

DEC 3 1956

COUNCIL CHAMBER, 7:30 P. M.

Monday, December 3, 1956.

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

It was moved by Mr. Perdue, seconded by Mr. Bratrud, that the minutes of the meetings of November 19th and November 26th, 1956, copies of which had been mailed by the Clerk to each Council member, be approved and the reading thereof be dispensed with. Motion carried on roll call; Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

PETITIONS:

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Morley Brotman, et al, for rezoning to a C-2 District property at South 19th and Mason Avenue. Referred to City Planning Commission.

RESOLUTIONS:

Resolution No. 14827.

By GOERING:

Approving recommendations of Board of Contracts and Awards and Public Utility Board and awarding to Mike Petrie, d/b/a Center Street Service, the contract for furnishing passenger tubes and tires and truck tubes for 6 months period from December 1, 1956 to May 31, 1957, in an approximate amount of \$4800.00; and awarding contract to Wested Tire Co. for furnishing truck and grader tires for the same period in approximate amount of \$7,200.00.

Adopted on roll call December 3, 1956.
Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

Resolution No. 14828.

By STOJACK:

Authorizing execution of a revocable permit granting B. T. Sjoboen and E. O. Sjoboen a right, license and privilege to use a portion of the City gravel pit in the vicinity of South 80th and Sprague Avenue for ingress and egress to and from their adjacent gravel pit.

Adopted on roll call December 3, 1956.
Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

Resolution No. 14829.

By Goering:

Authorizing City Attorney to settle claim of Rose Berry for \$615.00, for injuries sustained when she fell on a sidewalk in the 1400 block on South 40th Street. Dr. Battin raised the question as to whether or not some action could be taken so that the provisions of the State Statutes covering the City's responsibility for sidewalk repairs and liability for damages would be less stringent. Mr. McCormick advised that in order to accomplish this it would be necessary to have the State Legislature amend the law. Mr. Jensen reported that the City of Olympia makes property owners responsible after notice of a defect in the sidewalk has been given them by City Officials. City Manager Rowlands was requested to obtain more definite information as to how this matter is handled by the City of Olympia and make a report of same to the Council. Roll was then called on the adoption of the resolution.

Adopted on roll call December 3, 1956.
Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

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Resolution No. 14830.

By HUMISTON:

Authorizing proper officers to sell one Model #105 Northwest Excavator (used) with attachments to Northwest Pipe and Salvage Co. for \$4,289.89.

Adopted on roll call December 3, 1956.
Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

FIRST READING OF ORDINANCES:

Ordinance No. 15750.

Prohibiting smoking or carrying lighted cigars, cigarets or pipes in elevators; requiring the posting of "No Smoking" signs therein; declaring any violation a misdemeanor; and providing penalties therefor. Read by title and placed in order of final reading.

Ordinance No. 15751.

Adopting the pay or compensation plan as contemplated by Section 6.9 of the City Charter; prescribing the salaries to be paid to nonelective officers and employees of the City; and repealing Ordinance Nos. 15106 and all amendments thereto. Read by title. Mr. Rowlands explained that this ordinance represents the changes discussed during budget hearings. There may be a few minor changes necessary before the ordinance is passed and these will be submitted to Council prior to next Monday's meeting, he stated. They would like to have the ordinance passed as soon as possible, as it goes into effect the first of the year, Mr. Rowlands added. The ordinance was placed in order of final reading.

Ordinance No. 15752.

Controlling the discharge of the contents of Septic tanks, cesspools and chemical toilets into the municipal sewer system; establishing charges for such disposal; declaring any violation a misdemeanor; providing penalties therefor; and repealing Ordinance No. 15137. Read by title and placed in order of final reading.

Ordinance No. 15753-

Amending Ordinance No. 14793- ZONING ORDINANCE- by adding a new section to be known as Section 9M. (C-2 District southwest corner of South 11th and Sheridan. Petition of O. B. Brown, et al- 10-29-56). Read by title, and placed in order of final reading. Mr. Buehler of the Planning Staff submitted a sketch of the area. The Planning Commission has initiated a hearing to make the balance of the Block also a C-2 district which will be held on December 18th. However since Mr. Brown is desirous of starting construction as soon as possible, the Commission recommended that his property be rezoned immediately, Mr. Buehler added.

FINAL READING OF ORDINANCES:

Ordinance No. 15746.

Authorizing the Department of Public Utilities, Light Division, to interchange surplus power with generating utilities and establishing rate of payment therefor. Read by title and passed.

Roll call: Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

Ordinance No. 15747.

Authorizing and directing the City Attorney of the City of Tacoma to purchase

and/or institute and prosecute an action in the Superior Court of the State of Washington for Pierce County for purpose of acquiring a tract of land for the construction of a substation for the City of Tacoma. (In the Peninsula Area approximately 2 1/2 miles northwest of the west end of the Narrows Bridge.) Read by title and passed.

Roll call: Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

Ordinance No. 15748.

Vacating all of North Starr Street lying between Blocks 74 and 75 of Tacoma Tide Lands and extending from the Northerly line of Ruston Way to the Inner Harbor Line. Read by title. It was reported that the deed conveying to the City the 100' strip abutting McCarver Street had not been received from United Power Control Corporation (formerly Pacific Oerlikon Co.) although a letter from Keith Callow, Attorney for the Company, stating that the deed had been drawn and forwarded to Vice President for signing, had been sent to the City Clerk. It was moved by Mr. Stojack, seconded by Dr. Battin to postpone the ordinance for one week to December 10th, 1956. Motion carried on roll call: Ayes 7; Nays 0; Absent 2; Humiston, Tollefson. 70
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Ordinance No. 15749.

Vacating plats, portions of plats and all streets, avenues and alleys within the Port Industrial Development District described herein. Read by title. Mr. Rowlands advised that he had delegated the City Planning Department to write to the Port of Tacoma, asking them for a letter of intention relative to deeds and right of ways for future development of the Tide Flats, as requested by Council on November 19th, but this had not been received as yet. Mr. Buehler reported that he had received a letter from the Port Authorities stating their next meeting was on December 4th, at which time the Council's request would be given consideration. The matter was discussed and Mr. Bratrud said he felt the ordinance should be passed immediately as a delay might jeopardize the sale of the property covered by this vacation. Mr. Stojack said he could see no reason for postponing the ordinance, since the Port has always been very cooperative in granting right of ways in the past. Roll was then called on the passage of the ordinance, resulting as follows: 67

Roll call: Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

UNFINISHED BUSINESS:

The Director of Utilities submitted the assessment roll for L I D 5263 watermains in North Orchard from North 9th to North 11th; in Villard from North 9th to Dahl Drive; in Bennett, in North 10th, in Dahl Drive, in North 8th, in North 9th and in North 11th. It was moved by Mr. Perdue, seconded by Dr. Battin that January 2, 1957 at 7:30 P. M. be fixed as the date for hearing on this assessment roll. Motion carried on roll call: Ayes 7; Nays 0; Absent 2; Humiston, Tollefson. 47: 342
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This being the date fixed by Resolution No. 14815, adopted by the Council on November 5, 1956, for hearing on petition of Joseph McGhee, et al (8-21-56) requesting the City to vacate the alleys in Acme Addition located between Hosmer and Alaska Streets from South 48th Street to Thurston 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 that no remonstrances had been filed against the proposed vacation. A sketch showing the proposed vacation, which had been prepared by the City Planning Staff, was handed each Council member. Mr. Buehler reported that neither the Public Utilities or Public Works Departments had any objections to the granting of the petition, and that the Planning Commission recommended approval of the vacation. No remonstrators appearing, it was moved by Mr. Stojack, seconded by Mr. Perdue 60
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that the petition be granted and the City Attorney directed to prepare the necessary ordinance to vacate the alleys as requested. Motion carried on roll call: Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

This being the date fixed by Resolution No. 14814, adopted by Council on November 5, 1956, for hearing on petition of Plesmel Investment Co., et al (7-20-56) for vacation of the west 4 feet of Chandler Street between South Tacoma Way and the Northern Pacific Railroad right of way, 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 that no remonstrances had been filed against the proposed vacation. A sketch showing the proposed vacation, which had been prepared by the City Planning Staff, was handed each Council member. Mr. Buehler reported that in preparing plans for paving of Chandler Street, the Public Works Department survey showed that the Rowland-Pontiac Building was 4' on the Chandler Street right of way and the proposed vacation is for the purpose of remedying this situation. He also reported that the Public Utilities Department has no objection to the vacation and the Public Works Department recommended that the petitioners dedicate to the City the west 4' of their property to increase the alley from 16' to the normal 20' and that the City Planning Commission approved the petition, subject to the dedication requested by Public Works, which was acceptable to the petitioners. No remonstrators appearing, it was moved by Mr. Stojack, seconded by Mr. Perdue, that the petition be granted and the City Attorney directed to prepare the necessary ordinance to vacate the portion of the street as requested. Motion carried on roll call: Ayes 7; Nays 0; Absent 2; Humiston, Tollefson.

Items received for filing in the Office of the City Clerk:

- (1) Department of Public Utilities, Light Division, report for month of September, 1956;
- (2) Tacoma Transit Company- report for October and for six months of 1956;
- (3) City Manager- comparative report of Government expenditures and receipts from 1945 to 1955, in compliance with request of Councilman Tollefson on November 13, 1956.

Mayor Anderson stated that since two of the Council members who attended the A. M. A. Convention in St. Louis (Dr. Humiston and Mr. Tollefson) are absent tonight, he would have the reports on this meeting given at next Monday's session. Many cities have groups of citizens working for the common benefit of the community, and he is going to attempt to inaugurate something of this nature in Tacoma, Mayor Anderson added.

A large number of Northeast Tacoma residents were present at the Council meeting. Mrs. Roy Cochrane, Chairman of Northeast Tacoma Improvement Club Auxiliary, acted as spokesman for the group, and stated they were present to urgently request the construction of a fire station either in Northeast Tacoma or on the Boulevard to Brown's Point. She stated that this fire station has been recommended by fire insurance underwriters for the past three years. Mr. C. H. Vernam and Mrs. Carlson also stressed the need of adequate fire protection in this area before a real tragedy occurs. Mayor Anderson promised that the City would get to work on this problem immediately and asked the City Manager to make a survey of the need for this fire station and the cost of constructing and equipping same, and report back to Council at his earliest convenience.

Upon motion, duly seconded and carried, Council adjourned at 8:22 P. M.

John H. Anderson
President of City Council.

Attest:

Josephine Nelson
City Clerk.