

DEC 6 1954

COUNCIL CHAMBER, 7:30 P.M.

Monday, December 6, 1954.

Council met in regular session. Present 7, Battin, Bratfud, Goering, Humiston, Jensen, Perdue, Stojack. Absent 2; Hooker, Mayor Tollefson. In the absence of the Mayor, Mrs. Goering, Vice-chairman of the City Council, presided.

It was moved by Dr. Battin, seconded by Dr. Humiston, 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 7; Nays 1; Jensen (not voting). Absent 2; Hooker, Tollefson.

RESOLUTIONS:

Resolution No. 14107.

By Humiston:

Authorizing private sale for \$20.00 in cash of property located at North 21st and North 19th and Bennett Streets to Westgate Inc. and directing execution and delivery of a local improvement assessment deed to said purchasers.

Adopted on roll call December 6, 1954.
Ayes 7; Nays 0; Absent 2; Hooker, Tollefson.

Resolution No. 14108.

By HUMISTON:

Authorizing private sale for \$10.00 in cash of property located at 6th Avenue and Woodlawn, 6th Avenue and Highland and 6th Avenue and Winnifred to B. W. Nash Estate and directing execution and delivery of a local improvement assessment deed to said purchasers. It was moved by Dr. Battin 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 December 6, 1954.
Ayes 7; Nays 0; Absent 2; Hooker, Tollefson.

Resolution No. 14109.

By THE COUNCIL:

Extending heartfelt sympathy and condolences to Frank Stojack and to all members of the family of his deceased mother, Mrs. Zophia Stojack.

Adopted on roll call December 6, 1954.
Ayes 7; Nays 0; Absent 2; Hooker, Tollefson.

Initial Resolution No. 14110. L I D 4548

By JENSEN:

Stating intention of Council to order grading to the established subgrade and placing thereon a cement concrete pavement, including curbs on South 46th Street from

Ark Avenue to South G Street; creating L I D 4548 and fixing January 4, 1955 as the date for hearing thereon. It was moved by Dr. Humiston to suspend Rule 9. Motion seconded by Dr. Battin and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

Adopted on roll call December 6, 1954.
Ayes 7; Nays 0; Absent 2; Hooker, Tollefson.

Resolution No. 14101 (Laid over to this date on November 29th in accordance with Council Rule 10)

THE COUNCIL:

Amending Rule 1 of the Council Rules, adopted by Resolution No. 13657, to read as follows: The Regular meetings of the City Council shall be held in the Council chamber of the City Hall at 7:30 P. M. on Monday of each week; if Monday of any week be a legal holiday, the regular meeting of that week shall be held at 7:30 P. M. on the first business day following in place of Monday.

Adopted on roll call December 6, 1954.
Ayes 7; Nays 0; Absent 2; Hooker, Tollefson.

FIRST READING OF ORDINANCES:

Ordinance No. 15177.

Appropriating from the Sewer Utility Fund the sum of \$12,000.00, or so much thereof as may be necessary, for the payment of salaries and wages in excess of those provided for in the annual budget for the year 1954; and declaring an emergency making said appropriation and the passage of this ordinance necessary. Read by title and placed in order of final reading.

Ordinance No. 15178.

Appropriating from Garbage and Refuse Fund the sum of \$45,000 for the payment of salaries and wages in excess of those provided for in the annual budget for the year 1954; and declaring an emergency making said appropriation and the passage of this ordinance necessary. Read by title and placed in order of final reading.

Ordinance No. 15179.

Authorizing the execution and delivery of an agreement between the City of Tacoma and the State of Washington, State Highway Commission, concerning the maintenance by the City of Tacoma of the landscaped area adjacent to the east end of the Tacoma Narrows Bridge; and prescribing the terms of said agreement. Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 15171.

Amending Ordinance No. 14793 entitled: "An ordinance to regulate the location and use of buildings and the use of land within the City of Tacoma; to limit the height of buildings; to prescribed building areas and lines, and the size of yards and other open spaces and for these purposes to divide the City into districts; etc." Adding thereto a new section to be known as Section 9D. Read in full and passed. (2 Commercial District, property located at South 40th and Yakima Avenue.)

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

Ordinance No. 15172.

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, under the right of eminent domain, for the condemnation and acquisition in fee simple of certain tracts or parcels of land for the purpose of acquiring a right of way for a street, and the further acquisition of slope rights on other property immediately adjacent to said street, in the vicinity of South Lawrence Street between South 30th and South 29th Streets; and providing for the payment therefor. 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 7; Nays 0; Absent 2; Hooker, Tollefson.

Ordinance No. 15173.

Amending Section 62g of Ordinance No. 14892, entitled: "An ordinance to provide for licensing and regulating the operation of certain devices, vehicles and things, and the carrying on of certain businesses, callings, professions, trades, occupations and activities in the City of Tacoma; to provide for the suspension and revocation of licenses issued; to establish license fees; to provide a penalty for the violation hereof; etc." (GENERAL LICENSE Ordinance- Sec. 62g- Identification -Taxicabs, limousine and charter service). Read by title. It was moved by Dr. Humiston to suspend Rule 9, seconded by Mr. Perdue 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; Hooker, Tollefson.

Ordinance No. 15174.

Authorizing the execution and delivery of an agreement between the City of Tacoma and the Metropolitan Park District of Tacoma; providing for a grant by the City of not to exceed \$250,000 to the Park District, necessary to provide for continuous operation, maintenance and improvement of the park system during the year 1955; and prescribing the terms of said grant. 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; Hooker, Tollefson.

Ordinance No. 15175.

Amending Ordinance No. 13931 entitled: "An ordinance increasing and establishing certain revolving fund advances for use in the payment of current and incidental expenses in connection with the operation of various offices in the Department of Public Utilities; and authorizing the Director of Finance to issue a warrant or warrants on the Light Fund for the purpose of so increasing and establishing said funds to a total of \$1215.00" by increasing the Revolving Fund Advance of the Light Division, Chief Accountant, to a total of \$5000.00; and authorizing the Director of Finance to issue a warrant or warrants on the Light Fund in the sum of \$2000.00 for said purpose. Read by title. It was moved by Dr. Humiston to suspend Rule 9. Motion seconded by Mr. Perdue 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; Hooker, Tollefson.

Ordinance No. 15176.

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 Lewis County or the U. S. District Court, Western District of Washington,

southern Division, under the right of eminent domain, for the purpose of providing a site for the location of a dam and to provide a reservoir area for the Mayfield Dam and a reservoir area for the Mossyrock Dam. Read by title. It was moved by Dr. Humiston to suspend Rule 9, seconded by Mr. Bratrud and carried unanimously. The ordinance was then passed without having been read in full.

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

UNFINISHED BUSINESS:

This being the date fixed by Resolution No. 14086, adopted by the City Council on November 15th, 1954, for construction, reconstruction and repair of certain sidewalks, gutters, curbs and driveways across sidewalks, as set forth therein, the Clerk reported that Resolution No. 14086 had been published twice, ie. November 22 and 29, 1954 and that an affidavit of publication had been filed. Also reported that notices to property owners had been mailed out by the Public Works Department on November 19th, 1954. Mr. L. P. Staman, Director of Public Works, Mr. Harry Wickstrom, Engineer, and Mr. Robert Anderson, Engineer, were present to answer questions and explain the project to those interested.

It was stated by Mr. Staman that it is the intention of the Department to let the contract for this work soon and that the job will be completed during January, February and March, as experience has shown they will receive a better and lower bid during this off-season. Mr. Staman also stated that upon the conclusion of the hearing tonight, they recommend the hearing be continued for one week to allow the Department time to visit the locations in question and to contact the remonstrators. He read a very comprehensive Brief on the sidewalk and curb repair work contained in Resolution No. 14086 for the information of Council members and property owners. This brief, copies of which had previously been distributed to Council Members, was divided into sections, giving the general outline of facts, the policy for sidewalk and curb repair program, a copy of the notification sent to property owners, and a map indicating area of work, and each section was discussed fully and questions from the Council were answered by Mr. Staman and his engineers.

Modifications recommended by the Department of Public Works based on contact with property owners prior to the hearing, totaling 30, were also submitted to each member of the Council for consideration at the hearing.

The following property owners, who were present, were given a hearing by the Council and an opportunity to protest or receive information: (1) Thomas Duncan (property listed to Jessie Duncan) 1003 South 59th Street; (2) Wm. C. Miller, 5002 South L Street (modified recommendation of department and now acceptable to Mr. Miller); (3) Mr. and Mrs. Philip S. Prince, 1007 South 64th Street; (4) Jack Logan, 5002 South L Street (his property was eliminated from the project in modification recommendation); (5) Harry L. Thompson, 4944 North Visscher (new walk); (6) Clarence Wilson, 5416 South K Street; (7) A. R. Van Atta, 4941 North Defiance (new walk); (8) Robert D. Cooley, 1030 South 60th, also speaking for A. J. Overman, 1026 South 60th and Walter R. Canedy, 1022 South 60th, his neighbors; (9) Clifford Duvall, Hillsdale Lumber Co., 628 East 60th Street; (10) Walter W. Glum, 4815 South Sheridan; and (11) East Side Christian Church, 116 McKinley Avenue.

Mr. Staman explained that where new walks are being put in property owners must bear the entire expense of the work, as the City can only share the expense where there is reconstruction work.

Names and addresses of those who wished the Department to come out and re-inspect their sidewalks were taken by the Engineers with the promise that someone would be sent out to look the situation over and confer with them.

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After those, who wished to be heard, had been given this opportunity, it was moved by Dr. Hamiston, seconded by Dr. Battin that the hearing be continued for one week to Monday, December 13th, and carried unanimously.

Upon motion, duly seconded and carried, Council then adjourned at 9:20 P.M.

[Signature]
Vice President of City Council.

Attest: *[Signature]*
City Clerk.