

CITY COUNCIL MINUTES

City Council Chambers  
Tuesday, July 30, 1968

The meeting was called to order by Mayor Rasmussen at 4 P.M.

Present on roll call 8: Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich, and Mayor Rasmussen.  
Absent 1: Banfield.

The Flag Salute was led by Mr. Zatkovich.

Dr. Herrmann moved that the minutes of the meeting of June 25, 1968 be approved as submitted. Seconded by Mr. Zatkovich. Voice vote taken. Motion carried.

Mr. Cvitanich moved that the minutes of the meeting of July 9, 1968 be approved as submitted. Seconded by Mr. Zatkovich. Voice vote taken. Motion carried.

RESOLUTIONS:

Resolution No. 19791 (postponed from the meeting of July 16, 1968)

Accepting certain offers to sell real property from Elliott D. Rosenthal et al for the amount of \$59,250.00 located at 1108-12 Market Street.

62-63

Dr. Herrmann moved that the resolution be adopted. Seconded by Mr. Murtland.

Mr. James Wright, Director of Urban Renewal, explained that the difference between the appraisals made on the property in the years from 1963 and 1967 was due to market values changing from year to year and on improvements which were made. These appraisals were conducted by two different firms. The rent that is now being taken in on the property from three tenants totals approximately \$600 per month.

Mr. Wright further added the owner of the building has considered the costs that would entail to renovate the building to meet the City's standard building code and the owner felt it was not feasible to do so. Therefore, the owner voluntarily agreed upon the purchase price of \$59,250.00.

Mayor Rasmussen said the building had been classified as unsafe, yet it was bringing in \$600 a month rent. He asked where the tenants would be relocated.

Mr. Wright said this has not as yet been determined between the Urban Renewal Dept. and the tenants.

After further discussion roll call was taken on the resolution, resulting as follows:

Ayes 6: Bott, Finnigan, Herrmann, Johnson, Murtland & Mayor Rasmussen.  
Nays 2: Cvitanich and Zatkovich. Absent 1: Banfield.  
The Resolution was declared passed by the Chairman.

Resolution No. 19804 (set over from last week according to the Council rules)

Amending Rule 5 of the Rules for the Government of the City Council.

62-76

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mr. Zatkovich.

Roll call was taken on the resolution, resulting as follows:

Ayes 3: Cvitanich, Zatkovich and Mayor Rasmussen.  
Nays 5: Bott, Finnigan, Herrmann, Johnson & Murtland. Absent 1: Banfield  
The Resolution was declared Lost by the Chairman.

Resolution No. 19809

Fixing Tuesday August 13, 1968 at 4 P.M. as the date for hearing for rezoning of the area in the S.E. corner of So. 47th & Cedar Street from an "R-3" to an "R-4-L" District. (petition of Whitson Constr. Co.)

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mr. Zatkovich.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19810

Fixing Tuesday August 13, 1968 at 4 P.M. as the date for hearing for rezoning of the S. W. corner of So. 65th St. extended & Thompson Ave. from an "R-2" to a "C-P-N" District. (petition of Hi-Ho Shopping Center.)

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mr. Zatkovich.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19811

Fixing Monday August 26, 1968 at 4 P.M. as the date for hearing for L I D 5468 for water mains in 300th Place and 302nd Place; 304th St. and in 30th and 31st Ave. S.W.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mr. Zatkovich.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19812

Authorizing the sale of salvage scrap to Pacific Iron and Metal Co. and to Sternoff Metals.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19813

Authorizing the proper officers of the City to grant an easement to Mason County for road purposes in the area of the Tacoma-Cushman transmission line east of Union, Washington.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mr. Cvitanich.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19814

Authorizing the transfer of property on So. 96th St. 850 feet west of So. Tacoma Way & East F St. north of Ea. 11th from the Public Works Dept. to the Light Division upon payment by the Light Division for a total of \$15,700.00.

Mr. Bott moved that the resolution be adopted. Seconded by Mr. Cvitanich.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19815

Authorizing the sale of one transformer to the Rainier National Park Company for the total price of \$658.35.

Mr. Bott moved that the resolution be adopted. Seconded by Mr. Cvitanich.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19816

Awarding contract to Irwin-Jones Motor Co. for the furnishing of the cab chassis and dump body on its bid of \$6,885.04.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mr. Zatkovich.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19817

Authorizing the Dept. of Public Works to remove berry vines, tall grass and vegetation from the vacant lot at 3310 No. Tyler St. owned by Wid Jurinski.

Dr. Herrmann moved that the resolution be adopted. Seconded by Mr. Johnson.

Mr. Wid Jurinski, 1912 So. K, owner of the property, explained he had tried to hire someone to remove the berry vines, tall grass and vegetation from the lot at 3310 No. Tyler, but could not get anyone. He added there are many lots in the City such as this that haven't been taken care of.

Mr. Rowlands, City Manager, explained that a complaint on this property was received in March of 1968. After investigation, which included trapping of two rats, he said a letter was sent to Mr. Jurinski requesting that the lot be cleaned up by April 22. Mr. Jurinski contacted the Health Dept. requesting extensions of time on two different occasions. These extensions were granted. On July 19th the Health Dept. notified Mr. Jurinski that the matter had to be corrected or a notice will be served on him.

Mr. Ray Smith of the Health Dept. explained this lot is 150 x 120 feet and the estimated cost to clear it is approximately \$218.95. This would include the spraying after cutting so there would be no future growth.

Mr. Smith further added the staff from the Health Dept. has met with Mr. Jurinski on different occasions for many years on the same matter.

Mr. Cvitanich asked why the Public Works Dept. didn't use their employees from the Neighborhood Youth Corps to clean up lots such as this.

Mr. Bott moved to postpone the Resolution for one week until financial status of the owner is established and the using of the Neighborhood Youth Corps people can be checked. Motion Lost for the want of a second.

Mr. Harry Lunetti of the Health Dept. explained that this lot had been checked since 1966, and Mr. Jurinski had cleaned it up before after notices were sent. He felt sufficient notice had been given to Mr. Jurinski before the request for the resolution was submitted.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

Resolution No. 19818

Authorizing the proper officers of the City to execute and deliver appropriate legal conveyance approved by the City Attorney for the sale of thirty-one parcels of real property to various persons.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Dr. Herrmann.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Banfield.

FIRST READING OF ORDINANCES:

Ordinance No. 18634

Appropriating the sum of \$100,000.00 from the General Fund to the City Street Fund for the purpose of continuing the City's Local Improvement District program.

Mr. Finnigan moved that the ordinance be removed from the agenda. Seconded by Mr. Murtland.

Mr. Finnigan explained that the City had recently received \$49,200.00 from a sale in the urban renewal area. Therefore, he requested that a resolution be drafted to authorize the expenditure of the \$49,200.00 to subsidize the LID fund.

Mayor Rasmussen remarked that some LID's cannot be processed this year because of the lack of funds. He felt since the general fund has a \$237,000 surplus the Council should provide sufficient funds for the projects and if the citizens are willing to pay most of the cost, an improvement could be made.

Mr. Schuster, Director of Public Works, pointed out in the event money is available very few LID's could be started this year as it requires at least two months to obtain Council action. The end of the building season is near and many projects could not be started until next year.

Mr. Rowlands, City Manager, explained that the \$237,000.00 is set up for contingencies to handle unexpected emergencies and he hoped that most of it will be carried over into the 1969 budget.

Voice vote was taken on the motion to remove the ordinance from the agenda. Motion carried.

The Ordinance was removed from the agenda.

Ordinance No. 18635

Amending Chapter 8.66 of the official code and adding (5) new sections relative to the sale of pistols.

Mr. McCormick, City Attorney, explained this ordinance is in accordance with the State law and sets up a 72-hour waiting period between the sale and delivery of pistols of persons with emotional difficulties and so the police can investigate the applicant's for any past criminal record.

Mr. Murtland remarked that his question was with one phrase under Section 8.66.090, page 2, which states "has never been confined to a mental institution." He said there are so many different types of confinement. He asked Mr. McCormick, City Attorney, to check the meaning of that particular phrase, whether it has been a legal commitment or only hospitalization.

Mr. McCormick stated these sections are quoted from the State law and he would check the matter for Mr. Murtland to make sure.

The ordinance was placed in order of final reading.

Ordinance No. 18636

Amending Chapter 8.12 of the official code by adding a new subsection 8.12.010.40 relative to Disorderly Persons Defined and Enumerated.

Roll call was taken on the ordinance, resulting as follows:  
Ayes 8: Bott, Cvilanich, Finnigan, Herrmann, Johnson, Murtland, Letkevich and Mayor Rasmussen.

Mr. Rowlands, City Manager, requested this ordinance be removed from the agenda as the Youth Guidance Division of the Police Dept. has requested that some other items be incorporated with the ordinance.

Mr. Johnson moved to remove the ordinance from the agenda. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

The ordinance was removed from the agenda.

Ordinance No. 18637

Authorizing the condemnation of 116 acres of land more or less as needed for improvements and expansions of facilities at the Tacoma Industrial Airport.

Mr. Frank Phillips, Airport Manager, explained this ordinance is an implementation of Ordinance 18596 in which the City Council appropriated monies for the purpose of purchasing land and using matching funds with the Federal Aviation Agency for improvements.

Mr. McCormick, City Attorney, explained the procedure that has to be followed to purchase land either through negotiation with landowners or through condemnation.

Mayor Rasmussen felt the airport would cost the City about ten million dollars by the time it is finished.

Mr. Phillips replied that the airport study indicated a total project cost of approximately \$6.9 million, a little less than half of it federal funds.

Mr. Rowlands, City Manager, remarked that the City has an airport worth approximately 3 million dollars with a total City cost of approximately 1.3 million dollars.

The ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 18630

Amending Chapter 13.06 of the official code by adding a new section 13.06.120.51 to include property at the S.W. corner of So. 15th & Sprague Ave. in a "C-1" District. (petition of Luzon J. Mondau)

Roll call was taken on the ordinance, resulting as follows:

Ayes 6: Bott, Finnigan, Herrmann, Johnson, Zatkovich & Mayor Rasmussen.  
Nays 2: Cvitanich and Murtland. Absent 1: Banfield.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18631

Providing for the improvement of LID 3672 for sewers in Ferdinand from So. 56th to So. 58th & So. 58th from Mullen to Ferdinand Street.

Roll call was taken on the ordinance, resulting as follows:

Ayes 8: Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0; Absent 1: Banfield.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18632

Providing for the improvement of LID 3673 for sewers in Ea. 65th from "I" St. east 630 feet and in other nearby streets.

Roll call was taken on the ordinance, resulting as follows:

Ayes 8: Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0; Absent 1: Banfield.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18633

Approving and confirming the assessment roll for LID 4806 for alley paving between "L" & "K" Streets from No. 9th to No. 10th and other nearby alleys.

Roll call was taken on the ordinance, resulting as follows:

Ayes 8: Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0; Absent 1: Banfield.

The Ordinance was declared passed by the Chairman.

REPORTS BY CITY MANAGER:

MC-544 Transit Tire Leasing

Mr. Rowlands, City Manager, stated this MC is a request made by the City Council for additional information relative to the tire leasing program.

MC-545 Traffic at Point Defiance Park

Mr. Rowlands, City Manager, remarked that meetings have been held concerning the overall traffic congestion in the Pt. Defiance area. Many suggestions have been made for possible solutions, re-routing traffic etc.

MC 546 Community Shelter Plan

Mr. McCormick, City Attorney, remarked there will be a resolution on next week's agenda relative to the Community Shelter Plan from the Director of Civil Defense.

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Mr. Rowlands submitted a letter from Stanley Bixel, Personnel Director, stating that the Civil Service Board had discussed the GED Tests in place of a high school diploma regarding Police Patrolman examinations and has decided that the Police Patrolman examination would be conducted as posted.

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Mr. Rowlands submitted an outline of the Workable Program for the Council's perusal and stated that a resolution will be drafted for next week's agenda approving the program.

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Mr. Rowlands explained that the LID participation funds for the next three years was reviewed with the Public Works staff. It is anticipated that at least \$700,000 a year will be made available to the City through the gas tax. Mr. Rowlands asked the City Council for its authorization to prepare a resolution approving a bond program to be placed on the November election ballot in the amount of approximately 3 to 4 million dollars. This would be used to boost the City's LID fund about \$250,000 a year over three years, and to provide about \$700,000 for the City's share in the urban arterial construction. If such a bond program passes, it will have to be submitted within a few weeks as it would have to be filed with the County Auditor forty-five days before the November election.

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Mayor Rasmussen said he approved of the idea of a bond issue as he was not in favor of more taxes unless it is put before the vote of the people.

Mr. Murtland moved that the City Manager be authorized to bring in the resolutions and ordinances with accompanying information that are needed to put a bond issue on the November ballot. Seconded by Mr. Finnigan. Voice vote was taken. Motion carried.

Mr. Cvitanich was concerned with the man power in the Fire Dept. He still felt there might be other programs that should be given higher priority.

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Mr. Rowlands stated as soon as possible he would like a meeting with the City Council relative to the priorities for the Ruston Way Program.

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Mayor Rasmussen suggested the City Council meet after the meeting adjourns.

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COMMENTS BY MEMBERS OF THE COUNCIL:

Mr. Cvitanich invited all members of the Council, staff and audience to attend the Salmon Bake at Pt. Defiance, Owens Beach, on Wednesday, July 31, 1968.

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Mayor Rasmussen stated Mr. Cvitanich has requested a report relative to air pollution. He added he has been in contact with Mr. Dammkoehler of the State Air Pollution Control Agency and there will be a Board meeting on August 14. A full Board meeting will be held with the Tacoma Smelter representatives either in the Council Chambers or in the County Commissioner's Chambers. The Tacoma Smelter has requested a hearing before the Board on the abatement notice that was sent to them. Tentatively this hearing will be held on August 21, 1968 beginning at 10 A.M. In all probability it will take a full day to hear all the testimony.

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Mr. Cvitanich wondered if the penalty spelled out in the State Law would begin on August 1, 1968 if the Smelter had not taken care of the matter by that time.

Mayor Rasmussen explained that the Pollution Agency is trying to find a solution with the Smelter and other industries rather than going through the courts.

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CITIZENS' COMMENTS:

a. Communication from Brown's Pt. Blvd. residents relative to supplying City Services.  
MC-547 attached.

Mr. Rowlands, City Manager, explained they had investigated the complaint in the letter of July 4, 1968. He noted that they do have fire protection from hydrants installed in Brown's Pt. Blvd. between 43rd St. N.E. extended and 45th St. N.E. However, at the time the main was installed there was very little residential development and the fire hydrants were not included in the construction, but with the initiation of an LID fire hydrants could be installed at the same time.

Mr. Rowlands continued, arterial street lighting has been conducted on a priority basis from available funds, however, engineering plans are presently being developed for installation of arterial street lighting. The sanitary sewer service requires a sewer trunk line and the grant that was submitted in the amount of \$577,914.00 was not given and the reason was that they ran out of money and other communities were higher on the priority list.

b. Mrs. Edward Claxton asking to speak on an LID petition for oiling the road on So. 10th between So. State and So. Trafton as the dust is unbearable.

Mayor Rasmussen stated that Mr. Schuster, Public Works Director, had informed him that the department can now proceed as soon as the LID is approved.

c. Mr. Patrick M. Steele submitting a letter regarding the Hilltop Neighborhood Improvement Council, Inc.

Placed on file.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Tacoma Employes Retirement System Report for the month of July 1968.
- b. Report from the Water & Belt Line Div. for the month of June 1968.
- c. Finance Director's Report for the month of June 1968.

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Mr. Finnigan moved that the meeting be adjourned. Seconded by Dr. Herrmann. Voice vote taken. Motion carried. The meeting adjourned at 7:20 P.M.

*A. L. Rasmussen*

MAYOR

Attest: *Jessamine Melton*  
City Clerk

RECORDS AND APPEALS:

This is the date set for hearing for the recording of the... of No. Ten and Richard Streets from an "R-20" to an "R-25" district, submitted by Alfred S. Orlando.

Mr. Buehler, Director of Planning, said the applicant proposes to construct a 5 unit apartment building. Mr. Orlando is also the owner of the apartment building on the other side of the alley on 1st and Richard Street, which was built in 1967. Mr. Buehler added the applicant proposes to put in sufficient sidewalk working on both sides of the new apartment and also the existing apartment.

On the opposing side no protests being made, Dr. Herrmann moved to concur in the recommendation of the Planning Commission to approve