

MAY 14 1956

331

COUNCIL CHAMBER, 7:35 P.M.

Monday, May 14, 1956.

Council met in regular session. Present 8; Battin, Bratrud, Goering, Hooker, Humiston, Jensen, Stojack, Tollefson. Absent 1, Perdue, taking his seat at 7:45 P.M.

It was moved by Dr. Battin, seconded by Dr. Humiston 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 unanimously on voice vote.

Before proceeding with the regular order of business, Mayor Tollefson read several letters of invitation from various groups, and requested the Council members to notify the City Clerk if they could attend any of these functions.

Order of business reverted to:

RESOLUTIONS:

Resolution No. 14631:

L ID 5274:

X

426

By STOJACK:E

Fixing Tuesday, June 4th, 1956 as the date for hearing on the proposed improvement for the construction of 6-inch cast iron water mains in "I" Street from South 76th Street to South 78th Street, and in South 78th Street from "I" Street to Thompson Avenue, creating L I D 5274.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14632:

By HUMISTON:

Authorizing the proper officers of the City to execute a written modification of the lease to the Tacoma Sportsmen's Club, Inc., extending the term thereof, and increasing the rental thereof to \$150.00 per year.

Adopted on roll call May 14, 1956.
Ayes 9; Nays 0; Absent 0.

Resolution No. 14633:

Approving the recommendation of the Director of Public Works and Board of Contracts and Awards and awarding contract for furnishing 1,500 gallons of white traffic paint and 300 gallons of yellow traffic paint to W. P. Fuller and Company on its low bid of \$4,719.00 plus sales tax.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14634:

By HOOKER:

Approving the recommendation of the Chief of Police and the Board of Contracts and Awards and awarding the contract for furnishing four - 1956 Police Special 4-door sedans, all to be equipped with Police Interceptor engines, 225

MAY 14 1956

horsepower to Titus Motor Company on its bid of \$7,753.12, plus sales tax.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14635:

By HOOKER:

Approving the recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding contract for furnishing prestressed concrete street lighting strain poles to General Electric Supply Company on their low bid of \$14,628.00, plus sales tax.

Adopted on roll call May 14, 1956.
Ayes 9; Nays 0; Absent 0.

Resolution No. 14636:

By HOOKER:

Approving the recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding the contract for furnishing Thermoplastic 5,000 Volt Series Street Lighting Cable and Thermoplastic 600 volt Multiple Street Lighting Cable to General Electric Supply Company on its low bid of \$7,338.00.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14637:

By PERDUE:

Authorizing the proper officers of the City of Tacoma to execute and deliver a conditional sale contract to J. L. Haarstad for the South half-half of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 25, Township 21 North, Range 3 East W.M., subject to pole line easement over the South 50 feet, for the sum of \$1,160.00. (property located at N. W corner of 57th Avenue N. E. and 31st N. E.)

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14638:

By PERDUE:

Authorizing the proper officers of the City of Tacoma to execute and deliver a conditional sale contract to Lester E. Schneider and Don G. Abel for the East 858 feet of the South Half of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 22, Township 21 North, Range 3 EWM for the sum of \$3,250.00. (13 acre tract located east of Harbor View Heights Addition in North-east Tacoma.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14639:

By PERDUE:

Authorizing the proper officers of the City to execute and deliver a local improvement assessment deed to Ruth Levy and Saul Levy for the purchase of Lots 18 to 21

inclusive, Block 11, Northeast Tacoma, for \$175.00 cash. (west side of 59th Avenue N. E. and north of 29th Avenue N. E.).

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14640:

By PERDUE:

Authorizing the proper officers of the City to execute a local improvement assessment deed to Joseph P. Zarelli for the purchase of that part of the Pacific Traction Company right of way through lots 16 to 19 inclusive, Block 2601, Oakland Addition to Tacoma, W. T. for \$270.00 cash. (property located on Washington Street north of Center.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14641:

By PERDUE:

Authorizing the proper officers of the City to execute and deliver to Louis G. Wimer and June D. Wimer, a local improvement assessment deed covering sale of Lots 5 and 6, Block 18, Manitou Park (east side of Stevens between South 62nd and South 64th) for the sum of \$10.00 in cash.

Adopted on roll call, May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14642:

By PERDUE:

Authorizing the proper officers of the City to execute and deliver a conditional sale contract to L. A. Bizeau for the South Half of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22, Township 21 North, Range 3 East, W.M. for the sum of \$1,675.00. (five acre tract located east of Harbor View Heights Addition in Northeast Tacoma).

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14643:

By PERDUE:

Authorizing the proper officers of the City to execute and deliver a conditional sale contract to L. A. Bizeau for Lots 37, 38 and 39, Block 28, Northeast Tacoma, for the sum of \$915.00. (property located on the east side of 53rd Avenue, north of 25th, N. E.).

Adopted on roll call May 14, 1956.
Ayes 9; Nays 0; Absent 0.

Resolution No. 14644:

BY HUMISTON:

Authorizing the Finance Committee to increase the investments from the City Street Fund from \$75,000.00 to \$100,000.00; said investments to be in United States Government Bonds. Dr. Humiston moved to amend the Resolution by changing in the third line the figures \$100,000.00 to read \$400,000.00. Motion seconded by Col. Hooker and carried on roll call: Ayes 9; Nays 0; Absent 0.

Adopted on roll call: May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14645:

BY STOJACK:

Authorizing the City Attorney to make settlement and direct payment from the proper funds of the Department of Public Utilities, Water Division, of the lawsuit of Robert T. Brittain vs, City of Tacoma, No. 128553 for the compromised sum of \$648.89.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14646: L I D 4583

BY BRATHUD:

Fixing Tuesday, June 5th as the date for the hearing on the proposed improvement of B Street from East 56th Street to East 60th Street, also on East 60th Street from M Street west for 296 feet; paving, curbs and gutters on East 60th Street from 296 feet west of B Street to A Street; paving only on B Street from East 60th Street to East 62nd Street by grading to the established subgrade and placing thereon asphaltic concrete pavement, with cement concrete curbs and gutters with necessary storm drainage, creating L I D 4583.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

Resolution No. 14647: L I D 1958

BY BRATHUD:

Fixing Tuesday, June 5, 1956 as the date for hearing on the proposed improvement of South 86th Street from M Street to the existing manhole, approximately 650 feet east of M Street, for installation of sanitary or local sewers and creating L I D 1958.

Adopted on roll call May 14, 1956
Ayes 9; Nays 0; Absent 0.

FIRST READING OF ORDINANCES:

Ordinance No. 15619:

Vacating that portion of North Frace Street between North 46th Street and North 45th Street lying between Block 2 and Tract B, also North Frace Street between North 45th and the south line of Wiborg's Narrows View Addition and lying between Block 3 and Tract C, all being within Wiborg's Narrows View Addition. Read by title and placed in order of final reading.

Ordinance No. 15620:

Vacating East 9th Street between the east line of East D Street and the west line of East E Street, and East 9th Street between the east line of East E Street and the west line of East F Street. Read by title and placed in order of final reading. (Petition - Fick Foundry Co.)

Ordinance No. 15621:

Vacating a portion of Mason Avenue between South 23rd Street and South 29th Street. (Petition of Metropolitan Park District) Read by title and placed in order of final reading.

Ordinance No. 15622:

Vacating South 86th Street from South Park Avenue to South Yakima Avenue, and the alley between South Park and South Yakima Avenues from south 86th Street to a point 125 feet south of the south line of South 86th Street. (Petition of Tacoma School District) Read by title and placed in order of final reading.

Ordinance No. 15623:

Vacating North Defiance Street and the alleys between No. Visscher and North Defiance Streets, and No. Defiance and No. Bristol Streets from North 43rd Street to North 45th Street. (Petition - Tacoma School District). Read by title and placed in order of final reading.

Ordinance No. 15624:

Vacating South Cedar Street and the alley between South Cedar Street and South Alder Street from South 40th Street to South 43rd Street. (Petition-Tacoma School District). Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 15607:

Providing for the establishment of regular hours for the office of the Mayor at the City Hall, establishing and increasing the salary of said Mayor; and providing for the personnel to operate said office. Read by title. 382 588 428

Dr. Humiston stated that he was not in favor of this ordinance, and would vote against it, as, in his opinion, it is in distinct opposition to the State Constitution, and referred to Section 13, Article 2, which reads as follows: "Limitation on members holding office in the State - No member of the legislature, during the term for which he is elected, shall be appointed or elected to any civil office in the state, which shall have been created, or the emoluments of which shall have been increased, during the term for which he was elected."

Marshall McCormick, City Attorney reported that the amendment attached to the Councilmen's copy of the ordinance was drawn at their request, and for their information.

Dr. Battin suggested that there should be two separate ordinances, one creating the position of a secretary to the Mayor and Council, and two, providing for the increase in the Mayor's salary, and he expressed his opinion that he would be in favor of having a secretary to the Mayor and Council, but would not be in favor of increasing the Mayor's salary at this time.

Mrs. Goering stated that she feels \$6,000 total salary for the Mayor is far too great, and that \$3,600 total would be a sufficient salary. She also stated that all members of the Council put in time far in excess of that for which they are compensated.

Everett Jensen spoke in favor of the \$6,000 salary for the Mayor, stating

that the Mayor should be paid enough to allow him to devote more time to his duties as Mayor.

Mr. Bratrud also spoke in favor of the ordinance, stating that he would vote in favor of the ordinance as presented.

Col. Hooker stated that the Council has had a good example of the duties of the Mayor, as exemplified by the number of invitations received from the various organizations and civic bodies. He stated further that he would favor a substantial increase in the Mayor's salary but, he feels the Council members should also participate in the activities.

Mr. Gerrit VanderEnde, member of the Utility Board and of the 1953 Freeholders Committee stated that in his opinion the Ordinance is ill-advised and impractical, and that it should be killed. He stated further it was only two months ago that the people voted to retain this Charter, and "you are chipping away at the very foundation of the City-Manager form of government, and if a price tag were put on the post, the Mayor would be busy trying to earn the salary, the salary would be raised again and pretty soon you would establish two different heads of government". He also stated that if the Mayor's salary were increased, it should be done by a vote of the people, and added that the Mayor is paid as a Mayor, and not for his services.

Dr. Hugh J. Tudor, professor at the College of Puget Sound, and also a member of the 1953 Freeholders Committee gave a comparison of the salaries paid to the Mayors of 7 cities under the Council-Manager form of government. \$7,500 was the highest salary paid to a Mayor, with the average being \$3,594. He also stated that a thorough study should be made before any action is taken.

Mayor Tollefson stated that he was very surprised at the sudden change of Council's opinion. He then outlined the Mayor's work for a typical week, and said that he spends approximately 50 hours a week at this job.

Col. Hooker then added that he was wavering a bit on his decision, but that he would not do anything to go against the Charter, and therefore would vote against the ordinance, after hearing the comments made by Mr. VanderEnde and Dr. Tudor.

Dr. Humiston stated that he would move to amend the Ordinance as submitted by the City Attorney, which was requested at last week's Council Meeting. Motion seconded by Mr. Bratrud. Motion lost on roll call: Ayes 3; Bratrud, Jensen, Tollefson; Nays 6; Battin, Goering, Hooker, Humiston, Perdue, Stojack; Absent 0. Roll was then called on the original Ordinance, resulting as follows:

Lost on Roll Call: Ayes 1, Bratrud, Nays 8; Absent 0.

At this time Mayor Tollefson advised Council that he had received an invitation from the President's Committee for Traffic Safety to attend and participate in its Western Regional Conference to be held at the Sheraton-Palace Hotel in San Francisco California on May 31st and June 1st, 1956. He also advised that he had been requested to give a speech on the subject, "Appraisal of Traffic Safety Needs - Services and Assistance Available" at the meeting for cities from 100,000 to 200,000 population, during said conference, and requested Council's authorization to attend. It was moved by Dr. Humiston, seconded by Col. Hooker that the Council approve the usual travel expenses for the Mayor to attend this Conference in San Francisco. Motion carried on roll call: Ayes 9; Nays 0; Absent 0.

Order of business reverted to:

FINAL READING OF ORDINANCES:

Ordinance No. 15609: L I D 4601

Providing for the grading and construction of asphalt concrete surfacing on No. Warner Street from No. 18th Street to No. 19th Street; creating L I D 4601. Read by title and passed.

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

Ordinance No. 15610: L I D 2241

Providing for the grading, graveling and oil mat surfacing on Stevens Street and Mason Avenue from the North line of Puget Sound 1st Addition to the South line of same; concrete sidewalks on Stevens Street and the west side only of Mason Avenue in the above area; creating L I D 2241. Read by title and passed. 355 48: 256

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

Ordinance No. 15611: L I D 4543

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 4543. (asphaltic paving, concrete curb and gutter and storm sewer on Huson Drive from Moorlands Drive to South 16th Street.) Read by title and passed. 346

Roll call: Ayes 8; Nays 0; Absent 1, Battin (temporarily)

Ordinance No. 15612: L I D 4547

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 4547. (asphaltic paving, curbs and gutters, etc., on streets in Westmoreland Terrace Addition, except No. Shirley Street and Orchard St.) Read by title and passed. 346

Roll call: Ayes 8; Nays 0; Absent 1, Battin (temporarily)

Ordinance No. 15613: L I D 2163

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 2163. (grading and oil mat on the alley between McArthur and Meyers Streets from South 8th Street to South 10th Streets.) Read by title and passed. 345

Roll call: Ayes 8; Nays 0; Absent 1, Battin (temporarily).

Ordinance No. 15614: L I D 1847

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 1847 for constructing combined sewers on Shirley Street from North 29th Street to North 31st Street. Read by title and passed. 345

Roll call: Ayes 8; Nays 0; Absent 1, Battin (temporarily)

Ordinance No. 15615: L I D 2227

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 2227. - concrete sidewalks on South M Street from South 64th Street to South 68th Street, and South 68th Street from South L Street to Sheridan Avenue. - Read by title and passed. 346

Roll call: Ayes 8; Nays 0; Absent 1, Battin (temporarily)

Ordinance No. 15616: L I D 2228

346 Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 2228. (concrete curb and gutter and sidewalks on A Street from South 68th Street to South 70th Street.) Read by title and passed.

Roll call: Ayes 8; Nays 0; Absent 1, Battin (temporarily)

Ordinance No. 15617: L I D 2229

346 Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 2229. (oil mat surface, concrete sidewalks on South 53rd Street from Alaska Street to Wilkeson Street.) Read by title and passed.

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

Ordinance No. 15618: L I D 4561

346 Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 4561. (grading, asphalt paving, concrete curb and gutter and storm sewer on North 7th Street from Union Avenue to Puget Sound Avenue.) Read by title and passed.

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

Ordinance No. 15594: (postponed to this date on May 7, 1956).

Amending Section 10 and Section 90 of Ordinance No. 15258 - Traffic Code - pertaining to Funeral Processions (Section 10) and Parade Regulations (Section 90). Read by title. Mr. Boyle reported that amendments had been made to the traffic ordinance which clarified the definition of Parades, and correcting the wording in Section 90 (b) regarding application for permits. Therefore, it was moved by Mrs. Gosring, seconded by Col. Hooker to amend Section 90 Parade regulations, paragraph (a), to read as follows: "(a) Definitions. 'Parade' means any number of persons marching or walking, or any number of vehicles moving as a formal or semi-formal body or unit on any street, public place, alley or sidewalk, except funeral and wedding processions and groups required by law to be so assembled." Motion carried: Ayes 9; Nays 0; Absent 0. Mrs. Gosring also moved to amend Section 90, Parade Regulations, by inserting the words "applications for" in the third line, after the words "All," thereby causing said sentence to read "All applications for permits shall be filed with the City Clerk -- etc". Motion seconded by Col. Hooker and carried on roll call: Ayes 9; Nays 0; Absent 0. Roll was then called on the Ordinance, as amended, resulting as follows:

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

Ordinance No. 15600: 48:40 48:10 4

Declaring certain slot machines, pinball machines vending machines and devices to be a nuisance, prohibiting the keeping or maintaining for use thereof; providing penalties for violation hereof; and repealing Ordinance No. 10468. Read by title. Mr. Bratrud stated that he had received numerous phone calls and letters from citizens and Ministers favoring the removal of the pinball machines. He added that he thought there should be an extended time for the effective date of the ordinance, rather than a ten day limit as required by State Law.

Mr. Robert B. Strobel spoke in favor of the Ordinance, as well as G. Hanley Barker, President of the Council of Churches, and both agreed that it would be for the best interest of all that these ordinances (15600 and 15601) be passed.

Attorney A. M. Ursich, representing several pinball operators spoke against the ordinance, and stated he understood the Council members were worried about a monopoly or syndicate controlling the business. He said he had talked to his clients

and they informed him their businesses were their own and they were not "fronting" for someone else, and would furnish affidavits to this effect, if necessary.

Mayor Tollefson reported he had received letters from David Barnette of the First Baptist Church, Frank E. Brown and Mr. Hill for the Board of Stewards of the First Methodist Church, Obed L. G. Vold, Secretary of the Lutheran Ministerial Association, G. Hanley Barker, President of the Tacoma Council of Churches, and Donald W. Baldwin, Juvenile Protection Chairman of the Tacoma Council of Parents and Teachers, also from G. Hanley Barker of Barker, Inc., and Roger L. Clevenger, Pastor of Plymouth Congregational Church, requesting the passage of the Pinball Ordinances.

Reverend Donald Baldwin, Juvenile Protection Chairman of the Tacoma Council of Parents and Teachers, Roger Clevenger, Pastor of Plymouth Congregational Church, Ted Hastings of Pilgrim Congregational Church and Robert Shaw, Pastor of St. Paul's Methodist Church all spoke in favor of the Ordinance.

A discussion was held by the Council as to the effective date of the Ordinance, and as a result, it was moved by Mr. Jensen to amend the Ordinance so that the effective date will be December 31, 1956, and that the unused portion of the license fee be refunded. Motion seconded by Mr. Bratrud. Dr. Humiston said he believed the effective date should be earlier, as many of the licenses are due on October 1st, therefore, he moved to amend the motion by changing December 31st, 1956 to September 30th. Motion seconded by Dr. Battin. A voice vote was called, resulting in loss of the amendment. Roll was called on the original motion, resulting as follows: Ayes 5, Bratrud, Humiston, Jensen, Stojack, Tollefson; Nays 4; Battin, Goering, Hooker and Perdue. Motion carried. Roll was then called on the Ordinance, resulting as follows;

Roll call: Ayes 7; Nays 2, Goering, Hooker; Absent 0.

Ordinance No. 15601:

Amending Sections 17, 17a, 17b, 17c, 17g and 17i of Ordinance No. 14892 - General License Ordinance (banning pin-ball machines). Read by title. As this Ordinance pertains to the same matter as Ordinance No. 15600, it was moved by Dr. Humiston, seconded by Mr. Jensen that the effective date of Ordinance No. 15601 be set as December 31, 1956, and that the unused portion of all unexpired licenses be refunded. Motion carried on roll call; Ayes 5, Bratrud, Humiston, Jensen, Stojack, Tollefson; Nays 4, Battin, Goering, Hooker and Perdue. Absent 0. Roll was then called on the Ordinance, resulting as follows:

Roll call: Ayes 7; Nays 2, Goering, Hooker; Absent 0.

UNFINISHED BUSINESS:

The Director of Public Works presents the Assessment and Assessment roll for the cost of the installation of Ornamental Street Lights with underground wiring on Rochester Street from 6th Avenue to North 9th Street, for L I D 6746. It was moved by Dr. Humiston, seconded by Mr. Perdue that June 19th, 1956 be set as the date for hearing thereon. Motion carried on roll call: Ayes 9; Nays 0; Absent 0. See 423

Paul F. Salatino, submitting an appeal from the denial of his license by the City Council on April 23, 1956, and requesting a date be set for hearing before the City Council on said denial. (which was postponed to this date on May 7th) City Manager Boyle stated he had received an application for a taxicab stand location license which had been denied by the License Inspector and Chief Of Police, and in which action he concurred. He stated that inasmuch as the Stand License had been denied by the Police Department, he suggested that the Council concur in the recommendation so that a hearing could be held at the same time on this denial as well as the denial of his Taxicab license. Therefore, it was moved

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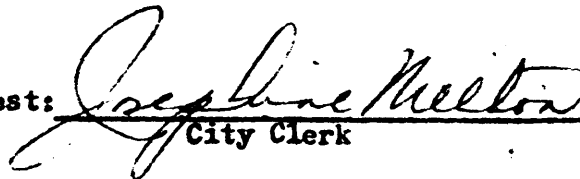
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MAY 14 1956
by Dr. Humiston, seconded by Col. Hooker to concur in the recommendation of the Chief Of Police and City Manager to deny the application of Paul Salatino for a taxicab stand location license, and that hearing be held on both denials on May 21, 1956. Motion carried on roll call: Ayes 9; Nays 0; Absent 0.

Upon motion, duly seconded and carried, Council then adjourned at 10:55 P. M.


Mayor

Attest:


City Clerk