

CITY COUNCIL MINUTES

City Council Chambers, 4:00 P. M.  
Tuesday, August 30, 1966

Council met in regular session. Present on roll call 5: Bott, Finnigan, Johnson, Murtland and Mayor Tollefson. Absent 4: Cvitanich, Haley, Herrmann and Price.

Mr. Finnigan moved that the minutes of the meeting of August 16, 1966 be approved as submitted. Seconded by Mr. Bott. Voice vote taken. Motion carried.

HEARINGS & APPEALS:

a. This is the date set for hearing on the petition submitted by the Planning Commission for the rezoning of property on the north side of So. 7th St. between Sprague Ave. and State St. from a "C-2" to an "R-4" District.

Mr. Buehler, Director of Planning, explained that the original request for a "C-2" in this area was submitted by Nickum Properties, Inc. and approved by the Council. A letter was received on July 1, 1966 from the petitioner stating their proposed development had not matured as expected and they plan to drop this project.

Mr. Buehler further added, that the Planning Commission felt the site should be reclassified to its original "R-4" zoning to prevent the site from being developed in a haphazard commercial district which would tend to have an adverse effect on the surrounding residential use.

Mr. George MacDonald, owner of the property at 615 So. State St. and Mr. S. T. Eaton, 619 So. State St. were in favor of the "C-2" zoning.

Mayor Tollefson explained that the City had a contractual agreement with Nickum Properties and since they do not intend to develop the area, the type of regulations in the contractual agreement do not exist.

After some discussion, Mr. Johnson moved to concur in the recommendation of the Planning Commission and that an ordinance be drafted approving this rezone. Seconded by Mr. Murtland. Voice vote taken. Motion carried.

b. This is the date set for hearing on the appeal filed by S. W. Anderson on the denial of the request for rezoning of property located on the N. E. corner of No. 26th and Starr Sts. from an "R-2" to an "R-4-L" district.

Marshall Riconosciuto, representing Mrs. Anderson the petitioner, explained that they felt the development is compatible with the immediate neighborhood, especially in terms of outward appearance as well as the fact that this type of development attracts the same type of people as those living in the neighborhood. He added, the matter of spot zoning is difficult one at best, however, the present zoning of the city clearly indicates that zones are not determined by size alone, nor is there an established guideline other than that clearly outlined as minimum acreage. He felt there was ample precedence by the Planning Commission in other instances, which clearly indicate this is not spot zoning.

Mr. Riconosciuto displayed pictures of many "R-4-L" zones within the city. He added, the petitioner's request clearly meets the requirements and

intent on many counts of the "R-4-L" zone. One of the major intents of this zone was to assist in the orderly development or redevelopment of older existing residential area, and those areas where arterials may affect. It will allow the petitioner an opportunity to best develop this piece of property and also enhance the value of the neighborhood. It is justified on the basis that the only logical zone is that which promotes orderly development and makes the best use of the property.

A number of property owners were present favoring the rezone.

Mr. Ronald Thompson, attorney representing a number of property owners against the rezone, stated that a petition has been filed with 125 signatures requesting that the City Council deny the request for rezoning. The reasons for requesting the denial are as follows: (1) There exists ample property in the vicinity which is appropriately zoned for such a development. (2) There exists ample property elsewhere in the City of Tacoma for such a development. (3) The proposed development constitutes a direct invasion on prime single family residential property. (4) The proposal amounts to spot rezone. (5) There exists no public necessity for the requested rezone. Public necessity dictates that this area remain single family residential area in the future. (6) The City Council and the Planning Commission recently stated that a planned study of the Old Tacoma area would be accomplished, and action on this application should be withheld until such time as that study has been accomplished. There remains very little close in, prime residential property in the city.

He further added, the feeling is that an "R-4-L" district in this particular area could not meet the terms of the City ordinance as the intent of this particular district does state it should be located abutting or adjacent to arterial streets, expressways or free ways. The site is not on a designated arterial street nor acts as a buffer zone and does not possess unique land use characteristics incompatible with the one-family residential district. A multiple-family zoning at this location would not protect or promote the public health, safety and welfare of the community which, is the prime objective of zoning. This location has a number of new homes built in recent years, and the property owners' faith in the future of the area is evident, as characterized by the single family houses that are well maintained.

Mr. Robert B. Strobel, Chairman of the Tacoma City Planning Commission, stated that the Commission, after hearing the arguments pro and con, recommended that this rezoning be denied.

Mayor Tollefson stated the Council noted that the adjacent property owners were opposed to the rezone and the property owners not immediately adjacent to this site were generally in favor of the reclassification.

Mr. Bob Gordon of 2523 No. Starr opposed the rezone.

Mr. Hugh Miller, vice president of the Old Tacoma Improvement Club, agreed with the position of the Planning Commission in denying this rezoning.

Mrs. Elmer Hagen of 118 No. 26th said she felt this would be an added improvement to the area.

Mr. Thompson and Mr. Miller reminded the Council that a comprehensive planning study of the Old Tacoma area has been promised by the City.

Several of the Council members felt the area should remain single family residences and that the Council should deny the petition.

Mr. Finnigan moved to concur in the recommendation of the Planning Commission to deny the request filed by S. W. Anderson for the rezoning of this property to an "R-4-L" district. Seconded by Mr. Johnson Voice vote taken. Motion carried.

Mayor Tollefson moved that the Rules be suspended to allow discussion on the P. A. S. survey. Seconded by Mr. Finnigan. Voice vote taken. Motion carried.

Mr. Rowlands explained that a report was submitted to the Council members of the pay plan as well as a position classification plan. At that time both plans were to be reviewed by the city representatives as well as by the various union representatives. A representative from the Public Administrative Service of San Francisco will return and make further comments on the report.

Mr. Charles J. Fiss, Jr. resident supervisor of PAS thanked the Council, administration and staff for their cooperation in helping them gather the information for their report.

Mr. John Willis, president of the Tacoma firefighters' local and chairman of the Joint Labor Committee, stated they did not concur in the report in its entirety, and the differences are being discussed with the city administration officials.

Mr. Sam Kinville, representing the County-City Employees' local questioned the fact that the PAS relied on Seattle, Portland and Multanomah County pay scales for comparison for Tacoma scales. In the survey for Pierce County, Tacoma and King County were used for comparative purposes. He pointed out that Pierce County clerical and fiscal employes have shorter hours and generally higher salaries than those working for the city and he felt this fact should have been given greater weight in the report to the City.

Mr. Willis asked that the Council hold this report in abeyance until a report from the Joint Labor Committee can be reviewed.

Mr. Rowlands said the document is still under study by the City's administration, pending a formal recommendation to the Council.

PETITIONS:

a. Lloyd M. Silver requesting the rezoning of property located on the north side of East 27th between East D and East E Sts. from an "R-4" to a "C-1" district.

b. The Hardman Company requesting the rezoning of property located between So. 18th and So. 19th Sts., from K to L Street from an "R-3" to a "C-1" district.

c. George R. Marvin requesting the rezoning of property located on the north side of Marine View Drive and between McMurray Road and Lincoln Ave. extended from an "R-2", "R-4" and "C-1" district to an "M-2" district.

d. Lester E. Schneider requesting the rezoning of property located on the east side of Vassault and between No. 22nd and transmission line R/W from an "R-1" and "R-2" to an "R-4-L" district.

Referred to the Planning Commission.

RESOLUTIONS:

Resolution No. 18853

Consideration of the annexation of the property in the vicinity of So. 92nd and Hosmer Sts. (petitioned by Oscar T. Hokold, Inc.)

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

The Resolution was passed unanimously by voice vote. Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18854

Fixing Tuesday Sept. 13, 1966 at 4:00 P. M. as the date for hearing for the rezoning of property located on the N. W. corner of So. 12th and Trafton. (petition of Jack Wingerter)

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

The Resolution was passed unanimously by voice vote. Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18855

Fixing Tuesday Sept. 13, 1966 at 4:00 P. M. as the date for hearing on the rezoning of property on the south side of So. 12th between Union Ave. and Puget Sound Ave. (Petition of Pearl A. Field.)

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

The Resolution was passed unanimously by voice vote. Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18856

Fixing Tuesday Sept. 27, 1966 at 4:00 P. M. as the date for hearing for the vacation of property on Holgate St. located approximately 350 feet south of So. 26th St. (Tacoma Ice and Cold Storage Co.)

Mr. Johnson moved that the resolution be adopted. Seconded by Mr. Murtland.

The Resolution was passed unanimously by voice vote. Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18857

Awarding contract to Munson-Smith Motor Co. on its bid of \$2184. 03 incl tax for the furnishing of two Utility Bodies for the Sewer Utility.

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

The Resolution was passed unanimously by voice vote. Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18858

Awarding contract to the American Rubber Mfg. Co., on its bid of \$6,717.77 incl tax for the furnishing of the annual supply of fire hose.

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

The Resolution was passed unanimously by voice vote.  
Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18859

Awarding contract to Tonnesen Construction Co. on its bid of \$23,955.65 for L I D 3620 and 3646.

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

The Resolution was passed unanimously by voice vote.  
Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18860

Authorizing an agreement between the City of Tacoma and the Morton School District No. 214 for the payment of construction funds to the District to compensate for the District's increased costs resulting from the increase in the school population beyond the normal attendance due to the influx of construction workers and other personnel.

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

The Resolution was passed unanimously by voice vote.  
Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18861

Authorizing the City Manager to apply to the State Interagency Committee for Outdoor Recreation for a grant of funds to aid in the acquisition of property along Ruston Way for a scenic parkway along Commencement Bay.

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

The Resolution was passed unanimously by voice vote.  
Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18862

Authorizing the City Manager to accept a grant on behalf of the City from the Federal Water Pollution Control Administration in the amount of \$956,000 to assist in the construction of sewer facilities, and that Resolution No. 18621 adopted on Feb. 15, 1966 be rescinded. ✓

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

The Resolution was passed unanimously by voice vote.  
Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

Resolution No. 18863

The City Council does hereby express its interest in the establishment of a Maritime Museum and requests that in the event the State of Washington should dispose of the "San Mateo" ferry boat that the City of Tacoma be given an opportunity to obtain same.

Mr. Johnson moved that the resolution be adopted. Seconded by Mr. Murtland. 378

The Resolution was passed unanimously by voice vote.  
Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price.

FIRST READING OF ORDINANCES:

Ordinance No. 18128

Amending Section 1, 12, 520 of the Compensation Plan to reflect the increase for the classes of Lineman & Wireman approved by Resolution No. 18841 and also providing for increases in the General Government for Classes 0596 & 0598 for Traffic-Signal Electrician & Fire Alarm Electrician.

The ordinance was placed in order of final reading.

Ordinance No. 18129

Amending Ordinance No. 18015 passed February 23, 1966 to correct a typographical error in the Ordinance. ✓

The ordinance was placed in order of final reading.

Ordinance No. 18130

Amending Chapter 13.06 of the official code by adding a new section 13.06.050-14 to include property on the N. W. corner of No. 14th and Orchard Sts., in an "R-3" District. (petition of Harold Wick)

The ordinance was placed in order of final reading.

Ordinance No. 18131

Authorizing the condemnation of property for perpetual and temporary easements in the area of So. 92nd and Pacific Ave. for the South East Tacoma Storm Sewer Trunk.

The ordinance was placed in order of final reading.

Ordinance No. 18132

Authorizing the condemnation of property in the vicinity at the intersection of McCarver St. & Ruston Way for the purpose of constructing a Sanitary Sewer Interceptor line.

The ordinance was placed in order of final reading.

Ordinance No. 18133

Appropriating the sum of \$84.00 from the General Fund and \$126.00 from the City Street Funds to the Salary and Wage Category of the Fire Dept. and to the Traffic Engineering Signal Division for the purpose of paying certain Fire alarm employees and certain Traffic Signal employees.

The ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 18122

Amending Chapter 13.06 of the official code of the City by adding a new section 13.06.065-58 to include property on the N. W. corner of So. 47th and Alder Sts. in an "R-4-L" District. (petition of Western Enterprises, Inc.)

Roll call was taken on the ordinance resulting as follows:

Ayes 5, Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price. The Ordinance was declared passed by the Chairman.

Ordinance No. 18123

Vacating the West 8 feet of Washington St. between No. 29th and No. 30th Streets. (Petition of J. F. Wendt)

Roll call was taken on the ordinance resulting as follows:

Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price. The Ordinance was declared passed by the Chairman.

Ordinance No. 18124

Providing for the improvement of L I D 2382 for sidewalks on both sides of So. 72nd from Oakes to Pine; the west side of Pine from So. 74th to 425 feet north; the east side of Sheridan Ave. from So. 78th to 264 feet south.

Roll call was taken on the ordinance resulting as follows:

Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price. The Ordinance was declared passed by the Chairman.

Ordinance No. 18125

Providing for the improvement of L I D 3642 for sanitary sewers in the vicinity of So. 92nd and Hosmer Sts.

Roll call was taken on the ordinance resulting as follows:

Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price. The Ordinance was declared passed by the Chairman.

Ordinance No. 18126

Providing for the improvement of L I D 4797 for paving on So. J from 64th to 68th Sts. ; Fawcett Ave. from So. 74th to 76th; Asotin from So. 38th to 39th; So. 37th from L to M; Roosevelt from East 68th to approximately 800 feet south.

Roll call was taken on the ordinance resulting as follows:

Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price. The Ordinance was declared passed by the Chairman.

Ordinance No. 18127

Approving and confirming the assessment roll for L I D 2278 for oil mat surface on So. Fife from So. 76th to So. 78th Streets.

Roll call was taken on the ordinance resulting as follows:

Ayes 5; Nays 0; Absent 4, Cvitanich, Haley, Herrmann and Mrs. Price. The Ordinance was declared passed by the Chairman.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Report from the Director of Finance for the month of July 1966.
- b. Report from the Traffic Division for the month of July 1966.
- c. Personnel report for the month of July 1966.
- d. Report from the Light, Water and Belt Line Division for the month of July 1966.

COMMENTS:

Mr. Rowlands announced that the new L I D Committee for September, October and November will be Mayor Tollefson, Mr. Johnson and Mrs. Price. ✓

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Mr. Rowlands stated there would be an interesting T V program tonight at 8:30 documenting the Air Pollution problem, which might be of interest. ✓

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Mr. Rowlands asked, since the Mayor is on vacation, if one of the Council members would attend the Classroom Teacher's luncheon at the Top of the Ocean at 12:30 P. M. on Wednesday. Mr. Johnson offered to attend. ✓



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Mr. Bott complimented Mr. Kinville on his presentation in promoting Initiative No. 226 at the AFL Convention that was held in Tacoma.

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Mayor Tollefson stated he had received a letter from the St. Regis Co. commending the Fire Dept. in containing the fire at the St. Regis plant last week. It was the first fire that had ever been contained that had started in the paper-roll pit storage section, he remarked.

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There being no further business to come before the Council, upon motion duly seconded and passed, the meeting adjourned at 6:40 P. M.

Sam Tollefson  
Mayor of the City Council

Attest Josephine Neston  
City Clerk