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CITY COUNCIL MINUTES

City Council Chambers, 4:00 P. M.
Tuesday, February 16, 1965

Council met in regular session. Present on roll call 6: Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Tollefson. Absent 3: Mr. Bott, Mr. Haley and Mrs. Price .

Dr. Herrmann moved that the minutes of the meeting of February 2, 1965 be approved as submitted. Seconded by Mr. Johnson. Voice vote taken. Motion carried.

HEARINGS & APPEALS:

a. This is the date set for hearing on the petition submitted by Randolph Fay, Inc. for the vacation of property located in the alley between L & M Sts. from 6th Ave. to So. 7th St.

No one appearing and no protests being made Dr. Herrmann moved that the proper ordinance be drawn approving the vacation. Seconded by Mr. Johnson. Voice vote taken. Motion carried.

b. This is the date set for hearing on the petition submitted by David A. Hunt for the rezoning of property located at south of 6th Ave. between Pearl and Vassault St. extended from an "R-2" to an "R-4-c" District.

No one appearing and no protests being made Mr. Murtland moved that the proper ordinance be drawn approving the rezone. Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

c. This is the date set for hearing on the petition submitted by P. W. Enterprises, Inc. for property located on So. L from So. 9th to So. 10th from an "R-3" to a "C-1" District.

No one appearing and no protests being made, Mr. Finnigan moved that the proper ordinance be drawn approving the rezone. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

d. This is the date set over for hearing on the Plat of Park Lane submitted by Fred F. Lawrence in the area of G St. extended and Tacoma Ave. extended from So. 94th to So. 96th St.

Mayor Tollefson asked Mr. Anderson, City Engineer, for a progress report.

Mr. Anderson explained that the property owners in the area and the developer met with the Public Works staff and discussed the local improvements. The conclusion was that the Public Works staff would determine the assessments for the improvements to open up the area and then relay this information to the property owners. Mr. Anderson added, this information was submitted yesterday to the property owners and he thought it would take approximately one week for them to check over the information and arrive at a decision.

Mr. Rowlands stated there seems to be some disagreement with the F. H. A. as to whether or not they will finance this type of proposed subdivision.

Mr. Buehler, Director of Planning, read in part a letter from F. H. A. addressed to Mr. Morris, the developer, dated February 10, 1965 in which the plat plan as submitted last Sept. 18, 1964 was acceptable. However, the G Street Plat Plan would not be acceptable as some dwellings faced an arterial street.

Mr. Rowlands stated if the G Street plan is not acceptable to F. H. A., it will put the City in an embarrassing situation as some of the residents are negotiating to see if the abutting property owners will agree to the improvements, which will mean a rather sizeable assessment, furthermore it may not even be feasible. Mr. Rowlands asked Mr. Morris, if the property owners agree and the F. H. A. reconsiders its position, what would be his feeling.

Mr. Morris said, if the F. H. A. will not finance the developing of the plat, he would not proceed with the plat, but he would build homes fronting both on So. 94th and 96th, leaving the center property undeveloped.

Mr. Rowlands asked Mr. Morris if he would proceed with the G Street Plan if it were approved by the F. H. A.

Mr. Morris stated he would not be willing to go along with it under any circumstances.

Mr. Anderson explained when he submitted the information to the property owners he told them that he would request a postponement to allow them additional time to arrive at a decision.

Mayor Tollefson stated he would consider a delay to give all those concerned an opportunity to decide.

Mr. Finnigan moved to postpone the matter for two weeks, until Mar. 2, 1965. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

RESOLUTIONS:

Resolution No. 18188

Awarding contract to Harley Davidson of Tacoma Inc. vor (8) Solo Motorcycles less turn in on (8) used motorcycles for the total of \$12,221.29.

Mr. Finnigan moved that the Resolution be adopted. Seconded by Mayor Tollefson.

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

Resolution No. 18189

Awarding contract to Tom Tonnesen on its bid of \$20,096.75 for L I D 3573 which bid is determined to be the lowest and best bid.

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

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

Resolution No. 18190

Fixing Tuesday March 2, 1965 at 4:00 P. M. as the date for hearing on certain changes in the zoning Ordinance.

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

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

Resolution No. 18191

Appropriating \$1,325.00 or so much thereof as may be necessary from the Cumulative reserve fund for the purpose of purchasing one postage meter machine for the Finance Dept.

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

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

Resolution No. 18192

Fixing Monday March 8, 1965 at 4:00 P. M. as the date for hearing on L I D 5397 for water mains and fire hydrants in No. 14th from Highland St. to Woodlawn; Woodlawn from No. 14th to No. 18th St.

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

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

Resolution No. 18193

Fixing Monday March 8, 1965 at 4:00 P. M. as the date for hearing on L I D 5404 for water mains in Trafton St. from Railroad to So. 56th St.

Dr. Herrmann moved that the Resolution be adopted. Seconded by Mr.

Finnigan,

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

Resolution No. 18194

Authorizing the execution of an agreement between Pierce Co. and the City of Tacoma to construct a water distribution main within the City and to provide water service to Sunset Terrace Playfield located on So. 19th St. and east of Seaview Avenue.

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

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

Resolution No. 18195

Authorizing the proper officers of the city to enter into an agreement with the Southcenter Corporation to install water meters within service corridors and other conditions therein, at the Tacoma Mall.

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

Mr. Baarslag, Assistant Supt. of Water Div. explained, that the Department is deviating from the City's established practice, instead of installing the meters in the parking area along the sidewalks where they normally are, the meters will be installed within the building. He added, the City has always borne the responsibility for the line up to the meter and then the property owner has borne the responsibility on the customer side of the meter. Since some of this piping will be on the customer's property they will assume the responsibility. Under this agreement, Southcenter Corp. agrees to construct the line from the sidewalk to the building and also to assume any responsibility for damages, breakage, etc.

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

Resolution No. 18196

Authorizing the release of easements by the National Bank of Washington for the property at 6th Ave., So. 7th and between So. L and M Sts. in order to clear title for Randolph & Fay Inc. record owner.

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

The Resolution was passed unanimously by voice vote.
Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.

FIRST READING OF ORDINANCES:

Ordinance No. 17778

Authorizing the condemnation of property in the area of 60th Ave. N. E. and Highline Road in . E. Tacoma for a public highway and related purposes.

The Ordinance was placed in order of final reading.

Ordinance No. 17779

Amending the pay and compensation plan and Sec. 1.12.560 of the Official Code to adjust salaries of (3) positions in the Belt Line Division.

The Ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 17705 (postponed from the meeting of Feb. 2, 1965)

Providing for the improvement of L I D 3592 for sanitary sewers in So. 48th to So. 49th; So. 49th from Gove to Manitou Way & So. 50th from Manitou Way to Madison St.

Mayor Tollefson asked Mr. Mitchell who recently purchased the Hansen property if he was in favor of the improvement which could be a ten or twenty year pay plan.

Mr. Mitchell stated he was in favor of the improvement as he intended to build four or five homes. He said the ten year plan would be more suitable to him as there would be less interest to pay.

Mr. Schuster, Director of Public Works explained the sewer would be installed this fall.

Following further discussion by the Council members, Mayor Tollefson called for the roll on the ordinance.

Roll call was taken on the Ordinance resulting as follows:

Ayes 5; Nays 1, Finnigan, Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.
The Ordinance was declared passed by the Chairman.

Ordinance No. 17770

Amending Sec. 2 and 3 of Ordinance No. 14386 providing for the plan for the extension & betterment of the Electric Utility System.

Roll call was taken on the Ordinance resulting as follows:

Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.
The Ordinance was declared passed by the Chairman.

Ordinance No. 17773

Amending Chapter 13.06 of the Official Code by adding a new section 13.06.045-2 to include property on the N. W. & N. E. corners of So. 66th and Stevens Sts. in an "R-2-T" District. (petition of M. R. Lingley)

Roll call was taken on the Ordinance resulting as follows:

A yes 5; Nays 0; Absent 4; Mr. Bott, Mr. Haley, Dr. Herrmann (temporarily) and Mrs. Price.
The Ordinance was declared passed by the Chairman.

Ordinance No. 17774

Amending Chap. 13.06 of the Official Code by adding a new section 13.06.130-28 to include property on the north side of So. 96th St. between Pacific Ave. and A St. in a "C-2" District. (petition of Glen Ash)

Roll call was taken on the Ordinance resulting as follows:

Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.
The Ordinance was declared passed by the Chairman.

Ordinance No. 17775 (as amended)

Amending Sec. 6.68.345 and 6.68.370 of the Official Code relative to Failure to pay tax or Underpayment of tax.

Mr. Murtland questioned the language in Section 6.68.345, third paragraph, third line down, where it reads "said tax becomes due", he wondered if the word "delinquent" would be the proper word to use rather than the word "due".

Mr. McCormick, City Attorney explained, as a rule there is no penalty until it is delinquent, however, the word could be changed to delinquent if Mr. Murtland so desires.

Mr. Murtland moved to amend the ordinance to substitute the word "delinquent" for the words "due" in Section 6.68.345, third paragraph, third line down. Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

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

Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.
The Ordinance was declared passed by the Chairman.

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Ordinance No. 17776

Providing for the improvement of L I D 4765 for paving on No. 27th²⁰¹ from Mullen to Huson; Sunray Drive from Jackson to Mt. View Ave. and other streets.

Roll call was taken on the Ordinance resulting as follows:

Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.
The Ordinance was declared passed by the Chairman.

Ordinance No. 17777

Providing for the construction of water mains and fire hydrants in Waller Road East from 128 east to the Chicago Milwaukee St. Paul Railroad R/W.

Mr. Finnigan said he understood this property is in the County, however, the ordinance reads in Section 2 that the property is situated in the City of Tacoma.

Mr. Baarslag stated that is an error, as the improvement will be installed in the County only.

Mr. Finnigan moved that the ordinance be amended to delete the words, "the City of Tacoma" in Section 2, third line down. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

Roll call was taken on the Ordinance resulting as follows:

Ayes 6; Nays 0; Absent 3, Mr. Bott, Mr. Haley and Mrs. Price.
The Ordinance was declared passed by the Chairman.

REPORTS:

Report from Knight, Vale & Gregory for Management Audit Survey for 1963 and 1964. Placed on file.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Planning Dept. report for the month of Jan. 1965.
- b. Water & Light Division report for the month of Dec. 1964.

COMMENTS:

Mr. Murtland said he has given further consideration to the petition submitted by Walter Firth for the rezoning of property on the north side of So. 74th St. between Pacific Ave. and D Street which was denied by the City

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Council at last week's meeting. He thought possibly there might be some means of working out a plan that would help the residents in the area. Mr. Murtland then moved to reconsider the motion of last week denying the petition and that another hearing be held on March 16, 1965. Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

Mr. Cvitanich said he has had several inquiries regarding Senate Bill 167, and asked if Senior Citizens would be exempt from paying the transit fee which would be included in the Utilities statement, providing the bill is passed by the Legislature. He wondered if the City Council could exempt the Senior citizens, over 65, if it is put into effect.


Mr. McCormick stated he did not think they could constitutionally make exemptions.

Mr. Rowlands stated the City Council has discussed the possibility of reducing the transit fare, or some consideration be given to off-peak hours during the morning and afternoon.

Mayor Tollefson stated, Bill 167 is merely the enabling legislation. This will not have any affect as far as the City of Tacoma is concerned until an ordinance is drafted and passed by the City Council.

There being no further business to come before the Council, upon motion duly seconded and passed, the meeting adjourned at 6:00 P. M.


Mayor of the City Council

Attest: 
City Clerk