinance was declared passed.

Ordinance No. 21051

Amending Chapter 13.06 of the Official Code to reclassify the southeast corner of South 12th and Woodlawn Street from an "R-2" to an "R-3" District. (T & L Construction, Inc.)

Roll call was taken, resulting as follows:

Ayes: 7 - Bichsel, Nelson, Schroeder, Sonntag, Strege, Warnick, Mayor Johnston

Nays: 0

Absent: 2 - Hudson and Nielsen

The Ordinance was declared passed.

Ordinance No. 21058

Authorizing execution of an agreement with the State Department of Ecology for a grant in the amount of \$30,000 for implementing the Shoreline Data Management Project, creating a new fund to be known as the "Coastal Zone Management Fund" and appropriating the sum of \$30,000.00 for the purpose of carrying out the project.

Roll call was taken, resulting as follows:

Ayes: 7 - Bichsel, Nelson, Schroeder, Sonntag, Strege, Warnick, Mayor Johnston

Nays: 0

Absent: 2 - Hudson and Nielsen

The Ordinance was declared passed.

Ordinance No. 21059

Providing for the improvement of L.I.D. 3786 for sanitary sewers in Brown's Point Boulevard from 33rd Street NE to Shorecliff Drive and Shorecliff Drive from Brown's Point Boulevard southerly approximately 1100 feet.

3

Mr. Warnick excused himself from participating in consideration of the Ordinance due to a possible conflict with the appearance of fairness doctrine. Mr. Warnick left the Council Chambers.

Speaking against the Ordinance was Jim Barglet, property owner, representing seven property owners on the west side of Shorecliff Drive. He suggested that the sewer be run along the back lot line in Shorecliff Terrace along lots 10 through 15 rather than along Shorecliff Drive. He claimed this would be cheaper and more efficient.

Ron Button, Director of Public Works, advised, that recorded opposition to the L.I.D. was 33% of the property owners.

Mr. Sonntag moved to delete from the Ordinance that portion on Shorecliff Drive, namely lots 4 through 6. The motion failed for lack of a second.

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

Ayes: 6 - Bichsel, Nelson, Schroeder, Sonntag, Strege, Mayor Johnston

Nays: 0

Absent: 3 - Hudson, Nielsen, Warnick

The Ordinance was declared passed.

Ordinance No. 21060

Approving and confirming the assessment roll for L.I.D. 8108 for permanent paving on East 63rd Street from East "I" to East "J"; East "L" from East 63rd to East 64th; East 90th from East "D" to East "E" and storm drain lines in East "D" from East 90th to East 91st Street.

Roll call was taken, resulting as follows:

Ayes: 7 - Bichsel, Nelson, Schroeder, Sonntag, Strege, Warnick, Mayor Johnston

Nays: 0

Absent: 2 - Hudson and Nielsen

The Ordinance was declared passed.

FIRST READING OF ORDINANCES:

Ordinance No. 21061

Amending Section 13.04.300 of the Official Code to delete a portion of Lincoln Avenue from the major street plan.

The Ordinance was set over for final reading next week.

Ordinance No. 21062

Creating a new fund to be known as the "Elderly and Handicapped Transportation Fund", appropriating the sum of \$78,122.00, or so much thereof as may be necessary from said fund, and \$88,910.00, or so much thereof as may be necessary from Transit Fund No. 440 for the purpose of carrying out the Elderly and Handicapped Demand Response Transportation and Home Delivered Meals Program and declaring an emergency making necessary the passage of this ordinance and its taking effect immediately upon publication.

Mr. Ben Benoit of the Transit Department advised that there is a correction on the Ordinance which adds the program for wheelchair lift on Transit buses.

Mayor Johnston moved to substitute the corrected pages one through three. Seconded by Mr. Nelson. Voice vote was taken and carried.

The Ordinance as corrected was set over for final reading next week.

RESOLUTIONS:

Purchase Resolution No. 24419

Awarding contracts to: (1) Woodworth and Company on its bid of \$31,456.66 for L.I.D. 8147 - Residential Street Paving; (2) Woodworth and Company on its bid of \$50,956.68 - W.O. 82022.06 - South End Tennis Courts; (3) Jardeen Brothers, Inc. on its bid of \$144,118.37 - W. O. 58740 - South 12th and Commerce Street, Public Restrooms and Transit Depot; (4) Jardeen Brothers, Inc. on its bid of \$596,072.00 - W. O. 82002.15 - South 16th and "K" Streets, Multi-Purpose Community facility; (5) West Coast Machine Tools, Inc., on its bid of \$18,940.38 - Precision Engine Lathe and (6) Pay Line Northwest on its bid of \$21,141.14 - Tractor Loader and Mower.

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

Resolution No. 24420

Authorizing the proper officer of the City to file a Notice of Intent with the Pierce County Boundary Review Board to serve water to the area between McMillin and Orting westerly of Pioneer Way.

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

Resolution No. 24421

Authorizing Supplement to existing Green River Watershed Agreement with Weyerhaeuser Company.

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

134

Resolution No. 24422

Authorizing execution of a collective bargaining agreement with County and City employees Local 120 for year 1977.

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

Resolution No. 24423

Authorizing execution of an agreement with Dames & Moore for consultant services to aid in the design, development and implementation of a Shoreline Data Management Project.

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. 24424

Authorizing execution of an agreement with the Tribune Publishing Company relating to a PDB Planned Business Development District on the west side of State Street between South 23rd and South 25th Street.

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

Resolution No. 24425

Authorizing execution of a Memorandum of Understanding between the United States Conference of Mayors and the City of Tacoma for implementation of the "K" Street Neighborhood Commercial Revitalization Program.

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. 24426

Authorizing execution of a Referendum 29 Construction Funding Contract with the Washington State Department of Social and Health Services.

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

Gary Sullivan, Director of the Community Development Department, asked that an amendment be made to the contract on page one, section five, he asked that the following be added: "The foregoing services are illustrative of those which are intended for a community center. It may be that program content will be adjusted from time to time to reflect current community needs." Mr. Sonntag moved to make the amendment. Seconded by Mr. Strege. Voice vote was taken and carried.

Mr. Sullivan asked that another amendment be made in paragraph ten, Maintenance and Operation, the figure should read \$31,013.00 and should say "The City of Tacoma Human Development Department and the following private social service agencies: (1) Hilltop Multi Service Center, (2) Panel for Family Living, and (3) Big Brothers and Big Sisters have agreed to occupy the 8,270 square feet available for

6

social service delivery. The rent will be based on a share of maintenance and operation cost of any shared space and the total maintenance and operation for the space they occupy." Mr. Sonntag moved that the amendment be made. Seconded by Mr. Strege. Voice vote was taken and carried.

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

Resolution No. 24427

Authorizing execution of a contract with Anthony Pantley to perform training and supervisory functions for the Youth-Home Repair project of the Work Experience Program.

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

Resolution No. 24428

Approving the concept of the 911 emergency telephone communication network system.

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

Resolution No. 24429

Authorizing execution of agreement with Pierce County for sewage service in the vicinity of South 96th and "D" Street and in the vicinity of South 96th and Park Avenue.

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

Resolution No. 24430

Authorizing execution of an agreement with Harris, Reed and Litzenberger, Architects, for the design and construction surveillance of the two combination fireboat facilities.

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

Resolution No. 24431

Authorizing execution of a lease agreement with Henry A. Rhodes, Inc. for office space for the Job Opportunities for Youth Program at 904-906 Broadway Plaza.

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

Resolution No. 24432

Establishing the temporary position of Summer Youth Field Coordinator under Title I CETA for operation of the Summer Employment Program.

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

136

APPEALS:

This is the date set for hearing the appeal of Hauserman, Inc. #AD-1341 Audit-Assessment Notice of Tax & License Director.

Mayor Johnston advised that he has been notified that the appellant wishes to have the appeal heard next week.

Mayor Johnston moved to continue the appeal for one week. Seconded by Mr. Sonntag. Voice vote was taken and carried. The appeal was continued to May 10, 1977.

Mr. Nelson moved to suspend the rules in order to consider Resolution No. 24433. Seconded by Mr. Sonntag. Voice vote was taken and carried.

Resolution No. 24433

Approving the purchase of the Medical Arts Building for a total price of \$1,540,000.

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

Mayor Johnston moved to continue the Resolution for one week. Seconded by Mr. Strege. Roll call vote was taken, resulting in Ayes: 5 - Bichsel, Schroeder, Strege, Warnick, Mayor Johnston. Nays: 2 - Nelson, Sonntag. Absent: 2 - Hudson and Nielsen. The motion carried.

The Resolution was continued to May 10, 1977.

REPORTS BY CITY MANAGER:

Erling Mork, City Manager, advised on August 9, 1976 a City vehicle had an accident which damaged an ornamental pole. He reported that the cost of repairs were \$4,546.27. He asked that permission be granted under the self-insurance plan to pay Carl T. Madsen, Inc. the \$4,546.27 for doing the repair work.

Mayor Johnston moved that the bill of Carl T. Madsen, Inc. in the amount of \$4,546.27 be paid. Seconded by Mr. Sonntag. Voice vote was taken and carried.

COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

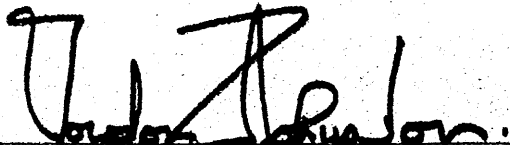
Mayor Johnston commented on the many projects of the City and suggested that renderings of these projects could be displayed in the lobby of the building.

Mr. Sonntag referred to a position of a Manager, Training Classrooms and Firing Range and said that if the position is being dropped from CETA, he would ask that it become a permanent position.

Mr. Sonntag admonished the Tacoma News Tribune for their editorial on May 1, 1977 which accused the Council of obtaining "windfall profits" in utilizing gimmicky in implementing the City Light surcharge. He said the statement is false and untrue.

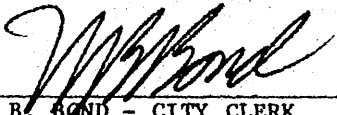
8

On proper motion, the meeting adjourned at 7:40 p.m.



GORDON JOHNSTON - MAYOR

ATTEST:



H. B. BOND - CITY CLERK

