

COUNCIL CHAMBER, 7:45 P. M.

Monday, February 27, 1956.

Council met in regular session. Present 7; Bratrud, Goering, Humiston, Jensen, Perdue, Stojack, Tollefson. Absent 2; Battin, Hooker, both taking their seats immediately after roll call.

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

Mr. Boyle reported that complications have arisen relative to the existing utilities in the vacation of the alley between South Trafton and South State, extending from South Tacoma Way south, as petitioned for by the Northwest Chair Co. As this is the date for hearing on this vacation fixed by Resolution No. 14511, he suggested that the matter be considered at this time to accommodate Mr. T. A. Hill and Attorney John J. Reha, Jr., who are present to represent the petitioners in this instance. Mr. Backstrom stated that the Legal Department would like to have this hearing continued for one week. This continuance is agreeable to the petitioners, Mr. Reha advised. It was moved by Dr. Humiston, seconded by Mr. Perdue that the hearing be continued for one week to March 5, 1956 and carried on roll call: Ayes 9; Nays 0; Absent 0. 294
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RESOLUTIONS:

Resolution No. 14543. L I D 5270.

By HUMISTON:

Stating intention of Council to order installation of a six-inch cast iron water main in East "B" Street from East 58th Street to East 60th Street; creating L I D 5270; repealing Resolution No. 14537; and fixing March 20th, 1956 as the date for hearing thereon.

Adopted on roll call February 27, 1956.
Ayes 9; Nays 0; Absent 0.

Resolution No. 14544.

By HUMISTON:

Authorizing proper officials of City to execute and deliver to Port of Tacoma a quit claim deed conveying to the Port the City's interest in and to certain property on the tide-flats described herein, upon receipt of an easement from the Port of Tacoma and/or Reichhold Chemicals Inc.

Adopted on roll call February 27, 1956.
Ayes 9; Nays 0; Absent 0.

FIRST READING OF ORDINANCES:

Ordinance No. 15545. L I D 4574.

Providing for improvement of alley between North 21st Street and North 22nd Street from 234 feet west of Cedar Street, to Cedar Street, by grading and placing thereon an asphaltic surface; creating L I D 4574. Read by title and placed in order of final reading.

Ordinance No. 15546. L. I. D. 1945.

Approving and confirming assessment and assessment roll for cost of improvement in L I D 1945-- for sanitary or local sewers from the existing sewer at South 19th Street and State Street west to the alley between State and Trafton Streets, thence south in said alley 415 feet; also a stub line extending approximately 65 feet west on South 19th Street from the alley. Read by title and placed in order of final reading.

Ordinance No. 15547. L I D 2202.

Approving and confirming assessment and assessment roll for cost of improvement in L I D No. 2202-- gravel, crushed rock and oil mat surface, together with necessary storm drainage along Winnifred Street from 6th Avenue to South 11th Street. Read by title and placed in order of final reading.

Ordinance No. 15548. L I D 2238.

Approving and confirming assessment and assessment roll for cost of improvement in L I D 2238-- cement concrete sidewalks on South side of South 17th Street from Adams to Washington; on west side of Washington from South 17th to South 18th; and on North side of South 18th from Adams Street to Washington. Read by title and placed in order of final reading.

Ordinance No. 15549. L I D 4541.

Approving and confirming the assessment and assessment roll for cost of improvement in L I D 4541-- asphaltic concrete pavement on South 53rd Street from South D Street to Pacific Avenue. Read by title and placed in order of final reading.

Ordinance No. 15550. L I D 4549.

Approving and confirming assessment and assessment roll for cost of improvement in L I D 4549-- cement concrete pavement in the alley between I and J Streets from North 9th Street to North 10th Street. Read by title and placed in order of final reading.

Ordinance No. 15551. L I D 4551.

Approving and confirming assessment and assessment roll for cost of improvement in L I D 4551-- cement concrete pavement in alley between South D Street and Pacific Avenue from South 38th Street to South 40th Street. Read by title and placed in order of final reading.

Ordinance No. 15552.L I D 4556.

Approving and confirming assessment and assessment roll for cost of improvement in L I D 4556-- resurfacing with asphaltic concrete South 13th Street from Broadway to K Street; Ainsworth Avenue from Division to Sixth Avenue and Puyallup Avenue from Winthrop Avenue to East G Street. Read by title and placed in order of final reading;

Ordinance No. 15553.

Vacating that portion of alley between South M Street and South Sheridan Avenue, extending from South 11th Street to South 12th Street, being all of the alley between said streets as platted in Thompson's Addition and Alliance Addition. (Pet. Safeway Stores Inc., et al). Read by title and placed in order of final reading. 305

Ordinance No. 15555.

Directing the proper officials of the City of Tacoma to transfer the sum of \$33,466.60 from the Water Construction Fund of 1952 to the Water Fund. Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:Ordinance No. 15554.

Amending Section 31 of Ordinance No. 15106 entitled: "An ordinance adopting the pay or compensation plan as contemplated by Section 6.9 of the City Charter; prescribing the salaries to be paid to nonselective officers and employees of the City; etc." providing for the effective date hereof; and declaring a public emergency making necessary that this ordinance shall take effect immediately after publication. (lineman helper and wireman helper in general government departments). Read by title. Dr. Humiston reported that these two classifications were overlooked in drawing up the salary ordinance, and consequently are not being paid the prevailing wage, as is the policy of the Council. The purpose of this amendment is to correct this error, he added. After this explanation, roll was called on passage of the ordinance, resulting as follows:

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

UNFINISHED BUSINESS:

This is the date fixed by Resolution No. 14517, adopted January 30, 1956, for hearing on petition of Bart A. Hogeberg, et ux, requesting the City to vacate South Junett Street extending from South 37th Street to South 38th Street, and the Clerk reported the posting of the notices required by law and the filing of an affidavit of such posting. Also reported that a fee of \$50.00 had been paid by the petitioners, and that no remonstrances had been filed against the proposed vacation. Mr. Hogeberg was present to answer questions and Mr. Arthur Jordan of the City Planning Commission was also there for the same purpose. In reply to a question of Dr. Humiston's as to the purpose of the vacation, Mr. Jordan advised, that it was aimed at consolidating a light industrial district, and that this street had never been opened. Mr. Hogeberg at the present time operates a Golf Driving range at this location and he 285 329

needs all this property, Mr. Jordan added. No remonstrators appearing, it was moved by Mr. Jensen, seconded by Mr. Stojack that the petition be granted and the City Attorney be instructed to draw an ordinance vacating the street. Motion carried on roll call: Ayes 9; Nays 0; Absent 0.

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This being the date fixed by Resolution No. 14521, adopted by Council on January 30, 1956, for hearing on petition of Metropolitan Park District of Tacoma, requesting the City of Tacoma to vacate the following streets and alleys in West Park Addition to the City of Tacoma: South Stevens Street from South 19th St. to South 23rd St., South Verde Street from South 19th St. to South 23rd St., South 21st Street from Mason Avenue to Cheyenne Street, the alley between Mason Avenue and Stevens Street from South 19th to South 21st Street, the alley between Stevens and Verde Streets from South 19th to South 23rd Streets, the alley between Verde and Cheyenne Streets from South 19th to South 23rd Streets, the Clerk reported the posting of the notices required by law and the filing of an affidavit of such posting. Also reported that a fee of \$50.00 had been paid by the petitioner, and that no remonstrances had been filed against the proposed vacation. Mr. Jordan explained that it is desired to have these streets and alleys vacated for a baseball field. No remonstrators appearing, it was moved by Dr. Humiston, seconded by Mr. Perdue, that the petition be granted and the City Attorney be instructed to draw an ordinance vacating the above streets and alleys. Motion carried on roll call: Ayes 9; Nays 0; Absent 0.

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The L I D Committee reported that hearing was held by the Committee on February 7th, 1956 and a continued hearing was held at the meeting on February 21st, 1956 on L I D 4595, for resurfacing South M Street from South 41st Street to South 52nd Street, and at the continued hearing the remonstrance was reported to be 60.1% against the improvement. In view of this remonstrance the L I D Committee had no alternative but to sustain the remonstrance and order the district abandoned, and now makes this recommendation to the City Council. It was moved by Mr. Perdue, seconded by Dr. Battin that the Council concur in the recommendation of the L I D Committee. Motion carried on roll call: Ayes 9; Nays 0; Absent 0.

NEW BUSINESS:

Mr. Clifford A. Taylor, President of Washington State Dahlia Society, who had requested the privilege of appearing before the Council, was given an opportunity to speak at this time. He read in full a letter, which he had mailed earlier to the City Clerk. This stated that in their opinion Resolution No. 10413, dated November 7, 1934, which adopts the Chrysanthemum as the official flower of the City of Tacoma, is invalid in view of an item in the Council minutes of September 21, 1925, containing a motion which was made and carried, approving the proposal of the Federation of Improvement Clubs to make Tacoma the City of Dahlias. This letter stated further that, in their opinion, this motion made Tacoma the City of Dahlias and, although not so stated, this would automatically make the Dahlia the official flower of the City, and it is still in effect and the present Council should re-affirm the motion and clarify it by specifically naming the Dahlia as the official flower. Mrs. J. W. Lee of Lee's Dahlia Gardens, spoke at length on reasons why the Dahlia should be Tacoma's official flower instead of the Chrysanthemum, and she urged Council to make this choice official once and for all. Mayor Tollefson stated this appeared to be a question of law and asked City Attorney Boyle for his

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opinion. Mr. Boyle advised that the motion referred to does not adopt the Dahlia as the official flower, but merely names Tacoma as the Dahlia City and that in their opinion the Council may designate any flower as the official flower and have the right to change it any time they wish. The matter was discussed at length and in conclusion, Mayor Tollefson advised the group that he does not feel the Council should take any action of the matter at this particular time. He suggested that the Dahlia Society create sufficient enthusiasm for the Dahlia as the official flower by means of the Garden Clubs, Chamber of Commerce and flower lovers in general, to demand that the Council make a change.

Mayor Tollefson called attention to Resolution No. 14542, adopted by the Council during his absence last Monday, which authorizes him to appoint a Committee of three Councilmen to study the existing City Charter with a view to making recommendations for amendments to be submitted to the voters at the November election. It is his thinking that this Committee should not be appointed until after the March 13th election, and he asked if this would be agreeable to the Council members. A number of the Council members agreed to this procedure, and therefore the Mayor held the appointing of the committee in abeyance until after March 13th. 302 469

Mayor Tollefson stated that Mr. Backstrom is leaving at the end of the week and therefore it will be necessary to appoint an Acting Manager tonight. He asked the Council whether or not it wished to take this up in an executive session. Some members were in favor of this procedure, while others could see no reason why it should not be done in open session. It was moved by Col. Hooker, seconded by Dr. Battin that the appointment of an Acting Manager be discussed in Executive session. Motion lost on roll call: Ayes 4; Battin, Goering, Hooker, Ferdue. Nays 5; Bratrud, Humiston, Jensen, Stojack, Tollefson. 302 345

Mr. Bratrud stated he had a resolution to cover this situation, which was not on the Agenda. It was moved by Dr. Humiston, seconded by Mr. Jensen to suspend Rule 7 (relative to filing of new matter for Council's consideration) in order to consider Resolution No. 14545. Motion carried unanimously on voice vote.

Resolution No. 14545.

By BRATRUD:

Temporarily appointing Marcus E. Anderson, who is now employed as the Assistant Manager for the City, as the City Manager, to perform the duties of that office from March 2, 1956, until such time as the City Council shall select and appoint a permanent City Manager, or until removed by the City Council.

It was moved by Dr. Humiston, seconded by Dr. Battin to substitute the name of Clarence M. Boyle for Marcus E. Anderson. A discussion was held on this motion, and Mr. Jensen and Mr. Bratrud expressed the opinion that Mr. Anderson was the logical person for this position, as his appointment would be recognizing an established chain of authority, since he has been assistant City Manager for two and one-half years. Mrs. Goering said she felt the situation had been changed by Mr. Anderson's announcement that he was a candidate for the City

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Manager position, and he should therefore not be in a position different from the other candidates. Mayor Tollefson said that in his opinion the appointment of Marc Anderson as Acting Manager might deter other qualified candidates from applying. In reply to a question from Col. Hooker, Mr. Boyle stated that he definitely was not a candidate for the position. The Mayor raised a question as to whether the proposed amendment was out of order, since it changes the entire resolution. He was advised by Dr. Battin that, as this was merely a substitution of one name for another, it was in order. Roll was called on the motion to amend (substituting Boyle for Anderson) resulting as follows: Ayes 6; Battin, Goering, Hooker, Humiston, Perdue, Tollefson; Nays 3; Bratrud, Jensen, Stojack. Motion carried.

Mr. Bratrud made a statement that in voting against the amendment he was not doing so because he had anything against Mr. Boyle, but merely because he felt the City has a chain of authority which should be followed.

Roll was then called on Res. No. 14545 (as amended)

Resolution No. 14545.

By BRATRUD:

Temporarily appointing Clarence M. Boyle as the City Manager of Tacoma, to perform the duties of that office from March 2, 1956, until such time as the City Council shall select and appoint a permanent City Manager, or until removed by the City Council.

Adopted on roll call February 27, 1956.
Ayes 9; Nays 0; Absent 0.

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Mr. Bratrud, chairman of the County-City Building Committee made a brief report of the meeting with the County Commissioners this morning and stated that no conclusion had been arrived at. They are meeting again Thursday morning, and he would endeavor to have a more concise report for Council next week he added. Mayor Tollefson gave assurance that the City Council is going to do everything possible to come to a happy conclusion in the County-City Building matter.

Dr. Humiston, chairman of the Utility Committee, reported that Mc Kenzie and Co. have completed approximately one-third of the survey of the Utilities, and it is too early for them to make any recommendation. A final report will be ready some time during May, he added.

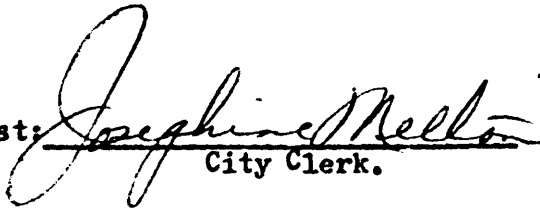
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Mr. Perdue, Chairman of the Committee for the selection of a new City Manager, reported that telegrams about the vacancy have been sent to the City Manager News, Western City Magazine, and American City Magazine, and the news will appear in these publications. He also reported that application blanks are now ready and will be sent to all who make inquiry. He attended a two day meeting of the Northwest City Managers' Association in Portland last week, at which he gained information as to the names of City Managers who might be interested in applying, Mr. Perdue said.

As this is Mr. Backstrom's last meeting, Mayor Tollefson at this time commended him on the outstanding work he had performed for Tacoma; thanked him for his splendid cooperation with the City Council; and wished him success in his new position at Wichita, Kansas. Mr. Backstrom in reply expressed his appreciation to the Council for the cooperation given him in setting up a new form of government, and said he feels he is leaving a fine staff in all departments, and a fine group of City employes with real ability; that a good foundation has been laid and from here on out great strides can be made. He also said Tacoma Citizens have to fight for good government and elect the right people on the Council. Tacoma is on the verge of a new era, and he urged the citizens and City officials to work together. 306

Upon motion, duly seconded and carried, Council then adjourned at 9:15 P. M.


President of City Council

Attest:


City Clerk.