

Monday, November 1, 1954.

Council met in regular session. Present 5; Battin, Goering, Hooker, Jensen, Tollefson. Absent 4; Bratrud for the entire meeting; Humiston and Perdue, taking their seats at 7:48 P. M. and Stojack, taking his seat at 7:45 P. M.

It was moved by Col. Hooker, seconded by Dr. Battin that the minutes of the previous meeting, copies of which had been mailed by the Clerk to each Councilman, be approved and the reading thereof be dispensed with. Motion carried on roll call: Ayes 4; Battin, Goering, Hooker, Tollefson. Nays 1; Jensen, (not voting) Absent 4; Bratrud, Humiston, Perdue and Stojack.

RESOLUTIONS:

Initial Resolution No. 14073. L I D 5242.

By HUMISTON:

Stating intention of Council to order installation of a 12" cast iron water main in Portland Avenue from Longview Street to East 40th Street, thence continuing with and reducing to a 8" cast iron main to the intersection of East 38th Street; creating L I D 5242 and fixing December 7, 1954 as the date for hearing thereon. It was moved by Col. Hooker to suspend Rule 9, seconded by Dr. Battin and carried unanimously on voice vote. The resolution was then adopted without having been read in full. 410

Adopted on roll call November 1, 1954.
Ayes 5; Nays 0; Absent 4; Bratrud, Humiston, Perdue, Stojack.

Resolution No. 14074.

By HOOKER:

Approving participation agreements between the Director of Public Works and Philip Weinstone and Chauncey B. Baxter, abutting property owners, for repair of sidewalks and curbs on west side of Commerce Street from South 23rd to South 24th. It was moved by Col. Hooker, seconded by Dr. Battin 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 November 1, 1954.
Ayes 5; Nays 0; Absent 4; Bratrud, Humiston, Perdue, Stojack.

Resolution No. 14075.

By HUMISTON:

Authorizing proper officers of the City of Tacoma to sell three houses on East N Street at 3601, 3701 and 3705 to the highest bidder, George A. Haddow, for a total of \$1801.50 and house and outbuildings at 3635 East M Street to highest bidder, Zbig Lonczak for \$300.00, which are located on the site of the proposed low service reservoir.

Adopted on roll call November 1, 1954.
Ayes 6; Nays 0; Absent 3; Bratrud, Humiston, Perdue.

Resolution No. 14076.

By JENSEN:

Approving recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding the contract for construction of sanitary sewer, East to D between East 61st and East 62nd- L I D 1929 to Kendall Construction Co. on its

NOV 1 1954

bid of \$1,992.55.

Adopted on roll call November 1, 1954.
Ayes 6; Nays 0; Absent 3; Bratrud, Humiston, Perdue.

Resolution No. 14077.

JENSEN:

Approving recommendation of the Director of Public Works and Board of Contracts and Awards and awarding contract for removal of peat on South 19th Street from Mason Avenue west, constituting Improvement No. 2218 to Woodworth & Co. Inc. on its low bid of \$6,100.00.

Adopted on roll call November 1, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

Resolution No. 14078.

GOERING:

Authorizing and directing the proper officers to make the necessary transfer to accomplish a temporary loan in the sum of \$20,000.00 from the Garbage and Refuse Department Reserve Fund to the Garbage and Refuse Fund.

Adopted on roll call November 1, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

Resolution No. 14079.

GOERING:

Authorizing the Finance Committee to sell \$20,000.00 of the United States Government Bonds held by the Garbage and Refuse Departmental Reserve Fund.

Adopted on roll call November 1, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

Resolution No. 14080.

JENSEN:

Approving recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding contract for the regrading of the intersection of North 14th and Orchard, constituting Improvement No. 2207 to Lige Dickson Co. on its low bid of \$3,923.55.

Adopted on roll call November 1, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

Resolution No. 14081.

JENSEN:

Approving recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding the contract for grading, surfacing, and construction of sidewalks on South Winnifred Street from Sixth Avenue to South 11th Street, constituting L I D's Nos. 2202 and 2203, to Lige Dickson Co. on its low bid of \$8,364.25.

Adopted on roll call November 1, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

FIRST READING OF ORDINANCES:

Ordinance No. 15154.

Amending Ordinance No. 14793 entitled "An ordinance to regulate the loca-

ation 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) Lots 9 to 16, Blk 10 and Lots 17 to 24 Blk 5, Fletcher Heights Addition in "C-1" Commercial District, located on both sides of Sixth Avenue extending from Verde Street easterly). Read by title and placed in order of final reading.

Ordinance No. 15155.

Establishing a set of rules to be followed in employing personnel for the Cowlitz Power Development and the Cushman No. 3 Projects. Read by title and placed in order of final reading.

Ordinance No. 15156.

Authorizing and directing the City Attorney of the City of Tacoma to purchase certain property for the protection of the water supply of the City of Tacoma in the Green River Water Shed. Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 15145.

Appropriating the sum of \$3,803.99 from Cumulative Reserve Fund Public Buildings, for the purpose of paying a part of the cost of the construction of a new fire station. Read in full and passed.

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

Ordinance No. 15146.

Authorizing the proper officers of the City of Tacoma to grant a permit to the Oregon-Washington Railroad and Navigation Company, a corporation, for a telephone line to cross the intersection of South 9th and A Streets and attach to the City of Tacoma Fire Department Station No. 6; and fixing the terms and conditions of such permit. Read by title. It was moved by Dr. Humiston, seconded by Dr. Battin 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; Bratrud.

Ordinance No. 15147.

Relating to health and sanitation; providing for and regulating the collection, removal and disposal of garbage and refuse and dead animals in the City of Tacoma; providing for the handling thereof exclusively by the City through its Public Works Department, Sanitary Division; providing penalties for the violation thereof; repealing Ordinances Nos. 10005 and 13279 and all ordinances and parts of ordinances in conflict herewith. Read by title. It was moved by Dr. Humiston, seconded by Dr. Battin 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; Bratrud.

Ordinance No. 15148.

Authorizing the proper officers of the City of Tacoma to advance the sum of \$1,056.55 to satisfy the judgment entered against the City of Tacoma in the case of City of Tacoma vs. Offner, et al, No. 120323; and providing for the repayment of said amount. Read in full and passed.

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

NOV 1 1954

Ordinance No. 15149. L I D 2215.

320 Providing for improvement of north side of South 14th Street from Alder Street to Cedar Street by grading and construction of cement concrete sidewalks thereon; creating L I D 2215. 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 8; Nays 0; Absent 1; Bratrud.

Ordinance No. 15150. L I D 4541.

Providing for the improvement of South 53rd Street from South D Street to Pacific Avenue by grading, paving, curbs and gutters; creating L I D 4541. Read by title. It was moved by Col. Hooker, 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 8; Nays 0; Absent 1; Bratrud.

Ordinance No. 15151. L I D 2105.

206 Approving and confirming the assessment and assessment roll for cost of the improvement in L I D 2105. 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 8; Nays 0; Absent 1; Bratrud.

Ordinance No. 15152 W. O. Nos . 5977 and 6017.

Approving and confirming the assessment and assessment roll for cost of the improvement consisting of the construction, reconstruction and repair of sidewalks, gutters, curbs and driveways along and across sidewalks and other appurtenances designated as Work Orders Nos. 5977 and 6017. Read by title. It was moved by Dr. Humiston, seconded by Dr. Battin 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; Bratrud.

Ordinance No 15153.

Amending Section 6 of Ordinance No. 15113, entitled: "An ordinance providing for the improvement of Durango Street from South 15th Street to South 17th Street by laying an oil mat thereon; creating L I D No. 2211, etc." (Providing for the issuance of seven year annual installment local improvement bonds for said district.) Read by title. It was moved by Dr. Humiston, seconded by Dr. Battin 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; Bratrud.

UNFINISHED BUSINESS:

The Director of Public Works submitted the assessment and assessment roll for cost of the improvement in Local Improvement District No. 4493. It was moved by Dr. Battin, seconded by Mr. Stojack that December 7, 1954 be fixed as the date for hearing on said roll. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Bratrud.

The L I D Committee submitted report on the hearing on L I D 2213, held on October 19th. A remonstrance of 45.5% had been filed against the improvement and several property owners felt there should be two districts created, as the improvement calls for concrete curbs and gutters on North 28th from Huson to Ferdinand and also grade and oil mat alley between North 28th and North 27th from Huson to Ferdinand. At the hearing Mr. Stojack suggested that the property owners circulate two other petitions, if they wished to divide the district into two projects, and consequently the Committee sustained the remonstrances and ordered the district abandoned, and recommends this action to the Council. It was moved by Dr. Humiston to concur in the recommendation of the L I D Committee to abandon L I D 2213. Motion seconded by Dr. Battin and carried on roll call: Ayes 8; Nays 0; Absent 1; Bratrud. 336

The L I D Committee submitted report on the hearing on L I D 1931- for sanitary and trunk sewers in the area from Tacoma Avenue to McKinley Avenue from South 84th Street to South 96th Street, which was held on October 19th, 1954. The Committee reported that a remonstrance of 53% had been filed against the district at the hearing, and an additional 2.3% had been filed since the date of hearing, bringing the total remonstrance filed to date to 55.3%, the Clerk reported. The Committee recommended that the district be abandoned, and suggested that the Council could re-initiate the improvement at a future date if it so desired. The Council members discussed the situation and it was the consensus that the district should not be abandoned, but that a new hearing date should be set by resolution. It was moved by Dr. Humiston, seconded by Col. Hooker that the City Manager be instructed to have a resolution drawn setting a new date for hearing on L I D 1931 with the understanding that the City Manager arrange to have a meeting with the property owners in the area prior to the hearing before the L I D Committee, so that they may be fully informed about proposed improvement. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Bratrud. 329

It was moved by Dr. Humiston to suspend Rule 7, pertaining to filing of new matter for Council's consideration, in order to consider the following communication and resolutions. Motion seconded by Dr. Battin and carried unanimously.

RESOLUTIONS:

Resolution No. 14082.

By GOERING:

Authorizing a private sale of all right, title and interest of City of Tacoma acquired by and through local improvement district assessments and proceedings for foreclosure for sum of \$359.02 and authorizing execution and delivery to John Mesaros and Mary Ann Mesaros of a local improvement assessment deed covering Lot 10 Block 24, Midway Addition (located at 7039 South L Street).

Adopted on roll call November 1, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

Resolution No. 14083.

By TOLLEFSON:

Confirming the reappointment of Kenneth A. Roegner as a member of the City Planning Commission for the term June 30, 1960.

Adopted on roll call November 1, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

COMMUNICATION:

A. F. Swanson, stating that at the time he purchased some property from the County in 1951 at No. 43rd and No. 44th between Villard and Baltimore he was told verbally by City officials that it would be necessary for him to run a 2" galvanized main

main from Orchard Street to this property in order to get water, which he did; that now when he is ready to build five houses on North 44th Street the Water Department tells him he will have to put in a new 6 inch cast iron main from Orchard, the cost of which will be prohibitive for only five new homes; and calling attention to another home built in this area which was able to get water from Orchard Street with only a 3/4 inch line; and stating that he is bringing this to the attention of the Council in the hopes that some recommendation will be made to the Water Department as unless the City will modify its ruling it will force him to return this property to the County. A report on this matter from John N. Stenger, Engineer of the Water Department, was read for Council's information. It was pointed out that water is badly needed in this area for fire protection purposes, and several methods of meeting this need were discussed. It was the consensus that the final disposition should be left to Mr. Backstrom to determine whether a larger Local Improvement District should be initiated or whether the water line should be installed entirely by Mr. Swanson on his property. It was then moved by Mr. Jensen, seconded by Col. Hooker that the letter be referred to the City Manager for final disposition. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Bratrud.

Mr. Backstrom, City Manager, reported to Council that he had received a communication from Dr. C. R. Fargher, Director of Health, regarding the hiring of Mr. Jean Joseph Baget who is desirous of analyzing the operation of the Tacoma-Pierce County Health Department for his Master's thesis in Public Administration. Mr. Baget has looked into the operation of the Tacoma-Pierce County Health Department and has determined that it meets the needs for his thesis in that it presents a live administrative situation. In performing this service, Mr. Baget would give two days a week to this project, one of which will be spent in the jurisdiction of the Health Department and the other in research work at the University of Washington, and would extend over a period of seven months. For this work Mr. Baget requests payment at the rate of \$15.00 per day, which would include travel expenses, the total cost not to exceed \$900.00. This thesis will include an examination of the reporting activities of the department, an inventory of reports, forms and related records and would identify the basis and type of present health services, and permit an administrative analysis of present operations and functions. Mr. Baget's proposal was discussed at length by the Council members. Mr. Perdue stated that in his opinion, it would be better to wait on this matter until after the "Independent Auditors" report has been handed to the Council, which he understands is to be next week. A great deal of the information mentioned for Mr. Baget's survey will be contained in this report, and it would be unnecessary to duplicate this work, he added. After further discussion by the Council, it was decided to have Mr. Backstrom present this request again after the Independent Audit has been completed and handed to the Council.

City Attorney Boyle presented a copy of a proposed ordinance relating to the keeping, harboring and treatment of dogs and other animals, which had been requested by Council at last week's meeting. Mr. Marshall McCormick, Assistant City Attorney, explained this ordinance fully to the Council and after a short discussion, it was decided to hold the proposed ordinance for further study by the Council.

Upon motion, duly seconded and carried, Council then adjourned at 9:45 P. M.

H. M. TOLLESON

President of City Council.

Attest:

Josephine Melton
City Clerk.