

CITY COUNCIL MINUTES

City Council Chambers, 4:00 P. M.
Tuesday, Nov. 19, 1963

Council met in regular session. Present on roll call 9: Bott, Cvitanich, Finnigan, Haley, Herrmann, Murland, Price, Steele and Mayor Tollefson.

Dr. Herrmann moved that the minutes of November 5, 1963 be approved as submitted. Seconded by Mr. Finnigan. Voice vote taken. Motion carried.

PETITIONS:

a. Petition of John W. Schuur requesting the rezoning of the property located at 61st Ave. N. E. between 29th & 31st Sts. N. E. from an "R-2" to an "R-4-L" District.

b. Petition of R. S. Scott, et al, requesting the rezoning of property located in the area of So. 78th & Lawrence St. from an "R-2" to an "R-4-L" District.

Referred to the Planning Commission.

COMMUNICATION:

Communication submitted by the City Clerk regarding the results of ⁵⁶⁻⁴¹⁶ checking the sufficiency of signatures on the referendum petitions on Ordinance ⁷⁸ No. 17440.

Mr. Steele moved that a Resolution be brought in for next week's meeting to refer this matter to the vote of the people for the February 11th, 1964 election. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

RESOLUTIONS:

Resolution No. 17675:

Fixing Monday December 9, 1963 at 4:00 P. M. as the date for hearing on L I D 2357 for grading and oil mat surface on No. Bristol from No. 42nd to No. 45th St.; No. 45th from Whitman to Fischer St.

Mrs. Price moved that the Resolution be adopted. Seconded by Mr. Cvitanich.

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

Resolution No. 17676:

Fixing Monday Dec. 23, 1963 at 4:00 P. M. as the date for hearing on L I D 3572 for sanitary sewers on So. Junett to Cedar from So. 38th to So. 39th Sts. and on So. Tacoma Way from Cedar to Pine Streets.

Mr. Finnigan moved that the Resolution be adopted. Seconded by Mrs. Price.

Mr. Rowlands asked that this Resolution be tabled as the Public Works Dept. has further work to be accomplished in the area.

Mrs. Price moved that Resolution 17676 be tabled. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

The Resolution was TABLED by voice vote.

Resolution No. 17677:

Fixing Monday December 9, 1963 at 4:00 P. M. as the date for hearing on L I D 5379 for cast iron water mains in So. 10th from Frace to Whitman and on Whitman from So. 10th to So. 12th Sts.

Mrs. Price moved that the Resolution be adopted. Seconded by Mr. Haley.

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

Resolution No. 17678:

Awarding contract to Tucci & Sons for L I D 3549 on its basic bid of \$42,434.34 and on its supplemental proposal in the amount of \$4,421.56 including sales tax, which is determined to be the lowest and best bid.

Mr. Finnigan moved that the Resolution be adopted. Seconded by Mr. Murtland.

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

Resolution No. 17679:

Authorizing the proper officers to purchase property in the vicinity of So. 80th & Ainsworth Sts. for the Baker Distribution Substation site.

Mrs. Price moved that the Resolution be adopted. Seconded by Mr. Steele.

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

Resolution No. 17680:

Authorizing the proper officers to convey property to the Estate of Andrew Norberg as part of the consideration for Mr. Norberg having conveyed property for the use in the 2nd Nisqually Power Development Project.

Mr. Steele moved that the Resolution be adopted. Seconded by Mrs. Price.

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

Resolution No. 17681:

Amending the working agreement between the Dept. of Public Works & the Light Division concerning the installation of street lights.

Mrs. Price moved that the Resolution be adopted. Seconded by Mr. Steele.

Mr. Rowlands stated the handling charge should be established in accordance with standard accounting procedure. If this change is made, then the proper cost can be reflected, as the percentage in the present agreement was inadequate to cover the cost of handling. The proposed changes will provide for proper payment.

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

Resolution No. 17682:

Accepting an offer to sell real property to Edward R. & Nina Bokien at 932 Fawcett Ave. in the Fawcett Urban Renewal Project No. Wash. R-3.

Mr. Steele moved that the Resolution be adopted. Seconded by Mr. Haley.

The Resolution was passed by voice vote.
Ayes 8; Bott, Finnigan, Haley, Herrmann, Murtland, Price, Steele and Mayor Tollefson. Nays 1; Cvitanich. Absent 0.

Resolution No. 17683:

Settling the claim of Gordon H. Christiansen for property & personal injuries in the sum of \$2500. 00.

Mr. Steele moved that the Resolution be adopted. Seconded by Mrs. Price.

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

FIRST READING OF ORDINANCES:

Ordinance No. 17495:

Renewing the franchise with modifications to the Chicago, Milwaukee, St. Paul & Pacific R/R Co. for a period of 25 years.

Mr. Rowlands said, since the Charter provision requires that a Franchise Ordinance shall not pass for at least 15 days after its introduction, this will give the Legal Dept. an opportunity to check the franchise or the Ordinance.

Mr. Bott suggested they explore the possibility of coming to an agreement with the railroads as to the time of day of switching across the main arterials.

Mr. Rowlands said they would also check on that matter.

The Ordinance was placed in order of Final Reading.

FINAL READING OF ORDINANCES:

Ordinance No. 17453: (postponed from the meeting of Oct. 1, 1963)

Providing for the improvement of L I D 4733 for paving on So. 64th from J to M St.; So. 68th from K to Sheridan; L from So. 64th to So. 70th and on M from So. 64th to So. 72nd St.

Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 17486:

Amending Section 11. 34. 130 of the official code to extend the present Oakes St. arterial from So. 66th to So. 48th Street.

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Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 17487:

Vacating the alley bounded by So. 12th, 13th, "G" and Yakima Ave. (petition of School Dist No. 10-Vocational Technical School) 65

Mr. Murtland asked if the School District had started construction on the property.

Mr. Buchler, Director of Planning, explained they had started construction of a building but the alley will be used for an overcrossing between the two buildings for the students and for moving equipment.

Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 17488:

Amending Chapter 13.06 of the official code to add a new section 13.06.065-30 to include property on the west side of Sprague Ave. between So. 64th & So. 66th Streets in an "R-4-L" District. (petition of Don J. Clark) 65

Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 17489:

Amending Ordinance No. 17465 to change the name of Block 9 Smith & Roots Add. to Block 9 Van Dusen's Addition. 66

Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 17490:

Providing for the improvement of L I D 4732 for paving and storm drains on So. 76th from Alaska to Sheridan Ave. and other nearby streets. 74

Mr. Bott stated as a member of the L I D Committee he sat in on three separate meetings relative to this L I D. He added, this L I D includes paving and storm drainage in which 33 property owners with a \$15,000.00 assessment are protesting. The remaining area was petitioned for development by Mr. Hokold. He said he was under the impression that the engineers were working out some plan to moderate the district so that it would be agreeable to everyone. He asked if there were any further developments on this L I D.

Mayor Tollefson said he felt the committee was familiar with the matter, having gone over it three times, but realizes the rest of the Council should be briefed on the project. He asked Mr. Knecht, City Engineer, to explain the entire project.

Mr. Knecht pointed out on the map the property that would be benefited by the improvement relative to the paving and storm drainage. He also explained the engineering background of the improvement stating this was the better route for the required storm drain facilities. He added, the City is paying approximately \$25,000 of the cost of the storm drain facilities along So. 84th Street from the 1958 Bond Fund.

Mr. Bott asked if it were possible to delete the paving on Sheridan Ave. between So. 78th and So. 80th Streets.

Mr. McCormick, City Attorney, stated the improvement as set up is a complete contiguous improvement and any portion cannot be deleted. He said if any area is deleted, the entire L I D would have to be abandoned and a new district formed.

Mayor Tollefson said the Committee's concern was that some of the property owners in the district are heavily burdened with other assessments. It is a question as to how they would be able to absorb some of these large costs at this particular time. He added, the Committee tried to work out some method to delete a portion of the improvement but they did not want to defeat the whole project.

Mr. Steele thought it would be advantageous to have these improvements since funds from the 1958 Bond Fund are to be used for the storm facilities, relieving that condition. He also remarked the earlier some of these improvements are accomplished, the more advantageous it would be to the property owners as their land would increase in value.

Mr. Knodel, Attorney, representing a majority of the residents in the area protested the improvement. He said his clients have other assessments coming due and could not afford this additional expense at this time. He brought out that the minutes of the L I D Committee on Nov. 12th reflect, in the event So. 84th St. is developed, these properties receive credit for the monies they now have expended for L I D 4732.

Mayor Tollefson said the Planning Commission requires that the developer have storm drainage and street improvements in order for the plat to be approved as pointed out by Mr. Hokold.

Mr. Hokold, petitioner, spoke in favor of the improvement. He said he felt it would create a greater hardship at a later date as the cost would be greater.

Following a discussion by the City Council, Mr. Haley moved to postpone this Ordinance for three weeks to allow the Council an opportunity to examine the district carefully, therefore, the Council would be in a better position to make a decision. Seconded by Mr. Cvitanich.

Mayor Tollefson remarked that the Committee has explored every alternative in this case.

Dr. Herrmann and Mr. Steele agreed that no benefit will be received in delaying this Ordinance for three weeks, as there has been considerable delay already. The Engineering staff and the L I D Committee have explored all possibilities and they could see no reason for another delay.

Mr. Haley moved with the consent of his second to change his motion to a two week's postponement, until December 3, 1963. Seconded by Mr. Cvitanich. Voice vote was taken. Motion carried.

The Ordinance was postponed until December 3, 1963.

Ordinance No. 17491:

Providing for the improvement of L I D 5381 for cast iron water mains in So. 64th from J to Sheridan.

Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.
The Ordinance was declared passed by the Chairman.

Ordinance No. 17492:

Approving and confirming the assessment roll for L I D 4710 for paving on No. 24th; Hawthorne to Mildred; Mildred from No. 23rd to No. 24th; also grading on No. 23rd from Mildred to Vassault.

Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.
The Ordinance was declared passed by the Chairman.

Ordinance No. 17493:

Approving and confirming the assessment roll for L I D 6798 for street lights on C St. between So. 76th and in A St. from So. 84th to So. 96th St.

Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.
The Ordinance was declared passed by the Chairman.

Ordinance No. 17494:

Approving & confirming the assessment roll for L I D 6805 for street lights on Mt. View Ave. from 6th Ave. to Suspension Drive.

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Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

REPORTS:

MC-426 Independent Auditor's Annual Report-1962

COMMENTS:

Mr. Rowlands stated, as mentioned in the study session. Mr. Sites, State Auditor, requested that the Council approve by motion, payment of the cost of moving Mr. Phillips' family to Tacoma last year. The cost of moving was \$671.12.

Mrs. Price moved that the amount of \$671.12 be paid by the City for the cost of moving Mr. Phillips' family to Tacoma. Seconded by Mr. Haley. Voice vote taken. Motion carried.

Mr. Earl Chambers, Rt. 5, Box 473, Tacoma, residing in So. King ⁶² County, explained that many of the people residing in this area are working in Tacoma and patronize Tacoma. He said there is not an easy access to travel to and from the City of Tacoma. He remarked that the King County Engineers have chosen a route from Echo Lake cutoff and the Auburn Freeway Interchange to Julia's Gulch & the Tacoma Industrial area, that they feel could be revised.

Mr. Ed Mass, a resident of the same area, pointed out on a map a proposed alternate route which leads to Julia's Gulch at a different angle, stating that Tacoma would do well to connect with a road because the population is increasing in Federal Way and someday would be larger than Tacoma. He added, if Tacoma does not proceed to construct an accessible road where the residents can travel to Tacoma, then Tacoma will lose, as the residents will travel to Seattle by way of the Freeway.

Mayor Tollefson agreed, saying that the City Council agrees that a good connection and a good high-speed route across the Industrial area would make it easier for Federal Way people to patronize Tacoma.

There being no further business to come before the Council, upon motion duly seconded and passed, the meeting adjourned at 6:30 P. M.

JAM Jolley
Mayor of the City Council

Attest: Josephine Melton
City Clerk