

COUNCIL CHAMBER, 7:30 P. M.

Monday, May 6, 1957

Council met in regular session. Present on roll call 6; Battin, Coering, Humiston, Jensen, Perdue and Mayor Anderson. Mr. Stojack taking his seat at 7:43 P. M. Absent 2, Bratrud and Tollefson.

It was moved by Dr. Humiston, seconded by Mr. Jensen that the minutes of the previous meeting, copies of which had been mailed by the Clerk to each Council member, be approved and the reading thereof dispensed with. Motion carried. Ayes 6; Nays 0; Absent 3, Bratrud, Stojack and Tollefson.

RESOLUTIONS:Resolution No. 14984:By BATTIN:

Confirming appointment by the Mayor of the following persons to the Board of Censors; Rev. John Philips, Mrs. Charles E. Gardner, Trygve Blix, Fred Diamond and Charles (Bud) Weller.

Adopted on roll call May 6, 1957

Ayes 6; Nays 0; Absent 3, Bratrud, Stojack and Tollefson.

Resolution No. 14985:By HUMISTON:

Awarding contract for purchase of 54500 lineal feet of 1-1/2 inch fire hose for the Fire Department to H. K. Porter for bid of \$3,285.00, plus sales tax.

Adopted on roll call May 6, 1957

Ayes 6; Nays 0; Absent 3, Bratrud, Stojack and Tollefson.

Mr. Rowlands reported that there is a Resolution not on tonight's Agenda, which they would like to have Council adopt.

It was moved by Mr. Jensen, seconded by Mr. Perdue that Rule 7, (relative to filing of new matter) be suspended in order to consider this resolution. Motion carried on roll call: Ayes 6; Nays 0; Absent 3, Bratrud, Stojack and Tollefson.

Resolution No. 14986:By JENSEN:

Approving recommendations of Bd. of Contracts & Awards and Director of Public Works and awarding contract for purchase of 4-"Leach Packmaster" Steel Garbage Truck Bodies to Totem Equipment Co. for \$23,000.00 plus sales tax, which is determined to be the best bid.

Mr. Rowlands called on Mr. Hiberly, Superintendent of Refuse Collection Division, to brief the Council on this matter. Mr. Hiberly advised that they

have made a thorough study of garbage truck bodies, as there has been much progress in developing this equipment in the last few years. They have determined that the Packer Type requires the least lifting by the men. Thirty-two inches as compared to seventy-two inches for the ram type, and will more than offset the higher cost by the time saved in lifting. The "Leach Packmaster" is the lowest lift of all and it is also the lowest in price, Mr. Hiberly said. The other bidders on Packer type bodies were disqualified because of technicalities, so actually the only bidder was The Totem Equipment Company for the "Leach Packmaster".

Dr. Humiston said he did not approve of suspending the rules and rushing through a resolution to award a bid of this type, as he felt it should have been on the Agenda distributed Friday, and publicity given so other companies submitting bids would have a chance to appear and protest if they desired. He would like to see it laid over for one week, and moved that this be laid over for one week and all other bidders who wish, to be present be invited to attend the meeting. Lost for the want of a second.

Dr. Battin said he was disturbed by the Council's policy of postponing things to get more information as this makes it appear as if Council does not have confidence in its staff. He felt the Council should take the recommendation of the Staff, and if it doesn't trust the staff the thing to do is make a change.

Dr. Humiston said he did not question the recommendation of the Staff, but felt there is a period of time when a Resolution should be made public in order to give anyone who objects a chance to be heard.

Mr. Jensen said he felt ample publicity had been given the facts as the bids were opened two weeks ago and results published in the Seattle Journal of Commerce, Tacoma Daily Index and all bidders had been advised of what had been done.

Dr. Humiston asked for an explanation of why this Resolution was not on the Agenda. Mr. McCormick advised that the request had been filed Thursday Afternoon (May 2) which was too late to have the Resolution prepared for this week's Agenda. After further discussion roll was requested.

Adopted on roll call May 6, 1957.  
Ayes 7; Nays 0; Absent 2, Bratrud, Tollefson.

#### FIRST READING OF ORDINANCES:

Ordinance No. 15868:

Amending Section 6:25 of Ordinance No. 15751. \* COMPENSATION PLAN - adding 1018 - Sewer Utility Inspector. Read by title and placed in order of final reading. Mr. Rowlands advised that they would like to have this position filled so they can have some one to make a survey of all sewer users to: (1) see that all connections are being made wherever possible; (2) see that all sewer taxes are being paid. In reply to a question from Mr. Stojack as to how long this position would be necessary, Mr. Rowlands said the Inspector would probably be needed from two and one-half to three years before the survey is completed.

Ordinance No. 15869:

Authorizing City Attorney to purchase and/or condemn certain property, property rights and privileges located in Pierce County, for purpose of constructing,

erecting and maintaining a storm drainage system and a sanitary system; and providing for payment thereof. (For construction of storm sewer according to plans in L I D 1955, property sought to be acquired is generally located from approx. North 26th to South 19th and through Fircrest to Leach Creek). Read by title. Dr. Humiston asked if this ordinance would have been necessary had the area involved been platted. Mr. Rowlands replied that when the area is platted easements are procured. Mr. Staman advised that wherever possible they have used platted right-of-way's but it may be necessary to condemn property when they have to run the sewer line through acreage.

Mr. McCormick stated that wherever they can obtain easements or negotiate to purchase the land, it will be done without condemnation as this is only to be used as a last resort in obtaining the property.

The ordinance was then placed in order of final reading.

#### FINAL READING OF ORDINANCES:

##### Ordinance No. 15862:

236 Vacating that portion of the alley between North 35th Street and North 36th Street from North Alder Street to Ruston Way. (Petition of J. R. Wiborg, et al 2-18-57). Read by title and passed.

Roll call: Ayes 6; Nays 0; Absent 3, Bratrud, Battin and Tollefson.

##### Ordinance No. 15864:                      L I D 2248:

112 Providing for the improvement of No. Frace Avenue from View Ridge Drive to North 38th Street by grading and oil mat surface, also on View Ridge Drive from 195 feet west of Frace Avenue to Whitman Street, on Whitman Street from 210 feet south of View Ridge Drive to North 42nd Street, on North 40th Street from Whitman to Frace, and on North 42nd from Whitman to Frace; L I D 2248. Read by title and passed.

Roll call: Ayes 6; Nays 0; Absent 3, Bratrud, Battin and Tollefson.

##### Ordinance No. 15865:                      L I D 4612:

Providing for the improvement of Moorlands Drive from South 12th to South 16th, also Ferdinand Drive from South 14th to South 16th Street, also South 14th Street from Moorlands Drive to Ferdinand Drive, by paving, construction of curbs, gutters and storm water catch basins, also concrete sidewalks on south side of South 12th Street from Moorlands Drive to Cheyenne Street; creating L I D 4612. Read by title and passed.

Roll call: Ayes 6; Nays 0; Absent 3, Bratrud, Battin and Tollefson.

##### Ordinance No. 15866:                      L I D 4618:

Providing for improvement of South 21st Street from Ainsworth Avenue to South Cushman Avenue by grading, paving, construction of concrete curbs, gutters, etc.: creating L I D 4618. Read by title and passed.

Roll call: Ayes 7; Nays 0; Absent 2, Bratrud, Tollefson.

Ordinance No. 15867:L I D 5263:

Amending Section 6 of Ordinance No. 15565 - providing for construction of watermains in area bounded by No. 11th Street, Orchard Street, North 9th Street and Bennett Street, also in North 8th Street from Huson Street to Orchard Street - creating L I D 5263. (providing for 12-year annual installment local improvement bonds instead of 10 year bonds - correct error) Read by title and passed.

Roll call: Ayes 7; Nays 0; Absent 2, Bratrud, Tollefson.

Ordinance No. 15832:

(Laid over to this date on April 29, 1957)

Amending Ordinance No. 14793 - ZONING ORDINANCE - by adding thereto one new section to be known as Sec. 9N (C-2 District at SE corner of So. 30th and Pacific - Petition of Wellman Building, Co., Inc. - 1-28-57.) Read by title.

Mr. Rowlands reported that he had talked to Mr. Wellman's Attorney and to the City Attorneys, and the consensus appears to be that there is no necessity of doing anything until they find out how much of the property the State is going to take for the freeway. They should know this by July 1st so he would recommend that the ordinance be laid over to either July 8th or July 15th, Mr. Rowlands added. It was moved by Dr. Humiston, seconded by Dr. Battin to lay the ordinance over to July 15th, 1957. Motion carried. Ayes 7; Nays 0; Absent 2, Bratrud, Tollefson.

UNFINISHED BUSINESS:

The Director of Public Works presents the assessment roll for the cost of the improvement in L I D 2252 for cement concrete sidewalks on South 19th Street from Ainsworth Avenue to Lawrence Street. It was moved by Mr. Perdue, seconded by Dr. Battin that June 4, 1957 be set as the date of hearing on said roll. Motion carried. Ayes 7; Nays 0; Absent 2, Bratrud, Tollefson.

ITEMS RECEIVED FOR FILING IN OFFICE OF CITY CLERK:

Tacoma Transit System - Report for March and three months of 1957.

X Department of Public Utilities, Belt Line Division: Monthly financial report dated March 31, 1957.

X Department of Public Utilities, Light Division: Monthly financial report dated February 28, 1957.

X Harbormaster: Harbor Commerce report for the month of March, 1957.

X Tacoma Municipal Court - record of cases during the month of April, 1957.

X Mr. Stojack reported he had received numerous complaints of a speed trap on South Tyler Street between South 66th and Center Street. In order to determine the need for this, he would like to be furnished the following information covering the last 5 years: (1) number of accidents; (2) number of arrests; the speed limit on this stretch. City Manager Rowlands was directed to obtain this information.

X  
Mr. Jensen reported that he has heard a large industry which requires a vast amount of water in its operations, is interested in establishing a plant in Tacoma provided its water needs can be supplied at a reasonable cost. It has been suggested that water for industrial use be taken from the Puyallup River, filtered and held in a special reservoir to be used only for this purpose, Mr. Jensen advised. He asked the City Manager to obtain a preliminary report of the cost of such a project from the Utility Department.

X  
Mr. R. M. McCord, of 812 So. Junett, advised that they have previously turned in three petitions for paving. He filed one more covering two blocks on Junett between So. 10th and 12th at this time.

The Public Works department has said there is no money available for City participation, Mr. McCord said. However when talking to Mr. Stojack and Dr. Battin, they suggested he present his problem to the Council to see if something could be done as there is now additional money available for this purpose from the M Street project, which was rejected by the property owners.

6  
Mr. Rowlands was asked by Mayor Anderson to check into the possibility of obtaining City funds to improve this street, and report back at the next Council meeting. Dr. Humiston suggested that Mr. McCord confer with Public Works Director Staman to ascertain that the petitions which have been filed are in order.

CITY MANAGER COMMENTS:

X  
Mr. Rowlands, City Manager called Council's attention to a letter from City Attorney Marshal McCormick, dated April 25, 1957, on the subject of "Codification of City Ordinances." He felt it would be advantageous for the City to make the Book Publishing Company responsible for selling the Code to outside Attorneys, etc., at a flat fee of \$5.00 per volume, <sup>for their services</sup> as set forth on page 4 of Mr. McCormick's letter. Mr. McCormick reported that the publishers have advised that a fee from \$30 to \$45.00 is a fair price for this compilation. The City has ordered 300 volumes, 150 of which have been bound and paid for and the remainder will be bound as needed; he added. The Book Publishing Company has indicated they have a sales organization to handle the selling of the Codes. Dr. Humiston said he would at this time like to request a Resolution authorizing the Book Publishing Company to handle the sale of Tacomas' Codification of Ordinances.

Mr. Rowlands pointed out that there will be a 3 or 4 week period between June 10th and the date the Code becomes effective which can be either the 3rd or 13th of July, when the Council will not be able to pass any general Ordinances. This does not include special Ordinances, L I D's etc, which are not general Ordinances and are not included in the codification, Mr. Rowlands added.

Upon motion, duly seconded and carried, Council then adjourned at 8:30 P. M.

John H. Anderson  
President of City Council

Attest: Joseph E. Melton  
City Clerk