

Tuesday, September 6, 1955.

Council met in regular session. Present 6; Battin, Bratrud, Goering, Hooker, Humiston, Tollefson. Absent 3; Jensen, Perdue, taking his seat at 7:48, Stojack, taking his seat at 8:08 P. M.

It was moved by Col. Hooker, Seconded by Dr. Battin 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 0; Absent 3; Jensen, Perdue, Stojack.

RESOLUTIONS:

Initial Resolution No. 14383. L. I. D. 1847.

By BRATRUD:

Stating intention of Council to order laying of Sanitary or local sewers in North Shirley Street from North 31st Street to south line of Westmoreland Terrace; creating L I D 1847 and fixing October 4, 1955 as the date for hearing thereon. It was moved by Mr. Bratrud, seconded by Dr. Battin to suspend Rule 9 and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

Adopted on roll call September 6, 1955.
Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

Mayor Tollefson stated that persons interest in the vacation of the alley between Sawyer and Cushman, which is on the Agenda for hearing tonight, were present and he would entertain a motion to suspend the rules in order to accommodate them by considering the matter out of order at this time.

It was moved by Col. Hooker, seconded by Dr. Battin to suspend Rule 5 (Order of Business) to consider the vacation of alley between Sawyer and Cushman. Carried unanimously on voice vote.

UNFINISHED BUSINESS:

This being the date fixed by Resolution No. 14359, adopted August 8, 1955 for hearing on the petition of The Tide Company (2-15-54) for vacation of the alley between Sawyer Street and Cushman Avenue from Center Street south to the Northern Pacific Railroad right of way, the Clerk reported the posting of the notices required by law and the filing of an affidavit of such posting. Also reported that the filing fee of \$80.00 had been paid by the petitioners. The Clerk read in full an opinion from Paul J. Nolan, Assistant City Attorney, on the damages claimed by one of the abutting property owners in the block, who is protesting the proposed vacation due to the fact that his right of access will be cut off when the alley is vacated, which suggested in conclusion that unless the property owners have reached an agreement as to the damages in this matter prior to the Council hearing, that the Council deny the petition for want of authority to further proceed in the matter. She also read a letter dated September 6, 1955 from Tide Company, advising that the property owners are still discussing the matter of damages, that no final determination of this matter has been made and requesting that the matter be postponed for a period of ninety days to see if an equitable agreement can be reached between the parties. Attorney James E. O'Hern, representing Fred Anderson, the party claiming damages, stated his client would have no objections to a continuation of 90 days, but that there have been no recent negotiations. It was then moved by Mr. Bratrud, seconded by Col. Hooker that the hearing be continued for three months to Monday, December 5th. Motion carried on roll call: Ayes 7; Nays 0; Absent 2; Jensen, Stojack.

ORDER OF BUSINESS reverted to

Resolution No. 14384.By GOERING:

Authorizing and directing execution and delivery of a conditional sale contract to George F. and Vivian Ann Bell, for sale of Lots 7, 8 and 9, Block 22, Gills Seaview Park Addition for sum of \$725.00. (vacant land consisting of three 25 foot lots located on the north side of North 44th Street between Winnifred and Highland). It was moved by Dr. Humiston, 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.

Adopted on roll call September 6, 1955.
Ayes 7; Nays 0; Absent 2; Jensen, Stojack.

Resolution No. 14385.By GOERING:

Accepting bid of George D. Poe & Co. for purchase of Lot 14, Block 25, Frace's First Addition for sum of \$100.00 cash. (vacant land in an undeveloped area being 300 feet south of South 14th Street on east side of Mildred Street). It was moved by Dr. Humiston, 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.

Adopted on roll call September 6, 1955.
Ayes 7; Nays 0; Absent 2; Jensen, Stojack.

Resolution No. 14386.By PERDUE:

Approving recommendation of the Director of Public Works and Board of Contracts and Awards and awarding contract for furnishing one chassis dynamometer, for top floor mounting and auxiliary test instruments, to Motor Parts & Equipment, Inc. on its low bid of \$4653.00.

Adopted on roll call September 6, 1955.
Ayes 7; Nays 0; Absent 2; Jensen, Stojack.

Resolution No. 14387.By GOERING:

Authorizing sale of all right, title and interest of the City of Tacoma acquired by and through the local improvement district assessment for sum of \$10.00 in cash to Charles P. Larsen, for certain described property consisting of 167 lots located between South 14th and Barron Streets and between Vassault and Mildred Streets, in order to clear the title. It was moved by Mr. Bratrud, seconded by Col. Hooker to suspend Rule 9, and carried unanimously on voice vote. The resolution was then adopted without having been read in full.

Adopted on roll call September 6, 1955.
Ayes 7; Nays 0; Absent 2; Jensen, Stojack.

The Clerk reported that there was a resolution which had been received too late to be placed on the Council Agenda.

It was moved by Mr. Bratrud, seconded by Dr. Battin that Rule 7, relative to filing of new matter for Council's consideration, be suspended in order that Resolution No. 14388 might be adopted. Motion carried unanimously on voice vote.

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Resolution No. 14388.By TOLLEFSON:

Confirming reappointment of Gerritt VanderEnde as a member of the Tacoma Housing Authority for the term expiring August 16, 1960.

Adopted on roll call September 6, 1955.
Ayes 7; Nays 0; Absent 2; Jensen, Stojack.

FINAL READING OF ORDINANCES:Ordinance No. 15422

Directing the Director of Public Works to transfer an additional \$20,000 from the City Street Fund to the City Street investment Fund; and authorizing the expenditure of the same pursuant to the terms of the agreement between the City of Tacoma and the State of Washington, Department of Highways, for the construction of Federal Aid Project No. U-4601 (1), Milwaukee Way Extension, said agreement and manner of expenditure being previously set forth in Ordinance No. 15260. 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 7; Nays 0; Absent 2; Jensen, Stojack.

Ordinance No. 15423.

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." by adding thereto a new section to be known as Section 3H. ((including property now in "R-3" Two Family Dwelling District in "C-2" Commercial District as follows: W. side of South Puget Sound Avenue from 120' south of South 56th to South 58th; N. E. corner of intersection of South 11th and Sheridan and at the east side of South Sheridan between South 11th and South 12th). Read by title. It was moved by Dr. Humiston to suspend Rule 9, seconded by Mr. Perdue and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 7; Nays 0; Absent 2; Jensen, Stojack.

UNFINISHED BUSINESS:

This being the date fixed by Resolution No. 14358, adopted August 6, 1955 for hearing on petition of Fred G. Berto, et al (10-29-54) for vacation of westerly 10 feet of Shirley Street extending from Sixth Avenue to South 12th Street, 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 \$80.00 had been paid by the petitioners, and that no remonstrances had been filed against the proposed vacation. The Clerk read a letter from the Director of Utilities, advising that the Light Division has approved the vacation provided that easements are retained to install and maintain and operate transmission, sub-transmission, distribution and communication lines, services, poles and appurtenances over the said vacated 10 foot strip abutting Lots 9 to 12 inc., Block 24 and Lots 1 to 12 inc. of Block 25; and easements for installation and maintenance of anchor guys and wires across certain portions of the vacated strip more fully described herein (letter dated July 7, 1955). A communication from the Director of Public Works (11-1-54), stating they have no objection to this vacation and recommend its approval, was also read for Council's information. The Clerk also read a letter from the Chief Planning Engineer (7-22-55) advising that at the Commission meeting of July 19, 1955 they approved the

vacation of the westerly 10 feet of Shirley from 6th Avenue to South 11th Street subject to the requirements of the Department of Public Utilities as set forth in letter of July 7, 1955 and stating that the strip abutting Shirley from South 11th to South 12th was omitted at the request of the traffic engineer. Mr. Backstrom stated that he has a map showing the proposed traffic interchange, which explained the reason the Traffic Engineer asked that the block from 11th to 12th be eliminated from the vacation proceedings. None of the Council members were informed as to the reason for the petition to vacate the strip, and as the petitioners were not present to make this explanation, it was the consensus that action should be delayed until a positive reason for the necessity of vacating was submitted. It was moved by Mr. Bratrud, seconded by Dr. Battin to continue the hearing to October 3rd, 1955 and carried on roll call: Ayes 8; Nays 0; Absent 1; Jensen.

Mr. Backstrom referred to M C #73- relative to a Comprehensive Sewer Plan for Tacoma- which was submitted to Council on June 13th, 1955, at which time the Council instructed him to survey the qualifications of a number of consulting engineering firms having experience in developing comprehensive sewer plans for other cities. His office staff has been busy carrying out these instructions and has obtained a list of nine firms that have indicated they are interested in the matter. He requested that a Council Committee be appointed to sit with the Staff to interview these firms to determine which are best qualified and to discuss the contract and cost of their services. The matter was discussed at length and at the conclusion of the discussion Mayor Tollefson appointed the following members to serve on this committee: Paul Perdue, Chairman, A. H. Hooker and Erar Bratrud.

NEW BUSINESS:

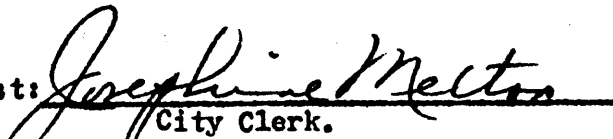
Mr. Backstrom, City Manager, presented the Proposed Preliminary Annual Budget for the year 1956 for General Government and the Public Utility Department. He pointed out that last year the Department heads had been requested to appear before the Council at the meeting following submission of the Budget to discuss and explain their budget and suggested that if Council so desired, this procedure could be followed again. He complimented the Department heads for the fine manner in which departmental requests were submitted. Although no provision for additional compensation for City employees appears in the Preliminary Budget, this does not necessarily mean no increases will be granted, Mr. Backstrom said. The Preliminary Budget must be adopted by September 20th and the Final Budget by October 7th, he advised. Dr. Humiston inquired whether or not the costs for the coming Charter Revision, including publishing of the proposed Charter and election costs, had been included in the Budget and Mr. Backstrom replied in the negative and said this item would add another \$41,000 to the Budget expenditures. The possible saving which might be made by holding the Charter election next spring at the same time the City is by law committed to hold an election was discussed and Mr. Backstrom referred Council members to an opinion from Paul Nolan, dated August 24, 1955, (copies furnished each Council member) on this matter which had been compiled at his request. Mr. Backstrom was directed to write a letter to the Freeholders making suggestions concerning the time for holding the Charter election and Dr. Humiston said he would be willing to appear before that body to explain the same.

Upon motion, duly seconded and carried, Council then adjourned at 8:55 P.M.



 President of City Council.

Attest:



 City Clerk.