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COUNCIL CHAMBER, 7:30 P. M.

Monday, June 11, 1956.

Council met in regular session. Present 8; Battin, Bratrud, Goering, Humiston, Jensen, Perdue, Tollefson, and Mayor Anderson. Absent 1; Stojack.

It was moved by Mr. Bratrud, seconded by Dr. Battin, 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 be dispensed with. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Stojack.

Before proceeding with the Regular Order of Business, Mayor Anderson called on Dr. Battin. Dr. Battin presented Mr. Tollefson with a memento of the Council's esteem and appreciation for the services he had rendered during the time he served as Mayor and Chairman of the Council. Mr. Tollefson accepted the gift and thanked the Council members for this lasting remembrance of the years he had served as Mayor and commended the members for their unselfish service and thanked them for the cooperation they had given him during the first trying years when the new form of government was being inaugurated. He pledged his cooperation and support to Mayor Anderson.

Dr. Battin also presented a memento from the Council to Col. Albert Hooker, who had served as a member of the first Council and was now retiring from Office. Col. Hooker expressed his thanks to his former colleagues for their thoughtfulness.

Mr. Tollefson expressed his thanks to all the members of the various boards, appointed by him while he was Mayor, such as Civil Service Board, Utility Board, Board of Adjustment, Planning Commission, Library Board, etc. for the service they had rendered and for their untiring efforts on the City's behalf.

OFFICIAL COMMUNICATIONS:

City Planning Commission, submitting report requested by City Council on proposed change in Section 37 of the Zoning Ordinance to permit both petitioners and opposition to appeal to the City Council from the decision of the Commission; and recommending that the ordinance be amended to permit appeal by both the proponents and opponents of changes and amendments in the ordinance, but to eliminate appeal to the Council by both parties in special permit cases. City Manager Boyle reviewed the reasons the Council had requested this amendment, and stated that the matter was first brought to Council's attention when residents, who opposed the granting of a special permit to a church, appealed to Council and were informed that petitioners but not opponents had this right. The report of the Planning Commission recommends not granting the right of appeal to any one in Special Permit cases, but agrees that the present ordinance is unfair and that if an appeal is allowed to any person, it should be applicable to both proponents and opponents, he added. Dr. Humiston said he felt both sides should have the right of appeal to the Council and pointed out that there have not been many cases of this nature in the past three years. It was moved by Dr. Humiston that the City Attorney draw up an amendment to the Zoning Ordinance to give either party the right of appeal in Special Permit cases. Motion seconded by Dr. Battin. Mr. Perrow of the City Planning Commission explained the Commission's reasons for eliminating special permits from the right of appeal, saying these are special cases, which have involved a great deal of study, and they feel that the Planning Commission is better qualified to make these decisions. The common practice is for this duty to be delegated to the Commission, with appeals being taken to the appropriate Courts. He pointed out that the Commission agrees that both sides should have the right of appeal in zoning cases, which concern an entire City, rather than a small group. It was moved by Mr. Tollefson that the motion be amended to exclude special permit cases. Motion seconded by Mr. Jensen. Mr. Jensen said he felt Special Permit cases should rest in the hands of the Planning Commission, which has made a special study of the matter, as he did not think the Council was qualified to act unless they made a special study of the case. Mr. Buehler of the

Planning Department, called attention to the provision of the Zoning Ordinance which requires the Commission to hold a public hearing on any changes or amendments to the ordinance before they are enacted by Council. Mr. Perrow said the Commission was fearful of the outcome when the ordinance is changed and citizens come to realize they can go to the Council with an appeal. Dr. Humiston spoke against the amendment, saying he felt the Council was the final place to appeal and that this privilege should be granted to all. Mr. Tollefson said he did not feel any rights would be taken away as there is still the Court for the final decision. Roll was called on Mr. Tollefson's amendment to exclude Special Permit cases, which was carried: Ayes 6; Nays 2; Battin, Humiston; Absent 1, Stojack. Roll was then called on Dr. Humiston's motion as amended, which carried unanimously.

RESOLUTIONS:

Resolution No. 14677.

By JENSEN:

Approving recommendation of Director of Public Works and Board of Contracts and Awards and awarding contract for L I D 4596, resurfacing East 25th from East B to G and East C from Puyallup Avenue to East 26th; and for L I D 4602, resurfacing Jefferson-Center Streets from South 27th to South I, Tacoma Avenue from South 27th to Center; and South 17th and South 19th from Fawcett to Tacoma, to Woodworth & Co. Inc. on its low bid of \$34,079.90.

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14678.

By JENSEN:

Approving recommendation of the Fire Chief and Board of Contracts/ and Awards and awarding contract for furnishing one 750 gallon per minute motorized pumping fire engine to Feenaughty Machinery Co. on its low bid of \$19,530.00 plus sales tax.

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14679.

By JENSEN:

Approving recommendations of the Director of Public Works and Board of Contracts and Awards and awarding contract for grading, ballasting, surfacing and storm sewer on Mason Avenue from north line of Puget Sound First Addition to south line of same; also cement concrete sidewalks on both sides of Stevens Street and west side of Mason Avenue, L I D 2241, to Concrete Construction Co. on its low bid of \$8403.47.

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14680.

By JENSEN:

Approving recommendations of Director of Public Works and Board of Contracts and Awards and awarding contract for grading, ballasting, surfacing and storm sewers on South 19th Street from Orchard Street to Mason Avenue,

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Work Order No. 6561, to Milone & Tucci, Inc. on its low bid of \$53,920.13.

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14681.

BY PERDUE:

Authorizing execution of a correction deed to R. G. Bourgaize, to correct an error in description in deed executed April 5, 1954, pursuant to order of Court in I. D. No. 347.

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14682.

BY GOERING:

Authorizing issuance of a local improvement assessment deed to Harris M. and Eva Mae York for Lots 25 and 26, Block 41, Smith and Fife's Addition for sum of \$10.00. (located at the N W corner of South 25th and Sheridan).

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14683.

BY STOJACK:

Fixing July 9, 1956 as date for hearing on petition to vacate certain described property at the southwest corner of South 84th and D. Streets. (Petition Carl Schreiner, et al -2-6-56).

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14684.

BY STOJACK:

Fixing July 9, 1956 as the date for hearing on petition to vacate Hegra Road between Aurora Avenue and Fernside Drive, and that portion of Aurora Avenue lying north of the north line of Hegra Road produced westerly. (Petition Norman R. Magnussen, et al) (2-20-56).

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14685.

BY Battin:

Authorizing execution of Agreement No. GC-199X between the City and the State Highway Commission concerning the mutual duties and responsibilities relative to the channelization at East 11th Street and St. Paul Avenue.

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14686.

BY ANDERSON:

Establishing an office for the Mayor and City Council at the City Hall, to be opened and maintained during all regular office hours; assigning a Clerk-Stenographer II from the Classified service to perform the secretarial and stenographic

duties; and transferring \$1980 from Salary and Wages Fund of Legal Department to Salary and Wages Fund of Legislative Department, City Council Division for payment of salary of said employee for balance of 1956.

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

Resolution No. 14687.

By HUMISTON:

Authorizing and directing the proper officers of the City of Tacoma to execute a contract for the sale of water to St. Regis Paper Co., a copy of which is attached hereto and incorporated herein. Dean Barline, Director of Utilities, and Alfred J. Johnson, Chairman of the Utility Board, explained the changes in the new contract to the Council. The rate, including standby charges, has been raised from \$17 per million gallons to \$21.50 per million. In reply to a question as to the actual cost of a million gallons of water to the City, Mr. Barline said it was about \$30.00. However the rate charged St. Regis is higher than the rates paid by similar industries in both Bellingham and Everett, and the holidays for which the company pays the standby charges and uses no water tends to increase the rate per million gallons they pay over the year, Mr. Barline said. Mr. Tollefson asked how this increase in rates compared with the increase to home owners and other industries after the recent survey. Mr. Barline replied that residential rates were increase 30%, other industries 25%, while St. Regis' increase amounts to 27%. Mr. Tollefson said he felt the rate should be increased even more to meet the recommendations of the survey company, since a survey is of no practical value unless the recommendations are carried out. Roll was then called on the resolution, resulting as follows:

Adopted on roll call June 11, 1956.
Ayes 7; Nays 1; Tollefson; Absent 1; Stojack.

Resolution No. 14688.

By HUMISTON:

Authorizing the proper officers of the City of Tacoma to execute and deliver a contract for sale of electric power to St. Regis Paper Company, which is attached hereto and incorporated herein. Mr. Barline reported that there is no change in the rates in the new contract. Mr. Johnson, in reply to a question as to whether the rates charged equal the cost, said the City is making a profit on this contract.

Adopted on roll call June 11, 1956.
Ayes 8; Nays 0; Absent 1; Stojack.

FIRST READING OF ORDINANCES:

Ordinance No. 15632. L I D 1958.

Providing for construction of sewers in South 86th Street from M Street to the existing manhole approximately 650 feet east of m Street; creating L I D 1958. Read by title and placed in order of final reading.

Ordinance No. 15633. L I D 4580.

Providing for improvement of Hawthorne Street, Rose Lane, Lenore Drive, Bridgeview Drive, Heatherwood East and Heatherwood West, Heatherwood Circle, in Miller's Country Club Estates 1st Addition by construction of pavement, curbs and

gutters and house connections to sanitary sewer; creating L I D 4580. Read by title and placed in order of final reading.

Ordinance No. 15634. L. I. D. 4583.

Providing for improvement of B Street from East 56th to East 60th Street, also East 60th from B Street west for 296 feet by paving, construction of curbs and gutters, with storm drainage; also paving, etc. on East 60th from 296 feet west of B Street to A Street; also paving only on B Street from East 60th Street to East 62nd Street; creating L I D 4583. Read by title and placed in order of final reading.

Ordinance No. 15635. L. I. D. 5273.

Providing for cast iron watermains in Pearl Street from North 26th Street to North 35th Street, in Narrows Drive from Pearl Street to North Harmon Street; in North 30th Street from Highland to Pearl and in Bridgeview from North 17th to Narrows Drive; in James Street from North 17th to Bridgeview Drive; creating L I D 5273. Read by title and placed in order of final reading.

Ordinance No. 15636. L. I. D. 5274.

Providing for construction of cast iron water mains in I Street from South 76th Street to South 78th Street and in South 78th Street from I to Thompson; creating L I D 5274. Read by title and placed in order of final reading.

Ordinance No. 15637. L. I. D. 4554.

Approving and confirming assessment roll for L I D 4554, cement concrete curb and gutter, etc. on North 22nd Street from Puget Sound to Warner, and from Lawrence Street east 155 feet; also paving of alley between North 22nd and North 24th from Warner to Lawrence. Read by title and placed in order of final reading.

Ordinance No. 15638. L I D 2240.

Approving and confirming assessment and assessment roll for cost of improvement in L I D 2240--gravel and crushed rock oil mat on Verde Street from South 12th Street to South 16th Street. Read by title and placed in order of final reading.

Ordinance No. 15639.

Vacating all of South 66th Street contiguous to Lot 8, Block 1 of Villa Park Addition, etc. and providing for the issuance of deeds therefor and reserving to the City of Tacoma an easement therein for the construction, repair and maintenance of public utilities and services. (Petition Tom Page, et al-) Read by title and placed in order of final reading.

Ordinance No. 15640.

Vacating South 18th Street from east line of South Durango Street to the west line of the alley right of way between Durango and South Adams Street. (Petition Victor Johnson and Magdalen Patterson- 2-10-56). Read by title and placed in order of final reading.

Ordinance No. 15641.

Authorizing a temporary loan in sum of \$45,000, from General Fund to Public Works Revolving Fund; providing for repayment thereof; appropriating said \$45,000 from said Public Works Revolving Fund for purpose of acquiring a site for extraction of gravel; and declaring an emergency making necessary the passage of this ordinance and the appropriation herein contained. Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:Ordinance No. 15631. L. I. D. 1957.

Providing for construction of sewers in South Alaska Street from existing sewer in South 60th Street to South 64th Street; creating L I D 1957. Read by title. Mr. Boyle pointed out that in this district the Council on May 28th had overruled the recommendation of the L I D Committee to abandon the district and create a new district eliminating South Alaska from South 63rd to South 64th abutting St. Ann's Home. Mr. Hokold, one of the petitioners, who was unable to appear at the L I D Committee session, appeared before Council on May 28th and questioned the Committee's recommendation in view of the fact that there was only 16% remonstrance. As a result the Council reversed the Committee's action and approved the district as originally set up, Mr. Boyle added. Mr. Tollefson said he had been contacted by Mr. Gallagher of St. Ann's Home, who was surprised to learn of the recent action of Council, as he had been told by the Committee that the street abutting St. Ann's Home would be eliminated. Mr. Tollefson felt that both the objectors and those favoring the district should be asked to appear before Council for a discussion and explanation, and suggested final action on the ordinance be postponed for this purpose. It was moved by Dr. Humiston, seconded by Mr. Tollefson that the ordinance be postponed for one week to June 18th, and the City Manager be instructed to invite representatives from St. Ann's Home and Mr. Hokold to appear before the Council on this date. Motion carried: Ayes 5; Goering, Humiston, Perdue, Tollefson, Anderson. Nays 3; Battin, Bratrud, Jensen. 411 427

UNFINISHED BUSINESS:

The Director of Public Utilities presents the Assessment and Assessment roll for the cost of the improvement in L I D 5254, for water main in Orchard from North 21st to North 25th and in North 22nd from Orchard to Huson. It was moved by Dr. Humiston, seconded by Mr. Perdue that July 17, 1956 be fixed as the date for hearing thereon. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Stojack. 153 460

This is the date to which Council continued the hearing on the petition of Mrs. Alice Webber, et al, requesting the vacation of South Pierce Street from the south line of South 11th Street to the north line of South 12th Street, the matter was brought up at this time. Mr. John Pattee said he was present to represent Mrs. Webber in this matter. Mr. Buehler of the Planning Department advised Council that this 40' street had been platted a long time ago but has not been used. The Commission feels it is good City planning to vacate the street and thus make the property available as building sites, he added. It was moved by Dr. Humiston, seconded by Mr. Jensen that the petition be granted and the City Attorney be directed to prepare the necessary ordinance to vacate the street. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Stojack. 416 435

The Director of Public Works presents the assessment and assessment roll for the cost of the improvement in L I D 6746, for ornamental street lights with underground wiring on Rochester Street from 6th Avenue to North 9th Street. It was moved by Dr. Battin, seconded by Mr. Bratrud that July 17, 1956 be fixed as the date for hearing thereon. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Stojack. (This supersedes action taken on May 14th to fix June 19, 1956 as the hearing date on this roll.) 177 460

NEW BUSINESS:

Mayor Anderson reported that a letter had been received from L. W. Craig, Pierce County Assessor, relative to the City appointing three members to sit on the 1956 Pierce County Board of Equalization, which convenes on Monday, July 2nd at 1:30 P. M. Mayor Anderson appointed Dr. Battin, Mr. Perdue and Mr. Stojack to serve on that Committee and the Clerk was directed to so inform the County Assessor.

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* Mayor Anderson read a letter from A. H. Blankenship, Superintendent of Tacoma Public Schools, submitting his resignation as a member of the Tacoma Public Library Board, as he is leaving to accept a position in Gary Indiana. The Council accepted the resignation with regrets and Mayor Anderson said he would so advise Mr. Blankenship.

* Dr. Humiston reported that the Joint Fact Finding Committee on Highways, Streets and Bridges of Washington State Legislature, is holding a meeting at 9:30 A.M. June 14th in the Tacoma Public Library. The request of Bus Systems in Washington Cities for relief from paying the State Gasoline tax is to be discussed at this meeting, and he has been asked by the Tacoma Transit Co. to appear before the Committee in support of this proposal, he said. He would like to have the endorsement of the Council on the matter, he added. Moved by Dr. Battin, seconded by Mr. Perdue that the Council endorse the exempting of Bus systems from payment of State gasoline tax. Motion carried unanimously. It was felt that the City Council should be represented at this meeting, and Dr. Humiston, Dr. Battin, and Mr. Jensen volunteered to attend.

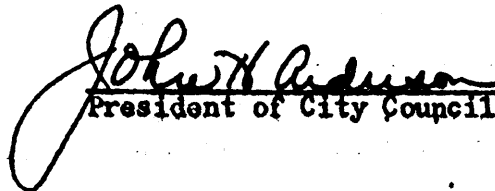
* Mr. Tollefson reported that Governor Langlie is going to appoint a Metropolitan Sewer District Committee to study the needs of metropolitan districts relative to sewers. Governor Langlie has asked him as President of Association of Washington Cities to recommend the name of a person to serve on this Committee and he would like to present the name of Myron Calkins, Tacoma City Engineer, as a member of this Board if it can be done legally. Mr. Boyle advised there was nothing in the law to prevent this, and Mr. Calkins, who was present, said he would be glad to serve on this committee.


* Mr. Jensen called attention to the heavy traffic at peak hours on South Tacoma Way, where cars are bumper to bumper, and it takes two traffic lights to get through an intersection. He suggested that the City seriously consider turning South Tyler Street from South 74th to 6th Avenue into a four-lane thoroughfare as an alternate route through the City. The Council should give top priority to this problem in its 1957 budget deliberations, Mr. Jensen said. Mr. Tollefson said he would endorse any program which would alleviate traffic problems.

A letter from City Manager Boyle on the proposed incorporation of the Rife area, was considered at this time. This letter pointed out that a portion of the property in the Port Industrial District Development Plan, which lies south easterly and adjacent to the present Tacoma City Limits, is included in the area sought to be incorporated. The matter was discussed and the Council was of the unanimous opinion that this area should be a part of the City of Tacoma rather than a part of another incorporated town. Methods of opposing this action were discussed, such as appearing before the County Commissioners at the hearing or circulating a petition for annexation of the area with the industrial district of Tacoma. Mayor Anderson advised that the Tacoma Chamber of Commerce has appointed a committee of three to sit in with the County Commissioners on this matter and they would like to have someone from the City Council also. It was moved by Dr. Humiston, seconded by Mr. Perdue that the Council go on record as opposing the inclusion of the proposed Port Industrial Area in a town other than the City of Tacoma. Motion carried unanimously. It was moved by Mr. Tollefson, seconded by Dr. Humiston that the Council go on record as favoring annexation by the City of Tacoma of proposed Port Industrial Development Area, and pledging support to property owners of the area to a petition for this annexation. Carried unanimously. Mayor Anderson said he would like to have three Council members on call on Wednesday to meet with the Chamber of Commerce representatives and Perdue, Jensen and Humiston volunteered.

Upon motion, duly seconded and carried, Council then adjourned at 10:21

P. M.


President of City Council

Attest: 
City Clerk.