

Council Chambers, 4:00 P. M.
Monday, November 30, 1959

Council met in regular session. Present on roll call 6: Anderson, Bratrud, Easterday, Goering, Humiston and Price. Absent 3; Mayor Hanson, Perdue and Porter. In the absence of Mayor Hanson, Dr. Humiston presided. Mr. Porter coming in at 4:05 P. M. and Mr. Perdue coming in at 4:45 P. M.

It was moved by Mr. Anderson that the minutes of the meeting of November 23, 1959 be approved as submitted. Seconded by Mr. Bratrud. Voice vote was taken on the motion, resulting as follows: Ayes 6; Nays 0; Absent 3, Mayor Hanson, Perdue and Porter.

RESOLUTIONS:

Resolution No. 15944:

By Porter:

36 Fixing Monday, January 4, 1960, at 4:00 P. M. as the date for hearing on the vacation of property on that portion of No. Whitworth from the east property line of Ferdinand to the west property line of Mullen Street.

It was moved by Mr. Anderson that the Resolution be adopted. Seconded by Mr. Bratrud.

Voice vote was then taken on the Resolution, resulting as follows:

Ayes 6; Nays 0; Absent 3, Mayor Hanson, Perdue and Porter.

The Resolution was then declared adopted by the Chairman.

Resolution No. 15945:

By Perdue:

36 Fixing January 4, 1960 at 4:00 P. M. as the date for hearing on the vacation of property for that portion of Norton Place between the easterly line of Five Views Road and the west line of Vassault Street.

It was moved by Mr. Easterday that the Resolution be adopted. Seconded by Mr. Bratrud.

Voice vote was then taken on the Resolution, resulting as follows:

Ayes 6; Nays 0; Absent 3, Mayor Hanson, Perdue and Porter.

The Resolution was then declared adopted by the Chairman.

Mr. Porter coming in at this time, 4:05 P. M.

Resolution No. 15946:

By Goering:

Awarding contract for the sale and removal of surplus buildings to the (8) highest bidders in the amount of \$4103. 00.

It was moved by Mr. Anderson that the Resolution be adopted. Seconded by Mr. Bratrud.

Voice vote was then taken on the Resolution, resulting as follows:

Ayes 7; Nays 0; Absent 2, Mayor Hanson and Mr. Perdue.
The Resolution was then declared adopted by the Chairman.

Resolution No. 15947:

By Price:

Awarding contract to Concrete Construction for L I D 2257 in the amount of \$6,211.90 which is determined to be the lowest and best bid.

It was moved by Mr. Anderson that the Resolution be adopted. Seconded by Mrs. Price.

Voice vote was then taken on the Resolution, resulting as follows:

Ayes 7; Nays 0; Absent 2, Mayor Hanson and Mr. Perdue.
The Resolution was then declared adopted by the Chairman.

Resolution No. 15948:

By Hanson:

Awarding contract to Woodworth & Co. for the construction of the So. M Street Bridge in the amount of \$121,703.06 which is determined to be the lowest and best bid.

It was moved by Mr. Anderson that the Resolution be adopted. Seconded by Mrs. Price.

Voice vote was then taken on the Resolution, resulting as follows:

Ayes 7; Nays 0; Absent 2, Mayor Hanson and Mr. Perdue.
The Resolution was then declared adopted by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 16465:

Amending certain sections of the Official Code of the City relating to the Pay and Compensation Plan for the year 1960. Read by title. 400

Mr. George Smith, Assistant City Manager, advised that a Summary of the proposed changes to this Ordinance was prepared by Mr. Stanley Bixel, Director of Personnel, and was sent out to the Council Members with their agenda. All of the changes that were made in this Ordinance were discussed at the time of the passage of the 1960 Budget, he added. The Ordinance was then placed in order of final reading.

Ordinance No. 16466:

Annexing to the City of Tacoma a tract of land in the vicinity of the Cliff House on the westerly side of Marine View Drive in the Brown's Point area. Read by title.

Mr. Anderson asked why the petitioner wishes to annex this property to the City of Tacoma.

Mr. Russell Buehler, Director of Planning, advised that there are many benefits to be derived from being in the city limits, such as fire protection, water, etc., as Mr. Smith, the petitioner, pointed out at the Planning Commission hearing. The Ordinance was then placed in order of final reading.

Ordinance No. 16467:

Annexing to the City of Tacoma a tract of land in the vicinity of Dash Point Water Works Road and the north city limits, Dash Point area. Read by title.

Mr. Buehler advised that this tract of land has been platted and is zoned for a residential development. He said although Dash Point has their own water system, it does not seem sufficient to handle this new area inasmuch as it is up on the hill and the residents do not have an adequate supply. The City has a large water main close to this area, therefore, it will not be difficult to connect to the main. The Ordinance was then placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 16462:

Amending Sec. 3, 4 and 5 of Ordinance No. 14586 relating to the issuance of Electric Plant Revenue Bonds for completing the construction of hydro-electric plants and facilities on the Cowlitz River. Read by title.

Mr. Bratrud stated that he understood there were certain petitions for an amendment to the City Charter being circulated which were to be filed with the City Clerk, which amendment would prohibit the further construction of the Cowlitz Dams. Mr. Bratrud then asked the City Attorney, Mr. McCormick, what effect such petitions would have on the Ordinances in question, providing these petitions were filed with the City Clerk on time, and providing further that the petitions have sufficient signatures to place the proposed amendments on the ballot for a vote by the people.

The City Attorney advised Mr. Bratrud that in his opinion, the petitions would have no effect on the Ordinances, insofar as their passage is concerned. He would state, however, that possibly the petition and the pendency of the amendment to the Charter might have some effect on the salability of the bonds for the financing of the project. He further stated that the petitions in themselves would not have any effect on the Ordinances in question. He further pointed out that even if the petitions were valid on their face and had the requisite number of signatures, that the proposed amendments contained thereon would still have to be voted on by the people at the Municipal election.

Mr. Easterday then asked Mr. McCormick as to what date was the deadline that the petitioners had to file the petitions so that the proposition could be placed on the ballot at the Municipal Election in March.

Mr. McCormick explained that the State Law required that any proposition to be voted on by the people must be submitted to the County Auditor, who is the Supervisor of Elections, for placing on the ballot not less than 45 days before the date of the election at which time the people would be afforded the opportunity to vote on the proposition.

Mr. Easterday then asked what effect this amendment would have on the City in the event the petition filed had sufficient signatures to be placed on the ballot and was approved by the voters at the election.

Mr. McCormick stated that at the present time no petitions were filed with the City Clerk's Office and therefore it would be impossible to determine if such petitions were in proper form, or whether the subject matter of the proposed amendment was a valid and legal amendment that could be submitted to the voters for their approval or rejection. That such an answer to the question would be purely hypothetical and speculative, and further stated, upon the offering and filing of such a petition that his office would then determine whether such proposed amendments should be accepted for filing by the Clerk.

Mr. Bratrud then stated that inasmuch as the proposed petitions were to be filed within the next few days that he would like to postpone action on this Ordinance. He then moved that Ordinance No. 16462 be postponed for one week. Seconded by Mrs. Price.

Mr. Anderson said he did not believe this was the proper approach inasmuch as the Council would be acting on the "anticipation" that the petitions would be filed, and as yet the Council has no concrete evidence on which to base this assumption.

Dr. Humiston agreed with Mr. Anderson, and added that an Ordinance providing for the sale of bonds does not become effective until 30 days after publication, so there would be sufficient time for consideration.

Roll was then taken on Mr. Bratrud's motion to postpone Ordinance No. 16462 for one week, resulting as follows: Ayes 4; Nays 3, Anderson, Goering, Humiston. Absent: Sp. Perdue and Mayor Hanson. The motion was carried.

Ordinance No. 16463:

390

Authorizing the issuance and sale of Special Obligation Bonds of the City of Tacoma in the amount of \$122,500,000 to be known as the "Light and Power Revenue Bonds of 1960" and repealing Ordinance No. 15100 and 15101. Read by title.

Dr. Humiston said that he believes this Ordinance would be of no value unless the Previous Ordinance, No. 16462, was passed.

Mr. Barline, Director of Utilities, advised that both of the Ordinances were dependent on each other and therefore should be considered at the same time, and that both of them merely amend existing Ordinances. He explained that if these Ordinances are not passed, at least by next week, it would affect the timing of the Call for Bids on the Bonds of the Mossyrock and Mayfield Projects since the notices must be published once a week for four weeks before the bonds are sold. He added, if there was a long delay in the passage of these Ordinances, it would mean that the City would lose a year in the construction of the Dam. He further

stated that the Federal Power Commission license requires that the Mayfield Dam be completed and in use by April of 1962 and therefore it is imperative that the Contractors be able to proceed at full speed during this next summer, as most of the construction must be done during the summer months.

Mr. Bratrud then moved that Ordinance No. 16463 also be postponed for one week. Motion seconded by Mr. Anderson.

Mrs. Price said she thought the Ordinance should be postponed for one week inasmuch as there were two Council members absent and she felt they should be able to express their views on the Ordinances before they are passed.

Roll call was then taken on the motion to postpone Ordinance No. 16463 for one week, resulting as follows: Ayes 4; Nays 3, Anderson, Goering, Humiston. Absent 2, Hanson. & The Ordinance was then postponed to December 7, 1959. Perdue.

Ordinance No. 16464:

Providing for the improvement of L I D 2196 for grading and an oil mat surface on So. 8th from Winnifred to Shirley Streets. Read by title and Passed.

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

Mr. Porter said he would like a motion to have the vote on the Airport Ordinance reconsidered. Mr. Porter then moved that the vote on the passage of Ordinance No. 16462 be reconsidered. Seconded by Mr. Easterday. Voice vote was then taken on the motion, resulting as follows: Ayes 7; Nays 0; Absent 2, Perdue and Mayor Hanson. Mr. Porter said in view of the fact that Mayor Hanson and Mr. Perdue were not present at this meeting, and also since they are both interested in the Ordinance, he would ask that further consideration on this Ordinance be postponed until Monday, December 7, 1959.

It was then moved by Mr. Porter that further consideration of Ordinance No. 16462 be postponed until Monday, December 7, 1959. Seconded by Mr. Easterday. Voice-vote was then taken on the motion, resulting as follows: Ayes 7; Nays 0; Absent 2, Perdue and Hanson.

Mr. Perdue coming in at this time, 4:45 P. M.

UNFINISHED BUSINESS:

The Director of Public Works and Director of Utilities presents the assessment rolls for hearing for the following rolls:

496
468 a. L I D 2289 for grading and oil mat surface on North 14th from Huson to Pearl; also North 11th from Orchard to Pearl Street.

410
468 b. L I D 4644 for asphalt paving and storm drainage on certain streets in the area of South 10th to So. 15th from Cedar to Junett Street.

576
466 c. L I D 5287 for Water mains in Pearl Street from 6th Ave. to So. 19th; in Woodlawn from So. 11th to So. 19th; So. 12th, So. 15th, and So. 19th from Woodlawn to Pearl Street;

It was moved by Mr. Perdue that January 12, 1960 be fixed as the date for hearing on the above assessment rolls. Motion seconded by Mr. Anderson. Voice vote was taken on the motion, resulting as follows: Ayes 8; Nays 0; Absent 1, Mayor Hanson.

ITEMS FOR FILING IN THE OFFICE OF THE CITY CLERK:

Report of the Tacoma Transit System for 1958 and 1959.

Report from the Belt Line, Light, and Water Division for the month of October,

NEW BUSINESS:

Dr. Humiston, Vice-Mayor, announced that a new L I D Committee is to be appointed for December, January and February. Those to serve are Mrs. Price, Mr. Perdue and Mr. Anderson.

Mr. Anderson, UGN Chairman, invited the Council members to the Final Report luncheon to be held Monday, December 7th at 12 noon at the U. S. O. Building, So. 13th and Fawcett Avenue. Mr. Anderson asked that the City Clerk make reservations for all Council members who desire to attend, and added that he would submit a report that has been hoped for for many years on the success of the U. G. N. drive.

402

COMMENTS:

Mr. Carlborn again requested an opportunity to hold a meeting with the members of the City Council to discuss the cost of the Cowlitz Dams. He asked that a meeting be set up at 3:00 P. M. Monday, December 7, 1959 in the Conference Room.

51:9

Mr. George Smith, Assistant City Manager, advised that bids were opened this morning on the Ball Park Construction, and for the downtown escalators. Several bids were received on each. The Staff is considering the bids, and as yet no specific information is available; only that the Ball Park bids were a little higher than estimates. In regards to the escalators, several bids were received and the Staff is making an analysis to determine which is the lowest and best bid.

385
395

There being no further business to come before the meeting, upon motion duly seconded and passed, the meeting was adjourned at 5:10 P. M.

HOMER HUMISTON

Mayor of the City Council

Attest: Josephine Stetler
City Clerk