

Monday, October 25th, 1954.

Council met in regular session. Present 5; Bratrud, Goering, Hooker, Humiston, Tollefson. Absent 4; Battin, taking his seat at 7:55 P. M. and Jensen, Perdue, and Stojack for the entire meeting.

It was moved by Col. Hooker 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 carried on roll call: Ayes 5; Nays 0; Absent 4; Battin, Jensen, Perdue, Stojack.

RESOLUTIONS:Resolution No. 14069.By JENSEN:

Approving recommendation of Director of Public Works and Board of Contracts and Awards and awarding contract for constructing sanitary sewer at South 36th and Mason and vicinity, L I D 1923, to Paine-Gallucci, Inc. on its low bid of \$2,385.50.

Adopted on roll call October 25, 1954.

Ayes 5; Nays 0; Absent 4; Battin, Jensen, Perdue, Stojack.

Resolution No. 14070.By PERDUE:

Authorizing and directing Director of Finance to call for bids and sell surplus personal property accumulated in Fire Department consisting of approximately 200 pairs knee boots, 120 feet anchor chain and 6000 feet double jacket rubber-lined 2½ inch fire hose, which property has outlived its usefulness in the Fire Department.

Adopted on roll call October 25, 1954.

Ayes 5; Nays 0; Absent 4; Battin, Jensen, Perdue, Stojack.

Resolution No. 14071.By GOERING:

Authorizing proper officers of City to expend the following amounts from Cumulative Reserve Fund for Capital Outlay for Municipal Purposes, to-wit:

\$7,740 to pay a part of the cost of the construction of a new fire station at 3741 South 35th Street;

\$348.00 to purchase an adding machine to use in the administrative office of the Fire Department for payroll and claim work;

\$358.00 to purchase additional dictaphone equipment for use in Public Works Department;

\$350.00 to purchase additional dictaphone equipment for Manager's office.

Adopted on roll call October 25, 1954.

Ayes 5; Nays 0; Absent 4; Battin, Jensen, Perdue, Stojack.

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Resolution No. 14072.

By JENSEN:

Fixing Monday, November 29th, 1954 as the time for hearing on petition to vacate Campbell Street from Ruston Way and extending in an easterly direction approximately 257.042 feet to the government bulkhead line and Edwards Street extending from Ruston Way in an easterly direction approximately 404.144 feet to the government bulkhead line. (Petition American Smelting and Refining Co.).

Adopted on roll call October 25, 1954.
Ayes 5; Nays 0; Absent 4; Battin, Jensen, Perdue, Stojack.

Resolution No. 14067. (Laid over to this date on October 18th).

By HUMISTON: (A revised resolution submitted by Utility Department).

Authorizing the Director of Utilities to sell surplus transformers up to and including 15 KVa capacity at \$3.50 per kva in amounts not to exceed \$500.00 until such time as the Council shall terminate such authority. A copy of Resolution No. U-66 adopted by the Public Utility Board on February 10, 1954, and which had been referred to in the original draft of Resolution No. 14067, was presented for Council's information. The revised resolution was discussed by the Council and Dr. Humiston suggested that it would be wise to have a definite period of time set forth therein. After further consideration, it was moved by Dr. Humiston, seconded by Mr. Bratrud, that the resolution be amended by striking the words at the end of the resolution "until such time as the Council of the City of Tacoma shall terminate this authority." and substituting the words "for a period of not to exceed six months from the date of the adoption of this resolution". Carried on roll call: Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack. The resolution was then adopted as amended.

Adopted on roll call October 25, 1954.
Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

FIRST READING OF ORDINANCES:

Ordinance No. 15145.

Appropriating the sum of \$3803.99 from Cumulative Reserve Fund Public Buildings, for the purpose of paying a part of the cost of the construction of a new fire station. Read by title and placed in order of final reading.

Ordinance No. 15146.

Authorizing the proper officers of the City of Tacoma to grant a permit to the Oregon-Washington Railroad and Navigation Company, a corporation, for a telephone line to cross the intersection of South 9th and A Streets and attach to the City of Tacoma Fire Department Station No. 6; and fixing the terms and conditions of such permit. Read by title and placed in order of final reading..

Ordinance No. 15147.

Relating to health and sanitation; providing for and regulating the collection, removal and disposal of garbage and refuse and dead animals in the City of Tacoma; providing for the handling thereof exclusively by the City through its Public Works Department, Sanitary Division; providing penalties for the violation thereof; repealing Ordinances Nos. 18005 and 18279 and all ordinances and parts of ordinances in conflict herewith. Read by title and placed in order of final reading.

Ordinance No. 15148.

Authorizing the proper officers of the City of Tacoma to advance the sum of \$1,056.55 to satisfy the judgment entered against the City of Tacoma in the case of City of Tacoma vs. Offner, et al, No. 120323; and providing for the repayment of said amount. Read by title and placed in order of final reading.

Ordinance No. 15149. L I D 2215.

Providing for improvement of north side of South 14th Street from Alder Street to Cedar Street by grading and construction of cement concrete sidewalks thereon; creating L I D 2215. Read by title and placed in order of final reading.

Ordinance No. 15150. L I D 4541.

Providing for the improvement of South 53rd Street from South D Street to Pacific Avenue by grading, paving, curbs and gutters; creating L I D 4541. Read by title and placed in order of final reading.

Ordinance No. 15151. L I D 2105.

Approving and confirming the assessment and assessment roll for cost of the improvement in L I D 2105. Read by title and placed in order of final reading.

Ordinance No. 15152. Work Orders Nos. 5977 and 6017.

Approving and confirming the assessment and assessment roll for cost of the improvement consisting of the construction, reconstruction and repair of sidewalks, gutters, curbs and driveways along and across sidewalks and other appurtenances designated as Work Orders Nos. 5977 and 6017. Read by title and placed in order of final reading.

FINAL READING OF ORDINANCES:Ordinance No. 15135.

Granting to the Great Northern Railway Company and the Oregon-Washington Railroad and Navigation Company, their successors and assigns, the right, privilege and authority to lay down, construct, maintain and operate a railroad track on, along, over and across East Twenty-first Street in the City of Tacoma. Read by title. It was moved by Dr. Humiston, Seconded by Col. Hooker to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

Ordinance No. 15142.

Authorizing and directing the City Attorney of the City of Tacoma to purchase and/or institute and prosecute an action in the Superior Court of the State of Washington for Pierce County under the right of eminent domain for the condemnation and acquisition in fee simple of certain tracts or parcels of land for the purpose of acquiring a right of way for alley in order to complete the alley now existing between Park Avenue and Yakima Avenue from South 61st Street to South 64th Street in the City of Tacoma; and providing for the payment therefor. Read by title. It was moved by Dr. Humiston, seconded by Col. Hooker to suspend Rule 9 and carried unanimously on voice vote. The ordinance was then passed without having been read in full.

Roll call: Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

Ordinance No. 15143.

Appropriating the sum of \$2900.00, or so much thereof as may be necessary, from Cumulative Reserve Fund, Maintenance and Operation, to pay the cost of printing, mailing and other related costs incurred in preparing the annual report of 1954. Read in full and passed.

Roll call: Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

Ordinance No. 15144.

Fixing the salary of the Police Court Judge of the City of Tacoma for the four-year term commencing in January, 1955. (\$7920 per annum, \$3,000 payable by Pierce County and \$4920 payable by City of Tacoma for 1st year and \$8,700 each for next three years, \$3,000 to be paid by County and \$5,700 by the City). Read in full and passed.

Roll call: Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

It was moved by Dr. Humiston to suspend Rule 7, pertaining to filing of new matter for Council's consideration, in order to give first reading to Ordinance No. 15153. Motion seconded by Mrs. Goering and carried on roll call: Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

FIRST READING OF ORDINANCES:

Ordinance No. 15153.

Amending Section 6 of Ordinance No. 15113, entitled: "An ordinance providing for the improvement of Durango Street from South 15th Street to South 17th Street by laying an oil mat thereon; creating L I D 2211, etc." (Changing issue of bonds from ten year to seven-year bonds). Read by title and placed in order of final reading.

UNFINISHED BUSINESS:

This being the date to which Council continued the hearing on the appeal of Ray O'Flyng (8-30-54) from the decision of the City Planning Commission to deny his petition for rezoning from R-2 District to C-1 District property known as 5220 Pacific Avenue, the matter was brought up at this time. The feasibility of holding the hearing this evening was discussed, in view of three council members being absent and Mayor Tollefson and Dr. Humiston desiring not to participate in the deliberations, it was felt that it would not be fair to the petitioner to hold the hearing at this time under the circumstances, and it was moved by Mr. Bratrud, seconded by Col. Hooker to continue the hearing to November 15th. Carried on roll call: Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

NEW BUSINESS:

City Manager Backstrom reported that he had received a letter from Amanda B. Smith, Mayor of the City of Olympia, requesting the assistance of Dr. Fargher, Director of Health, one day per week to assist Thurston and Mason Counties until such time as they can replace their Health Officer, who recently took a position with the State of Washington, and stating that the City of Tacoma would be reimbursed for his services. That matter was discussed by the Council as a whole, and it was the consensus that it would be permissible to "lend Dr. Fargher for not more than a six week period and that his travel expenses should also be paid. It was moved by Col. Hooker, seconded by Dr. Battin to grant the request of Mayor Amanda B. Smith of Olympia and approve the loan of Dr. Fargher for one day per week for a period not to exceed six weeks with the provision that the City of Olympia reimburse the City of Tacoma for his salary for one day each week plus travel expenses. Carried on

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roll call; Ayes 6; Nays 0; Absent 3; Jensen, Perdue, Stojack.

City Manager Backstrom reported back on Council's request to study the feasibility of revising the City ordinances regarding dogs. Mr. Backstrom read a letter from Mr. Boyle, City Attorney, in which he explained that there is an apparent need for regulations pertaining to animals, especially where they are invading property rights of other persons and are running uncontrolled on playfields and other public properties, but that in order for an ordinance to be effective there must be some direct and specific authority delegated to responsible persons, such as the Humane Society. Mr. Boyle further stated in his letter that the most efficient form would be to set forth and define as nuisances the violations or acts which should be controlled, and give the Humane Society the power to enforce the ordinance by impounding the animals, with the privilege given the owner of redeeming same upon certain conditions to prevent future violations by the animal redeemed. Mr. Backstrom pointed out that the Pierce County Commissioners have passed regulations for this control. The Council members discussed the issue in full, and it was the consensus that Mr. Backstrom contact the Tacoma Humane Society for its views, and that Mr. Boyle draw a tentative ordinance for Council's perusal and study.

Upon motion, duly seconded and carried, Council then adjourned at 8:45 P. M.

H. M. TOLLEFSON

President of City Council.

Attest:

Josephine Melton
City Clerk.