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## CITY COUNCIL MINUTES

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

Council met in regular session. Present on roll call 8: Bott, Cvitanich, Finnigan, Haley, Herrmann, Johnson, Murtland and Mayor Tollefson. Absent 1, Price.

Mayor Tollefson asked that Mrs. Price be excused from the meeting. Mr. Haley moved that Mrs. Price be excused. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

Mayor Tollefson asked that the rules be suspended to consider matters that do not appear on the agenda.

Mr. Haley moved that the rules be suspended. Seconded by Mr. Finnigan. Voice vote taken. Motion carried.

Fire Chief James Reiser presented Mayor Tollefson with a meritorious award to the City of Tacoma for services provided by all departments of the City in the construction of the City float for the Daffodil Parade.

Jack Harkins and Firefighter Paul McNail who designed and built the City's prize float were congratulated by Mayor Tollefson and Mr. Rowlands, City Manager. 339

Mr. Rowlands said they are proud of the work of Capt. Harkins and Fireman McNail who designed and developed the float for the festival, and also the help given by other City employees.

Mayor Tollefson, on behalf of the City, thanked the two participants for the Grand award.

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Mr. Rowlands said that Mr. Harold Wilson from the Tacoma Junior Chamber of Commerce would like to make a few remarks to the City Council.

Mr. Wilson extended an invitation to the City Council members to participate in the annual clean-up, paint-up and fix-up week in the City of Tacoma and to visit the Sanitary land fill. He added, with the help of the Sanitation Dept. they will pick up rubbish in various parts of the City through Saturday.

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Mr. Rowlands explained that he had met with professional engineers and architects to discuss the earthquake damage and Mr. Marshall W. Perrow, President of the Southwest Washington Chapter of the American Institute of Architects, and Mr. J. Norris Pearson, President of the Washington Society of Professional Engineers, Tacoma Chapter, would like to address the Council to offer assistance to the City in the evaluation of the damage. 268

Mr. Rowlands said communications have also been received from them offering their services.

Mr. Perrow proposed that the City have a consultant survey of the condition of cornices and parapet walls of 52 downtown buildings, which they have determined unsafe. He stated the building department of the City does not have the staff to conduct such a survey, and also that this survey should be done by professionally qualified licensed architects or structural engineers or other persons who are licensed to observe, appraise and recommend. He added, whereas architects normally receive \$12.50 per hour for their services, they would offer their services to the City at \$10.00 per hour. An estimated cost of a complete survey would be \$3,000 to \$6,000. He proposed the renting of photographic equipment so that pictures could be taken of all suspected problems and analyzed later by the architects and engineers. They are primarily concerned with the removal of bricks and are not immediately concerned with the interior structural stability.

Mr. Pearson proposed that the City adopt an ordinance similar to the one in Los Angeles requiring the removal of many of the cornices and parapet walls. He thought an immediate survey should be taken of the buildings and to urge the property owners to remove the danger. The removal of a cornice on a typical 25-foot building would cost approximately \$2,000; on a 50-foot building, approximately \$3,200, if the material is brick, wood or metal. The removal of heavy plaster would cost approximately \$20.00 per foot in addition. They also propose that a committee of professionally qualified engineers and architects be appointed immediately to assist the building department in recommending policy and making decisions on technical matters following the survey. He added, such a committee was very effective after the earthquake in Anchorage, Alaska.

Mr. Gillis, Buildings Division Chief, explained that the City's dangerous building ordinance has a provision whereby its requirements for lengthy notice, hearings and appeals, can be waived in the event of an emergency such as this, but the waiving of these procedures and the request for vacating or demolishing a building becomes a difficult decision for one person to make. The Department has barricaded sidewalks below all cornices and parapet walls which appear dangerous to building inspectors during a binocular survey of the downtown area. Part of the problem is due to the fact that most of the downtown buildings were constructed prior to 1909 when lime mortar was used and has largely eroded or disintegrated, many bricks are held atop downtown buildings only by gravity, he added. In his opinion, at least the upper stories of at least two quake-weakened downtown buildings should be demolished. The Department generally endorses Mr. Perrow's proposal and Mr. Pearson's suggestions, he added.

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Mr. Howard Hanson, representing the Southwest Washington Chapter of Structural Engineers, recommended that a survey be made immediately for structural damage of all buildings by only professional qualified engineers.

Dr. Herrmann wondered where the responsibility of the owners of the building ends and where the responsibility of the City begins as far as making this type of survey. He asked, "why should the City be responsible to pay for this survey?"

Mr. McCormick, City Attorney, stated the responsibility for making the building safe, lies with the property owners. The only responsibility that lies with the City is, if they knowingly or by reasonable inspection, find there is a dangerous cornice or building which is unsafe, then there may be some responsibility on the part of the City to inform the property owner. He thought the City's responsibility to the public was to make a survey as quickly as possible and immediately put the owner on notice, under the Dangerous Buildings Code to take action, and if not, the property owners would be held liable.

The question was asked if the Governor had declared this a disaster area?

Mr. Evans, City Civil Defense Director, replied that Governor Evans had not declared this part of the State an emergency or disaster area. He said designation of the State as a disaster area would make funds available only for the repair of public buildings.

Mr. Rowlands said a special act of Congress authorized some Federal assistance to private owners whose buildings were damaged in the Alaskan earthquake. He said, perhaps, similar action could be taken in connection with the Washington earthquake.

Mayor Tollefson believed the Council was sympathetic with the suggestion that something should be done as the result of the earthquake. The Council recognizes that the City isn't sufficiently staffed to make a complete examination and detailed study. In addition they should have an emergency appropriation to make this survey, keeping in mind that wherever possible the charges should be against and assessed to the property owners as it is their responsibility. He asked if any Council member was opposed to drafting an ordinance for an emergency appropriation to be used for hiring additional help in making this survey.

Mr. Finnigan thought before an ordinance was drafted that further discussion should be held with the staff and the consultants who have offered their services. They should also determine who will be conducting the survey. In addition, how many private owners are utilizing the services of engineers or architects to make a determination as to the repair of their own building.

Mayor Tollefson thought the City should, in any event, have someone inspect the buildings and make a study of the damage to determine the repairs to the buildings.

Dr. Herrmann said he thought the Council agrees that the work must be done, but working out the details is the responsibility of the City Manager and the staff.

Dr. Herrmann moved that an ordinance be drafted for an emergency appropriation in the sum of \$10,000 or so much thereof as maybe necessary to be used for the hiring of personnel to inspect buildings in the City to determine the degree of damage as the result of the earthquake. Seconded by Mr. Cvitanich.

Mr. Haley thought the staff should formulate a plan prior to appropriating \$10,000, then the Council should move accordingly.

Mr. Rowlands stated, if the Council agrees that this should be done, he hoped that by tomorrow afternoon they would be ready to proceed with the survey.

Mr. Haley moved that a resolution be drafted for next week's meeting directing the City Manager to develop an integrated plan to make the necessary studies of buildings in the City of Tacoma to determine the extent of damages caused by the recent earthquake and to utilize the services of professional engineers, architects and the staff. Seconded by Mr. Finnigan.

Voice vote was taken on Dr. Herrmann's motion to draft an emergency ordinance in the sum of \$10,000. Motion carried.

Voice vote was taken on Mr. Haley's motion to draft a resolution directing the City Manager to develop a plan for a study of buildings to determine the extent of damages. Motion carried.

Mayor Tollefson thanked Mr. Perrow, Mr. Pearson and Mr. Hanson for taking their time in bringing this matter to the attention of the Council.

The regular order of business was resumed.

Mr. Haley moved that the minutes of the meeting of April 20, 1965 be approved as submitted. Seconded by Mr. Bott. Voice vote taken. Motion carried.

#### HEARINGS & APPEALS:

This is the date set for hearing on the petition submitted by the Public Works Dept. for the vacation of property in the vicinity of So. 47th & Pine - Oakes transition.

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.

#### RESOLUTIONS:

##### Resolution No. 18281

Fixing Tuesday May 18, 1965 at 4:00 P. M. as the date for hearing on the rezoning of property on the south side of No. 7th St. between Pearl and Woodlawn Sts.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

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**Resolution No. 18282**

Fixing Monday June 14, 1965 at 4:00 P. M. as the date for hearing on L I D 6854 for street lighting in the area between Center St. and So. 38th from Tyler to Adams Street.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

**Resolution No. 18283**

Fixing Monday, June 14, 1965 at 4:00 P. M. as the date for hearing on L I D 6855 for street lighting on Huson Drive from Moorlands Drive to So. 18th and on Moorlands Drive from So. 12th to 16th Streets.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

**Resolution No. 18284**

Fixing Tuesday, June 1, 1965 at 4:00 P. M. as the date for hearing on the vacation of Norton Place between Defiance & Vassalt Streets. (Petitioner, Edward P. Miller)

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

**Resolution No. 18285**

Fixing Tuesday, May 18, 1965 at 4:00 P. M. as the date for hearing on the rezoning of the N. E. corner of No. 29th and Starr Sts. and the south side of No. 30th St. 150' east of Starr St. (petition of Old Tacoma Development Corp.

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

The Resolution was passed by voice vote.  
Ayes 7; Nays 1, Mr. Haley, Absent 1, Mrs. Price.

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Resolution No. 18286

Awarding contract to Woodworth & Co., Inc. on its bid of \$110,982.22 for L I D 4754 and W. O. No. 91109.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

Resolution No. 18287

Authorizing the proper officers to sell (6) surplus transformers at a private sale to Earl Gropp for the purchase price of \$2,000.00.

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

Mr. Benedetti, Assistant Director of Utilities, explained these transformers were used during the construction of the Mayfield Dam and since the Department has no use for them now, they are considered surplus. He added, the Department feels a better price can be obtained in this manner than if they were sold for junk.

In answer to a question, Mr. Benedetti stated the purchase price ten to twelve years ago would have been approximately \$4,000.00 for the six transformers.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

Resolution No. 18288

Authorizing the proper officers to sell (5) surplus transformers at a private sale to the Dravo-Johnson Co. for the price of \$1,050.00.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

Resolution No. 18289

Authorizing the proper officers of the City to execute an agreement with Ernest T. Resholt of Edmonds, Washington to remove 100,000 cubic yards of silt from the Alder Lake Reservoir.

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

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Mr. Benedetti explained that Mr. Rosholt has an agreement with the City for the removal of silt from the Alder Lake Reservoir. Subsequently, Mr. Rosholt has requested the City to assign his right and the agreement to the Lone Star Cement Corporation. He said they will pay the Utility Dept. 5 cents per cubic yard for all silt removed.

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

Resolution No. 18290

Authorizing the proper officers of the City to execute for and on behalf of the City an Urban Mass Transportation Capital Grant Contract with the United States of America for the purchase of buses for the Transit System.

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

The Resolution was passed by voice vote.  
Ayes 6; Nays 2; Cvitanich and Finnigan; Absent 1, Mrs. Price

Resolution No. 18291

Authorizing the proper officers of the City to execute and deliver to the Washington Mutual Savings Bank, a local improvement assessment deed for improved property at 1021 Ea. 54th St. for the sum of \$395.55.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

Resolution No. 18292

Authorizing the proper officers of the City to execute a supplemental agreement with the Brotherhood of Locomotive Firemen & Enginemen for the purpose of achieving uniformity to the basic agreement.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

Resolution No. 18293

Authorizing the proper officers of the City to purchase property at the Green River Watershed in order to protect the City's municipal fresh water supply from pollution.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

Resolution No. 18294

Authorizing the release of easements to Tradewell Stores, Inc. at 4th and Union Ave. granted by the Light Division, which are no longer needed.

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

The Resolution was passed unanimously by voice vote.  
Ayes 8; Nays 0; Absent 1, Mrs. Price.

Resolution No. 18295

Authorizing the proper officers to execute and deliver to Rose Malan Lee a local improvement assessment deed for property located on the north side of So. 2nd St. and on St. Helens & Tacoma Ave. for the sum of \$197.98.

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

Mr. Finnigan left the meeting at this time

The Resolution was passed unanimously by voice vote.  
Ayes 7; Nays 0; Absent 2, Finnigan and Mrs. Price.

FIRST READING OF ORDINANCES:

Ordinance No. 17838

Amending Sub-section 1.12.140-D & Sec. 1.12.210, 330, 345, 360 & 490 of the official code of the City to reflect current practices & establishing a new Traffic Engineering Classification.

The Ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 17831

Amending Chapter 13.06 of the official code by adding a new section known as Sec. 13.06.065-45 to include property on the N. W. corner of So. 12th and Stevens St. in an "R-4-L" District (petitioner, Jardeen Bros. Inc.)



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

Ayes 7; Nays 0; Absent 2, Finnigan and Mrs. Price.  
The Ordinance was declared passed by the Chairman.

Ordinance No. 17832

Amending Chapter 13.06 of the official code and adding (2) new sections 13.06.112-3 and 113-4 to include property in the area bounded by PSH #1 (Freeway) Homer St., So. 84th and the So. 84th St. Freeway offramp  
Petition of City Planning Commission;

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Finnigan and Mrs. Price.  
The Ordinance was declared passed by the Chairman.

Ordinance No. 17833

Providing for the improvement of L I D 3597 for storm drain trunk sewer from East 15th and St. Paul Ave., west 500 feet and north 100 feet.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Finnigan and Mrs. Price.  
The Ordinance was declared passed by the Chairman.

Ordinance No. 17834

Providing for the improvement of L I D 4768 for paving, grading and storm drains on Woodlawn from No. 14th to No. 18th Sts. and other north end streets.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Finnigan and Mrs. Price.  
The Ordinance was declared passed by the Chairman.

Ordinance No. 17835

Providing for the improvement of L I D 4770 for paving on No. 27th from Huson to Mullen and other north and west end streets.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Finnigan and Mrs. Price.  
The Ordinance was declared passed by the Chairman.

Ordinance No. 17836

Approving and confirming the assessment roll for L I D 4734 for paving and storm drains on Vassault from No. 42nd to No. 48th Streets.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0; Absent 2, Finnigan and Mrs. Price.  
The Ordinance was declared passed by the Chairman.

Ordinance No. 17837

Approving and confirming the assessment roll for L I D 4742 for paving on Westgate Blvd. from Visscher to Vassault Sts.

Roll call was taken on the Ordinance resulting as follows:

Ayes 7; Nays 0, Absent 2, Finnigan and Mrs. Price.  
The Ordinance was declared passed by the Chairman.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- 1. Personnel report for the month of March 1965.
- 2. Report from the Fire Dept. for the month of March 1965.
- 3. Report from the Finance Director for the month of March 1965.
- 4. Report from the Tacoma Police Dept. for the month of March 1965.
- 5. Report from the Water, Light & Bell Line Division for the month of March 1965.

COMMENTS:

Mr. Rowlands said, they are trying to work out a program regarding the progress of the Port of Tacoma area. The City Council, Utility Board and the Port officials will meet at 12:00 noon at the Port Industrial Cafe on Monday, May 10, 1965. He asked that the Council members desiring to ride to the Port Industrial Cafe report at the Mayor's office at 11:45 A. M. 220 254

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Mr. Rowlands asked permission to attend a special meeting on May 20, 1965 which is being called by Vice-President Humphrey for the City Managers of Cities over 50,000 population.

Dr. Herrmann moved that Mr. Rowlands be given permission to attend the meeting on May 20th. Seconded by Mr. Haley. Voice vote taken. Motion carried.

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Mr. Rowlands said that the Association of Washington Cities would like to know who will be on the resolutions and nominations committee so that the programs can be printed.

Mayor Tollefson stated, last year Mrs. Price was on the nominations committee and Dr. Herrmann on the resolutions committee. He stated he would appoint the same members if it was agreeable to them.

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Mr. John C. Looney of Glenoma, again appealed to the City Council 192 for additional compensation for the property that the Utilities acquired through condemnation proceedings in 1959. He reiterated the details, stating he did not receive any compensation for the gravel which the contractor at the Mossyrock Dam is using for the road. He added, he had received a letter from Mr. Erdahl, Director of Utilities, in answer to his letter but he had not received a letter from the City Council stating their opinion.

Mr. Goin of Mossyrock, agreed with Mr. Looney. He stated, he too received an inadequate award for the property and the Utilities Dept. has not settled for the gravel that it is using for the Dam. He suggested that the City pay them 10 cents per cubic yard for the gravel being taken from the property they formerly owned.

Mayor Tollefson stated the City cannot overrule the decision of the Court, which is the place where these matters must be settled when there is a dispute. He said the Council is powerless, under the State Law, to increase the compensation fixed by the Court. He said he would send them a letter explaining the Council's position.

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There being no further business to come before the Council, upon motion duly seconded and passed, the meeting adjourned at 7:00 P. M.

Sam Tollefson  
Mayor of the City Council

Attest:

Josephine Melton  
City Clerk