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CITY COUNCIL MINUTES

City Council Chambers  
May 17, 1977

The meeting was called to order at 5:13 p.m.

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

The Flag Salute was led by Mr. Warnick.

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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 May 10, 1977.

PETITIONS:

DICK McARTHUR requesting the rezoning of the property located on the west side of "C" Street at South 82nd Street from an "R-2" to an "R-4-L" District.

NEIL D. & MARY ANN WINTERS requesting the rezoning of the property located on the northeasterly corner of South 8th and "I" Streets from an "R-5-T" to a "C-1" District.

For referral to the Hearings Examiner.

RESOLUTIONS:

Resolution No. 24448

Setting Monday, June 13, 1977 at 4:00 p.m. as the date for hearing L.I.D. 3787 for sanitary sewers in S. Alaska from S. 95th to S. 96th; S. Cushman from S. 81st to S. 83rd; and in alley between E. "G" and McKinley Ave. from E. 88th to E. 90th Street.

Resolution No. 24449

Setting Monday, June 13, 1977 at 4:00 p.m. as the date for hearing L.I.D. 5574 for water mains in E. 69th from E. "L" to E. "M" Street.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Joint Meeting of the Planning Commission, Natural Systems Citizens' Committee, and Beautification Committee of April 28, 1977.
- b. Minutes of Tacoma Public Library Board of Trustees regular meeting of March 22, 1977 and special meeting of April 4, 1977.
- c. Minutes of Public Utility Board meeting of April 27, 1977.

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- d. Minutes of Citizens Transportation Advisory Committee meeting of May 2, 1977.
- e. Minutes of Civil Service Board meeting of May 2, 1977.
- f. Minutes of Landmarks Preservation Commission meeting of May 4, 1977.
- g. Minutes of Board of Pierce County Commissioners meetings of May 9 and 10, 1977.
- h. Financial Report, 1977, Data Processing, Public Utilities.
- i. Towing Report, March and April, 1977.

Mr. Sonntag moved that all of the items listed on the Consent Agenda, including Resolutions 24448 and 24449 be approved. Seconded by Mrs. Bichsel. Voice vote was taken and carried. The items were declared approved.

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REGULAR AGENDA

PRESENTATIONS:

Community Service Awards.

Mayor Johnston and Police Chief William Perrett presented Outstanding Citizen's Awards to 15 individuals and three groups who during the past year assisted the Police in apprehension of criminals.

COMMUNICATIONS:

Hearings Examiner submitting Tyee Marina's Revision of Shoreline Management Substantial Development Permit No. 141.113.

Mr. Nelson moved to concur in recommendation of the Hearings Examiner. Seconded by Mr. Sonntag. Voice vote was taken and carried.

The motion was declared passed.

FINAL READING OF ORDINANCES:

Ordinance No. 21057

Appropriating \$5,000.00 from the General Fund to the Metropolitan Park District as the City's share for a study to be conducted of Wapato Lake.

Roll call was taken, resulting as follows:

Ayes: 8 - Bichsel, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston.

Nays: 1 - Hudson.

The Ordinance was declared passed.

Ordinance No. 21064

Vacating streets and alleys between McKinley Park and Interstate 5. (Metropolitan Park District)

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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. 21065

Amending Section 1.24.750 of the Personnel Rules relative to reinstatement.

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. 21066

Amending the pay and compensation plan to establish the class of Parking Checker and Implement certain salary increases reached through collective bargaining.

Mr. Sonntag moved that the Ordinance be continued for one week. Seconded by Mr. Nielsen. Voice vote was taken and carried. The Ordinance was continued to May 24, 1977.

Ordinance No. 21067

Amending Section 1.06.390 of the Official Code relative to Office Hours.

Roll call was taken, resulting as follows:

Ayes: 2 - Bichsel and Sonntag.

Nays: 7 - Hudson, Nelson, Nielsen, Schroeder, Strege, Warnick and Mayor Johnston.

The Ordinance was declared failed.

Ordinance No. 21069

Providing for the improvement of L.I.D. 2441 for oil surface treatment on Overlook Drive N.E. from Sealawn to Broadview; North 19th from Orchard to Huson; So. 61st from Park Ave. to Yakima Ave.; and other nearby streets.

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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Ordinance No. 21070

Providing for the improvement of L.I.D. 5572 for constructing water mains on Bell Street from So. 68th to approximately 250 feet south of So. 70th Street.

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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FIRST READING OF ORDINANCES:

Ordinance No. 21071

Amending Chapter 10.04 of the Official Code by adding Section 10.04.025 to provide notice to all property owners of intention to form an L.I.D.

Mr. Schroeder moved that First Reading of the Ordinance be continued one week. Seconded by Mr. Sonntag. Voice vote was taken and carried.

First Reading of the Ordinance was continued to May 24, 1977.

Ordinance No. 21072

Amending Chapter 2.04 of the Official Code relative to the Electrical Code.

The Ordinance was set over for Final Reading next week.

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RESOLUTIONS:

Purchase Resolution No. 24450

Rejecting all bids on Improvement 8153 Unit A - curb ramps construction.

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

Resolution No. 24451

Authorizing the sale of three parcels of surplus Light Division property to highest bidders.

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

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Resolution No. 24452

Authorizing a 90-day test of the Wang Word Processing equipment.

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

Resolution No. 24453

Authorizing application to U.S. Department of Transportation, Urban Mass Transportation Administration for an operating assistance grant for 1977 in the amount of \$1,548,578.00.

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

Resolution No. 24454

Authorizing execution of a Concomitant Agreement with Fred R. and Arlene M. Roberson concerning an "R-4-LPRD" District located on the west side of Mason Ave. between So. 40th and So. 42nd Streets extended west.

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

Resolution No. 24455

Authorizing execution of a Concomitant Agreement with Martin J. and Patricia A. Boyle for development of an "R-3-PRD" District located on the west side of Alaska Street north of South 82nd Street.

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

Resolution No. 24456

Authorizing application to Washington State Dept. of Ecology and U.S. Environmental Protection Agency for construction grants for the Central Treatment Plant Facilities Plan.

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

Resolution No. 24457

Establishing a policy of rental payments on property acquired by the City through Federal Community Development Block Grant Funds.

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

Resolution No. 24458

Authorizing execution of an agreement with N. G. Jacobson & Associates, Inc. for professional services to determine feasibility of the North Downtown Tacoma Parking Project.

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

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REPORTS BY CITY MANAGER:

Mr. Mork called Council's attention to the tentatively scheduled Study Session with the Utility Board on May 23rd. A poll of the Council members indicated only a few could meet on the 23rd and it was decided to set another date.

Bob Hamilton, City Attorney, commented briefly on the subject of discussion during the Executive Session relating to pending litigation and requested the authority to join other participating local governments and groups in the retention of Special Counsel to assist in the resolution of the difficulties arising out of the alleged Puyallup Indian Reservation in Northeast Tacoma; and further, to take such actions as may be appropriate in the final resolution, including the instituting of, or the joining in of appropriate actions in the Courts, either Federal or State.

Mr. Sonntag moved that the request as stated be granted. Seconded by Mr. Nielsen. Voice vote was taken and carried.

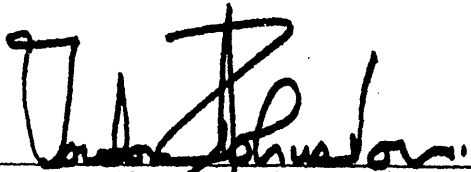
Mr. Charles Smith, 2922 - 62nd Avenue N.E. referred to the smokeshop in Northeast Tacoma and asked that the citizens of Northeast Tacoma be kept informed as to whether zoning and right-of-way laws will be enforced.

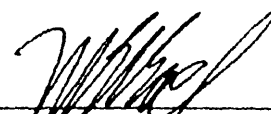
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COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Sonntag commented he felt the Council should communicate to the citizens the Council's policy regarding the problem Mr. Hamilton referred to in his statement under Manager's Reports. He said he asked the City Manager's Office to ask the City Attorney's Office to prepare a statement to explain the problem as understood by the City and answer the questions that can be answered at this time without jeopardizing litigation. He suggested the Council issue an invitation to the Puyallup Tribal Council and begin talking to each other.

On proper motion the meeting adjourned at 6:18 p.m.

  
GORDON JOHNSTON - MAYOR

ATTEST:   
H. B. BOND - CITY CLERK