

MAR 23 1954 187

COUNCIL CHAMBER, 7:40 P. M.

Monday, March 29, 1954.

Council met in regular session. Present 7; Goering, Hooker, Humiston, Jensen, Berdue, Stojack and Tollefson. Absent 2; Battin, (taking his seat at 7:45 P. M.) and Bratrud.

It was moved by Dr. Humiston 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. Jensen and carried on roll call: Ayes 7; Nays 0; Absent 2, Battin and Bratrud.

PETITIONS:

Federated Garden Clubs of Capital District (representing 2500 women in Tacoma and Pierce County) asking consideration of a larger meeting hall in the County-City building plans to accommodate at least 500 persons, with coffee privileges, instead of the planned space for meeting, which will seat only 250 persons. Read in full by Clerk and discussed at length by the Council. It was moved by Mr. Jensen that the Mayor acknowledge receipt of the letter and advise them to send their request to the County Commissioners and a copy to Architect Gordon Lumm. Motion seconded by Dr. Humiston and carried on roll call: Ayes 8; Nays 0; Absent 1; Bratrud.

Henry George, et al, requesting that Lots 1, 2, & 3, Block 8829, Tacoma Land Company's 6th Addition (S. E. Corner of South 38th and Sheridan, known as 1320 South 38th Street) be rezoned from R-2 District to C-1 District. Referred to City Planning Commission. 26

COMMUNICATIONS AND MEMORIALS:

Tacoma Branch, American Association of University Women, stating that at their regular meeting, March 20, 1954 they went on record as opposed to "Smear Advertising" and requesting the Tacoma City Council to pass an ordinance making it illegal to publish unsigned political ads or handbills; and making it mandatory for organizations to sign such ads with the full names and addresses of their Executive Board or Committee and for individuals to sign name and address, and providing penalties for infractions of the above ordinance. 208
Mr. Backstrom reported that this matter has previously been submitted to his office, and that the Legal Department is checking into the legality of such an ordinance. Mr. Boyle advised that his office is looking into the matter, and will have a report ready for the next meeting.

RESOLUTIONS:

Resolution No. 13870.

By BRATRUD:

Approving recommendation of the Director of Public Works and the Board of Contracts and Awards and awarding contract for grading, graveling, storm sewer and drain, together with oil mat, on Locust Lane and Linden Street from South 12th Street to Sixth Avenue, L. I. D. 2166, to Woodworth & Company Inc. on their low bid of \$13,211.60.

Adopted on roll call March 29, 1954.

Ayes 8; Nays 0; Absent 1; Bratrud.

Resolution No. 13871.

By HUMISTON:

Increasing maximum speed allowed by law on Washington Street between South Tacoma Way and South 50th Street from 25 miles per hour to 30 miles per hour; and directing proper officers of City to post at each end of said street and at other such inter-

MAR 29 1954

vening points as it is deemed advisable, signs of such size as to be easily read, setting forth the maximum speed allowed upon such portion of said highway.

Adopted on roll call March 29, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

Initial Resolution No. 13872.

For STORM SEWERS

L. I. D. 1924

BY BRATRUD:

Stating intention of Council to order laying sanitary or local sewers as follows: Trunk Sewer in Thorne Road from Ross Way to approximately 400 feet north of Lincoln Avenue; Lateral storm sewers in Ross Way; between Ross Way and Ashton Way; between Ashton Way and Maxwell Way; between Maxwell Way and Lincoln Avenue and in Maxwell Way; fixing April 20, 1954 as the date of hearing thereon. It was moved by Mr. Jensen to suspend Rule 9. Motion seconded by Col. Hooker, and carried unanimously on voice vote.

Adopted on roll call: March 29, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

FIRST READING OF ORDINANCES:

Ordinance No. 15000.

Repealing Sections 34 and 34a of Ordinance No. 14892, passed September 28, 1953, entitled: "An ordinance to provide for licensing and regulating the operation of certain devices, vehicles and things, and the carrying on of certain businesses, callings, professions, trades, occupations and activities in the City of Tacoma; etc. (LICENSE ORDINANCE) and declaring the effective date of such repeal. (repeal section covering carrying goods for hire- Express License, effective July 1, 1954.) Read by title and placed in order of final reading.

Ordinance No. 15001.

Amending Ordinance No. 14954 entitled: "An ordinance creating and establishing in the treasury of the City of Tacoma a special fund, pursuant to Chapter 38, 1953 Laws of Washington, to be known as "Cumulative Reserve Fund for Capital Outlay for Municipal Purposes"; specifying the purposes in general terms for which said fund is created; directing that the moneys budgeted annually for the purposes for which the fund is created, as well as any funds otherwise made available for said fund, be transferred to and held in said special fund; directing that all moneys credited to said fund be expended solely for the purposes for which said fund is created." Read by title and placed in order of final reading.

Ordinance No. 15002.

Amending Ordinance No. 14955 entitled: "An ordinance creating and establishing in the treasury of the City of Tacoma a special fund, pursuant to Chapter 38, 1953 Laws of Washington, to be known as "Cumulative Reserve Fund for Maintenance, Alterations and Repairs for Municipal Purposes"; specifying in general terms the purposes for which said fund is created; directing that the moneys budgeted annually for the purposes for which the fund is created, as well as any funds otherwise made available for said fund, be transferred to and held in said special fund; directing that all moneys credited to said fund be expended solely for the purposes for which said fund is created." Read by title and placed in order of final reading.

Ordinance No. 15003.

Amending Sections 25 and 26 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) Read by title and placed in order of final reading. 196

FINAL READING OF ORDINANCES:Ordinance No. 14990

Creating a working fund advance in the office of the City Planning Department, for use in the payment of the purchase of books, magazines, pamphlets and reports costing \$1.00 or less, and for miscellaneous small office needs in connection with the operation of said Department; and authorizing the Director of Finance to issue a warrant on the General Fund in the sum of \$25.00 for the purpose of creating said advance. Read in full and passed.

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

Ordinance No. 14991.

Ordering the construction, reconstruction and repair of sidewalks, gutters and curbs along and driveways across sidewalks and other appurtenances and works necessary thereto; providing for the payment therefor; stating the amounts of cost to be borne by the City Street Fund; and directing the levy of special assessments according to the benefits upon the respective abutting properties. Read by title. It was moved by Dr. Humiston that the first paragraph of Section 2 be amended by inserting after the word "City" in the fourth line the following: "from the money appropriated from the City"; and by inserting after the word "fund" in line 5 thereof the following " by Ordinance No. 14972"; and that Section 4 be amended by inserting after the word "the" in line 1 thereof the following: "Costs of the"; and by inserting after the word "improvement" in said line the following: "other than the portion thereof to be paid from the City Street Fund"; and by inserting in line 4 thereof after the word "Tacoma" the following: "as provided in Ordinance No. 14024"; and by inserting in said line after the word "advances" the following: "from the Sidewalk Construction Fund." Motion seconded by Mr. Perdue and carried unanimously. 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 as amended without having been read in full. 183 47-22

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

Ordinance No. 14992.

Creating a working fund advance in the office of the Personnel Department for use in the payment of small purchases and of incidental service charges; and authorizing the Director of Finance to issue a warrant on the General Fund in the sum of \$25.00 for the purpose of creating said advance. Read in full and passed.

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

Ordinance No. 14997.

Vacating the westerly 10 feet of Skyline Drive adjoining Lot One, Block K, Edw. P. Miller's Country Club Estates First Addition to Tacoma. Read in full and passed. 191

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

Ordinance No. 14998.

Authorizing the City Manager and the Public Utility Board under certain

30
MAR 29 1954
circumstances to bring a limited number of non-resident applicants for certain City positions, at the expense of the City, to the City of Tacoma for interview; and providing the manner of paying the cost thereof. Read in full. Council discussed at length the advisability of fixing a maximum sum that can be expended for this purpose and of specifying an account from which said funds are to be paid. Dr. Humiston said he felt that a definite fund should be set aside for this purpose. In explanation of the ordinance, City Attorney Boyle stated that the wording in Section 2, Line 17, which reads "and that funds for the payment of such expenses are lawfully available" was inserted to meet the provisions of State Law as such funds must be set up in advance; and that the expenditure is limited by the wording of the ordinance. After further discussion roll was called on the passage of the ordinance resulting as follows:

Roll call: Ayes 6; Goering, Hooker, Jensen, Perdue, Stojack, Tollefson. Nays 2; Battin, Humiston, Absent 1; Bratrud.

Ordinance No. 14999.

Amending Section 17i of Ordinance No. 14892 entitled: "An ordinance to provide for licensing and regulating the operation of certain devices, vehicles and things, and the carrying on of certain businesses, callings, professions, trades, occupations and activities in the City of Tacoma; to provide for the suspension and revocation of licenses issued; to establish license fees; to provide a penalty for the violation hereof; and to repeal ordinances Nos. 7545, etc." (License Ordinance) declaring an emergency and providing that this ordinance shall take effect immediately after publication. Read by title. Moved by Col. Hooker to Suspend Rule 9. Motion seconded by Dr. Humiston 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; Bratrud.

UNFINISHED BUSINESS:

This being the date fixed by Resolution No. 13862, adopted March 1, 1954, for hearing on petition of Northern Pacific Railway Co., et al, (3-1-54) for vacation of those portions of South 42nd Street, South Tyler Street, South Monroe Street, the alleys between Tyler and Monroe Streets and Monroe and Madison Streets, and the extension of South 42nd Street described in Section 3 of Ordinance No. 3612 of the City of Tacoma, the Clerk reported the posting of the notices required by law and the filing of an affidavit of such posting. Also reported that all fees, except the appraisal fee, had been paid by the petitioners and that no remonstrances had been filed against the proposed vacation. The Clerk reported that the Public Works Department had advised her that the reason the appraisal fee had not been paid was because the Real Estate Board had not submitted their appraisal figures in time for the petitioner to take care of this matter before the hearing date. Letters from the Director of Public Utilities and Director of Public Works, listing easements which should be provided for electric lines and sewers; and stating that if these are provided they have no objections to granting the vacation, were read for Council's information. Mr. Nixon, representing the N. P. Ry., and Mr. George D. Poe, representing the other petitioner, were present and urged Council to grant the vacation at this time, and assured the Council they would pay the appraisal fee as soon as the statement is received and promised to give the necessary easements. City Attorney Boyle advised the Council that it would not be illegal to approve the vacation at tonight's meeting, even though the appraisal fee had not been paid. After further discussion, it was moved by Dr. Battin that the vacation be granted subject to sewer and electric line easements, and the City Attorney be directed to draw the necessary ordinance. Motion seconded by Mr. Perdue and carried on roll call: Ayes 8; Nays 0; Absent 1; Bratrud.

Order of business reverted to

RESOLUTIONS:

Resolution No. 13873.

TOLLEFSON:

Confirming appointment by the Mayor of Ken Roegner to fill the term expiring June 30, 1954, of R. A. Mueller as a member of the City Planning Commission. 186

Adopted on roll call March 29, 1954.
Ayes 8; Nays 0; Absent 1; Bratrud.

UNFINISHED BUSINESS:

Dr. Battin stated that Dan Seymour's radio broadcast on March 29th mentioned a letter and asked whether the Mayor or any Council member could shed any light on this matter. He then asked Mr. Seymour to identify the letter in more detail. Mr. Seymour replied that the letter he referred to in the broadcast was dated June 18, 1953, addressed to Mayor Tollefson from Kenneth Billington, Executive Secretary of the Public Utilities Districts Association, and was an answer to the Mayor's inquiries concerning C. A. Erdahl. Mr. Homer Covington of Local 252 Building Trades Union, said he had read the letter from Kenneth Billington to the Mayor, referred to in the News Broadcast, and this letter was in answer to inquiries about C. A. Erdahl. He charged that this letter definitely made it clear that the Mayor and Council are interfering with the Public Utility Board. Mayor Tollefson admitted he had received the controversial letter, but said that he had not asked Mr. Billington for the information about Mr. Erdahl as the letter inferred. Mr. Billington had called on him personally and volunteered information similar to that contained in this letter and after the discussion, he told him to put his statements concerning Mr. Erdahl in writing, he added, and the letter mentioned was the result. The letter is in his files, together with many other letters seeking information about the Utilities Department, and it has not been shown to the other Councilmen as he felt it might tend to prejudice them, he stated. Also he contended that he had in no manner whatsoever influenced the Utility Board, and suggested that Mr. Covington contact the Board in order to ascertain if either he or any of the Council members had influenced them in any way. Dr. Humiston and several other Council members said that they too had been paid visits by Mr. Billington, who wanted to give them information about Mr. Erdahl.

Upon motion, duly seconded and carried, Council then adjourned at 10:15 P. M.

H. M. TOLLEFSON

President of City Council.

Attest:

Josephine Melton

City Clerk.