

COUNCIL CHAMBER 7:46 P. M.

Tuesday, July 5, 1955

Council met in regular session. Present 7; Goering, Hooker, Humiston, Jensen, Perdue, Stojack and Tollefson. Absent 2; Battin and Bratrud.

It was moved by Col. Hooker, seconded by Mr. Stojack 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 7; Nays 0; Absent 2, Battin, Bratrud.

Mayor Tollefson announced that members of the Utility Board were present to advise Council of the status of the Mayfield and Mossyrock Dam projects to date, and asked Council's permission to suspend the regular order of business in order to discuss the matter at this time. It was moved by Col. Hooker, seconded by Mr. Stojack to suspend Rule 7 in order to discuss the Cowlitz development. Motion carried unanimously, Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Mayor Tollefson said he felt that the Council should be brought up to date as to our position on the Mayfield and Mossyrock Dam projects and what the feeling is of the Utility Board and the legal counsel about proceeding with the projects as of this date. He then called upon Mr. Thomas Anderson, Chairman of the Utility Board and asked him to explain in detail the steps that had been taken and other pertinent facts relative thereto.

Mr. Anderson explained the various steps that had occurred in the last few years, from the original application to the Federal Power Commission for a license to build the Mayfield and Mossyrock Dams up to the present Restraining Order recently issued in the Thurston County Superior Court. He added that the recent restraining order on the actual Mayfield and Mossyrock construction was no surprise to the Utility Board, and explained that recently while in Washington D. C. a representative of the State of Washington Attorney General's Office stated that they would do everything in their power to harass, hinder and prolong the Cowlitz project. He then suggested that Mayor Tollefson call a "high-level" conference, and invite the Governor and other State Officials to discuss the Cowlitz Projects and to work out differences.

Mayor Tollefson explained that he had tried on several occasions to meet with the Governor, but was not able to arrange for such a meeting.

Mr. Barline, Director of Utilities advised Council that the Fish and Game Departments are not in favor of these Dams as they claim they would harm the fishing grounds of the Cowlitz, and that a Fish Hatchery, now located in what will be the reservoir area, will be flooded, and that the navigability of the Cowlitz will be harmed. Mr. Barline added that he had received a letter from the New York Bonding Company who advised that the recent restraining order would not affect the validity or the sale of the bonds.

After a discussion and question period by the Council members, it was moved by Dr. Humiston that Mayor Tollefson be empowered to call a "high level" conference, including the Governor of the State of Washington, Attorney General, Fish and Game Officials, State Power Commission Officials and members of the Light Department to be present to see if we can resolve the differences and get the

project under way without further litigation. Motion seconded by Col. Hooker and carried unanimously on voice vote. Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Mr. Wabter Gordon, Tacomas member of the Washington State Power Commission was present and was asked by Mayor Tollefson to speak on the Cowlitz project. Mr. Gordon stated that the Cowlitz project is vitally needed in the Pacific Northwest and urged the City to proceed with the project. He said he had been interested in this project for many years, and added that he would be glad to be of assistance whenever possible.

Order of business reverted to:

RESOLUTIONS:

Resolution No. 14311:

L I D 2163:

By JENSEN:

Stating intention of Council to order grading and oil mat upon an alley between McArthur and Meyers Streets and extending from South 8th to South 10th Streets, assessment to include the cost of acquisition of any necessary right of way to complete the same creating L I D 2163 and fixing August 2, 1955 as the date for hearing thereon. It was moved by Dr. Humiston to suspend Rule 9, seconded by Mr. Perdue and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

Adopted on roll call July 5, 1955

Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14312:

L I D 4559:

By JENSEN:

Stating intention of Council to order grading to the established subgrade and placing thereon an asphaltic concrete pavement on Shirley Street from North 26th Street to the north line of Nelson's Second Addition, creating L I D 4559 and fixing August 2, 1955 as the date for hearing thereon. It was moved by Dr. Humiston, seconded by Cpl. 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 July 5, 1955

Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Initial Resolution No. 14313:

L I D 1945:

By JENSEN:

Stating intention of Council to order laying of sanitary sewers or local sewers from the existing sewer at South 19th Street and State Street west to the alley between State and Trafton Streets, thence south in said alley 415 feet; also a stub line extending approximately 65 feet west on South 19th Street from the alley; creating L I D 1945 and

and fixing August 2nd, 1955 as the date for hearing thereon. It was moved by Mr. Jensen, seconded by Mr. Perdue to suspend Rule 9 and carried unanimously on voice vote.

Adopted on roll call July 5, 1955

Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14314:

By PERDUE:

Approving the settlement of the claim of T. V. Burrington in the sum of \$1613.25 and authorizing the City Attorney to direct payment in said amount out of the Sundry Injuries and Damages Fund (for a fall on a wooden sidewalk 50 feet south of the intersection of Puyallup Ave. and East L Street, in which he broke his left leg).

Adopted on roll call July 5, 1955

Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14315:

By GOERING:

Authorizing proper officers of the City to secure for the Civil Defense Department radiological instruments to be distributed to the Health, Fire, Police and Public Works Departments at a sum not in excess of \$2,100.00; and authorizing proper officers of the City to purchase for the Legal Department one adding machine at a cost not to exceed \$452.00; payment for the cost of the acquisition of said equipment to be paid from Cumulative Reserve Fund Capital Outlay.

Adopted on roll call July 5, 1955

Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14316:

By BATTIN:

Authorizing the Director of Public Works to approve on behalf of the City the following Change Order to the Contract dated October 26, 1954 between the City and G. Kirkebo and Son. (Fire Station at 3471 So. 35th Street); 1, furnishing and installation of door locks; 2, front court paving in lieu of blacktop; and 3, revised clerestory light sizes; at a total additional cost of \$335.00, same to be expended from Cumulative Reserve Fund for Capital Outlay for Municipal purposes. It was moved by Col. Hooker, seconded by Dr. Humiston to suspend Rule 9, and carried unanimously on voice vote.

Adopted on roll call July 5, 1955

Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14317:

By JENSEN:

Approving recommendation of the Director of Public Works and Board of Contracts and Awards and awarding contract for asphalt paving, concrete curb and gutter and storm sewer on Huson Drive from Moorlands Drive to South 16th

Street, DFD 4543 to Woodworth and Co., Inc., on its low bid of \$23,159.05. It was moved by Col. Hooker to suspend Rule 9, Seconded by Dr. Humiston and carried unanimously on voice vote.

Adopted on roll call July 5, 1955
Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14318:

By HUMISTON:

Approving recommendations of the Board of Contracts and Awards and the Public Utility Board and awarding contracts to Aaberg Fuel Co. and Griffin Fuel Co. for furnishing certain oils at the firm prices herein indicated. It was moved by Dr. Humiston, seconded by Mr. Perdue to suspend Rule 9, and carried unanimously on voice vote.

Adopted on roll call July 5, 1955
Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14319:

By HUMISTON:

Authorizing a temporary loan in the sum of \$18,000 from the General Fund to the Garbage and Refuse Fund to be repaid not later than Dec. 31, 1955. (unpaid balance due to the State of Washington Tax Commission for the operation of the garbage Utility). It was moved by Col. Hooker, seconded by Dr. Humiston to suspend Rule 9 and carried unanimously on voice vote.

Adopted on roll call July 5, 1955
Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14303: (Laid over to this date on June 27th, 1955)

By HUMISTON:

Confirming and approving action of the Public Utility Board in awarding Cowlitz Power Development Bonds, Series A 1954, in sum of 15 million dollars, to Halsey, Stuart & Co., Inc. and Associates on their bid in a total sum of \$14,727,000.00 with a net interest rate of 3.021994. It was moved by Col. Hooker, seconded by Dr. Humiston to suspend Rule 9, and carried unanimously on voice vote.

Adopted on roll call July 5, 1955
Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Resolution No. 14304: (Laid over to this date on June 27th, 1955)

By HUMISTON

Authorizing the Department of Public Utilities, Light Division, to proceed with

the installation of a 4th generating unit in the Mayfield Powerhouse (three generating units with a provision for installation of a 4th unit provided by Ord. No. 14386.)

Adopted on roll call July 5, 1955
Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

FINAL READING OF ORDINANCES:

Ordinance No. 15371:

Amending Ordinance No. 14793, Zoning Ordinance, by adding thereto a new section to be known as Section 12G (including property located at the south west corner of South 30th and Lawrence Streets in "M-1" Light Industrial District.) 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 7; Nays 0; Absent 2, Battin, Bratrud.

Ordinance No. 15372: L I D 2234.

Providing for the improvement of the alley between North Huson and North Orchard Streets from North 37th Street to North 38th Street by grading and oil mat surfacing; creating L I D 2234. Read by title. It was moved by Dr. Humiston to suspend Rule 9, seconded by Col. Hooker 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, Bratrud.

Ordinance No. 15373: L I D 2229:

Providing for the improvement of South 53rd Street from South Alaska Street to Wilkeson Street by grading, oil mat surfacing and construction of concrete sidewalks; creating L I D No. 2229. Read by title. It was moved by Dr. Humiston to suspend Rule 9, seconded by Col. Hooker 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, Bratrud.

Ordinance No. 15374: L I D 4552:

Providing for the improvement of South L Street from South 43rd Street to South 45th Street by grading, asphalt surface, curbs and gutters; creating L I D 4552. Read by title. It was moved by Dr. Humiston to suspend Rule 9, motion seconded by Col. Hooker 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, Bratrud.

Ordinance No. 15375: L I D 1881:

Approving and confirming the assessment and assessment roll for the cost

of the improvement in L I D 1881. 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, Bratrud.

Ordinance No. 15376: L I D 2214:

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 2214. Read by title. It was moved by Dr. Humiston seconded by Mr. Jensen 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, Bratrud. 59

Ordinance No. 15377:

Vacating that portion of North 17th Street lying between North Lawrence Street and a point 151 feet east on said North 17th Street, or to the east boundary of the College of Puget Sound, described as follows: the north 15 feet and the south 15 feet of North 17th Street lying between North Lawrence Street and a point 151 feet east therefrom; and retaining and reserving to the City of Tacoma certain easements therein for the construction, repair and maintenance of Public Utilities and services. Read by title. It was moved by Dr. Humiston, seconded by Mr. Jensen to suspend Rule 9 and carried unanimously on voice vote. Mr. Boyle, City Attorney announced that the Attorney for the College of Puget Sound contacted him and requested the final passage of Ordinance No. 15377 be delayed until July 25th, as several members of the Board of Trustees of the College were out of town and would like to be present when the Ordinance is passed. As a result of this request, it was moved by Dr. Humiston, seconded by Mr. Perdue to postpone action on Ordinance No. 15377 till July 25th, 1955. Carried on roll call Ayes 7; Nays 0; Absent 2, Battin, Bratrud. 123

Ordinance No. 15378: L I D 5249:

Providing for the construction of a 6-inch cast iron watermain in James Street from North 17th Street to a point approximately 335 feet south of the south line of North 11th Street; and in North 11th Street from Harmon Street to James Street; creating L I D 5249. 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. 66 330

Roll call: Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Ordinance No. 15379: L I D 2235:

Providing for the improvement of James Street from North 17th Street to approximately 300 feet south of North 11th Street, by grading and placing thereon a gravel and crushed rock oil mat; creating L I D 2235. Read by title. It was moved by Dr. Humiston, seconded by Col. Hooker to suspend Rule 9, and carried unanimously on voice vote. The ordinance was then passed without having been read in full. 67 439

Roll call: Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

UNFINISHED BUSINESS:

This being the date fixed by Resolution No. 14275, adopted on June 6, 1955 for hearing on petition of Tacoma School District No. 10 (1-13-55) for vacation of South 7th Street from Ainsworth Avenue to Grant Avenue and the alley between Ainsworth Avenue and Grant Avenue, from a point 75 feet south of South 7th Street to a point 50 feet north of South 7th Street, the Clerk reported the posting of the notices required by law and the filing of an affidavit of such posting. Also reported that a fee of \$50.00 had been paid by the petitioners, and read a memorandum from the Department of Public Works, stating that no appraisal fee was required in this instance, as the proposed vacation is to be used for school purposes and it has been the policy not to appraise vacated property used in this manner. The Clerk reported that remonstrances had been filed with the City Planning Commission for their hearing May 17, 1955, and that a letter had been received from the City Planning Commission advising that at their meeting of May 17th, the Commission recommended approval of the petition for vacation of South 7th Street from South Ainsworth to South Grant Avenue, and portions of intersecting alleys, conditional upon final agreement by the School District to the requirements of the various City Departments, set forth in their recommendations, and that the approval is also conditional upon the School District paving the new alley portions which will replace the existing alley outlets. Mr. Robert Craso, residing at 1521 Sixth Avenue was present protesting the vacation of the aforementioned South 7th Street. Mr. Craso presented maps for the perusal of the Council members and presented facts related thereto. After study and discussion by the Council, it was recommended that the hearing be continued to July 18th for further investigation by the Council. Therefore, it was moved by Mr. Jensen, seconded by Mr. Perdue to continue the hearing for two weeks (to July 18th). Ayes 6, Nays 1, Stojack; Absent 2, Battin, Bratrud.

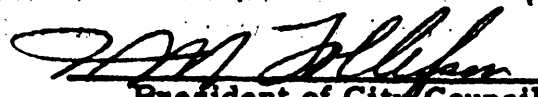
NEW BUSINESS:

Mayor Tollefson reported that it had come to his attention that the term of Elmer Alskog (Planning Commission) had expired and he would like permission of Council to make a reappointment at this time.

It was moved by Col. Hooker, seconded by Dr. Humiston that Rule 7, relative to filing of new matter for Council's consideration, be suspended to make this reappointment at this time, and carried unanimously on voice vote.

Mayor Tollefson then reappointed Elmer Alskog as a member of the City Planning Commission for a six year term expiring June 30, 1961. It was moved by Dr. Humiston, seconded by Mr. Jensen to approve and confirm the reappointment of Elmer Alskog to the City Planning Commission. Motion carried on roll call: Ayes 7; Nays 0; Absent 2, Battin, Bratrud.

Upon motion, duly seconded and carried, Council then adjourned at 9:27 P. M.


President of City Council

Attest: 
City Clerk