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COUNCIL CHAMBER, 7:40 P. M.

Monday, August 30, 1954.

Council met in regular session. Present 8; Bratrud, Coering, Hecker, Humiston, Jensen, Perdue, Stojack, Tollefson. Absent 1; Battin, taking his seat at 7:45 P. M.

It was moved by Mr. Bratrud 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 seconded by Mr. Stojack and carried on roll call: Ayes 8; Nays 0; Absent 1; Battin.

COMMUNICATIONS:

Ray O'Flyng, making reply to the reasons given by the City Planning Commission for denying his petition (6-14-54) for rezoning from R-2 District to C-1 District his property known as 5220 Pacific Avenue; and asking for a hearing on an appeal from this denial before the City Council. Referred to the City Planning Commission.

Robert J. Schoettler, Director, State Department of Fisheries, and John A. Biggs, Director State Department of Game, advising it has been brought to the attention of their Departments that the Public Utilities Board of the City of Tacoma has recently recommended that contemplated power projects on the Cowlitz River be commenced by the City of Tacoma; and pointing out that a lawsuit instituted by the City of Tacoma to adjudicate the validity of the proposed bond issue for these projects is still pending in the Superior Court of Thurston County, and that their departments are still a party to the suit and intend to remain so until the issues presented are fully adjudicated. Placed on file, to be considered with Ord. 15099.

OFFICIAL COMMUNICATIONS:

Mayor H. M. Tollefson (filed August 25, 1954 at 3:10 P. M.) advising he has designated F. L. Bannon to act as his proxy in affixing his signature on any bonds of the Department of Public Utilities requiring same, and particularly those bonds authorized by Ordinances Nos. 15004, 15087 and 15101. Placed on file.

Mayor H. M. Tollefson (filed August 25, 1954 at 3:10 P. M.) advising he has designated Dean Barline to act as his proxy in affixing his signature on any bonds of the Department of Public Utilities requiring same, and particularly those bonds authorized by Ordinances Nos. 15004, 15087 and 15101. Placed on file.

Mayor H. M. Tollefson (filed August 25, 1954 at 3:10 P. M.) advising he has designated K. T. Garen to act as his proxy in affixing his signature on any bonds of the Department of Public Utilities requiring same, and particularly those bonds authorized by Ordinances Nos. 15004, 15087 and 15101. Placed on file.

RESOLUTIONS:

Initial Resolution No. 14017. L. I. D. 1931.

BY JENSEN:

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14047
Stating intention of Council to order laying of trunk sanitary sewers in the area bounded by Tacoma Avenue and McKinley Avenue and from South 84th Street to South 96th Street; creating L. I. D. 1931 and fixing September 28, 1954 as the date for hearing. It was moved by Dr. Humiston, seconded by Mr. Jensen 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 August 30, 1954.
Ayes 9; Nays 0; Absent 0.

Resolution No. 14018.

By STOJACK:

Accepting and approving the plat of Westgate Third Addition (East side of North Shirley Street from North 18th Street to North 23rd Street). It was moved by Dr. Humiston to suspend Rule 9. Motion 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 August 30, 1954.
Ayes 9; Nays 0; Absent 0.

Resolution No. 14019.

By JENSEN:

Approving recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding contract for L. I. D. 4531 for cement concrete paving of alley between Ferry Street and Sprague Avenue from South 10th to South 12th to George Madsen Co. on its bid of \$4,922.74.

Adopted on roll call August 30, 1954.
Ayes 9; Nays 0; Absent 0.

Resolution No. 14020.

By JENSEN:

Approving recommendation of the Director of Public Works and Board of Contracts and Awards and awarding contract for the storm sewer cut-over at South 38th and Pacific Avenue, Improvement No. 1930, to Milons & Tucci Inc. on its low bid of \$4,453.50.

Adopted on roll call August 30, 1954.
Ayes 9; Nays 0; Absent 0.

FIRST READING OF ORDINANCES:

Ordinance No. 15108. L. I. D. 4536.

Providing for the improvement of Fawcett Avenue from South 36th Street to South 37th Street by grading, paving, curbs and gutters and storm drainage; creating L. I. D. No. 4536. Read by title and placed in order of final reading.

Ordinance No. 15109. L. I. D. 2206.

Providing for improvement of South G Street from South 68th Street to South 70th Street by grading, oil mat surface and concrete sidewalks; creating L. I. D. No. 2206. Read by title and placed in order of final reading.

Ordinance No. 15110. L. I. D. 5236.

Approving and confirming assessment and assessment roll for cost of improvement in L. I. D. 5236. Read by title and placed in order of final reading.

Ordinance No. 15111. (L. I. D. 4532)

Repealing Ordinance No. 15058 of the City of Tacoma (passed July 26, 1954, creating L. I. D. 4532, providing for grading and paving South 54th Street from Sheridan Avenue to M Street). Read by title and placed in order of final reading.

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FINAL READING OF ORDINANCES:Ordinance No. 15097. L. I. D. 5238.

Providing for the construction of a 12-inch cast iron water main in Sixth Avenue (extended) from Sunset Drive to Laurel Lane; in Laurel Lane from Sixth Avenue (extended) to South 12th Street; in South 12th Street from Laurel Lane to Sunset Drive; in Sunset Drive from South 12th Street to South 19th Street; in South 19th Street from Sunset Drive to Mountain View Avenue; creating L. I. D. 5238. Read by title. It was moved by Mr. Stojack, 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.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15098. L. I. D. 5239.

Providing for the construction of a 12 inch cast iron water main in South 80th Street from Park Avenue to Asotin Street and an 8-inch cast iron water main in Ainsworth Avenue from South 80th Street to South 90th Street; creating L. I. D. 5239. Read by title. It was moved by Mr. Stojack, 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 9; Nays 0; Absent 0.

Ordinance No. 15099.

Amending Sections 2, 3, 4 and 5 of Ordinance No. 14386 entitled; "An ordinance providing for the making of certain additions and betterments to and extensions of the existing electric generating plant and system of the City of Tacoma; specifying and adopting a plan and system proposed therefor; declaring the estimated cost thereof as near as may be; providing for the method of the financing thereof; and providing for the construction thereof." and repealing Section 6 of Ordinance No. 14386. Read by title. It was moved by Mr. Perdue, seconded by Dr. Battin to suspend Rule 9 and carried unanimously on voice vote. The letter of Robert J. Schoettler, Director of State Department of Fisheries, and John A. Biggs, Director State Department of Game, relative to the case still pending in the Superior Court of Thurston County to adjudicate the validity of the proposed bond issue, which had been presented earlier in the meeting and laid over for consideration with Ordinance No. 15099, was discussed at this time. Mr. Barline, Director of Utilities explained this letter, saying that the State Fish and Game Departments still have a small suit pending in the Superior Court in Thurston County, which in his opinion was purely a delaying tactic, and, he added, if this ordinance is passed by the Council, the City will be in a better bargaining position to negotiate with the State Fish and Game Departments for the release of the Court Case. Mr. Bratrud reported that he had talked with Mr. Schoettler, of the Department of Fisheries and as a result of this conversation he was of the opinion it would be better to pass the ordinance after negotiations had been completed with the State Fisheries and Game Departments, rather than to go ahead with the possibility that the State Departments might win their court case against the city. For this reason he said he felt that the ordinance should be postponed for one week to September 7, 1954. Therefore Mr. Bratrud moved to postpone Ordinances Nos. 15099, 15100 and 15101 for one week to September 7th to allow Mr. Barline an opportunity to meet with Mr. Schoettler of the State Department of Fisheries and Mr. Biggs of the State Department of Game. Motion lost for want of a second. Mr. Homer King asked to be heard by the Council on the Cowlitz Dam Program, and stated that he was not against the dam itself, but was against the high cost of the construction which he claimed would increase the cost of electricity. He added that he had been gathering information for many years on the Cowlitz and other Dams and could supply any amount of information to the Council members. After further discussion roll was called on the passage of the ordinance, without same having been read in full, resulting as follows:

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15100.

Creating in the Treasury of the City of Tacoma a special Fund to be known as the Cowlitz Power Development Construction Fund of 1954; specifying the purpose for which said fund is created; providing for the deposit therein of the proceeds of the sale of the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "A" 1954, the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "B" 1954; the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "C" 1954, the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "D" 1954, the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "E" 1954, the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "F" 1954, the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "G" 1954, the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "H" 1954, the \$15,000,000.00 issue of Cowlitz Power Development Bonds Series "J" 1954, and the issue of Cowlitz Power Development Bonds Series "K" 1954 in an amount not to exceed \$11,000,000.00, to be hereafter issued; moneys advanced from current funds; and such other funds as may be appropriated to said special fund for the purpose of paying the cost of additions and betterments to and extensions of the present electric generating plant and system and electric power and light transmission and distribution system of the City of Tacoma as specified and adopted by Ordinance No. 14386, as amended; and appropriating the sum of \$146,000,000.00 or so much thereof as may be necessary, from said fund for said purpose. Read by title. It was moved by Dr. Humiston to suspend Rule 9, seconded by Dr. Battin and carried on roll call: Ayes 8; Nays 1; Jensen; Absent 0. The ordinance was then passed without having been read in full.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15101.

Providing for the issuance and sale of Series "A", Series "B", Series "C", Series "D", Series "E", Series "F", Series "G", Series "H", and Series "J" Special Obligation Bonds of the City of Tacoma in the amount of \$15,000,000.00 each, and Series "K" Special Obligation Bonds of the City of Tacoma in an amount not to exceed \$11,000,000.00, to be known as Cowlitz Power Development Bonds Series "A" 1954, Cowlitz Power Development Bonds Series "B" 1954, Cowlitz Power Development Bonds Series "C" 1954, Cowlitz Power Development Bonds Series "D" 1954, Cowlitz Power Development Bonds Series "E" 1954, Cowlitz Power Development Bonds Series "F" 1954, Cowlitz Power Development Bonds Series "G" 1954, Cowlitz Power Development Bonds Series "H" 1954, Cowlitz Power Development Bonds Series "J" 1954, and Cowlitz Power Development Bonds Series "K" 1954; to be issued for the purpose of making of certain additions and betterments to and extensions of the present electric generating plant and system and electric power and light transmission and distribution system of the City of Tacoma as authorized by Ordinance No. 14386, as amended; and creating and establishing a special fund for payment of the principal and interest on said bonds. 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 9; Nays 0; Absent 0.

Ordinance No. 15103.

Establishing a name for an unnamed street north of North 49th Street, and changing the name of a portion of North 49th Street between North Gove and North Mullen Street. (to be named "Waterview Street"). Read in full and passed.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15104. L. I. D. 2209.

Providing for the improvement of Montgomery Street from South 62nd Street to South 64th Street by grading and placing thereon a gravel, crushed rock and oil mat

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surface; creating L. I. D. 2209. 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.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15105. L I D 2202.

Providing for the improvement of Winnifred Street from 6th Avenue to South 11th Street by grading and placing thereon a gravel, crushed rock and oil mat surface; creating L. I. D. 2202. Read by title. It was moved by Col. Hooker, seconded by Dr. Humiston to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15107. L. I. D. 4537

Providing for the improvement of Bennett Street from North 26th Street to North 30th Street by grading and oil mat; creating L. I. D. 4537. Read by title. It was moved by Mr. Perdue, seconded by Dr. Humiston to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 9; Nays 0; Absent 0.

The Four Bond Issue Ordinances Nos. 15076, 15077, 15078, and 15079, which had been laid over to this date for final action on August 16th, were discussed at this time. Mr. Backstrom and Mr. Boyle explained the amendments required in the four ordinances, which amendments it would be necessary for the Council to make by motion. Mr. Stojack stated that in his opinion the Street Lighting Bond Ordinance (15077) and the Street and Bridge Improvement Bond Ordinance (15078) should set forth the exact streets to be improved. This way, he said, there would be no doubt in anyone's mind what improvements the Bond Program will cover. Mr. Tollefson suggested that if the Council wished, Mr. Backstrom could have a resolution prepared setting forth the street lighting and street projects, so all the citizens will be informed what projects are being included in the Bond Program. The Council members agreed to this, and Mr. Backstrom was instructed to bring in the aforementioned in Resolution form. Mr. Backstrom advised that it has not been decided as yet whether the Bond Program will be a three or five year program, but that this detail could be decided on at a later date. At the conclusion of the general discussion, each of the above bond issue ordinances was considered and acted upon individually.

Ordinance No. 15076.

Providing for the submission to the qualified voters of the City of Tacoma, at a special municipal election to be held on Tuesday, November 2, 1954, of a proposition of creating an indebtedness in the amount of not exceeding \$2,200,000 and the issuance and sale therefor of general negotiable serial interest-bearing coupon bonds of said City in not to exceed said amount, for the purpose of providing funds for the making of additions, betterments and extensions to the existing sanitary and storm trunk sewer system and the construction of sewage disposal facilities in said City, the payment of the principal and interest of such bonds to be provided by annual tax levies in excess of tax levy limitations imposed by law; and directing the City Clerk to certify to the Pierce County Auditor said proposition in the form of a ballot title as required by law. It was moved by Dr. Humiston, seconded by Dr. Battin to suspend Rule 9 and carried unanimously on voice vote. It was moved by Dr. Humiston, Seconded by Dr. Battin that Section 1 of said ordinance be amended by striking from said section the last three lines thereof and substituting therefor the following: "for the making of capital improvements in said City, other than the replacement of equipment, such capital improvements to consist of additions, betterments and extensions to the existing sanitary and storm trunk sewer system, including the construction of sewage treatment facilities in said City, consisting of:" and it was further moved that Section 5 of said ordinance be amended by

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inserting as a caption to the proposition to be submitted, just prior to its commencement following line 4, the following: "CITY SEWER CONSTRUCTION AND IMPROVEMENTS". Motion carried on roll call: Ayes 9; Nays 0; Absent 0. The ordinance as amended was then passed without having been read in full.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15077.

Providing for the submission to the qualified voters of the City of Tacoma, at a special municipal election to be held on Tuesday, November 2, 1954, of a proposition of creating an indebtedness in the amount of not exceeding \$1,500,000 and the issuance and sale therefor of general negotiable serial interest-bearing coupon bonds of said City in not to exceed said amount, for the purpose of providing funds for the making of additions, betterments and extensions to the existing artificial street lighting system in said City, the payment of the principal and interest of such bonds to be provided by annual tax levies in excess of tax levy limitations imposed by law; and directing the City Clerk to certify to the Pierce County Auditor said proposition in the form of a ballot title as required by law. 299

Read by title. It was moved by Dr. Humiston, seconded by Dr. Battin and carried unanimously on voice vote. It was moved by Dr. Humiston, seconded by Dr. Battin that Section 1 of Ordinance No. 15077 be amended by deleting from said ordinance all of said section immediately following the word "funds" at the end of line 13 of said section and substituting for such deletion the following: "for the payment of the cost of capital improvements in said City, other than the replacement of equipment, such capital improvements to consist of additions, betterments and extensions to the existing artificial street lighting system in said City, consisting of new light standards and arms of existing utility poles, to be constructed in a feasible manner, with necessary appurtenances and wiring in connection therewith." It was further moved that Section 3 of the ordinance be amended by deleting therefrom all of said section following the word "constructing" in the fifth line thereof and substituting for the deleted portion the following: "the betterments and extensions to the existing artificial street lighting system in said City, consisting of new light standards and arms on existing utility poles, all of which is to be constructed in a feasible and reasonable manner, with all necessary appurtenances for wiring in connection therewith." It was further moved that Section 5 of said ordinance be amended as follows: By inserting as a caption to the proposition to be submitted, just prior to its commencement on line 3, the following: "CITY ARTIFICIAL STREET LIGHTING IMPROVEMENTS". It was further moved that Section 7 of the ordinance be amended to read as follows: "That the City of Tacoma owns and controls its own light works and system, as well as its existing street lighting system and all appurtenances and facilities in connection therewith, for the purpose of supplying said City with artificial light." Motion carried on roll call: Ayes 9; Nays 0; Absent 0. The ordinance as amended was then passed without having been read in full.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15078.

Providing for the submission to the qualified voters of the City of Tacoma at a special municipal election to be held on Tuesday, November 2, 1954, of a proposition of creating an indebtedness in the amount of \$980,000 and the issuance and sale therefor of general negotiable interest-bearing coupon bonds of said City in said amount, for the purpose of providing funds for the payment of the cost of the construction of general street and bridge improvements in said City, the payment of the principal and interest of such bonds to be provided by annual tax levies in excess of tax levy limitations imposed by law; and directing the City Clerk to certify to the Pierce County Auditor said proposition in the form of a ballot title as required by law. 299
Read by title. It was moved by Dr. Humiston, seconded by Dr. Battin to suspend Rule 9, and carried unanimously on voice vote. It was Moved by Dr. Humiston, seconded by Dr.

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Battin that Section 1 of the ordinance be amended by deleting therefrom all of the same after the word "cost" at the end of line 13 of said section and that there be substituted for the deleted portion the following: "of capital improvement in said City, other than the replacement of equipment, such capital improvements to consist of street and bridge improvements necessary to improve the general system of streets and bridges of the city." It was further moved that Section 4 be amended by inserting as a caption to the proposition to be submitted, just prior to its commencement on line 3, the following: "CITY STREET AND BRIDGE IMPROVEMENTS". It was further moved that Section 6 of the Ordinance be amended by deleting from said section all of the same following the word "whatsoever" in line 4 of the section and inserting a period after the word "whatsoever". Motion carried on roll call: Ayes 9; Nays 0; Absent 0. The ordinance as amended was then passed without having been read in full.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15079.

Providing for the submission to the qualified voters of the City of Tacoma, at a special municipal election to be held on Tuesday, November 2, 1954, of a proposition of creating an indebtedness in the amount of \$400,000, and the issuance and sale thereof of general negotiable interest-bearing Coupon bonds of said City in said amount for the purpose of providing funds for payment of part of the cost of construction of a building or buildings, facilities and the development of a site to be known as the Public Works Field Headquarters and Garage, the payment of the principal and interest of such bonds to be provided by annual tax levies in excess of tax levy limitations imposed by law; directing the City Clerk to certify to the Pierce County Auditor said proposition in the form of a ballot title as required by law. Read by title. It was moved by Dr. Humiston, seconded by Dr.

Battin to suspend Rule 9 and carried unanimously on voice vote. It was moved by Dr. Humiston, seconded by Dr. Battin that Section 1 of Ordinance No. 15079 be amended by striking therefrom the words "part of the cost" in the sixth to the last line of said section and substituting therefor the following: "capital improvements in said City, other than the replacement of equipment, such capital improvements to consist". It was further moved that Section 4 of said ordinance be amended by inserting as a caption to the proposition to be submitted just prior to its commencement on line 3, the following: "CITY FIELD HEADQUARTERS AND GARAGE". Motion carried on roll call: Ayes 9; Nays 0; Absent 0. The ordinance as amended was then passed without having been read in full.

Roll call: Ayes 9; Nays 0; Absent 0.

Ordinance No. 15095 (laid over to this date on August 23rd).

Amending Section 5.7 of Ordinance No. 15059, entitled; "An ordinance adopting a set of rules, to be designated as the Personnel Rules, governing Municipal employment in compliance with Section 6.14 of the City Charter." (Civil Service Rules). Read by title. It was moved by Dr. Humiston, seconded by Mr. Perdue to suspend Rule 9 and carried unanimously on voice vote. A letter dated August 27, 1954 from the Civil Service Board was read, which recommended that the proposed change to Section 5.7 (Be) as recommended by the Personnel Department, be adopted by the Council. The ordinance was then passed without having been read in full.

Roll call: Ayes 9; Nays 0; Absent 0.

UNFINISHED BUSINESS:

This being the date fixed by Resolution No. 13998, adopted August 2, 1954, for hearing on petition of United States of America, et al (4-13-54) for vacation of portions of the following streets: Stewart Street, East 17th Street, East 18th Street, East 19th Street, East 20th Street, East 21st Street, Stanup Avenue (Commercial Street) Mill Street, Olympic Street, East "Q" Street, the Clerk reported the posting of the notices required by law and the filing of an affidavit of such posting. Also reported that

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no remonstrances had been filed against the proposed vacation. Letters were submitted by the City Planning Department and the Director of Public Works giving approval to the vacation of the streets and alleys in Commencement Bay Addition. A letter from the Director of Public Utilities listing easement rights which should be retained in order to protect the Light Division was also read. Mr. Boyle, City Attorney, advised that these easements would be stipulated in the ordinance. No remonstrators appearing, it was moved by Col. Hooker that the petition be granted, subject to reservations for easements. Motion seconded by Mrs. Goering and carried on roll call: Ayes 9; Nays 0; Absent 0.

It was moved by Dr. Humiston that Rule 7, pertaining to the filing of new matter to be considered by the Council, be suspended in order to consider the following Resolution. Motion seconded by Mr. Jensen and carried unanimously on voice vote.

RESOLUTIONS:

Resolution No. 14021.

By JENSEN:

Approving recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding the contract for constructing temporary sidewalks on the south side of South 12th Street from Huson to Madison, Improvement No. 2216, to Woodworth & Co. Inc. on its low bid of \$2961.00.

Adopted on roll call August 30, 1954.

Ayes 9; Nays 0; Absent 0.

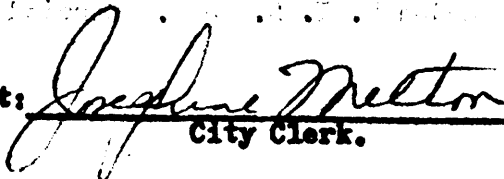
A group of Tacoma Bakers appeared at the Council Chambers during the meeting with two huge, beautifully decorated cakes, loaves of Tacoma made bread, maple bars, doughnuts, bismarks and rolls, and bestowed upon the Mayor, Council Members, City Manager, Administrative Assistants and others the delectable products, thereby announcing the opening of "Tacoma Made Bakery Products Month". Mayor Tollefson thanked the Tacoma Bakers for their delightful contribution, and urged support of all Tacoma Citizens to this worthwhile promotion.

Upon motion, duly seconded and carried, Council then adjourned at 10:20 P. M.

H. M. TOLLEFSON

President of City Council.

Attest:


City Clerk.