

1958

COUNCIL CHAMBER, 7:30 P.M.

Monday, April 7, 1958

Council met in regular session. Present on roll call 5; Perdue, Goering, Humiston, Battin, Tollefson. Absent 4; Bratrud, Jensen, Stojack and Mayor Anderson. Bratrud, Jensen, and Stojack, arrived at 7:38.

Moved by Dr. Humiston, seconded by Mr. Perdue to approve the minutes of the previous meeting, and the reading thereof dispensed with. Motion carried on roll call: Ayes 5; Nays 0; Absent 4; Bratrud, Jensen, Stojack and Mayor Anderson.

COMMUNICATIONS:

Laila Sporich: Advising of the completion of work on a house located at 3020 North Cedar Street which was considered to be a dangerous building, and that said property will be sold as soon as approval of said sale is received from the other half owner who resides in California..

Mr. Rowlands advised that this was a routine matter, and that the Building Inspection Department has sent out a number of such notices under the Ordinance covering dangerous buildings.

Dr. Humiston asked if selling the property in question would solve the problem of it being a dangerous building.

Mr. Rowlands advised that the City is interested only if the building is cleaned, windows boarded up, and other work requested by the Building Department, the City would be satisfied.

RESOLUTIONS:

Resolution No. 15249: (Postponed to this date on March 24, 1958)

By ANDERSON:

Granting approval to investment and reinvestment of funds and sales of securities made by the Board of Administration of the Tacoma Employees' Retirement System, providing all such investments and reinvestments and sales are approved by the Finance Committee of the City and that the Board of Administration furnish to the City Council a list of such investments, reinvestments and sales so made for the preceding month.

Mr. Rowlands advised that the Resolution is satisfactory with the members of the Retirement Board.

Adopted on roll call April 7, 1958
Ayes 5; Nays 0; Absent 4; Bratrud, Jensen, Stojack, Mayor Anderson.

Resolution No. 15279:

By STOJACK:

Awarding contract to Evans Engine and Equipment Co., Inc., on their bid of \$2,780,000 plus sales tax for furnishing one Multiple Burner for the Asphalt Plant Dryer.

Adopted on roll call April 7, 1958
Ayes 5; Nays 0; Absent 4; Bratrud, Jensen, Stojack, Mayor Anderson

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Resolution No. 15280:By TOLLEFSON:

Awarding contract to Woodworth & Co., Inc., on their bid of \$2,129.25 for paving alley between So. 49th and 50th from G Street to Park Avenue, LID 4621.

Adopted on roll call April 7, 1958

Ayes 5; Nays 0; Absent 4; Bratrud, Jensen, Stojack, Mayor Anderson

Resolution No. 15281:By JENSEN:

Awarding contract to Woodworth & Co. Inc., on their bid of \$172,230.12 for asphalt paving, concrete curbs and gutters and storm drainage on So. 46th Street from Thompson Avenue to Tacoma Ave., So. 45th Street from Pacific Avenue to Thompson Ave., So. 41st St. from Park Avenue to M Street, So. 40th St. from So. G St. to So. M Street, South 39th Street from Yakima Avenue to South J Street, South L Street from So. 40th to So. 43rd Street, So. K Street from So. 43rd St. to So. 45th Street and Fawcett Avenue from So. 40th Street to So. 45th Street.

Adopted on roll call April 7, 1958

Ayes 5; Nays 0; Absent 4; Bratrud, Jensen, Stojack, Mayor Anderson

Resolution No. 15282:By STOJACK:

Appropriating \$5,000.00, or so much thereof as may be necessary from Cumulative Reserve Fund for Capital Outlay and Maintenance and Operatimm said sum to be paid to James C. Buckley, Inc., for services rendered pursuant to agreement entered into on February 3, 1958.

Dr. Humiston asked if any money had been paid to the Buckley Co. to date.

Mr. Rowlands advised that he had only seen two bitaments come through, amounting to approximately \$1800.00 and that no final bill has been received.

Adopted on roll call April 7, 1958

Ayes 8; Nays 0; Absent 1, Mayor Anderson

Resolution No. 15283:By PERDUE:

Appropriating \$2,500.00 from Cumulative Reserve Fund, for Capital Outlay and Maintenance and Operation, for purchase of oxygen cylinders for refilling of resuscitators of the Fire Department and purchase of necessary filing equipment and forms for the LID section of the Finance Department, to be used in conjunction with the new accounting machines to be installed.

Mr. Rowlands advised that one other addition should be made to this Resoltuion which is for the addition of some electronic equipment in the Police Department that is to be used on some of their detection work in order to perform some of their investigatory duties according to modern police methods and he added \$600 would be sufficient to pay for this equipment.

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It was then moved by Tollefson seconded by Bratrud that the Resolution be amended by the insertion of an additional paragraph, reading as follows:

WHEREAS, the Police Department needs additional electronic equipment in order to perform certain investigation duties according to modern police methods, and

And that the figure \$3,100.00 be substituted for the figure \$2,500.00 and further that the last paragraph of said Resolution be amended to read as follows:

That there be appropriated from the Cumulative Reserve Fund for Capital Outlay and Maintenance and Operation, the sum of \$3,100.00, or so much thereof as may be necessary for the purchase of oxygen cylinders for the refilling of resuscitators of the Tacoma Fire Department, for the purpose of necessary filing equipment and necessary forms for the Local Improvement District section of the office of the Director of Finance, to be used in conjunction with the new accounting machines to be installed, and for additional electronic equipment for the Police Department.

Adopted on Roll call April 7, 1958
Ayes 8; Nays 0; Absent 1; Mayor Anderson

Resolution No. 15284:

By BATTIN:

Authorizing a temporary loan in the sum of \$25,000 from the City Street Fund to the General Street and Bridge Improvement Construction Fund of 1958.

Mr. McCormick advised that an error had been made in the first paragraph of the ordinance, and that new copies had been made and handed to each Council Member this evening.

It was moved by Dr. Humiston that the first paragraph of the Ordinance as filed, be amended to read as follows:

"WHEREAS, at the municipal election held on the 11th day of March, 1958, the voters of the City of Tacoma approved a proposition authorizing the issuance of bonds for the making of certain street and bridge improvements in the City of Tacoma, and"

Motion carried; Ayes 8; Nays 0; Mayor Anderson

Adopted on roll call April 7, 1958
Ayes 8; Nays 0; Absent 1, Mayor Anderson

Resolution No. 15285:

By ANDERSON:

Authorizing a temporary loan of \$25,000 from the City Street Fund to the Storm Drain and Sewer Construction Fund of 1958.

Mr. Rowlands advised that work is expected to start on the storm drains pending the sale of the bonds, and the money is expected to be available about the first part of July.

Adopted on roll call April 7, 1958
Ayes 8; Nays 0; Absent 1, Mayor Anderson

Mr. Tollefson asked when the Bonds are going to be offered for bid.

Mr. Rowlands advised that unless altered, the bid opening will be the 22nd of May, and that they are offered approximately 30 to 45 days prior to the bid opening.

Mr. Tollefson asked if the City is planning to offer the bonds for sale prior to the time Congress has an opportunity to pass legislation broadening the market for Municipal Bonds.

Mr. Rowlands replied that this was the schedule at the present time and if Congress acted expeditiously it would be helpful if the base could be broadened for the sale of the bonds. The School Board is interested in moving ahead with their bond issue and he added, they are planning on opening their bids the same time as ours are to be opened, in order that there are not too many Tacoma Bonds on the market at the same time. It is much better, he added, if the bonds could be issued the same date, or else wait from six to nine months if possible.

Mr. Tollefson asked if it would be an administrative policy or Council policy as to when the bonds will be offered for sale.

Mr. Rowlands advised, that actually it will be up to Council and a few weeks ago an H.C. letter was sent to Council members outlining the various steps that had to be taken before the Bonds could be sold.

Mr. McCormick advised that Council has to pass a Resolution fixing the maturity date and approving the notice, etc., which must be done before the bonds are sold.

Mr. Rowlands advised that conferences had been held with our Financial advisers, McLean & Co. and A.C. Allyn & Co. and their advisers. They felt it would be desirable for our bids to be opened the same time as the School Bids.

Mr. Tollefson asked what effect it would have on the interest rates if the field were broadened after our bonds were sold.

Mr. Rowlands advised that if the City were sure Congress would pass the legislation it might be well to wait.

Mr. Tollefson then asked what the differences in rate would be if the schools sold their bonds first and we sold our a month or so later.

Mr. Rowlands advised this was a difficult question to answer but that there may be 1/20th of a point or 1/10th of a point difference, which over a period of the life of the bond would amount to several thousands of dollars.

Mr. Gaisford advised that it should be up to our Financial advisers to tell us when to sell the bonds.

Mr. Rowlands advised that Mr. Ellinwood, a representative of Moody's Investment Co., had conferred with the Retirement Board and while here he answered questions of staff members and also McLean & Co., and Mr. Ellinwood advised it would be better to sell the School Bonds and General Fund bonds approximately 6 months apart.

Mr. Gaisford advised that by next Monday's meeting a definite report should be received from A.A. Allyn & Co. in coordination with McLean & Co. and that our particular schedule of dating the bonds as of July 1, 1958 with July 15th as the delivery date which probably be one of the recommended changes.

Mr. Rowlands advised that he would be glad to check with the Congressional members from this district and Mr. Patrick Healy of the American Municipal Association, to see what progress is being made on the legislation broadening the base for the Bond Market.

Resolution No. 15286:

By BRATUD:

Urging all members of Congress from the State of Washington to do all

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things necessary to effect the immediate passage of legislation exempting both parties to transactions involving transfer of lands for public use from payment of the Federal Documentary Stamp Tax.

Mr. Rowlands advised that the request for this Resolution was made by Mr. W. A. Bugge, State Director of Highways, who is endeavoring to obtain the assistance of the different municipalities throughout the State to have this Legislation passed. It will be of value to the Highway Departments program for the acquisition of rights of ways, freeways and other highways in the State. It will be of value to both the City and the State and they are asking the support of Tacoma in this endeavor.

Adopted on roll call April 7, 1958

Ayes 8; Nays 0; Absent 1, Mayor Anderson

FIRST READING OF ORDINANCES:

Ordinance No. 16081:

Relating to the performance of the duties and compensation of the Mayor; increasing and establishing the salary for said Mayor; and providing the effective date thereof. The Ordinance was read by title and placed in order of final reading.

Ordinance No. 16082:

Ratifying and confirming a loan by the City of Tacoma in the amount of \$3,923,000.00; authorizing issuance and sale of general negotiable serial interest-bearing coupon general obligation general street and bridge improvement bonds in the amount of \$3,923,000.00 for payment of the cost of construction of capital improvements, other than the replacement of equipment, consisting of street and bridge improvements necessary to improve the general system of streets and bridges of the City. The Ordinance was read by title and placed in order of final reading.

Ordinance No. 16083:

Ratifying and confirming a loan by the City of Tacoma in the amount of \$148,000.00, authorizing the issuance and sale therefor of general negotiable serial interest bearing coupon general obligation public building bonds in the amount of \$148,000.00 for the purpose of providing funds for the payment of the cost of construction of capital improvements other than the replacement of equipment, consisting of the construction of public building or buildings, facilities and the acquisition and development of sites in connection therewith. The Ordinance was read by title and placed in order of final reading.

Ordinance No. 16084:

Ratifying and confirming a loan by the City in the amount of \$1,040,000.00 authorizing the issuance and sale of general negotiable serial interest-bearing coupon general obligation street lighting bonds in the amount of \$1,040,000.00 for providing funds for the payment of the cost of making additions, betterments and extensions to the existing artificial street lighting system. The Ordinance was read by title and placed in order of final reading.

Ordinance No. 16085:

Ratifying and confirming a loan by the City of Tacoma in the amount of \$2,775,000.00 authorizing issuance and sale thereof of general negotiable serial interest-bearing coupon general obligation storm drain and storm sewer bonds in the amount of \$2,775,000.00, for providing funds for payment of the cost of construction of capital improvements, consisting of additions, betterments and extensions to the existing storm drains and storm sewer trunk system and construction of pumping and facilities in connection therewith. The Ordinance was read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:Ordinance No. 16077:

Amending Chapter 6.70 of the Official Code of the City of Tacoma, relating to the Utilities Gross Earnings Tax.

Mr. Rowlands requested that this Ordinance be postponed for one week, in order that the Finance Department can compile information for the review of the Council before final passage of this Ordinance.

It was moved by Dr. Humiston to postpone Ordinance 16077 for one week, to April 14th. Motion seconded by Mr. Tollefson and carried unanimously.

Dr. Humiston then asked that this information be sent to the Utilities so that they can furnish additional "comments" with our Friday's agenda.

Ordinance No. 16078:

Amending the Official Code of the City of Tacoma, by adding 5 new sections, designated as Sections 1.12.650, 1.12.660, 1.12.670, 1.12.680 and 1.12.690, pertaining to a suggestion award program for General Government employees.

Mr. Barline advised that upon reading Ordinance 16078 he believes it would affect the employees of the Utilities Departments. He asked if it was the intent of the Ordinance to exclude the Utilities Department. He said they had a suggestion award program in the Utilities Department but with no monetary remuneration and, he said he would prefer it not affect the Utilities Department.

Mr. Tollefson moved that the Resolution be postponed for two weeks for the Utilities Department to consider and discuss the Ordinance. Motion seconded by Mr. Bratrud. Motion carried on roll call; Ayes 8; Nays 0; Absent 1, Mayor Anderson.

Ordinance No. 16079:

Providing for the establishment of hours for the Mayor and increasing and establishing the salary for said Mayor.

It was moved by Mr. Stojack that Ordinance 16079 be Tabled. Motion seconded by Mr. Bratrud and carried on roll call Ayes 7; Nays 1, Battin; Absent 1, Mayor Anderson.

Ordinance No. 16080;LID 4638

Providing for the improvement of LID 4638 - grading, permanent type pavement, etc., on Junett Street from So. 13th to Melrose Street, No. 17th St. from Lenore St. to Mildred St., South 10th St, from McArthur to 140' West, Howard Street from 6th Ave. to 122' North, Hawthorne St from 6th Ave. to 150' North, Rochester St. from 6th Ave. to 150' North and North 22nd St. from Monroe St. to Proctor, also storm drains only on So. 14th St. from Cedar to Junett.

X
120
131

Dr. Humiston advised that he and Mr. Tollefson were members of the committee who heard this LID several weeks ago, and the problem is the paving of a portion of No. 17th St. wherein the property is assessed half way back to the next street. He added that property owners in the latter half of the block are very much against this improvement and realized they would be assessed, but did not believe they should be assessed as much as they were. Dr. Humiston asked that Attorney Robert Hamilton comment on this matter.

Mr. Hamilton advised that the State Statutes require property to be assessed back 90' or half-way to the next street, whichever is the greater, but he said, there are only two other methods of assessment and they are according to special benefits derived from the improvement and, second, if the improvement is such that the special benefits resulting therefrom extend beyond the boundaries as set forth, council may create an enlarged district to include all the property to be specially benefited by the improvement. Mr. Hamilton added that should the Council decide the original "zone and termini" method does not fairly reflect the benefits to be derived from the improvement, then it would be proper to suggest to the assessing engineers that a new method be employed.

Dr. Humiston suggested that Mr. Hamilton confer with the Public Works Engineers in rearranging these assessments based on the equality of benefit, rather than the zone and termini method and present it to the Council in detail.

Mr. Tollefson agreed with Dr. Humiston's suggestion and that any change in the assessments should be before the district is actually created.

Mr. Hamilton advised that if another method of assessing is used, it will be necessary to have another hearing on this district.

Dr. Humiston then moved that the City Attorneys Office and Public Works Department prepare revised assessments based on benefits received, rather than the zone and termini method, for presentation to the City Council next Monday and that Ordinance No. 16080 be postponed for one week to April 14th. Motion seconded by Mr. Bratrud and carried, Ayes 8; Nays 0; Absent 1, Mayor Anderson. Dr. Humiston also requested that maps be presented of the district.

UNFINISHED BUSINESS:

The Director of Public Works presents the assessment and assessment roll for the cost of the following improvements:

LID 2265 - Grading, ballasting, surfacing on So. K St., from approx. So. 66th St. to So. 67th Street; also cement concrete sidewalks on So. K St. from 65th St. to 67th St., So. 67th St. from K to L and So. L from 65th to 68th Sts.

LID 4607 - Asphalt concrete pavement and storm sewers on South I St. from So. 21st to So. 25th Sts.

LID 4608 - Cement concrete pavement on No. 8th St. from Junett to Pine Sts., also from Union to Warner; No. 10th from Fife to Steele; No. 11th from Oakes to Steele, also from Stevens to Madison; No. 14th from Fife to Steele; asphalt concrete pavement on Monroe from No. 11th to North 13th St.

Moved by Dr. Humiston that May 20, 1958 be fixed as the date of hearing thereon. Motion seconded by Mr. Perdue and carried on roll call; Ayes 8; Nays 0; Absent 1, Mayor Anderson.

The Director of Public Works also presents the assessment and assessment rolls for the cost of the following improvements:

LID 4611 - Asphalt pavement, concrete curb and gutter on Junett Street from So. 56th to So. 54th, also asphalt pavement between existing concrete curbs from So. 54th to So. 52nd Sts.

LID 4612 - Asphalt concrete pavement and storm sewers on Moorlands Drive from So. 12th St. to So. 16th St., Ferdinance Drive from So. 14th St to So. 16th; So. 14th St from Ferdinance to Moorlands, also cement concrete sidewalks on the south side of So. 12th St. from Moorlands Drive to Cheyenne St. X

Moved by Dr. Humiston that June 3, 1958 be fixed as the date of hearing thereon. Motion seconded by Mr. Bratrud and carried on roll call; Ayes 8; Nays 0; Absent 1, Mayor Anderson.

This is the date set by Resolution No. 15237 for hearing on the vacation South Woodlawn St. from So. 9th to 10th, also alleys in Block 19 and 20, Woodlawn Addition - Petition of Highland Hill Baptist Church.

Mr. Buehler advised that a hearing was held before the Planning Commission and recommendations were received from the Public Works Department that reservation for an easement for sewers over the vacated alley in Block 10 of Woodlawn Addition from So. 10th St. to Bantz Boulevard be retained, and the Water Department requests reservation of a right-of-way for water mains in the East 20' of the West 40' of South Woodlawn St. from So. 9th to So. 10th St. Mr. Buehler stated the Planning Commission recommends the vacation be approved with the above reservations from the Public Works and Water Divisions.

It was moved by Mr. Bratrud that the recommendations of the Planning Commission be approved and the City Attorney instructed to draw the necessary Ordinance vacating the above property. Motion carried; Ayes 8; Nays 0; Absent 1, Mayor Anderson.

This is the date set by Resolution No. 15236 for hearing on the petition of Dr. C. B. Arnold, et al, for vacation of South 52nd Street from the west line of South State Street to the east line of South Trafton Street, excepting a portion reserved for alley.

Mr. Buehler advised that the Planning Commission held several hearings on this matter and recommended the vacation be denied. A letter was sent to Dr. Arnold advising him of the denial, and that he could withdraw his request if he so desired. Dr. Arnold was out of town at the time the letter was sent, and did not request a withdrawal of the vacation. After the date was set for hearing, a letter was received from Dr. Arnold requesting that the vacation be withdrawn. In order to clear the records, Mr. Bratrud moved to accept the recommendation of the Planning Commission to deny the application of Dr. Arnold for vacation of So. 52nd from State to Trafton, etc. Motion carried; Ayes 8; Nays 0; Absent 1, Mayor Anderson.

ITEMS RECEIVED FOR FILING IN THE OFFICE OF THE CITY CLERK:

Tacoma Transit System - Report for February, 1958 and 1957 and 2 months of 1958 and 1957. X

Report from R. G. Anderson, Chief of Construction Division, Public Works Department regarding Materials Testing School. X

69th Annual Report of the Fire Department - 1957. X

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COMMENTS BY THE CITY MANAGER:

Mr. Rowlands asked City Attorney, Marshall McCormick to advise Council of the current status of the "Pacific Queen".

45 Mr. McCormick summarized the negotiations that had been held with the Company, and the court actions. He stated that the Seattle firm of Updyke and Valentyne, has recently purchased the sunken ship, and, in a letter to Mr. McCormick stated that they plan to start raising the hull within two weeks. He said they are going to have divers patch the holes in the hull so the ship can be raised, after which it will be towed to a Seattle Drydock to be repaired or scrapped. He added that the City has filed a claim in the Federal Court for over \$1,000.00 for damages to the dock, which was charred, also a claim had been filed for \$50,000.00 in the event the City would have to remove the hull; and that this claim and the court action will not be dismissed until after the hull is actually removed.

Attorney, Neil Hoff, advised he would like to speak on the Ordinances No. 16079 and 16081, regarding the Mayor's salary. He stated that the Mayor must spend about 3/4 of his time in representing the City. He believed that the City should add about \$1,000 a year to his salary to compensate for these extra duties. He added that the new Mayor should spend a great deal of time at the next Legislative session in Olympia in support of the many bills regarding City Revenues.

Attorney E. K. Murray, also spoke in favor of an increase for the Mayor and stated that the Mayor's salary should not be less than \$8,400 per year and that the Mayor should be more of less full time.

Mr. Tollefson advised that he may not be present at next weeks meeting and that he too would like to speak on these Ordinances. He advised that when the Freeholders set the salary of the Mayor, they were unaware of the tremendous amount of time that would have to be spent in the duties of the office. He reviewed for Council's information, the Ordinance that he presented approximately two years ago wherein the Mayor's salary was to be \$3,600 above that for Councilman, or a total of \$4,800 per year, but he said, this was defeated and he strongly approved an increase in the Mayor's salary at this time.

Dr. Battin stated that he wished to comment on the fine job that Mr. Tollefson did when he was Mayor. He was ardently interested in making Tacoma a great City and spent an extraordinary amount of time getting the government organized and running smoothly under the new form. Everything had to be reorganized, reoriented and activated and he played a large part in making Tacoma the leading municipality in the State of Washington. Naturally he feels the Mayor should be paid more, but what Mr. Tollefson has done for Tacoma could not be measured in terms of dollars. He has taken the lead in setting Tacoma on its way, ready to roll towards a great future. The job of reorganization, inspiration and activation of the new government has been accomplished and our future Mayors need only to follow the routine. Dr. Battin advised in his opinion, that the salary of \$8,400 for Mayor is out of reason, and out of line.

Mr. John Co. Fry of 2609 No. 8th, advised that the council last week passed resolution commending many people and organizations for their work in the recent Bond issue drive and asked that a resolution be presented commending the Central Labor Council for their work.

Mr. Tollefson requested that a resolution be prepared for submission at next weeks council meeting thanking and commending the Central Labor Council for their work on the Bond Drive.

Mr. McCormick, City Attorney asked Mr. Tollefson and Mr. Fry to furnish a list of the people that should be commended.

Council then adjourned at 9:10 P.M.

Attest: *Frances J. Kertzel*
Acting City Clerk

John N. ...
Vice President of City Council