

## CITY COUNCIL MINUTES

City Council Chambers, 7:00 P. M.  
Tuesday, January 23, 1962

Council met in regular session. Present on roll call 9: Bott, Cvitanich, Easterday, Murtland, Olson, Porter, Price, Steele and Mayor Hanson.

It was moved by Mr. Easterday that the minutes of January 9, 1962 be approved as submitted. Seconded by Mrs. Price.

Voice vote was taken. Motion carried.

### HEARINGS & APPEALS:

a. This is the date set for hearing on the vacation of property on North 13th between I and the southerly right-of-way line of the alley between I and Yakima Avenue, submitted by the Tacoma School District No. 10. Lowell School.

The City Planning Commission requesting that the hearing be postponed until March 27, 1962.

54-225  
55-114

Mr. Easterday moved that the Council concur with the recommendation of the Planning Commission and postpone the hearing on the vacation of property on North 13th and I and the southerly right-of-way of the alley between I and Yakima Ave. submitted by the Tacoma School District No. 10. Seconded by Mr. Cvitanich.

Voice vote taken. Motion carried.

### PETITION:

City Planning Commission recommending the denial of Mueller Investment Co. petition for rezoning from "R-2" to "C-1" property located at the NE corner of North 30th and Pearl St.

Communication from Thomas C. Lowry, Attorney for Mueller Investment Co. regarding the denial of their petition and requesting that the petition be referred back to the Planning Commission for further study.

Mr. Steele moved that the petition be referred back to the Planning Commission for further study. Seconded by Mr. Cvitanich.

Mr. Murtland asked why is the petition being referred back to the Planning Commission.

Mr. Rowlands explained that the Planning Commission would like to give it further consideration as Mr. Mueller of Mueller Investment Co.,

54-209  
11-7-61-

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indicated that they have additional plans to be submitted for the Planning Commission's consideration.

Voice vote was taken on the motion to refer the Mueller Investment Co. Petition back to the Planning Commission. Motion carried.

**RESOLUTIONS:**

**Resolution No. 16896:** (Postponed from the meeting of Jan. 16, 1962)

Awarding contract to Coast Contractors for demolition and site clearance of property located within the Center St. Urban Renewal Project No. Wash. R-1 in the amount of \$5,800 plus tax which was determined to be the lowest and best bid.

It was moved by Mr. Easterday that the Resolution be adopted.  
Seconded by Mrs. Price.

Mr. Rowlands explained that this demolition includes 15 properties geographically located and cannot be used for training purposes for the Fire Department because it would create a traffic problem.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Mayor Hanson explained that before continuing with the Resolutions he would like to have Ordinance No. 16979 taken up at this time.

Mr. Steele moved that Ordinance No: 16979 be considered at this time. Seconded by Mrs. Price. Voice vote taken. Motion carried.

**Ordinance No. 16979:**

Amending Section 12.06.200 of the Official Code of the City relating to Wholesale Power Rates. Read by title and passed. <sup>56-145</sup> (amended)

Mayor Hanson explained that this Ordinance would authorize the Utility Board to proceed with their negotiations with the wholesale customers in the County.

Roll call was taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was then declared passed by the Chairman.

Mayor Hanson resumed the regular order of business.

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**Resolution: No. 16902: (postponed from the meeting of January 16, 1962)**

**Authorizing the execution of a memorandum of understanding and authorizing proposed power contracts to wholesale customers for resale purposes.**

**It was moved by Mr. Steele that the Resolution be adopted. Seconded by Mr. Easterday.**

**Mayor Hanson explained that this Resolution is the companion to Ordinance 16979. This Resolution will permit the Utility Board to proceed with their negotiations with the County concerning Tax participation.**

**Voice vote was then taken on the Resolution.**

**The Resolution was then declared adopted by the Chairman.**

**Mr. Bott remarked that this matter was discussed for 4 1/2 hours on Monday evening and then again Tuesday at the noon session.**

**Resolution No. 16903:**

**Authorizing the proper officers of the City to execute a local improvement assessment easement granting the City the right to construct and maintain sewers on the vacated land located on the east side of Pacific Ave. between East Harrison and East 36th Street.**

**It was moved by Mr. Steele that the Resolution be adopted. Seconded by Mr. Easterday.**

**Voice vote was taken on the Resolution.**

**The Resolution was then declared adopted by the Chairman.**

**Resolution No. 16904:**

**Submitting to the membership of the City Retirement System to vote on the approval or disapproval, changes which would result in the improvement of the retirement system to enable the members to receive substantial increased benefits.**

**It was moved by Mr. Steele that the Resolution be adopted. Seconded by Mr. Porter.**

**Mayor Hanson explained, if the employees vote on this proposition favorably then that will be regarded as a recommendation to the Council for consideration prior to the adoption of the Ordinance. The Retirement Board has spent endless hours in preparing this for the Retirement System, also in consultation with the actuaries from professional firms.**

**Mr. Rowlands asked that an amendment be made on the last line of**

Page 1 after the word "mailing" and insert the words "or delivery".

Mr. Steele moved that the words "or delivery" be inserted after the word "mailing" on Page 1. Seconded by Mr. Cvitanich. Voice vote taken.

Motion carried.

Mayor Hanson explained that the Council could make amendments; however, he thought the entire Council understands that if there is a change, substantial in nature, the Council would again have to submit the change to the employees for their vote.

Mr. Cvitanich asked Mr. McCormick, City Attorney, if it would be proper for him to vote on this Resolution.

Mr. McCormick replied that it would be proper.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16905:

Authorizing the termination of the Lease with the Western Steel Casting Co. for property located east of St. Paul Avenue and north of 11th Street.

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

Mr. Rowlands explained that the reason for the termination of the lease with Western Steel Casting Co. is that the building is in a deplorable condition and the owner has agreed to raze the building and clear the property for the City. There have been several inquiries on this particular piece of property and the City feels by having this tract of land 200 by 550 ft. it will attract some industry to establish there.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16906:

Authorizing the proper officers of the City to execute a quitclaim deed in favor of Ben & Wally Etseson for the sum of \$1.00 for property in South Oakes St. lying between So. Tacoma Way and the N. P. right-of-way.

It was moved by Mr. Easterday that the Resolution be adopted. Seconded by Mr. Cvitanich.

Mr. Rowlands explained that this easement is no longer needed by the City for sewer purposes.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

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**Resolution No. 16907:**

Authorizing the proper officers of the City to enter into an agreement with the Amalgamated Ass'n. of Street Electric Railway and Motor Coach Employees of America Div. No. 758, relating to conditions of employment.

It was moved by Mr. Steele that the Resolution be adopted. Seconded by Mr. Porter.

Mr. Rowlands explained that this carries out the policy established by the City Council with the Electric Railway and Motor Coach Employees' Union.

Mr. Murtland said the only reason that he is voting for this Resolution is because of the Bus driver's increase and for no other reason.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

**Resolution No. 16908:**

Authorizing the purchase of (2) - 45 Passenger Transit Coaches from the General Motors Corp. in the amount of \$47,975.36 plus sales tax in the amount of \$1,919.01, making a total of \$49,894.37.

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

Mr. Rowlands explained that the amount appropriated for the two buses is within the estimate. Six companies had picked up bids, but only the General Motors Corp. submitted a bid.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

**Resolution No. 16909:**

Awarding contract to Ross & White Co. for a Bus Washer & Cleaner for the Tacoma Transit System in the amount of \$14,666.31 plus the amount of labor and tire guides furnished by the City in an amount of \$2,180.00 making a total of \$16,846.31.

It was moved by Mr. Steele that the Resolution be adopted. Seconded by Mr. Bott.

Mr. Rowlands said the City received only one bid for the Washer, however, it was within the estimate. He added, this particular equipment is more or less tailor made, and not too many firms manufacture it. There are eight of these units now in the State.

Mr. Murtland said the installation of this unit would be a great

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saving to the City due to the replacement of personnel.

Mr. Cvitanich asked how many employees would this Washer replace.

Mr. Rowlands explained that it will replace two people.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

**Resolution No. 16910:**

Rejecting all bids received on L I D 4685 for concrete surface on So. 37th from "J" to Thompson Ave. since all bids received exceeded the engineer's estimate.

It was moved by Mr. Steele that the Resolution be adopted. Seconded by Mr. Easterday.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

**FIRST READING OF ORDINANCES:**

**Ordinance No. 16980:**

Amending Sec. 1. 24. 620, 650, 660 and 675 of the Civil Service & Personnel Rules in regard to the "Rule of one on Promotion." Read by title.

The Ordinance was then placed in order of final reading.

**FINAL READING OF ORDINANCES:**

**Ordinance No. 16958: (Postponed from the meeting of Jan. 2, 1962)**

Amending Sec. 6. 64. 050 of the Official Code of the City by increasing the Business & Occupation tax on persons engaged in carrying on a telephone business and for the transmitting, distributing and selling of Natural Gas. Read by title.

It was moved by Mrs. Price that Ordinance No. 16958 be tabled. Seconded by Mr. Steele.

Roll call was taken on the motion to Table and resulted as follows:

Ayes 9; Nays 0. Absent 0.

The Ordinances was then declared Tabled by the Chairman.

Mayor Hanson explained that the Council members have discussed these tax measures thoroughly and it was determined they would not adopt them.

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Mr. Murtland stated he has opposed this tax issue from the beginning.

Mr. Steele said there were some 11 employees that were retiring from City Service and that the budget would be balanced somewhat, as there would be no replacement.

Mayor Hanson said the General Government had been required to pay substantial increases to the Utility Department for street lighting, hydrant rental and also in other areas; and they are currently negotiating with the Utility Department for a reduction in rates.

**Ordinance No. 16962:** (postponed from the meeting of Dec. 26, 1961;

Amending the Official Code of the City by adding a new section 6.68.225 by levying a tax on businesses whether such business activities occur or take place within or without the City. Read by title.

Mr. Murtland explained that there are many contractors and other individuals outside of the City doing business with the City of Tacoma who do not pay the Business and Occupation Tax. As he understands it, the effect of this tax would bring in approximately an additional \$20,000 a year, depending upon the amount of business that the City does.

Mr. Steele suggested that this Ordinance be postponed two weeks so that the contractors and those people who are interested might have an opportunity to appear.

Mr. Rowlands explained that he was in touch with Mr. Campbell, Executive Secretary of the Ass'n. of General Contractors today. Mr. Campbell was aware of this Ordinance and when it was explained to him that this tax would apply only to those contractors doing business with the City, he did not have any objections.

Mr. Steele moved this Ordinance be set over for one week, until January 30, 1962. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

**Ordinance No. 16973:**

Vacating So. Wilkeson from So. 49th to So. 52nd also 50th; 51st and Thurston from the east line of Tacoma Freeway to Alaska St. (petition of Tacoma School Dist. #10). Read by title and passed.

Roll call was taken on the Ordinance resulting as follows:

Ayes 9, Nays 0, Absent 0.

The Ordinance was then declared passed by the Chairman.

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**Ordinance No. 16974:**

**Amendment to the text of the Zoning Ordinance regarding exceptions under the powers delegated to the Board of Adjustments.  
Read by title and passed.**

**Roll call was taken on the Ordinance resulting as follows:**

**Ayes 9; Nays 0; Absent 0.**

**The Ordinance was then declared passed by the Chairman.**

**Ordinance No. 16975: (as amended)**

**Authorizing the condemnation of property for the establishment of slopes, cuts & fills in the area from Yakima Ave. to Eye St. lying between 6th Avenue and So. 7th Street. Read by title.**

**Mr. Rowlands explained that this particular right of way is 50 ft. wide which will have four lanes of traffic. There are (10) properties involved in the acquisition. At the present time the City has already contacted the people involved and six of them have agreed to sell. If condemnation proceedings are necessary, in all probability it may require just one condemnation.**

**Roll call was taken on the Ordinance resulting as follows:**

**Ayes 9; Nays 0; Absent 0.**

**The Ordinance was then declared passed by the Chairman.**

**Ordinance No. 16976:**

**Amending Sec. 6.64.050 of the Official Code of the City to provide for the raising of the B. & O. Tax on the Telephone Co. from 8% to 9%. Read by title.**

**It was moved by Mr. Bott that Ordinance No. 16976 be tabled.  
Seconded by Mrs. Price.**

**Roll call was taken on the motion to table and resulted as follows:**

**Ayes 9; Nays 0. Absent 0.**

**The Ordinance was then declared tabled by the Chairman.**

**Ordinance No. 16977:**

**Amending the Official Code of the City by adding a new section 6.64.055 by raising the B. & O. tax for the Natural Gas from 3% to 6%. Read by title.**



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It was moved by Mr. Easterday that Ordinance No. 16977 be tabled. Seconded by Mr. Cvitanich.

Roll call was taken on the motion to table and resulted as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was then declared tabled by the Chairman.

Ordinance No. 16978:

Amending the Official Code of the City by adding a new section 1.06.294 to provide for taxing of purchases and contracts. Read by title.

Mr. Murtland explained that the Ordinance No. 16962, which is a supplement to this Ordinance, has been continued for one week and suggested that this Ordinance be continued until January 30, 1962.

It was moved by Mr. Steele that the Ordinance be postponed until January 30, 1962. Seconded by Mrs. Price. Voice vote taken. Motion carried.

*Ordinance No. 16979 - page - 32*  
UNFINISHED BUSINESS:

The Director of Public Works presents the following assessments for the following:

- a. L I D 3523 for sanitary sewers in the alley between East 70th and East 71st from East L to East M Street.
- b. L I D 4680 for paving on North 19th from Verde to Huson; No. 25th from Cheyenne to Huson Street.
- c. L I D 4681 for paving on No. 22nd from Stevens to Huson Street.

It was moved by Mr. Easterday that Monday, April 9, 1962 at 4:00 P. M. be fixed for the date of hearing. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Report from the Fire Dept. for the month of December 1961.
- b. Report from the Tacoma Police Dept. for the month of Dec. 1961.

COMMENTS:

Members of the audience commented on power rates, gas tax and the telephone tax.

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There being no further business to come before the Council, upon motion duly seconded and passed, the meeting adjourned at 8:30 P. M.