

Council Chambers, 4:00 P.M.
Tuesday, February 24, 1959

Council met in regular session. Present on roll call 5: Bratrud, Humiston, Perdue, Porter and Price. Absent on roll call 4; Easterday, Anderson, Goering and Mayor Hanson. Mr. Easterday and Mrs. Goering coming in at 4:20 P.M. In the absence of Mayor Hanson, Dr. Humiston vice mayor, presided.

Dr. Humiston explained that Mrs. Goering and Mr. Easterday, members of the L I D Committee have been excused to attend an L I D meeting. A letter was received from Mr. Anderson stating that he would be unable to attend the meetings of February 24 or March 2, as he would be in Los Angeles on Sister City business at his own expense.

Mr. Rowlands asked that the minutes of February 16, 1959 be corrected on page 4 in reference to Mr. Bratrud's motion regarding the awarding of contracts for moving. He asked that the sentence "the moving of the equipment of the Health Department be awarded to Mayflower Company" be inserted into Mr. Bratrud's motion.

Mr. Bratrud moved that the minutes of February 16, 1959 be corrected by adding that the Health Department moving be awarded to the Mayflower Moving Company. Seconded by Mr. Perdue. Roll call: Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering, Hanson. *49.605*

It was then moved by Mr. Bratrud to approve the minutes as corrected. Seconded by Mr. Perdue. Roll call: Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson.

Dr. Humiston said Mr. Easterday had asked that Resolution No. 15642 pertaining to the Tire Contract and Resolution No. 15661 in regard to real estate surveys be postponed until he returned from the L I D Committee meeting. *49:604*
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RESOLUTIONS:

Resolution No. 15643

BY ANDERSON:

Authorizing the proper officers of the City to execute and deliver to Hugo Hartnack and wife, a local improvement assessment deed upon payment in the sum of \$504.83 for property located on the southeast corner of South 30th and Tyler Streets.

It was moved by Mr. Perdue to adopt the Resolution, seconded by Mr. Bratrud.

Adopted on roll call February 24, 1959

Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson

Resolution No. 15654

BY PORTER:

Fixing Tuesday, March 24, 1959 as the date for hearing on L I D 2299 for concrete sidewalks on the north side of East 59th Street from I to J Streets and on both sides of East 59th from J to K Streets. *56*

It was moved by Mr. Bratrud to adopt the Resolution, seconded by Mr. Perdue.

Adopted on roll call February 24, 1959
Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson

Resolution No. 15655

BY PERDUE:

Fixing Monday March 23, 1959 as the date for hearing on the vacation of prop on Shirley Street from No. 43rd to No. 44th Street.

It was moved by Mrs. Price to adopt the Resolution, seconded by Mr. Perdue.

Adopted on roll call February 24, 1959
Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson.

Resolution No. 15656

BY HANSON:

Awarding the contract to Goodall Rubber Company in the amount of \$5,325.00 for furnishing fire hose requirements during the year 1959.

It was moved by Mr. Bratrud to adopt the Resolution, seconded by Mr. Perdue.

Adopted on roll call February 24, 1959
Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson.

Resolution No. 15657

BY GOERING:

Authorizing the proper officers of the City of Tacoma to execute and deliver to Robert M. Airey a local improvement assessment deed upon payment of the sum of \$10. for property located at No. 21st and Mildred Streets.

It was moved by Mr. Bratrud to adopt the Resolution, seconded by Mr. Perdue.

Adopted on roll call February 24, 1959
Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson.

Resolution No. 15658

BY BRATRUD:

Authorizing the proper officers of the City to disburse and pay to Wallace A Seymour of the Tacoma Police Department, the sum of \$9.00 per diem for all expenses incurred by him, except travel expenses, during the time he is attending the F. B. I. National Academy during the 90 day period commencing March 8, 1959.

It was moved by Mr. Perdue to adopt the Resolution, seconded by Mr. Bratrud.

Mr. Rowlands explained that the fourth sentence in the last paragraph should be amended to read "expenses incurred by him, plus travel expenses." He felt this would clarify the Resolution more thoroughly.

It was moved by Mr. Perdue to amend the Resolution by inserting the word "plus" in the last paragraph, fourth line, in place of "except". Seconded by Mr. Bratrud. Roll call: Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson.

It was moved by Mr. Perdue to adopt the Resolution as amended, seconded by Mr. Bratrud.

Adopted on roll call February 24, 1959
Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson.

Resolution No. 15659

BY PRICE:

Authorizing the proper officers of the City to enter into an agreement with Mills and Associates for the construction of the new South Tacoma Fire Station.

It was moved by Mr. Perdue to adopt the Resolution, seconded by Mr. Bratrud.

Mr. Rowlands said this subject had been discussed with the Council previously. He reminded the Council that Mills and Associates were also constructing the South Tacoma Library.

Adopted on roll call February 24, 1959
Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson.

Resolution No. 15660

BY HANSON:

Authorizing the proper officers of the City to execute and deliver to Sitts and Hill a written agreement for the planning and designing of the "M2 Street Bridge and related facilities between South Tacoma Way and Center Street.

It was moved by Mr. Perdue to adopt the Resolution, seconded by Mr. Bratrud.

Mr. Rowlands said, as the Council will recall, this firm was recommended by the Council to do the work. The matter has been carefully checked by the legal department and also by Mr. Schuster, Public Works Director.

Adopted on roll call February 24, 1959
Ayes 5; Nays 0; Absent 4, Anderson, Easterday, Goering and Mayor Hanson.

Resolution No. 15662

BY EASTERDAY:

Mr. Easterday and Mrs. Goering coming in at this time, ^{49:60-3} ₆ _{all}

Designating the Fawcett Urban Renewal Area as a blighted area and authorizing the filing of a request for capital grant reservation.

It was moved by Mr. Bratrud to adopt the Resolution, seconded by Mr. Perdue.

Mr. Rowlands said about a year ago a similar Resolution came up about the Center Street area. Some \$1,055,000 has been set aside as the share of the Federal Government for that particular improvement area. This Resolution is starting the "wheels turning" regarding the area which the sub committee on Urban Renewal has been most concerned. The principle difference in the two is that the City is requesting that the Federal Government bear three-fourths of the total cost and the City absorb one-fourth of the cost. He explained that after several conferences with the Urban Renewal Housing and Home Finance Agency in San Francisco, it was decided that the initial area contemplated for this particular locality was too large in scope and it was agreed to reduce it by about two-thirds of the total area.

Mr. Jacobson, Urban Renewal Coordinator explained that the area in the application is from Tacoma Avenue to Court D. from 9th to 11th, plus the building abutting the parking lot on Market Street.

Mr. Bratrud asked if this passes on schedule, when will the project be completed?

Mr. Rowlands referred to MC-210 prepared July 14, 1959, setting up the tentative time schedules for the Center Street and Fawcett Street Projects. He said the approval of the application for the Fawcett Street area by the Federal Government was expected in May or June of 1959; the Planning states would be about May or June of 1960 the application for Loan and Grant about September or even October of 1960 and the project be completed about 1962 or the early part of 1963. Mr. Rowlands said the Center Street area is contemplated to be completed in 1962 or 1963.

Mr. Jacobson said before the Federal Government will advance any money for acquiring and clearing land, they require that the State Enabling Statute go through litigation in the Supreme Court of the State to rule that this is a constitutional use of eminent domain powers. He said the Federal Urban Renewal officials selected the Center Street area project as the most desirable to use as a court case. This can not be done until all the planning phases are completed. The plan has gone before the City Council and been approved. The application for Loan and Grant must come next. When this is all completed, then the court case to test the validity of the State Act can be held. This should be around October. The Fawcett area project will be held up until the decision is reached in the Center Street Court case.

Mr. Rowlands said the City contemplates no difficulty but the money will not be forthcoming until a decision is handed down in this matter.

Dr. Humiston asked Mr. Jacobson if he would submit a report as to how much money is spent on the administrative overhead of the Federal Government Urban Renewal Program and how much is actually returned to the Cities, for Urban Renewal Purposes.

Mr. Rowlands said in 1930 the Federal Government took about twenty-five percent out of every tax dollar. Today the Federal Government is taking around 80 percent of the tax dollar which leaves the States and Cities very little.

Roll call was then taken on the Resolution.

Adopted on roll call February 24, 1959

Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

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Dr. Humiston said inasmuch as Mr. Easterday was now present, Resolution No. 15642 and Resolution No. 15661 would be taken up at this time.

Resolution No. 15642

MR. EASTERDAY:

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Awarding contract to Wested Tire Company for the furnishing of the Annual supply of Passenger tires for the calendar year 1959 in the amount of \$3500.00 and the contract for furnishing truck tires, passenger tubes and truck tubes be awarded to Evergreen Truck Service, at the total estimated amount to be \$7,000.00.

Dr. Humiston, Vice Mayor, explained that this Resolution was adopted on February 9, 1959 but that it was moved last week to reconsider the Resolution at today's meeting. He said in order to properly get this matter before the Council he would entertain a motion to reconsider the Resolution.

Mr. Perdue then moved that Resolution No. 15642 be reconsidered. Seconded by Mr. Bratrud. Roll call: Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

Mr. Easterday said that the Council members had received a letter from Wested Tire Company protesting the awarding of the truck tire bid to the Evergreen Truck Service. He said last week at the Council meeting the Evergreen Truck Service representative made the statement that they distribute from Tacoma and pay taxes here, and that is why he voted for the Resolution, but according to the records in the County Treasurers office no personal property tax has been paid by this Company in Pierce County..

Mr. Rowlands said he realized that this tire bid has been somewhat confused. The General Government had made their estimates accurately, but very definitely some errors were made in the extensions and insertions of figures by the Utilities Department. After the corrections were made it was determined that the Wested Tire Company was lower on the truck tires also by \$15,35. However, the Utilities Department took the position that by combining the tubes and the truck tires, the Evergreen Company was still low by about \$24.00 or \$25.00. As far as the General Government is concerned the Wested Tire Company was low on the tires.

Mr. Rowlands said if the Council wishes to reconsider the bids, there are two alternatives: (1) If they elect to give the tire bid to the Wested Company alone, they will again have to be processed through the Board of Contracts and Awards and then to the Utility Board. (2) If they elect to call for new bids, action will have to be taken to rescind this Resolution.

Mr. Bratrud then moved to rescind the action taken on February 9, 1959 on Resolution No. 15642 and that the existing bids be referred back to the Board of Contract and Awards and the Utility Board for reconsideration due to the discrepancies of the extensions. Seconded by Mr. Perdue.

Mr. Tollefson, representing the Evergreen Truck Service, referred to Mr. Easterday's comment that a statement was made two weeks ago relative to the payment of personal property taxes paid by the Evergreen Company. The only question at that time was whether or not the Evergreen Company paid the Business and Occupation Tax, which they do, he added. He said in his opinion there has been a misunderstanding by all parties in regard to this bid right from the beginning and he too felt that the matter should be referred back to the Board of Contracts and Awards and the Utility Board. 20

Mr. Wesley Maitland, representing the Wested Tire Company brought out that their competitor was low on a few sizes and types of tires, but the overall picture, taking in all types and sizes, including every department's requirements, show the Wested bid as the lowest by far.

Roll was then called on Mr. Bratrud's motion to rescind the action taken February 9, 1959 on Resolution No. 15642, and that the existing bids be referred back to the Board of Contract and Awards and to the Utility Board for reconsideration due to the discrepancies of the extensions. Roll call: Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

Resolution No. 15661

BY ANDERSON:

Authorizing the proper officers of the City to execute a written contract with Larry Smith and Company to make certain real estate surveys, and assist in the preparation of redevelopment plans necessary for the City's Center Street Urban Renewal Project.

It was moved by Mr. Bratrud to adopt the Resolution, seconded by Mr. Perdue.

Mr. Easterday said the Larry Smith Company to whom the contract is being awarded is not a local firm. He said \$11,200.00 is involved and felt that this matter should be gone into further before the Resolution is adopted.

Mr. Perdue explained that this had been discussed at last week's Council meeting. Mr. Poe and Mr. Blangy of the Tacoma appraisers' group agreed at last week's meeting that there was no local firm qualified for this real estate marketability survey, and they said the local appraisers approved the hiring of an outside firm for this project.

Mr. Rowlands said much time has been spent on this subject of the market analysis or re-use study and the Larry Smith Company was the best qualified. He added that local appraisers have been retained for the work of appraising the homes, etc. for acquisition purposes.

Mr. Jacobson, Urban Renewal Coordinator, said this \$11,200.00 is already allocated for this project by the Federal Government. As soon as the contract is awarded, the City makes a requisition to the Federal Government for the necessary funds.

Roll call was then taken on the Resolution.

Adopted on roll call February 24, 1959
Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

Resolution No. 15663

BY REQUEST OF PORTER:

Urging that all persons and all members of the Legislature and other State officials give full support to the enactment of House Bill No. 374 changing the time of holding the World's Fair to the year 1965.

It was moved by Mr. Bratrud to adopt the Resolution, seconded by Mr. Perdue.

Mr. Porter said inasmuch as Mr. Anderson who is interested in this Resolution, will be absent from the Council meetings for two weeks, and also because the entire matter is now being given serious study in the House State Government Committee, he felt no action should be taken on the Resolution for two weeks until March 9, 1959.

Mr. Porter then moved to postpone the Resolution for two weeks until March 9, 1959. Seconded by Mr. Bratrud. Roll call: Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

FIRST READING OF ORDINANCES:

Ordinance No. 16295

Amending Sec. 8.20.070 of the Official Code relating to purchase, sale or possession of intoxicating liquor to minors, prohibited. Read by title.

Mr. Rowlands said in drawing up the amendment to this Ordinance the City Attorney had to comply with the State Statutes. The statute at present reads that minors may possess or consume alcohol if they have their parents' consent.

This amendment changes the Ordinance so that a minor must have permission in writing on his person dated and signed by the parent or guardian, and displayed at the request of any officer. The Ordinance was then placed in order of final reading.

Ordinance No. 16296

Declaring the premises at 1349 to 1355 inclusive on South Broadway Avenue to be a public nuisance and directing the institution of legal proceedings to procure the abatement thereof. Read by title.

Mr. Rowlands said the building referred to in this Ordinance is the old Fawcett Building which is in a dangerous condition.

Mr. Gillis, Building Inspector, said he contacted Val Fawcett who in turn contacted other members of the family in various sections of the country, in an attempt to obtain their permission to abolish the building. He said apparently there are some members of the family residing in California who think this is a very valuable piece of property and they will not relinquish their interest in it. He said two weeks ago a letter was sent to those concerned notifying them that it was necessary to take action before the Council, and allowing them sufficient time to contact the City. No further word has been received from them.

Dr. Humiston said he hoped this would be resolved by voluntary means before the Ordinance comes up for passage next week.

Mr. Rowlands said they are vitally concerned of the safety of the public because the structure has deteriorated so badly, it is a hazard to the general public. The Ordinance was then placed in order of final reading.

Ordinance No. 16297

Relating to Automobile House Trailers, Trailer Courts, Mobile Homes and Mobile

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Home Parks; and establishing minimum standards governing utilities, facilities and sanitation requirements. Read by title.

Mr. Rowlands said this Ordinance sets up the standards governing motel trailers while the following Ordinance relates to the licensin of the same. The Ordinance was then placed in order of final reading.

Ordinance No. 16298

Repealing Sections 6.54.010 to 6.54.130 of the Official Code and adding 6 new sections relating to the licensing of motels, trailer courts and mobile home parks. Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 16291

(Lincoln Land Vacation)

Mr. Bratrud said he has been informed that there are property owners adjoining these streets that are objecting to this vacation and asked that this Ordinance be held over until March 2, 1959 to enable the matter to be clarified.

Mr. Bratrud then moved that the Ordinance be postponed until March 2, 1959 so the matter can be clarified. Seconded by Mr. Easterday. Roll call: Ayes 7; Nays Absent 2, Anderson and Mayor Hanson.

Ordinance No. 16292

Vacating property at Seward Street lying between North 35th and North 37th Streets.

Roll call: Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

Ordinance No. 16293

Amending Sec. 11.24.120 of the Official Code relating to Parking Meters to provide for a cumulative fine if a person is parked overtime at a metered space more than one hour.

Roll call: Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

Ordinance No. 16294

Providing for the improvement of L I D 2291 for grading and placing a gravel and oil mat surface and concrete sidewalks abutting individual properties on East F and East G Street from East 84th to East 86th Streets.

Roll call: Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

UNFINISHED BUSINESS:

This is the date fixed for hearing on the construction, reconstruction and repair of sidewalks, gutters and curbs in various parts of the City as set forth by Resolution No. 15631.

**** Vacating property located at So. 34th Street and the alley between So. 34th and 35th Streets from Fife Street to Steele. (Lincoln Land Co. Petition)

Several property owners were present protesting the cost of the sidewalk repair and asked if it were possible for them to repair their own sidewalks.

Dr. Humiston, Vice Mayor said he thought the main object is that the Public Works Department is interested in seeing that the sidewalks are repaired correctly.

Mr. Schuster, Director of Public Works explained that the property owners could repair the sidewalks themselves, but they would have to be inspected by the Public Works Department to see if they were put in according to specifications. Also, a bond would be required before any work was started. For this reason he felt the City could do the work cheaper than the property owner. He said if the property owners present, would contact him after the Council meeting he would see if some arrangements could be worked out.

It was then moved by Mr. Bratrud that an ordinance be brought in providing for the improvement. Seconded by Mr. Easterday. Carried on roll call: Ayes 7; Nays 0; Absent 2, Anderson and Mayor Hanson.

Report from Mr. Rowlands, City Manager in reference to the Assistant Refuse Collection Foreman Examination protest.

Mr. Rowlands said this report prepared by Mr. Bixel, Director of Personnel, was in answer to the letter received last week complaining of the Assistant Refuse Collection Foreman Examination.

ITEMS FOR FILING IN THE OFFICE OF THE CITY CLERK

Tacoma Police Department report for January 1959.

Tacoma Police Department report for the Traffic Division of January 1959.

Reports from the Light, Water and Belt Line Division for the month of December 1958.

Mr. Rowlands reminded the Council members of the Beautification Committee meeting Thursday, February 26, 1959 at 4:00 P.M. 49:570

Mr. Rowlands also distributed some legislative data for the Council's information.

There being no further business to come before the meeting, upon motion duly made and seconded, the meeting adjourned at 6:00 P.M.

Thomas Humiston
Vice Mayor of the City Council

Attest:

Josephine Nelson
City Clerk