

OCT 31 1955

COUNCIL CHAMBER, 7:40 P.M. 213

Monday, October 31, 1955.

Council met in regular session. Present 9; Battin, Bratrud, Coering, Hooker, Humiston, Jensen, Perdue, Stojack, Tollefson. Absent 0.

It was moved by Dr. Battin, seconded by Mr. Perdue that the minutes of the previous meeting, and the minutes of the recessed meeting, copies of which had been mailed by the Clerk to each Council member, be approved and the reading thereof be dispensed with. Motion carried unanimously on voice vote.

COMMUNICATIONS:

Howard I. McClellan, giving notice of appeal from revocation by the City Manager, (dated October 18th, 1955) of his garage and service station license at 1501 South K Street, and setting forth the grounds for appeal. It was moved by Mr. Stojack, seconded by Col. Hooker that November 14th, 1955 be set as the date for hearing of the appeal. Motion carried on roll call: Ayes 9; Nays 0; Absent 0. 232  
244

RESOLUTIONS:

Resolution No. 14431.      L I D 5266.

By HUMISTON:

Stating intention of Council to order installation of cast iron water mains in Adams Street from South 56th Street to South 64th Street; in Durango Street from South 56th Street to South 58th Street; in South 58th Street from Adams to Durango and in South 56th Street from Adams Street to Durango; creating L I D 5266, and fixing December 6, 1955 as the date for hearing. It was moved by Mr. Jensen 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. 261

Adopted on roll call October 31, 1955.  
Ayes 8; Nays 1; Stojack (not voting) Absent 0.

Resolution No. 14432.      L. I. D. 5265.

By HUMISTON:

Stating intention of Council to order installation of a cast iron water main in North Shirley Street from North 27th Street to North 31st Street; creating L I D 5265, and fixing December 6th, 1955 as the date for hearing. It was moved by Dr. Battin, seconded by Mr. Perdue to suspend Rule 9 and carried unanimously on voice vote. The resolution was then adopted without having been read in full. 260

Adopted on roll call October 31, 1955.  
Ayes 9; Nays 0; Absent 0.

Resolution No. 14433.      L. I. D. 5262.

By HUMISTON:

Stating intention of Council to order installation of cast iron water mains in East 67th Street from "A" Street to East "B" Street, together with the necessary appurtenant equipment, including gate valves, fire hydrants, etc.; creating L I D 5262 and fixing December 6, 1955 as the date for hearing. It was moved by Dr. Battin, seconded by Mr. Perdue to suspend Rule 9 and carried unanimously on voice vote. The resolution was then adopted without having been read in full. 260

Adopted on roll call October 31, 1955.  
Ayes 8; Nays 0; Absent 0.

Resolution No. 14434. L I D 5260.By HUMISTON:

Stating intention of Council to order installation of cast iron water main in M Street from South 56th Street to South 58th Street; creating L I D 5260 and fixing December 6, 1955 as the date for hearing. It was moved by Dr. Humiston to suspend Rule 9, seconded by Dr. Battin and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

October 31, 1955.

Adopted on roll call; Ayes 9; Nays 0; Absent 0.

Resolution No. 14435.By HUMISTON:

Authorizing the proper officers of the City of Tacoma to execute a contract of sale, selling to Miles Matchett approximately 217,000 board feet of standing timber together with an undetermined amount of salvage all located in Section 4, Township 17 North, Range 5, East W. M. for the sum of \$3200 cash for the timber and 25% of the mill price for salvage. (Water Division property). 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 October 31, 1955.

Ayes 9; Nays 0; Absent 0.

Resolution No. 14436.By HUMISTON:

Accepting bids of certain firms listed herein for purchase of miscellaneous salvage items owned by Light Division, Department of Public Utilities, enumerated herein; and authorizing the proper officers of City to sell said miscellaneous salvage items to said firms.

Adopted on roll call October 31, 1955.

Ayes 9; Nays 0; Absent 0.

Resolution No. 14437.By PERDUE:

Approving recommendation of Director of Finance and Board of Contracts and Awards and awarding contract for furnishing to Finance Department of three automatic accounting machines to the National Cash Register Co. on its low bid of \$15,045, plus sales tax, and upon its offer to accept in trade-in upon such equipment three Burroughs Posting Machines owned by the City, at an allowance of \$375.00, within thirty days from the signing of said contract at the option of the City, reducing the purchase price to \$14,570, plus sales tax on \$15,045.

Adopted on roll call October 31, 1955.

Ayes 9; Nays 0; Absent 0.

At this time the regular order of business was suspended in order to give Mrs. Goering an opportunity to present the following petition, which had been handed her too late to go on the Agenda: "Petition- Russell L. Breining, et al. asking that consideration be given to installation of a manually-operated stop light at the junction of Oxford Street, Skyline Drive and Sixth Avenue, and setting forth reasons for this request." The petition, which was signed by approximately 200 residents of the Highlands District, was discussed and referred to the City Manager for referral to the Traffic Engineer.

FIRST READING OF ORDINANCES:Ordinance No. 15463.

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 district, etc." (ZONING ORDINANCE- ) by adding thereto a new section to be known as Section 8J. (located at Northeast corner of South 38th and Sheridan). Read by title and placed in order of final reading.

Ordinance No. 15464.

Authorizing the City Manager of the City of Tacoma to enter into and execute an agreement with the Town of Fircrest providing for the installation and maintenance of traffic signals; and fixing the duties and liabilities of each of said municipalities. Read by title and placed in order of final reading.

Ordinance No. 15465.

Increasing the working fund advance in the Department of Public Works for use in payment of small purchases and of minor incidental service charges from \$115 to \$150; and authorizing the Director of Finance to issue warrants on the General Fund in the total sum of \$35.00 for the purpose of increasing said advance. Read by title and placed in order of final reading.

Ordinance No. 15466.

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 decreasing the Revolving Fund Advance of the Light Division, Chief Accountant, to a total of \$4,000.00; establishing a Revolving Fund Advance for the Light Division, Cashier's Working Fund, and authorizing the Director of Finance to issue a warrant or warrants on the Light Fund in the sum of \$1,000.00 for said purpose. Read by title and placed in order of final reading.

Ordinance No. 15467.

Amending Sections 6, 10 and 14 of Ordinance No. 14980 entitled: "An ordinance relating to the Municipal Water Supply System of the City of Tacoma; regulating the use of water therefrom; providing for the sales of same; fixing the price therefor; providing penalties for violations of this ordinance, etc." Read by title and placed in order of final reading.

During discussion of this ordinance, Col. Hoeker was excused for the balance of the meeting (8:30 P. M.).

Ordinance No. 15468.

Regulating the use of street banners; providing for the issuance of special temporary street banner permits; and providing a penalty for the violation thereof. Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:Ordinance No. 15459 L I D 2219.

Approving and confirming the assessment and assessment roll for the cost of 165

the improvement in Local Improvement District No. 2219. Read by title. It was moved by Dr. Humiston, seconded by Dr. Battin to suspend Rule 9. Motion carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 8; Nays 0; Absent 1; Hooker.

Ordinance No. 15460.      L I D 2222

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D No. 2222. 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 8; Nays 0; Absent 1; Hooker.

Ordinance No. 15461.      L I D 5217.

Approving and confirming the assessment and assessment roll for the cost of the improvement in L I D No. 5217. 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 8; Nays 0; Absent 1; Hooker.

Ordinance No. 15462.

Providing for the submission to the qualified voters of the City of Tacoma, for their adoption or rejection at a Special Election to be held in conjunction with the Municipal Primary Election, on Tuesday, February 14, 1956, the proposed new and revised Charter of the City of Tacoma, filed in the office of the City Clerk October 10, 1955, and prepared by the fifteen freeholders duly elected on the 10th day of May, 1955; directing the City Clerk to cause said Charter to be published in accordance with the laws of the State of Washington; appropriating the sum of \$18,000.00, or so much thereof as may be necessary, from the General Fund, to pay the cost of publishing the proposed Charter by two daily newspapers, as required by law; and declaring an emergency requiring the passage of this ordinance and the appropriation herein contained and providing that this ordinance take effect immediately after publication. 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 pointed out by the City Attorney that this ordinance requires a unanimous vote of those present because of the emergency appropriation. The ordinance was then passed without having been read in full.

Roll call: Ayes 8; Nays 0; Absent 1; Hooker.

Ordinance No. 15458      (laid over to this date on October 24, 1955).

Authorizing the City Manager of the City of Tacoma to execute a contract between the City of Tacoma and the engineering firm of Brown and Caldwell, sanitary engineers, for the purpose of obtaining necessary engineering services for a study of and report upon development of a comprehensive sewerage and drainage program for the City of Tacoma and setting out the terms and provisions thereof; ~~and providing for the payment of the cost thereof~~ and providing for the payment of the cost thereof, estimated in the sum of \$50,000.00 including the estimated sum of \$15,000.00 for work to be performed by the City's forces, from funds budgeted in the annual budgets for the years 1955 and 1956. Read by title. It was moved by Dr. Battin, seconded by Mr. Perdue to suspend Rule 9, and carried unanimously on voice vote.

Mr. Backstrom reported two questions have been raised. (1) Could the Federal Government finance this program? He read a letter from the "Housing and Home Finance Agency", which stated that their advance planning funds must be directed toward the planning of specific projects and hence would not be applicable to a comprehensive

survey made to determine sewer needs throughout the City. (2) What authority has the Pollution Control Committee relative to commercial or industrial waste disposal into waters? Mr. Backstrom read from Chapter 71, Laws of 1955, which provided that any commercial or industrial operation disposing of waste material into the waters of the State shall procure a permit from the Pollution Control Commission. This would indicate the Commission has control over industrial waste, he added.

Mr. Backstrom stressed the importance of going ahead with this survey, stating that they would then know what their problem is and can begin to work out a solution. Mr. Seabrook, former sewer engineer, has been consulted and he has informed them that there are no plans or reports in existence in addition to that of Col. Antonovich, Arnston and those he compiled while in the employ of the City, Mr. Backstrom stated. The firm will start to work within a week or ten days after the contract is signed and it will take a year to complete the report, he added, but the City will not have to wait until it is completed to start work, as a preliminary report will be prepared to tie into the overall plan. Mr. Staman said that Mr. Seabrook had given him substantially the same information as was reported by the City Manager.

Mr. Jensen contended that the report of Caldwell and Brown would be merely an intermediate report, which is now available if all the information on hand is assembled. He suggested an alternate plan, namely by-pass the survey and use the \$50,000 to hire a designing sanitary engineer and adequate personnel to begin work on the sewer program. Dr. Humiston put the question of whether or not the same results could be accomplished by adopting Mr. Jensen's suggestion as by the Brown & Caldwell report, to Mr. Staman. Mr. Staman replied that it was highly improbable that they could produce a report of this nature, as the firm of Brown and Caldwell is an expert in this type of work.

Mr. Bratrud questioned whether it was wise for the Council to spend \$50,000 for this purpose in view of the Charter election in February and said he was in favor of postponing the matter for 90 days until the election is decided. Mayor Tollefson spoke at length on the Council's obligation to do the best possible job regardless of whether this form of government remains or not, and concluded by saying, if they feel this is best for the City, they should proceed along this line. Mr. Perdue reminded the Council of its promise to the State Pollution Committee that the City would go ahead with a comprehensive sewer plan, and expressed the fear that unless this promise is kept, the Committee will withdraw its approval of future sewer projects. Dr. Battin said they would be losing time if the survey is postponed, as the new form of government, if approved, would not take over until June, 1956. It was moved by Mr. Bratrud, seconded by Mr. Stojack to postpone Ordinance No. 15458 until February 27th. Lost on roll call: Ayes 3; Bratrud, Jensen, Stojack. Nays 5, Battin, Goering, Humiston, Perdue, Tollefson. Absent 1; Hooker.

Mr. Jensen alleged the Council did not have all the information on the matter, and suggested that Mr. Seabrook be asked to appear before them in order that they may get the correct report.

Mr. Backstrom said the Council has the recommendation of the Public Works staff and his office that this survey is needed. They have checked with Mr. Seabrook and they do not believe Mr. Seabrook would give the Council any different information than they have reported, he added. Mr. Backstrom urged the Council to act tonight, as the firm is available now and the sooner they start, the better it will be for the City.

Mayor Tollefson pointed out that all information the City has will be used by the survey firm which will reduce the cost.

Mr. Jensen argued that this will be a delaying action and a waste of

\$50,000, which could be more advantageously used by hiring designing engineers. Mr. Perdue pointed out that the survey would not cost more than \$35,000 as \$15,000 has been ear-marked for City personnel to work on the project.

Dr. Battin urged Mr. Jensen to supply any additional information he might have in his possession.

Dr. Humiston pointed out that if additional information is brought out, the ordinance can be reconsidered within the time limit before it becomes effective, as there is no emergency as to publication.

Roll was then called on the passage of the ordinance without having been read in full, resulting as follows:

Roll call: Ayes 5; Battin, Goering, Humiston, Perdue, Tollefson. Nays 3; Bratrud, Jensen, Stojack. Absent 1; Hooker.

UNFINISHED BUSINESS:

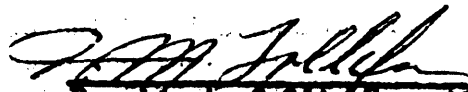
The Director of Utilities submits assessment and assessment roll for cost of improvement in L I D 5245, water mains in South State Street from South 15th to South 19th and in South 18th Street from South Sprague to South State. It was moved by Dr. Humiston, seconded by Mr. Perdue that December 6th be fixed as the date for hearing and carried on roll call: Ayes 8; Nays 0; Absent 1; Hooker.

The Director of Public Works submits the assessment and assessment roll for cost of the improvement in L I D 2186, oil mat surface on South M Street from South 64th to South 68th. It was moved by Dr. Humiston, seconded by Mr. Perdue that December 6th be fixed as the date for hearing and carried on roll call: Ayes 8; Nays 0; Absent 1; Hooker.

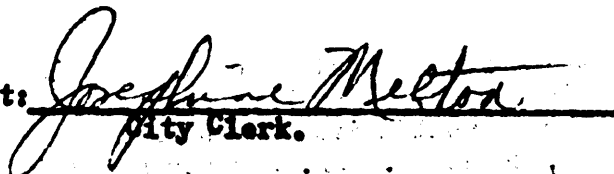
NEW BUSINESS:

Mr. Bratrud said he felt some one should represent the City of Tacoma at the American Municipal Association Convention in Miami, November 27th to 30th. Moved by Mr. Bratrud, seconded by Dr. Battin, that funds be authorized to send Mayor Tollefson and Dr. Humiston to the A. M. A. Convention in Miami. Mr. Jensen said he felt this should be on a rotation basis, as there are several Council members who have not enjoyed this privilege. Mr. Bratrud, with the consent of Dr. Battin (his second) then amended the motion to read, that funds be authorized to send the Mayor and two Council members to the A. M. A. convention. Motion carried on roll call: Ayes 8; Nays 0; Absent 1; Hooker.

Upon motion, duly seconded and carried, Council adjourned at 10:45 P. M.

  
President of City Council.

Attest:

  
City Clerk.