

Council Chambers, 4:00 P. M.
Monday, May 25, 1959

Council met in regular session. Present on roll call 9. Anderson, Bratrud, Easterday, Goering, Humiston, Perdue, Porter, Price and Mayor Hanson.

It was moved by Mr. Anderson that the minutes of the meeting of May 18th, 1959 be approved as submitted. Seconded by Mr. Perdue. Roll call: Ayes 9; Nays 0; Absent 0.

RESOLUTIONS:

Resolution No. 15752: (Postponed from May 18, 1959)

By Price:

Setting forth the conditions which private firms may connect to the City's Fire Alarm circuit.

Mr. Bratrud said, at the meeting of May 18th, he had asked Mr. Rowlands to obtain information from other cities regarding fire alarm systems, and asked if he had sufficient time to obtain this data.

Mr. Rowlands said Chief Fisk had sent out 25 air mail letters in regard to this and has received only three answers.

Mr. Bratrud said he would be in favor of postponing this for another two weeks. He then moved that the Resolution be postponed for 2 weeks to June 8th. Motion seconded by Mr. Easterday. Motion carried: Ayes 9; Nays 0; Absent 0.

Dr. Humiston asked that the specific example or information be furnished to the Council specifying the time it takes for A. D. T. and the Fire Department to directly receive fire calls.

Resolution No. 15754:

By Perdue:

Fixing Monday, June 22, 1959 at 4:00 P. M. as the date for hearing on the vacation of property located on the easterly 2" of Pacific Avenue between South 13th and South 14th Street. (Petition of Western Greyhound Co.)

It was moved by Mr. Easterday to adopt the Resolution. Seconded by Dr. Humiston.

Adopted on roll call May 25, 1959
Ayes 9; Nays 0; Absent 0.

Resolution No. 15755:

By Price:

Authorizing the proper officers of the City to execute and deliver to

Donald and Esther Evison, a release of the construction easement in the amount of \$55.00 for property located in the area of South 80th and K Streets.

It was moved by Dr. Humiston to adopt the Resolution. Seconded by Mr. Perdue.

Adopted on roll call May 25, 1959
Ayes 9; Nays 0; Absent 0.

Resolution No. 15756:

By Bratrud:

Awarding contract to Ray Bock Equipment Co. in the amount of \$7,515.00 plus sales tax for the purchase of one Tractor, Back-Hoe and Loader, which was determined to be the best bid.

It was moved by Mr. Perdue to adopt the Resolution. Seconded by Dr. Humiston.

Mr. Rowlands said three other bids were disqualified as they did not meet the required specifications. The bid of Ray Bock Equipment Company was determined to be the best bid of the remaining companies.

Adopted on roll call May 25, 1959
Ayes 9; Nays 0; Absent 0.

Resolution No. 15757:

By Porter:

Authorizing the Public Works Department to cause the removal and destruction of garbage and debris situated on the property of Charles O. Kubinsky located at 3751 Roosevelt Avenue, after Wednesday, May 27, 1959.

It was moved by Mr. Anderson to adopt the Resolution. Seconded by Mr. Perdue.

Mr. Rowlands explained that this is the date for hearing on this subject which is required by State Law. He said they are attempting to encourage property owners to keep their property clear of debris and garbage and are urging them to make use of the public garbage disposal area. He said they are receiving numerous complaints of areas being littered with debris, which constitutes a harborage for rodents.

Mr. Sharley, Public Health Sanitarian explained that this was a problem of long standing. The original action was taken by the Health Department in October of 1958. This house has been vacant for a number of years and the debris has been stored on the property. Much of the material had economical value at one time, but over the years it has depreciated considerably. Mr. Charles Kubinsky, owner of the property was notified several times that the lot must be cleaned up but very little has been done to correct the situation. Word was recently received from Mr. Kubinsky's lawyer stating that some of the clearing of the property had been done and the

remainder would be completed shortly. However, he said the Health Department desires that this Resolution be adopted in the event the work is not completed.

Adopted on roll call May 25, 1959
Ayes 9; Nays 0; Absent 0.

Resolution No. 15758:

By Bratrud:

Authorizing the employment of Preston, Thorgrimson and Horowitz, attorneys at law, of Seattle, Washington, to draw the necessary proceedings for the authorization, issuance and sale of various blocks and series of the City's sewer revenue bonds.

It was moved by Mr. Anderson to adopt the Resolution. Seconded by Dr. Humiston.

Mr. Rowlands said there are no local qualified bond attorneys that could handle this work. Preston, Thorgrimson and Horowitz, attorneys at law are one of the two firms qualified for such work in Seattle.

Mr. McCormick, City Attorney, explained that this is a specialized field and it takes many years for a firm to become known as one whose opinion can be trusted, as to the validity and legality of the bonds. Tacoma's financial advisors checked into this firm quite carefully and are satisfied that the opinion of Preston, Thorgrimson and Horowitz will be accepted by all of the buyers throughout the United States. Mr. McCormick said it was also his recommendation that the firm be retained and added that their charges are slightly below what the City has been paying previously.

Adopted on roll call May 25, 1959
Ayes 9; Nays 0; Absent 0.

FIRST READING OF ORDINANCES:

Ordinance No. 16358:

Amending the Official Code of the City by adding to Title 1 a new section 1.36.010 - Collection Charge for Unpaid Bank Checks. Read by title.

Mr. Rowlands said that unfortunately the Treasurer is receiving between 8 and 10 bad checks daily and considerable time is spent on the investigation of these checks by the City employees. It is the suggestion that a \$5.00 fee be charged on any check for \$50.00 or less and \$10.00 on any check for more than \$50.00 which is returned for insufficient funds.

Dr. Humiston asked if the City could justify a \$5.00 or \$10.00 charge. He thought that was quite a bit when the bank usually charges \$2.00.

Mr. Gaisford, Finance Director, said when an "NSF" check comes thru the City Treasurer, it is usually in payment of a utility bill. Considerable time and effort is spent in trying to correct the situation. Many times it costs the

city more than the proposed fee of \$5.00 and \$10.00. This not only affects one section in the City government, but as many as four, he added. The Ordinance was then placed in order of final reading.

Ordinance No. 16359:

Amending the Official Code of the City relating to licenses and taxes by amending Section 6.02.090 and adding new sections 6.61, 6.71 and 6.75 - General Qualification of Licensees. Read by title.

Mr. Rowlands said in the last two years the Council has passed many amendments to the license code. This merely makes this section applicable to the other amendments, he added. The Ordinance was then placed in order of final reading.

Ordinance No. 16360:

Amending Chapter 6.38 of the Official Code of the City and adding Sec. 6.38.130, 6.38.140 (1) to 6.38.140 (8) inclusive - providing for a Teen-age Dance Board and providing certain regulations for the conduct of teen-age dances in the City. Read by title.

Mr. Perdue said he would have to vote against this ordinance. First of all, ¹¹⁶ he said, Sec. 6.38.140 item No. 3 is very inclusive. It includes "clubs, dance halls, ¹³² fraternal orders, societies, organizations or groups of persons organized and existing for or devoted primarily to the purposes of promoting and carrying on youth activities..." It is so inclusive, he said, that anyone who wanted to operate a dance could claim that they should be permitted to do so. The Ordinance sets up a Board consisting of seven members, Three would be persons experienced with youth and be in a situation to know something about them. The other 4 members would be appointed at large. He felt the success of the proposition would depend largely on these 4 people - how restrictive they were. Item 3 in this section would make it difficult to deny anyone who had any kind of an organization the right to put on a dance. He said it was not protective enough. He said Ordinance No. 16339, also on the agenda today, slightly liberalizes the previous dance ordinance, and takes care of the matter very well, but did not feel that this Ordinance (16360) did.

Mrs. Ralph J. Brown, stated she represented a group of devout christians who protested this type of entertainment as immoral. She said they also felt that there should be no government sponsorship of dances as this would be interfering with religious freedom. She said if the Council was to approve a dance Ordinance; there should be some method of supervision of the teen-agers enroute to and from the dances.

Mr. Gordon McLean, Director of Voice of Christian Youth, said the Council should give strong consideration to the views of the City's youth guidance officers, that it should reconsider a provision lowering the age requirements for entertainers and musicians. He pointed out that the number of acceptable sponsors was too broad and that a closing time of midnight should be enforced.

Mr. Otto C. Dunayski said he saw no harm in allowing teen agers to attend dances. He felt they had the right of some entertainment besides being on the street.

Mr. Dan Moen, 920 No. Grant said he was under the impression that this ordinance would compel youngsters to attend dance classes at school. He said he was of a denomination that did not believe in dancing and therefore he felt that his daughter should not be forced to attend such classes.

Mayor Hanson informed Mr. Moen that the ordinance in no way compelled dancing in schools. It simply provided certain regulations for the conduct of teen age dances in the City.

Mrs. Paul Moline said she was very much in favor of teen age dances. She added however, that she was inclined to agree with Mrs. Brown that the government should not sponsor dances, although she felt that the dances should be regulated by a governing body.

Mr. Henry Callbom asked what prompted this Ordinance to be brought in at this time.

Mr. Porter explained that there has been a problem of not having a legal teen age dance in the City for some time and he has been much concerned about this. Ordinance No. 16339 was first brought in which provided to a certain extent that dances could be held if they were sponsored by governmental agencies, clubs, schools or duly organized religious associations. He said he objected to a dance being given as a monopoly to those agencies, therefore, he requested that another Ordinance be submitted, which, he feels, is a more democratic method and which will provide proper supervision. Before this Ordinance was drafted, he checked with the City Atto City Manager, Councilmembers and the Police Department in Tacoma, also in other cities.

Mrs. Goering presented a letter from the College of Puget Sound Field House Manager which stated that a disc jockey from K. J. R. had asked that he be allowed to use the fieldhouse every Friday for a teen age dance. The fieldhouse Manager said before he answered the request, he looked into the matter quite thoroughly and found that other cities had had great success with such dances. The fieldhouse Manager attempted to obtain a license for this purpose but found that the cost was terrific and was therefore unable to do so.

Mrs. Goering said she felt it was about time Tacoma attempted to solve this problem of teen age dances as other cities had. She thought that more confidence and trust should be shown towards our teen agers.

Mrs. Price said she felt the main concern is not "who will sponsor the dances", but "how they will be sponsored". If the proper regulations are contained in the Ordinance the proper sponsoring will be had.

The Ordinance was then placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 16339:

Amending Chapter 6.38 of the Official Code of the City and adding a new section to be known as Section 6.38.065 in reference to Public Dance Halls, and Skating Rinks - attendance of minors at dances. Read by title.

Mr. Easterday moved that the Ordinance be tabled. Motion seconded by Mr. Porter. Motion carried. Ayes 8; Nays 1, Perdue; Absent 0.

Ordinance No. 16350:

Amending Sec. 6.75 of the Official Code of the City relating to licensing those engaged in the business of selling, installing, maintaining or repairing of fire detective and/or fire alarm devices and equipment. Read by title.

Mr. Bratrud said inasmuch as the Resolution pertaining to the fire alarm service had been postponed for 2 weeks, he moved that this Ordinance also be postponed until June 8, 1959. Motion seconded by Mr. Anderson and carried. Ayes 9; Nays 0; Absent 0.

Ordinance No. 16351:

Amending Sec. 6.62.020 of the Official Code of the City by adding a new section, 6.62.020 (1) relating to licenses and taxes - That the first 50¢ of any admission charge to a moving picture theatre shall be exempt from the admission tax imposed by this chapter. Read by title and passed.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 16352:

Vacating a portion of the north side of South 74th Street between Warner Street and the alley between Warner and Lawrence Streets. Read by title and passed. 122

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 16353:

Repealing Section 1.06.3563 of the Official Code of the City to eliminate the need for Council's approval of sales by the Public Utility Board of surplus City real and personal property with an estimated value of less than \$3,000. Read by title and passed.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 16354:

Approving and confirming the assessment roll for L I D 4623 for asphalt paving, concrete curbs and gutters and storm drainage in the area bounded by South 48th, South 46th, Pacific Avenue and South M. Street. Read by title and passed. 56

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 16355:

Approving and confirming the assessment roll for L I D 4626 for concrete pavement, concrete curbs and gutters and storm drainage on South 50th from M to Thompson, So. 52nd from J to M; J from So. 48th to 50th; I from So. 48th to 52nd; Thompson from So. 48th to 50th; L from So. 50th to So. 52nd Streets. Read by title and passed. 68

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 16356:

Approving and confirming the Assessment Roll for L I D 4633 for asphalt paving and widening, concrete curbs and gutters and storm drainage, also replacement of sanitary sewers on No. 21st Street from Proctor to Alder Streets. Read by title and passed. 56

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 16357:

Approving and confirming the Assessment Roll for L I D 4638 for asphalt pavement, concrete curbs and gutters and storm drainage on Junett from So. 13th to Helrose; No. 17th from Lenore to Mildred; So. 10th from MacArthur to 140' west; Howard from 6th Avenue 150' north; Hawthorne from 6th Avenue to 150' north and No. 22nd St. from Monroe to Proctor Streets. Read by title and passed. 56

Roll call: Ayes 9; Nays 0; Absent 0.

UNFINISHED BUSINESS:

Letter from Carl H. Skoog, regarding the Contract for the Tacoma Humane Society and the City of Tacoma. 115

Mr. Rowlands said this letter is in reply to a request made by Dr. Humiston as to whether the Society had funds that could legally be used for salary increases 136

to its employees. Mr. Skoog stated that bequests made to the Society are impressed with a trust which limits their use to the primary functions and purposes of the Society, being humane education, sponsoring of humane legislation and prevention of cruelty, and that said funds cannot be expended for operational costs.

The letter was then placed on file.

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Mr. Anderson said many months have been spent on the Sister City Program. Kokura, Japan, as everyone will recall, was chosen as Tacoma's Sister City. He said Mayor Hanson had written a letter to the Mayor of Kokura, inviting Kokura to become the Sister City of Tacoma. Kokura's Mayor replied, stating that they were in the midst of an election campaign and would appreciate waiting until after the election before replying. Mr. Anderson said the election was now over, and the Mayor was re-elected. Therefore, he asked Mayor Hanson to again write this letter of invitation. He also requested that a Resolution be drawn for next week's meeting accepting Kokura as our Sister City. Mr. Anderson said at the present time, there are approximately 50 people taking an active part in this program, and as soon as the invitation is accepted more people will be needed for the program. Anyone interested will certainly be welcomed. It is a very worthwhile project sponsored by the State Department to develop more understanding between nations.

NEW BUSINESS:

MC-260 - Sewer Service charge report.

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Mr. Rowlands said this report is an analysis of the sewer rate for the month of April. It also indicates probable effects on the Sewer Utility's annual earnings if changes are made in the existing rate structure. Any rate change reducing the revenues of the Sewer Utility will require modifications in the scope of the sewerage system improvement program. He added that it was essential that the Council recognize the importance of approving a rate structure which will provide a favorable financial climate for marketing the Sewer Utility Revenue Bonds.

In this report it was found that instead of 95% of the people paying the \$2.00 rate the percentage is 82.8%. It is known that the amount of revenue anticipated would live up to expectations if the rate system now in operation would continue.

The first months' revenues have been somewhat lower than the Consultants anticipated, although industrial revenues are expected to pick up.

ITEMS FOR FILING IN THE OFFICE OF THE CITY CLERK:

- Report of the Tacoma Transit System
- Report of the Police Traffic Division, for April, 1959.

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Mr. Rowlands said, as provided for in Section 6.14 of the City Charter, the Civil Service Board has filed the proposed Civil Service and Personnel Rules with the City Clerk. Each member of the Council was also provided with a copy.

Dr. Humiston asked what was the Council's authority under the Charter revision.

Marshall McCormick, City Attorney explained that Section 6.14 states in part "The Civil Service Board shall make and promulgate all Civil Service and Personnel Rules, and amendments thereto, necessary to carry out and enforce the purpose of this article, and shall file all such proposed rules and amendments with the City Clerk, who shall present the same to the City Council at its next regular

meeting. Within forty-five days after the filing thereof with the City Clerk, the Council shall by Ordinance adopt such proposed rules or amendments; provided however, that the Council by an affirmative vote of not less than two-thirds of its membership, may change, alter, amend, add-to, reject or repeal any such proposed Civil Service Rules or amendments. In the event the City Council shall fail to adopt, change, alter, amend, add to or reject any such rules or amendments within the forty-five days time limit hereinabove provided for, then and in that event the City Clerk shall cause to be published such rules or amendments in the official newspaper of the City of Tacoma and such rules or amendments shall ten days thereafter become effective to all intents and purposes the same as if adopted by the Council and published as an Ordinance."

Mr. Rowlands explained that no further information has been received on the Airport situation, but as soon as any information is received the Council will be notified. 126
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Mr. Homer King, owner of King Electric Company spoke in opposition to the suggested increase in the electric power rates by the City Light Department. He explained that no increase is necessary at this time if we eliminate the Cowlitz Dam and sell our interests there for the best price available. He said he has never been opposed to producing more electric power in the northwest at low competitive costs. The cost of the Cowlitz Power, now estimated to be over 6 mills from both dams, cannot compete with the cost of producing power from the Seattle Skagit Dam, Portland's Dam; or by Spokane's Canyon Gorge Dam. "If we want industry to locate here we must offer them cheap power." 127
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To date Cushman and Alder plants, plus Bonneville has given us the fame of supplying the lowest priced power in the U. S. A. If we build a Cowlitz plant our average cost of power will be non-competitive and threatened increases will defeat our efforts to hold our present users. 13 Communities are thinking already about obtaining power from Bonneville which at the present time has a tremendous surplus of power and desires to dispose of it. Reports show that the Columbia River will produce sufficient power for 14 years, and by that time cheap atomic power should be available which would make the Cowlitz project a white elephant. With the Cowlitz eliminated there would be no need at the present time for a rate increase, as the Utility report for "58" shows a profit of 2 million dollars. He said our Industrial hopes could be ruined if power rates are increased. Power is available to us now for one-third the price it would cost to build the Cowlitz Dam.

There being no further business to come before the meeting, upon motion, duly seconded and carried, the meeting was adjourned at 7:10 P.M.

Ben Hanson
President of the City Council

Attest:

Josephine Weston
City Clerk