

Council Chamber, 7:35 P. M.

Monday, April 11th, 1955.

Council met in regular session. Present 5; Battin, Bratrud, Goering, Humiston, Perdue. Absent 4; Hooker, taking his seat at 7:45; Jensen, taking his seat at 7:38 P. M.; Stojack, taking his seat at 7:38; and Mayor Tollefson, who was excused to attend the "Crowning of the Daffodil Queen" at Summer. In the absence of the Mayor, Mrs. Goering, vice-chairman of the City Council, presided.

It was moved by Mr. Bratrud, seconded by Mr. Perdue, 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 5; Nays 0; Absent 4; Hooker, Jensen, Stojack, Tollefson.

COMMUNICATIONS:

Claude L. Judge (filed on April 4th too late for Agenda) appealing from the order and letter of the City Manager, dated March 24, 1955, denying him a license to operate the Holly Hotel at 811½ Pacific Avenue and asking that the City Council temporarily suspend the action of the City Manager, and set this matter for hearing at a date immediately following the fixing of a trial date in the Superior Court for the hearing upon applicant's trial which has been appealed to the Superior Court. The request was discussed and City Attorney Boyle advised that several courses could be followed: (1) Hold the hearing in the near future; (2) continue the hearing for a month or two at the time of the original hearing; (3) set the hearing date a month or six weeks in the future, pending outcome of the appeal to the Superior Court. It is entirely a matter of policy on the part of the Council as to how the matter is handled, he added. The majority of the members felt that the Council was obligated to set a hearing date in the near future, and that the denial action of the City Manager should be backed up by the Council if the operator is guilty of violating the liquor ordinance by selling on the premises as alleged. After further discussion, it was moved by Dr. Humiston, seconded by Mr. Bratrud that the Council hold a public hearing on the appeal of C. L. Judge at 7:30 P. M., Monday, April 18th. Carried on roll call: Ayes 7; Nays 1; Hooker, Absent 1; Tollefson.

Mrs. Goering stated that there was a letter in the Mayor's correspondence from C. A. North, Secretary-Treasurer of Garage Employees Local Union #461, which she felt should be considered by Council at this time. The letter was read in full by the Clerk. It took exception to the Examination Announcement, No. 31-0707, for Automotive service repairman 1, which provides that their members are asked to take examination on engine repairs, repairing of transmission, differentials, carburetor work, etc. in all 30 named operations, which all belong to Automotive Machinists rather than servicemen; stating it is unfair and unreasonable to ask them to take such an examination; that confusion and chaos can be caused by an action such as this, which would mix up the jurisdiction of different crafts; and asking that the order for examinations for Automotive service repairman Nos. 1, 2 and 3 be rescinded. Mr. Barline, Director of Utilities, pointed out the need for this classification in the department, as it is necessary to have men who can perform all types of work on the complicated equipment in order to have the department function economically and efficiently. The men have been reclassified on a temporary basis, pending these examinations, and they will be given permanent Civil Service ratings upon successfully passing the examination, he added. Mr. Art Bostwick, Supt. of Light Dept. Garage, also stressed the need for this classification and said he and other employees were in favor of the examination and willing to take a chance on the outcome. Don Turner, representing the Electrical Workers Union, of which the employees in the Light Department involved are members, said all their members favored the reclassification, which is actually a promotion for the men. Mr. Lawson, Director of Personnel, outlined the background of the prob-

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is involved. F. W. Fields, auto serviceman in the Water Department, said that the five employees in the Water Department effected are members of Loc. 461, but they had advised Business Representative they were in favor of the reclassification and were surprised to hear of the above letter. Dr. Humiston pointed out that this letter was addressed to the Mayor rather than the Council and said he felt it was up to the Mayor to answer it and the Council should take no action. Mrs. Goering took exception to a statement made by Mr. North that the Council rules prohibit citizens from protesting at Council meetings, and said she felt this misinformation should be corrected in the reply to Mr. North. The question of who should reply to the letter, the Mayor or City Manager, was discussed at length by Council members. Mr. Backstrom said he and Mr. Barline would consult with the Mayor in formulating a reply, which was agreeable to the City Council.

RESOLUTIONS:

Resolution No. 14232.

CONSENT:

Authorizing private sale of all right, title and interest of the City of Tacoma acquired by and through the local improvement district assessments and proceedings for encroachment, for sum of \$224.40 in cash to Harris York and Eva Mae York, covering Lots 11 and 12 inc., Block 62, Map of Smith and Fife Addition, located at South 28th and Grant Streets. It was moved by Mr. Bratrud to suspend Rule 9, seconded by Mr. Perdue and carried on voice vote unanimously. The resolution was then passed without having been read in full.

Adopted on roll call April 11, 1955.  
Ayes 8; Nays 0; Absent 1; Tollefson.

Resolution No. 14233.

CONSENT:

Approving recommendation of the Director of Public Works and Board of Contracts and Awards and awarding contract for widening with asphalt paving, concrete curb and gutter, concrete sidewalk, on west side of Union Avenue from Center Street to South 28th Street, L. I. D. 4542, to George Madsen Co. on its low bid of \$5,536.60. It was moved by Col. Hooker, seconded by Dr. Battin to suspend Rule 9 and carried unanimously on voice vote. The resolution was then passed without having been read in full.

Adopted on roll call April 11, 1955.  
Ayes 8; Nays 0; Absent 1; Tollefson.

The Clerk reported that Resolution No. 14234, relative to City Manager and Director of Civil Defense attending the Atomic Test in Nevada, which was authorized by Council at last week's meeting, was in her hands but had been filed too late to be placed on the Agenda.

It was moved by Dr. Humiston, seconded by Dr. Battin, to suspend Rule 7, relative to filing of new matter for Council's consideration, in order to adopt Resolution No. 14234. Motion carried unanimously on voice vote.

Resolution No. 14234.

THE COUNCIL:

Authorizing and directing Frank H. Backstrom, City Manager, and Frank S. Evans, Director of Civil Defense, to attend the Atomic Test Program of the Federal Civil Defense Administration at the Nevada test site, from April 22 to April 27, 1955, and that the expenditure of the usual and customary travel and sustenance expenses necessary for the attendance at said program constitutes a proper charge against the municipal funds.

Adopted on roll call April 11, 1955.  
Ayes 8; Nays 0; Absent 1; Tollefson.

Ordinance No. 15307.

Appropriating the sum of \$22,186.34, or so much thereof as may be necessary, from the Garbage and Refuse Fund for the purpose of paying the State of Washington business and occupational tax for the period January 1, 1948, to March 1, 1954; declaring the emergency making necessary said appropriation; authorizing the issuance of warrants for said purpose; and repealing Ordinance No. 14779. Read by title and placed in order of final reading.

Ordinance No. 15308. L. I. D. 2158.

Approving and confirming the assessment and assessment roll for cost of the improvement in L. I. D. 2158. Read by title and placed in order of final reading.

Ordinance No. 15309. L. I. D. 2203.

Approving and confirming assessment and assessment roll for cost of the improvement in L. I. D. 2203. Read by title and placed in order of final reading.

Ordinance No. 15310. L. I. D. 5745.

Approving and confirming the assessment and assessment roll for cost of the improvement in L. I. D. 5745. Read by title and placed in order of final reading.

Ordinance No. 15311. L. I. D. 5239.

Approving and confirming assessment and assessment roll for cost of the improvement in L. I. D. 5239. Read by title and placed in order of final reading.

Ordinance No. 15312.

Vacating that portion of that certain street or thoroughfare in the form of an arc lying between Blocks 5 and 7, Port of Tacoma, Industrial Development District, First Addition to the City of Tacoma, and also lying between the most easterly line of Block 6 extended to Block 7 and the most northerly line of Block 6 extended to said Block 7. Read by title and placed in order of final reading.

Ordinance No. 15313. L. I. D. 4547.

Providing for the improvement of all streets of Westmoreland Terrace, except Shirley and Orchard Streets; also Bennett Street from North 26th Street north to the south line of Westmoreland Terrace, by paving and concrete curbs and gutters; creating Local Improvement District No. 4547. Read by title. It was moved by Dr. Humiston, seconded by Mr. Bratrud as follows: "That the second "whereas" on page 1 be amended by deleting, commencing with the word "in", following the word "district", in the 7th line of said whereas, the remaining portion of line 7 and ending with the figure \$71,371.85" towards the middle of line 8 and substituting the following: "3/4 of the actual cost of said improvement in the estimated sum of \$71,371.85, but not to exceed said estimated amount" and further amending said whereæ by inserting therein at a point immediately following the word "Fund", towards the end of line 9 of said whereas, the following: "to-wit, the remaining cost of said improvement" That Section 3 of said ordinance be amended by striking therefrom that portion of the section following the word "proportions" in line 2 of said section and ending with the word "sum" in the middle of line 3 of said section, and inserting in place thereof: "3/4 of the actual cost of said improvement, but not to exceed \$71,371.85, being 3/4 of the estimated cost of the improvement" and deleting from said paragraph that portion on page 3 of said ordinance following the word "district", in the first line of page 3, and ending with the word "sum" at the beginning of the third line of said page 3, and substituting therefor the following: "And the remainder of the cost of said improvement now estimated at \$10,407.75." Motion carried unanimously. The ordinance was then placed in order of final reading.

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Finance No. 15314. L I D 2200.

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D 2200. Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 15304.

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 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) by adding thereto a new section to be known as Section 12C. (M-1 Light Industrial District to include property located generally at the nw corner of C Street and Wakefield Drive). Read by title. It was moved by Mr. Bratrud, 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 8; Nays 0; Absent 1; Tollefson.

Ordinance No. 15305.

Amending Section 28 of 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 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) (Sec. 28 Automobile Space regulations, as amended by Ordinance No. 15272, passed March 21, 1955.) 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; Tollefson.

Ordinance No. 15306.

Relating to the possession, manufacture and sale of narcotic drugs; providing a penalty for the violation hereof; and repealing Ordinance No. 7291 and all ordinances and parts of ordinances in conflict herewith. Read by title. It was moved by Col. Hooker 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; Tollefson.

UNFINISHED BUSINESS:

The Director of Public Works submits assessment and assessment roll for cost of improvement in L I D 1924. It was moved by Mr. Stojack, seconded by Mr. Perdue that May 17th, 1955 be fixed as the date for hearing on said assessment roll. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Tollefson.

NEW BUSINESS:

Mrs. Geo. E. Jennerjahn, owner of several rental properties, protested against the new bi-monthly billing of Utility charges; and was referred to Mr. Le Moine, Machine accounting supervisor in the Utilities Dept. to make some arrangements whereby these accounts may be paid on a monthly basis.

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Mr. D. H. Cornelius of the South End Towing Co. stated he had been informed by Lt. Marshall of the Police Department that their request for a towing license would come up for consideration at tonight's meeting, but that he had heard no mention of it. They have applied for a towing license and have been turned down for various reasons, which they have made an effort to correct, but are being given a run around, he complained, while other companies which do not comply with the provisions of the ordinance are given the work. Mr. Backstrom said this matter had not been brought to his attention and asked Mr. Cornelius to meet with him relative thereto.

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

JAM Johnson  
Vice President of the City Council.

Attest:

Josephine Melton  
City Clerk.