

COUNCIL CHAMBER, 7:30 P. M.

Monday, July 30, 1956.

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

It was moved by Dr. Battin, seconded by Mr. Stojack, that the minutes of the previous 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 on roll call: Ayes 6; Nays 1; Perdue (not voting) Absent 2; Bratrud, Humiston.

PETITIONS:

49 * Jack D. Simmons, et al, for rezoning from C-1 to C-2 District property on East side of M Street from South 39th Street for 250' north. Referred to City Planning Commission.

COMMUNICATIONS:

494 Douglas F. Albert of Albert and Campbell, attorneys for Gordon D. Alcorn, et al, serving notice of appeal from decision of the City Planning Commission on July 17th, 1956 in denying their petition for rezoning from C-2 District to R-2 District the property between North Proctor and North Adams from North 24th to North 25th. It was moved by Mr. Stojack, seconded by Mr. Tollefson to refer the notice to the City Planning Commission. Motion carried on roll call: Ayes 7; Nays 0; Absent 2; Bratrud, Humiston.

RESOLUTIONS:

Resolution No. 14730.

By ANDERSON:

Approving and confirming reappointment of Mrs. Gerald Longstreth as a member of the Tacoma Housing Authority for the term from August 17, 1956 to August 16, 1961.

Adopted on roll call July 30, 1956.
Ayes 7; Nays 0; Absent 2; Bratrud, Humiston.

Resolution No. 14731. L I D 5278. X

By HUMISTON:

Fixing August 21, 1956 as date for hearing on installation of cast iron watermain in South Madison Street from South 69th Street to South 74th Street; creating L I D 5278.

Adopted on roll call July 30, 1956.
Ayes 7; Nays 0; Absent 2; Bratrud, Humiston.

Resolution No. 14732. L I D 5280. X

By HUMISTON:

Fixing August 21, 1956 as date for hearing on installation of cast iron water main in East 50th Street from McKinley Avenue to East "K" Street; creating L I D 5280.

Adopted on roll call July 30, 1956.
Ayes 7; Nays 0; Absent 2; Bratrud, Humiston.

Resolution No. 14733. L. I. D. 5276. X

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By HUMISTON:

Fixing August 21, 1956 as date for hearing on installation of cast iron water mains in North 18th Street from Huson Street to Orchard Street; in North 14th from Huson Street to Orchard Street and in Orchard Street from North 11th Street to North 18th Street; creating L I D 5276.

Adopted on roll call July 30, 1956.
Ayes 7; Nays 0; Absent 2; Bratrud, Humiston.

Resolution No. 14734.

By GOERING:

Approving recommendation of Director of Public Works and the Board of Contracts and Awards and awarding contract for L I D 1957 to Ricco and Casperson on their bid of \$6,142.41. (Laying sewers in Alaska Street from South 60th Street south for 1,309 feet).

Adopted on roll call July 30, 1956.
Ayes 6; Nays 1; Mattin; Absent 2; Bratrud, Humiston.

Resolution No. 14735.

By GOERING:

Approving recommendation of the Director of Public Works and Board of Contracts and Awards and awarding contract for L I D 2258- cement sidewalks on South 70th Street from Sheridan to L Street; on west side of South M Street from South 70th Street north 300 feet to existing walk, and south side of South 68th Street from Sheridan to South M Street, to George Madsen Co. on its bid of \$3,321.10.

Adopted on roll call July 30, 1956.
Ayes 7; Nays 0; Absent 2; Bratrud, Humiston.

FIRST READING OF ORDINANCES:

Ordinance No. 15667.

Amending Ordinance No. 14793- ZONING ORDINANCE- by adding thereto a new Section to be known as Section 9J. (From R-2 one Family Dwelling District to "C-2" Commercial District; N. W. Corner South 74th Street and Puget Sound Avenue. Petition P. H. Croft, et al - 6-25-56). Read by title and placed in order of final reading.

Ordinance No. 15668.

Authorizing a temporary loan in the sum of \$5,000.00, from the General Fund to the Public Works Revolving Fund; providing for the repayment thereof; appropriating said sum of \$5,000, from said Public Works Revolving Fund for the purpose of paying the expenses of initiating the operation of a gravel pit; and declaring an emergency making necessary the passage of this ordinance and the appropriation herein contained. Read by title and placed in order of final reading. Mr. Tollefson requested the City Manager to keep a detailed account of all expenses of any nature involved in this project and to report the same to the City Council.

FINAL READING OF ORDINANCES:

Ordinance No. 15664. L I D 6746.

423 Approving and confirming assessment and assessment roll for cost of improvement in L I D 6746-- installing ornamental street lights with underground wiring on Rochester Street from 6th Avenue to North 9th Street. Read by title and passed.

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

Ordinance No. 15665. L I D 5254.

43 Approving and confirming assessment and assessment roll for cost of improvement in L I D 5254-- watermains in Orchard Street from North 21st Street to North 25th Street and in North 22nd Street from Orchard Street to Huson Street. Read by title and passed.

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

Ordinance No. 15666. L I D 2259.

35 Providing for laying an oil mat surface on South 44th Street from Sheridan Avenue to Asotin Street; creating L I D 2259. Read by title and passed.

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

Ordinance No. 15630. (Laid over to this date on July 23rd).

45 An ordinance to be known as the Driveway Control Ordinance, relating to and controlling the construction of proposed driveways and curbs, gutters, and sidewalks adjacent thereto; defining the duties of the Director of Public Works in relation thereto; providing penalties for the violation thereof; and amending Section 4 of Ordinance No. 14734. Read by title. City Manager Rowlands pointed out that the passage of the above ordinance had been held in abeyance pending receipt of copies of ordinances of other cities. He has now received these from the Chicago Library and it appears there is very little difference between the proposed Tacoma ordinance and the ordinances in effect in other cities. He advised that last Thursday a meeting had been held with the representatives from Contractors and Architects and the Industrial Committee of the Chamber of Commerce for discussion of the ordinance, and those present were told they could call in any amendments they might want after they had studied the proposed draft. No particular objections were voiced at the meeting and none were telephoned in later, Mr. Rowlands added. A slight change for the purpose of clarification has been made on page 2, paragraph b (2) making it read the name and address of the owner of the property abutting the street where the work is proposed, instead of the owner of the abutting property, Mr. Rowlands said. The other amendment covers the suggestion made by Councilman Jensen to leave the requirement for curbs and gutters in the industrial district to the discretion of the Director of Public Works and amends Sec. 5c (2) (b) at the end of the first paragraph on page 8, he added. It was moved by Mr. Jensen, seconded by Mr. Stojack to amend page 8 (Sec. 5c (2) (b) by adding the proviso drafted by the City Attorney, giving the Director of Works discretion in the requiring of the installation of curbs and gutters in industrial areas. It was pointed out by Public Works Director Staman that Section 4 on page 10 actually grants the Director this power. In view of this, Mr. Jensen, with the consent of his second (Mr. Stojack) withdrew his motion. It was moved by Mr. Tollefson, seconded by Mr. Perdue, to amend paragraph b (2) by substituting the words "owner of the property abutting the street" for the words "owner of the abutting property". Motion carried on roll call: Ayes 7; nays 0; Absent 2; Bratrud, Humiston. The roll was then called on the passage of the ordinance as amended resulting as follows:

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

UNFINISHED BUSINESS:

The Director of Utilities submitted the assessment rolls for the cost of the improvements in the following local improvement districts:

L I D 5258-- for cast iron watermains in East "E", "F" and "G" Streets from East 84th Street to East 86th Street and in East 86th Street from East "D" Street to East "G" Street; 203
48.8

L I D 5262-- for 6-inch cast iron water main in East 67th Street from "A" Street to East "B" Street. 260
48.8

It was moved by Mr. Perdue, seconded by Dr. Battin that September 4th, 1956 be fixed as the date for hearing on the above assessment rolls. Motion carried on roll call: Ayes 7; Nays 0; Absent 2; Bratrud, Humiston.

The Director of Public Works submitted the assessment rolls for the cost of the improvements in the following local improvement districts:

L I D 2152-- for grading and oil mat on East 30th Street from East "L" Street to within 15 feet of the west line of East "M" Street; 128
495

L I D 2234-- for grading to established grade and placing oil mat surface in the alley between North Huson and North Orchard Streets from North 37th Street to North 38th Street. 100
48.8

It was moved by Mr. Perdue, seconded by Mr. Tollefson that September 4th, 1956 be fixed as the date for hearing on the above assessment rolls. Motion carried on roll call: Ayes 7; Nays 0; Absent 2; Bratrud, Humiston.

City Manager Rowlands submitted M. C. 87, which is a progress report on the Fircrest Sewer. He read the seven points for consideration listed therein and commented briefly on several of these points. Attorney Joe. Gordon said he had been asked to represent owners of property on Leach Creek between the Meadow Park Golf Course and the point where it joins Chambers Creek. He warned the Council that there will without doubt be considerable damages to his clients' property if and when the flow of this creek is increased by the drainage from Tacoma being emptied into it. He also said the legal liability of the City of Tacoma has been well established by the case of Wood vs. Tacoma in 1911. John Piper, Dave Reuter, Arthur York, Mrs. Ida Frederick, Mr. and Mrs. Ray Frederick and C. W. Smith, who own property on Leach Creek, spoke against the City of Tacoma using this stream as a drainage outlet for storm sewers, alleging it will damage their grounds, endanger their homes and injure the natural beauty of the Creek. At the conclusion of the discussion, Mayor Anderson thanked them for presenting their views to the Council, and advised them that further study would be necessary before the Council takes final action. Mr. Staman advised that a meeting is scheduled for Friday on this subject, and that the State Fisheries, Game, Pollution and Hydraulics Departments will be represented at this meeting. 457
465

City Manager Rowlands submitted M. C. 88 on the subject of "Additional Data on County-City Building Agreement". Three formulas on "Alternate E" for the roughing in of the fifth and sixth floors of the County-City Building were listed in this communication. Mr. Rowlands stated that City Attorney McCormick, Finance Director Gaisford and himself believed that Formula No. 2, which is based on Original Agreement and adding Alternate "E" as a new unit and using occupancy of "E" as 50%, was the most reasonable in every respect. He reported that the staff is getting additional information from the Police Department on the advantages of a joint operation with the County, which he hopes to have ready for presentation to Council at next Monday's meeting. Alternate "E" could not have to be acted on until August 6th, as the County Commissioners have until August 10th in which to act. It was moved by Mr. Jensen, seconded by Dr. Battin, that the City Manager 456
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be directed to have a resolution drafted to present the proposition to the County of accepting Alternate "E" using formula No. 2, for next Monday's meeting. Motion carried unanimously. The use which will be made of these two floors and the ratio of City and County occupancy should be definitely decided beforehand, Mrs. Goering contended. Mr. Rowlands replied that right now it is contemplated to use this space for a County-City Health Department on a fifty-fifty basis, and the County has petitioned the United States for financial assistance under the Hill-Burton Act to aid in this project. Mr. Rowlands presented each Council member with a copy of a letter from the County Commissioners relative to financing the addition of Alternate "E", which had been received by his office this date.

X Dr. Battin, Chairman of the State Committee on Urban Renewal, read a report on this subject. This report pointed out that because the State of Washington does not have the necessary enabling legislation, Washington municipalities are denied this Federal Aid in the proportion of \$2.00 for \$1.00, which many cities and states are using to clear up seriously blighted, dilapidated and slum areas. The work that has been and is being done on this legislation was outlined. It stated that the Bill has been prepared by City Attorney McCormick, with the assistance of the Institute of Government Research of the University of Washington and attorneys from numerous other cities. The Tentative act has been presented to the State Legislative Council; has been given first reading, and will come up in August for second reading and amendments, after which it is hoped to have a "fool proof" bill for presentation to the State Legislature, the report stated. Mr. Tollefson reported that 43 states have an enabling act and that Washington is one of the few that does not. He also stated that the Association of Washington Cities approves this legislation and has been working for its passage.

Copies of a report of the comparative costs of insurance for the City of Tacoma, using the year 1953 and 1956, in response to request of Councilman Tollefson, (6-25-56) were submitted to each Council member by the Director of Finance. This report showed that a savings of almost \$6,000.00 has been made in the insurance costs of the City of Tacoma.

Mr. Bob Hovde, of the Tacoma-Pierce County Register and Vote Committee, read a resolution adopted by the Committee, thanking the Tacoma City Council for their cooperation in passing Ordinance No. 15646, authorizing registration in various designated places during the week of July 23rd, 1956 and thanking the City Clerk and members of her office staff who willingly worked extra hours and gave extra service during the Registration drive. City Clerk Josephine Melton reported that this drive had netted 2282 new registrations outside the City Hall and 596 transfers from one precinct to another and also 250 registrations in her office.

X Attorney Joe Gordon called attention to the article in Saturday's News-Tribune which quoted City Treasurer Lyle Lemley that the City Tax Records indicate that local theater receipts have dropped nearly 50% since 1950. This article stated further that Mr. Lemley said Congress is now considering lifting the 10% federal tax on theater admissions but there has been no discussion on the possibility of lifting the City tax, Mr. Gordon added. He also called attention to the plea made by theater owners a year ago to have the admission tax removed, at which time an ordinance to accomplish this was before Council, but it failed to pass. At that time it was promised that a review of all City revenue would be made and then serious consideration would be given to the admission tax. Mayor Anderson advised Mr. Gordon that the City Manager will check in to this immediately and make his report and recommendation to the City Council.

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

Attest:

Josephine Melton
City Clerk.

John H. Anderson
President of City Council