

CITY COUNCIL MINUTES

City Council Chambers, 4:00 P. M.  
Tuesday, February 5, 1963

Council met in regular session. Present on roll call 6: Finnigan, Haley, Herrmann, Price, Steele and Mayor Tollefson. Absent 3: Bott, Cvitanich and Murtland. Mr. Bott arriving at 4:15 P. M. and Mr. Murtland at 4:45 P. M.

Mayor Tollefson said that Mr. Cvitanich was ill and asked to be excused.

Mr. Steele moved that Mr. Cvitanich be excused from the meeting.  
Seconded by Mrs. Price. Voice vote taken. Motion carried.

Mrs. Price moved that the minutes of January 22, 1963 be approved as submitted.  
Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

PETITIONS:

a. Petition submitted by the Merit Company requesting the rezoning of property located at No. 21st & Oakes St. from a "C-1", "R-2" & "R-3" to a "C-2" District. <sup>142</sup>

b. Petition submitted by Reyar & Wick Contracting Co. requesting the rezoning of property located at 6th Ave. and Winnifred St. from an "R-2" to a "C-2" District. <sup>71</sup>

Referred to the Planning Commission.

RESOLUTIONS:

Resolution No. 17325:

Authorizing the proper officers of the City to execute to the City a local improvement assessment deed upon payment of \$784.85 for property located at So. 48th & Pine Sts.

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

Voice vote was taken on the Resolution.

The Resolution was declared adopted by the Chairman.

Resolution No. 17326:

Approving the Plat of Hokold's 6th Addition located on the east side of Mosmer St. between So. 90th and 92nd Streets.

Mrs. Price moved that the Resolution be adopted. Seconded by Dr. Herrmann.

Voice vote was taken on the Resolution.

The Resolution was declared adopted by the Chairman

Resolution No. 17327:

Appointing David Lyall Jamison as a member of the Board of Adjustment for a four year term, ending Sept 30, 1966.

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

Voice vote was taken on the Resolution

The Resolution was declared adopted by the Chairman.

Resolution No. 17328:

Fixing Monday February 25, 1963 at 4:00 P. M. as the date for hearing on L I D 5365 for cast iron water mains in Orchard St. from No. 31st to No. 35th; Villard from Westmoreland Terrace to No. 35th; Baltimore and Bennett Sts. from Westmoreland Terrace to No. 33rd St.

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

Voice vote taken on the Resolution.

The Resolution was declared adopted by the Chairman.

Resolution No. 17329:

Fixing Tuesday, March 5, 1963 at 4:00 P. M. as the date for hearing on the vacation of property located east of So. Manitou Way between So. 64th and So. 66th Sts. (Petition of Healy Bros. Inc.) <sup>65</sup>

Mrs. Price moved that the Resolution be adopted. Seconded by Dr. Herrmann.

Voice vote taken on the Resolution

The Resolution was declared adopted by the Chairman.

Resolution No. 17330:

Fixing Monday, March 11, 1963 at 4:00 P. M. as the date for hearing on L I D 6809 for street lights in the area of So. 66th to 72nd from Mason to Huson Streets.

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

Voice vote was taken on the Resolution.

The Resolution was declared adopted by the Chairman.

Resolution No. 17331:

Supporting & endorsing HB No. 3 which provides distribution of a greater portion of the revenues derived from the liquor sales to the Cities.

Mrs. Price moved that the Resolution be adopted. Seconded by Dr. Herrmann.

Voice vote was taken on the Resolution.

The Resolution was declared adopted by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 17264:

Amending Chapter 13.06 of the Official Code of the City by adding a new section 13.06.065-28 to include property on both sides of "C" north of So. 82nd 55.495 in the "R-4-L" Low Density Multiple-Family Dwelling District. (petition of H. E. Thaden) 46

Mr. Rowlands stated there was an error made in the Ordinance, and it should read an "R-4-L" District instead of a "C-1" District.

Mr. Steele moved to amend the Ordinance in the 3rd paragraph to read, "an "R-4-L" Low Density Multiple-Family Dwelling District" instead of a "C-1" Commercial District. Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

Mr. Bott coming in at this time.

The Ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 17255:

Amending Chapter 2.04 of the official Code of the City relating to the Electrical Code.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Cvitanich and Murtland.

The Ordinance was declared passed by the Chairman.

Ordinance No. 17256:

Authorizing the condemnation of property abutting So. 19th St. lying easterly of Meyers St. for the construction of the West End water storage and pumping facilities for providing service to the West End area of Tacoma.

Mr. Benedetti stated the Weyerhaeuser Co. has been most cooperative in their dealings with the Utility Dept. for the acquisition of this property. Both parties have come to the conclusion that this site would best suit the interests of the City in furthering the development of the area. The owners of the property are proceeding with the necessary appraisals in order that they might get together at an early meeting to discuss the terms of the acquisition, therefore, there will be no need for condemnation.

Mr. Haley said he appreciated the fact that there were operating costs on pumping but he thought a lot of pumps could be bought on the basis of \$1,000 per foot which is the approximate cost of the standpipe. As he understands, the pump is mainly for the area close to the base of the high ground and not for the more distant area.

Mr. Benedetti explained that the Weyerhaeuser Co. is also interested in the aesthetic appearance of the facility and pointed out that other standpipe facilities in the City are attractive structures. He added, their main concern is with storage capacity and that is one of the advantages of a standpipe facility. With the pumping facilities they would not have the reserve needed for fire protection or peak demands. The facility proposed would do the better job for the Dept., at the least cost.

Roll call was taken on the Ordinance resulting as follows:

Ayes 6; Nays 1, Haley; Absent 2, Cvitanich and Murtland.  
The Ordinance was declared passed by the Chairman.

Ordinance No. 17257:

Appropriating the sum of \$47,105.55 from the Public Works Revolving Fund to the Salary & Wages category and \$5,730.47 to M & O and from the Garbage & Refuse Fund, \$31,000 to Salary & Wages & \$20,000 to M & O category for the year 1962.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Cvitanich and Murtland.  
The Ordinance was declared passed by the Chairman.

Ordinance No. 17258:

Vacating the alley between So. 16th and So. 18th Sts. from Puget Sound 32 to Warner Street. (petition of the First Assembly of God Church)

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Cvitanich and Murtland.  
The Ordinance was declared passed by the Chairman.

**Ordinance No. 17259:**

Providing for the improvement of L I D 4718 for paving on So. 59th St. from Fawcett to "D" and other nearby streets.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Cvitanich and Murtland  
The Ordinance was declared passed by the Chairman.

**Ordinance No. 17260:**

Providing for the improvement of L I D 5360 for cast iron water mains on Bell St. from So. 60th to 64th Sts. and So. 60th and 62nd from Bell to A Street.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Cvitanich and Murtland  
The Ordinance was declared passed by the Chairman.

**Ordinance No. 17261:**

Providing for the improvement of L I D 6812 for street lighting on So. 41st St. to So. 45th from Sheridan to Hosmer St., also So. Sheridan from So. 41st to So. 45th Street.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Cvitanich and Murtland  
The Ordinance was declared passed by the Chairman.

**Ordinance No. 17262:**

Approving and confirming the assessment roll for L I D 4686 for paving on various streets between No. 12th & No. 28th from Adams to Huson Streets.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Cvitanich and Murtland  
The Ordinance was declared passed by the Chairman.

**Ordinance No. 17263:**

Approving and confirming the assessment roll for L I D 5335 for cast iron water mains in various streets between So. 12th & So. 19th from Highland to Woodlawn Street.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Cvitanich and Murtland  
The Ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

The Director of Public Works presents the following assessment rolls for hearing:

- a. LID 4700 for paving on the alleys near No. 37th and Tyler St., also various other north end alleys and sidewalks.
- b. LID 3537 for sanitary sewers in the vicinity of East 61st & East "S" Street.

Dr. Herrmann moved that the date of Monday, March 11, 1963 at 4:00 P. M. be set as the date for hearing on LID 4700 and LID 3537. Seconded by Mrs. Price. Voice vote taken. Motion carried.

c. The Director of Public Works presents the assessment roll for the cost of Improvement for SCF No. 62 for the construction and reconstruction of sidewalks in various sections of the City.

Mrs. Price moved that the date of Wednesday, March 13, 1963 at 4:00 P. M. be set as the date for hearing on SCF No. 62. Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Report from the Tacoma Employees Retirement System for the month of January 1963.
- b. Report from the Personnel Dept. for the month of December 1962.
- c. Report from the Director of Finance for the month of December 1962.

COMMENTS:

Mr. Rowlands reminded the Council that the Council meeting would be held on Wednesday, February 13, 1963 because of the holiday, Tuesday.

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Mrs. Price asked to be excused for the next two or, perhaps, three meetings.

Mr. Steele moved the request be granted. Seconded by Mayor Tollefson. Voice vote taken. Motion carried.

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Mr. Murtland coming in at 4:45 P. M.

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Mayor Tollefson brought up that HB 41, which would give the Cities and Towns broader taxation, was discussed last Thursday at the meeting held with the Utility Board. The Board at that time voiced their opposition to the bill. Since the meeting, he added, copies of HB 41 had been distributed to the Council members for their study.

Mayor Tollefson further added he would like to find out whether there would be any jeopardy to the Utilities as such if the bill were passed, outside of the fact that the elected representatives of the City might have some rights with regard to fixing rates, etc., as set forth in the proposed law. The argument of the Utility Board, as he understands, was that the General Government should not be in the position to receive any further funds from the Utilities than those presently provided.

Mrs. Price said she understands it would in no way take any funds from the Utilities that were needed for expansion, operation, etc., that it would only be excess funds.

Mayor Tollefson pointed out that passage of this bill would not automatically mean that any additional funds would be transferred from the Utilities to the General Fund. It simply would permit excess funds to be so transferred by Council action.

Mrs. Price said since the bill limits transfers of excess funds, she didn't see how it could harm the Utilities.

Dr. Herrmann said the Legislature increased financial burdens on the Cities and now proposes to pass the responsibility of meeting the burdens to Councils by allowing them to raise local utility rates. If this were passed, he added, the Legislature would feel it had met the Cities' financial problems.

Mr. Haley felt the passage of this bill would not jeopardize the Utilities in any way; he suggested the Council inform the Legislators that the City Council is more than satisfied with it and would be quite willing to see it pass. The final decision on any increased taxation would rest with the Council who are working for the best interests of the entire City.

Mr. Murtland said he was disappointed at the attitude of the Utility Board saying, if the Council should see fit to support this bill either actively, or by not doing anything, that they would take it upon themselves to oppose it. He thought this was insubordination as far as he was concerned. The Council is the Legislative body and should be deemed to speak for the citizens of the City. Regardless of what the outcome is tonight, and even if the Council were to go on record as opposing it, to his mind, it is very disappointing to have any Board member say they will not abide by the decision of the appointing body.

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Mayor Tollefson said under the City Charter the Utilities Dept. is almost completely separated from the Council and he couldn't blame the Utility Board for opposing the bill which if passed would give the Council a greater latitude with regard to the control of the Utilities Dept.

Mayor Tollefson asked the Council if a letter should be written to the Legislators advising them that they are not opposed to the bill but the Utilities Board is opposed to it.

Mr. Steele suggested they wait until after the Legislative meeting of the City Council on Thursday.

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Mr. Bott asked what effect would SB 183 have on Tacoma's watershed.

Mayor Tollefson said a letter was received from Mayor Domstad of Bremerton who is vitally concerned about this bill and is calling for a meeting to be held at 10:00 A. M. next Thursday, Feb. 7, 1963 in Mayor Clinton's office in Seattle and asked that Tacoma send representatives to the meeting. He added, that Mr. Benedetti will be attending.

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

  
Mayor of the City Council

Attest:   
City Clerk