

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

It was moved by Mr. Bratrud, seconded by Dr. Humiston that the minutes of the previous meeting, copies of which had been mailed by the Clerk to each Councilmember, be approved and the reading thereof be dispensed with. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Battin.

It was moved by Dr. Humiston, seconded by Mr. Perdue, that Dr. Battin be excused from this evening's Council meeting. Carried on roll call: Ayes 8; Nays 0; Absent 1; Battin.

#### PETITIONS:

W. E. Brooker, for license for garage, grade 2 at 3862 South 12th Street. The Building Inspector and Fire Chief recommend the license be denied, as the building does not comply with regulations, and the recommendation was concurred in by the City Manager. Moved by Dr. Humiston, seconded by Mr. Bratrud to concur in the recommendation. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Battin.

Roy D. Montford, for license for garage, grade 4 at 4017 South Yakima Avenue. The Building Inspector recommends the license be denied as it is zoned at present as an R-2 Residential District, and automobile sales are prohibited in this zone. The City Manager concurs in the recommendation of the Building Inspector. It was moved by Dr. Humiston, seconded by Mr. Bratrud to concur in the recommendation and carried on roll call: Ayes 8; Nays 0; Absent 1; Battin.

#### RESOLUTIONS:

Resolution No. 14350.

By JENSEN:

Approving the recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding contract for asphalt paving and concrete curb and gutter and related work on South L Street from South 43rd Street to South 45th Street, constituting L I D 4552, to Woodworth & Co., Inc., on its low bid of \$7,676.55.

Adopted on roll call August 1, 1955.  
Ayes 8; Nays 0; Absent 1; Battin.

Resolution No. 14351.

By HUMISTON:

Authorizing the proper officers of the City of Tacoma to execute an executory contract for the sale of Lots 9-23 incl., Block 2307, Tacoma Land Company's First Addition to the City of Tacoma, to Max LeBid for the sum of \$75,777.00. (Light Department garage and storeroom located at 24th and Holgate Streets). Moved by Dr. Humiston, seconded by Col. Hooker to suspend rule 9. Motion carried unanimously on voice vote. A revised resolution was submitted, which included the names of Nura LeBid and Albert Winters and Ada Winters in addition to Max LeBid as purchaser. It was moved by Dr. Humiston, seconded by Col. Hooker that the resolution be amended to read as submitted in the revision. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Battin. Melvin C. Monsen, President of Spund Drug Wholesale, protested the manner in which the calling for and awarding of bids for these properties was handled, stating he was led to be-

lieve that the three tracts and buildings thereon would be sold separately and that the bids had to be in by July 21st according to his interpretation of the notice of sale received from the Utilities Dept. relative thereto. He had within the specified time submitted a bid of \$15,800 for one of the smaller tracts, he said. However on the night of July 28th the Utilities Board accepted the bid of Max Le Bid, for the entire parcel, which he contended was not proper, having been filed after other bids had been opened. Mr. Ralph Rogers, attorney for Mr. Monsen, voiced similar objections. Byron Keely of Comfort, Davis and Blange (realtors) who represented a client desiring to purchase one of the smaller parcels, likewise protested the procedure followed in the sale. He accused the Utilities Board of giving Mr. LeBid the middle parcel, which is worth at least \$75,000, for around \$30,000, as bids of \$15,800 and \$29,000 respectively had been received for the two smaller tracts. He urged the Council not to approve this sale but to ask the Public Utilities Board to sell these properties for more nearly their appraised value. Robert Garen of the Utilities Department advised that the Utilities Board felt it would be more advantageous to the City to sell the entire tract and for this reason accepted the bid of Max LeBid. The City Attorney advised that the action of the Utility Board was not binding as the Charter vests in the City Council the right to sell City property. The matter was discussed at length and Dr. Humiston favored rejecting the resolution and referring the matter back to the Utilities Board to conduct a proper sale by sealed bids. Several Council members expressed themselves in agreement with Dr. Humiston. Roll was then called on the resolution without same having been read in full, and it was declared lost: Ayes 0; Nays 8; Absent 1; Battin. Mayor Tollefson suggested that Mr. Boyle and Mr. Barline get together and determine the best methods for advertising and selling this property.

Initial Resolution No. 14352.      L I D 2237.

By JENSEN:

Stating intention of Council to order the grading and placing cement concrete sidewalks on East 57th and 58th Streets from East I Street to East K Street; East 57th Street (north side) McKinley Avenue to East I Street and East 58th Street (south side) McKinley Avenue to East I Street; creating L I D. 2237 and fixing September 6th, 1955 as the date for hearing thereon. Moved by Mr. Bratrud, seconded by Col. Hooker to suspend Rule 9 and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

Adopted on roll call August 1, 1955.  
Ayes 8; Nays 0; Absent 1; Battin.

Initial Resolution No. 14353.      L I D 4568.

By JENSEN:

Stating intention of Council to order the grading to the established sub-grade and placing thereon an asphaltic concrete pavement, with cement concrete curbs and gutters, together with the necessary storm drainage on Cedar Street from North 28th Street to North 29th Street; creating L I D 4568 and fixing September 6, 1955 as the date for hearing thereon. Moved by Col. Hooker, seconded by Dr. Humiston to suspend Rule 9 and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

Adopted on roll call August 1, 1955.  
Ayes 8; Nays 0; Absent 1; Battin.

Initial Resolution No. 14354.      L I D 5253.

By HUMISTON:

Stating intention of Council to order the installation of cast iron water mains in the area bounded by South 40th Street, Hosmer Street, South 49th Street and Alaska Street, creating L I D 5253 and fixing September 6, 1955 as the date

for hearing thereon. It was moved by Col. Hooker, seconded by Dr. Humiston to suspend Rule 9 and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

Adopted on roll call August 1, 1955.  
Ayes 8; Nays 0; Absent 1; Battin.

Initial Resolution No. 14355.      L I D 5255

By HUMISTON:

Stating intention of Council to order installation of cast iron water-mains in area bounded by East 55th Street, East 57th Street; McKinley Avenue and East L Street, creating L I D 5255 and fixing September 6, 1955 as the date for hearing thereon. It was moved by Col. Hooker to suspend Rule 9, seconded by Dr. Humiston and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

Adopted on roll call August 1, 1955.  
Ayes 8; Nays 0; Absent 1; Battin.

FIRST READING OF ORDINANCES:

Ordinance No. 15397.

Declaring the abandonment of any rights and privileges the City of Tacoma may have by virtue of a certain easement granted to the City by Joe Virgillo and Ellen Virgillo, husband and wife, by instrument dated November 24, 1933, and recorded May 15, 1934, in the Auditor's office of Pierce County, Washington, under Auditor's fee No. 1112399, for the right and privilege to construct, operate and maintain a storm sewer over the west 10 feet of Lots 17 to 24, inclusive in Block 4, Cottage Home Addition to Tacoma, Pierce County, Washington. Read by title and placed in order of final reading.

Ordinance No. 15398.

Amending Ordinance No. 14793, entitled: "An ordinance to regulate the location and use of buildings and the use of land within the City of Tacoma; to limit the height of buildings; to prescribe building areas and lines, and the size of yards and other open spaces and for these purposes to divide the City into districts; etc." (ZONING ORDINANCE) by adding thereto a new section to be known as Section 8 I. (C-1 commercial district on either side of 6th Avenue from Proctor Street to Madison Street). Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 15391.

Amending Ordinance No. 14892, entitled: "An ordinance to provide for licensing and regulating the operation of certain devices, vehicles and things, and the carrying on of certain businesses, callings, professions, trades, occupations and activities in the City of Tacoma; to provide for the suspension and revocation of licenses issued; to establish license fees; to provide a penalty for the violation hereof; etc." (GENERAL LICENSE ORDINANCE) by amending Section 66g. (Bondsmen-bond or cash deposit required). Read by title. It was moved by Col. Hooker; seconded by Dr. Humiston to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 7; Nays 0; Absent 2; Battin and Stojack (temporarily).

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Ordinance No. 15392.

Amending Section 1 of Ordinance No. 7552, entitled: "An ordinance defining certain places, acts and things to be nuisances; providing for the abatement thereof; providing a penalty for the causing, keeping, maintaining or permitting thereof; etc." as amended by Ordinance No. 13260. (causing or allowing weeds or other waste shrubs or growth higher than two feet classified as a nuisance). Read by title. It was moved by Dr. Humiston, seconded by Mr. Perdue to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 7; Nays 0; Absent 2; Battin, Stojack (temporarily).

Ordinance No. 15393.

Authorizing the execution and delivery of an agreement between the City of Tacoma and the County of Pierce, State of Washington, providing for the location, ownership, occupancy and maintenance and operation of the County-City Building, together with all parking lots and facilities in connection therewith; and setting forth and defining therein the rights and duties of the parties and the terms and conditions in respect thereto. Read by title. It was moved by Dr. Humiston, seconded by Mr. Bratrud to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 8; Nays 0; Absent 1; Battin.

Ordinance No. 15394.    L. I. D. 5251.

Providing for the construction of a 6-inch cast iron water main in Walters Road from Sixth Avenue to South 19th Street; creating L I D 5251. Read by title. It was moved by Dr. Humiston, seconded by Mr. Bratrud to suspend rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 8; Nays 0; Absent 1; Battin.

Ordinance No. 15395.    L. I. D. 2152.

Providing for the grading to the established subgrade and placing thereon a gravel and crushed rock oil mat, together with storm drainage on East 30th Street from East L Street to within 15 feet of the west line of East M Street; creating L I D 2152. Read by title. It was moved by Mr. Perdue, seconded by Mr. Bratrud to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 8; Nays 0; Absent 1; Battin.

Ordinance No. 15396.    L I D 4556.

Providing for resurfacing with asphaltic concrete South 13th Street from Broadway to K Street; Ainsworth Avenue from Division Avenue to 6th Avenue; Puyallup Avenue from Winthrop Avenue to East G Street; creating L I D 4556. Read by title. It was moved by Mr. Perdue, seconded by Mrs. Goering to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 8; Nays 0; Absent 1; Battin.

NEW BUSINESS:

Mayor Tollefson read a letter from E. Albert Morrison, General Chairman, Tacoma Fun Fair, expressing appreciation for the gracious assistance extended by all members of City Council to the Fun Fair Committee during the recent celebration; and commending Frank Backstrom, Marc Anderson, Chief Fisk, Chief Roy Kerr and Lt. Bob Marshall and the Traffic Division of the Police Department for outstanding coordinance and help. The Clerk was directed to furnish copies to each member of Council and the communication was then placed on file.

Upon motion, duly seconded and carried, Council then adjourned at 9:10 P. M.

  
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President of City Council.

Attest:   
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Deputy City Clerk.