

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, May 20, 1969

The meeting was called to order by Mayor Rasmussen by 4 P. M.

Present on roll call 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen. Absent 1: Zatkovich.

The Flag Salute was led by Mrs. Banfield.

Mayor Rasmussen announced that James Reiser, Fire Chief, was present and would introduce the firemen who were responsible for the building of the float for the Daffodial Parade.

Chief Reiser introduced Capt. Jack Harkins who designed the float, and Firefighter Paul McNail who constructed the framework. Chief Reiser explained the city float, called "The Three Little Pigs", won the Sweepstakes Award for the third consecutive year. He also explained persons from the Public Works, Park Dept. and the Ladies of the Auxiliary of the Fire Dept. helped in making such an award possible.

Capt. Jack Harkins presented the Trophy for the Sweepstakes Award to Mayor Rasmussen.

Mayor Rasmussen said he thought the 1969 Float was the best that he had seen in any parade. He thanked Capt. Harkins and Firefighter McNail for their contributions to the City of Tacoma.

Mayor Rasmussen asked if there were any omissions or corrections to the minutes of the meeting of April 15, 1969.

Mr. Bott asked that a correction be made on Page 9, 3rd paragraph, changing the time he left the meeting from 4:10 P.M. to 7:10 P.M.

Mayor Rasmussen asked that the word 'not' be added after the word 'was' on Page 9, 1st line, 3rd paragraph from the bottom of the page.

Mr. Murtland moved that the minutes of the meeting of April 15, 1969 be approved as corrected. Seconded by Mr. Cvitanich. Voice vote taken. Motion unanimously carried.

Mr. Cvitanich moved that Mr. Zatkovich be excused from the meeting. Seconded by Dr. Herrmann. Motion carried unanimously.

HEARINGS & APPEALS:

This is the date set for hearing on the appeal submitted by Cooney Cranes Inc. on its audit assessment on the business and occupation tax.

A communication was read from the committee who had been appointed to review and make recommendations to the Council concerning the disposition of the appeal submitted by Cooney Cranes, Inc. from an assessment levied by the Director of Tax & Licenses.

The committee recommended if there was a difference in the tax rate between any other municipality levying a B & O Tax on the business of Cooney Cranes transacted with the corporate limits of that city and the City of Tacoma rate, that the taxpayer would pay to the City of Tacoma the difference, in the event the Tacoma rate was greater than that levied. The Committee believed that this would be a fair and equitable procedure insofar as both the taxpayer and the City are concerned, as there would be no double taxation.

Mr. Cvitanich asked when the State Law covering this type of problem was adopted.

Mr. McLemman, Director of Tax & Licenses, explained the provision that is being discussed was adopted as a State Law in approximately 1934 or 1935. The City adopted its law in 1950. The State Law relative to this type of activity has not been changed in the last twenty-five years, and he pointed out that the taxpayer must maintain a place of business in order to avoid a multiple tax.

Mr. Cvitanich asked if this type of criteria were approved by the Council, would it also be applied to any other contractor.

Mr. McLemman felt if this particular agreement was imposed, the regulations should be amended to include all contractors who are involved, not only firms engaged in the service classification, but also in retailing, wholesaling, etc.

Mrs. Banfield felt the tax should be paid in Tacoma and the taxes paid in other cities should not be considered.

Mr. McLemman felt that Cooney Cranes, Inc. is subject to the tax that has been imposed and the tax should also include an additional tax liability in the amount of \$224.85, which would include the past two years. He assumed the taxpayer, in order to avoid multiple taxation between the taxing jurisdictions of Seattle and Tacoma, had filed in Seattle to avoid paying taxes in Tacoma. He thought that only one city should collect the full tax from any firm, regardless where the base of operations is located.

Mr. Bott felt the proposed recommendation of the committee would accomplish the purpose stated by Mr. McLemman.

Mr. McLemman felt the committee's proposal would complicate matters as there are no regulations in the code covering this method of computation.

Mr. Finnigan felt the whole theory was a reciprocal arrangement between various taxing authorities.

Mr. McLemman said this has been the arrangement, to avoid any controversial jurisdiction and any multiple tax. He felt that the regulations should also be amended regarding contractors since their method of operations are unique.

Mr. Finnigan felt this was a good suggestion as most contractors do business outside their local city.

Mr. Poll, attorney for Cooney Cranes, Inc. explained there had been two points of controversy, and the recommendation of the Mayor's committee had not mentioned the second one. At the first hearing the classification of the tax itself was discussed. He also said that Cooney Cranes did agree at the previous hearing on a proposed settlement of the matter, but this was not to concede the validity of the tax, but rather as a way to be worked out. He added he would disagree with the recommendation as he was concerned with a firm that is in business, trying to maintain their competitive position. The proposal indicated that as long as Cooney has an office in Tacoma it is always going to pay a tax to the City at a minimum rate of .025, which effectively reduces its competitive position when compared to a firm that is based in Seattle. He further added he did not disagree that if the work is being done in Tacoma, they should pay the tax in Tacoma. But, if Cooney is to be taxed for activities within the City of Seattle, then the firm is penalized the above percent of additional tax when compared to a Seattle based operation. He also felt the regulations in Tacoma should be more explicit. He said the tax should be charged where the job is being performed, not from where it is billed.

Mr. Cvitanich moved to concur in the recommendation of the Director of Tax & License in his original position. Seconded by Mrs. Banfield.

Mr. Johnson asked that Mr. McLemman restate his original position before the vote is taken.

Mr. McLemman asked if this pertained to setting up a new section in the code.

Mr. Johnson explained that a firm with headquarters in Tacoma would be taxed the full rate of .0025 for any work done inside the City of Tacoma. If the firm has any tax imposed from any corporate entity outside of Tacoma, then that amount of money on which that tax was based would be deducted and Tacoma would not tax the firm on that amount.

Mr. McLennan felt as far as contractors are concerned, a separate classification should be set into the regulations.

Mr. Johnson said he was referring to this particular firm, Cooney Cranes, Inc.

Mr. McLennan explained that unless this specific firm had a place of business in another city they would not be allowed to deduct any amount from their gross income in computing the measure of Tacoma's tax. This is the present regulation.

Mr. McLennan noted that Mr. Poll does not concur in this statement, he had called the City of Seattle today to reaffirm Seattle's position in the matter and they said that where a taxpayer utilized the telephone directory as a direct line to their home office to secure business, they would not be subject to tax. Also if the equipment is located on property, they still would not be required to register in the City of Seattle. He did not know why Cooney Cranes, Inc. had registered in Seattle and why they are paying taxes to that City. The Tax & License Dept. in Seattle had also said Cooney Cranes Inc. should not be registered with them.

Mr. Finnigan thought Mr. McLennan had said that if a contractor had a \$100,000 job in Seattle he would be allowed to pay the tax in Seattle and not to the City of Tacoma. But now it is said that unless a firm has an office in the City of Seattle, a tax would not have to be paid in Seattle. These statements do not jibe.

Mr. McLennan said he was talking about contractors involved in retailing, wholesaling or sub-contractors and public road contractors. In those instances the gross income would be allowed the deduction. However, in speaking of the service classification, which is the classification that Cooney Cranes Inc. is under, they would have to have a bona fide office in Seattle in order to avoid paying a tax to Tacoma.

Mayor Rasmussen left the meeting temporarily and Deputy Mayor Bott presided.

Deputy Mayor Bott felt, perhaps this problem was the difference between the opinion of the Tax & License Departments in Tacoma and Seattle.

Mr. McLennan felt it was up to Cooney Cranes Inc. to check with Seattle and determine whether or not they are required to be registered in Seattle.

Roll call was taken on the motion to concur in the recommendation of the Director of Tax & Licenses in his original position, resulting as follows:
Ayes 4: Banfield, Cvitanich, Finnigan and Herrmann. Nays 3: Bott, Johnson and Murtland. Absent 2: Mayor Rasmussen (temporarily) and Zatkovich. Motion carried.

This is the date set over for hearing on the Zoning Ordinance Text Amendments-Definitions related to Building and Vehicle.

No one appearing and no protests being made, Mr. Cvitanich moved to concur in the recommendation of the Planning Commission and that an ordinance be drafted, approving same. Seconded by Mr. Finnigan. Voice vote was taken. Ayes 6: Banfield, Cvitanich, Finnigan, Herrmann, Johnson and Murtland. Nays 1: Bott. Absent 2: Zatkovich, Mayor Rasmussen (temporarily). Motion carried.

This is the date set for hearing on the rezoning of the S. W. corner of So. 37th & Tacoma Ave. from an "R-3" to a "C-1" District, submitted by Puget Sound National Bank.

No one appearing and no protests being made, Mr. Finnigan moved to concur in the recommendation of the Planning Commission and that an ordinance be drafted approving same. Seconded by Mr. Murtland. Voice vote was taken. Motion unanimously carried.

PETITION:

Petition from Weyerhaeuser Company requesting rezoning of the area west of the intersection of Tyler St; So. 32nd St; Wright Ave. and So. 34th from an "R-2" to an "R-3" to an "R-3-PRD" District.

Referred to the City Planning Commission.

COMMUNICATIONS:

John Petrich, Attorney, representing Community Telecable of Tacoma, Inc., requesting permission to speak on the C. A. T. V. franchise ordinances.

Deputy Mayor Bott announced if there were no objections, Mr. Petrich would be allowed to speak regarding the franchise when the ordinances come up for first reading.

RESOLUTIONS:

Resolution No. 20124 (postponed from the meeting of March 18, 1969)

Authorizing to negotiate a lease agreement with the Tacoma Art Museum, whereby the city would lease to such institution the property presently occupied by the old fire station on a month-to-month basis.

Mr Cvitanich moved to continue this resolution for four weeks, until June 12, 1969. Seconded by Mrs. Banfield. Voice vote was taken. Motion unanimously carried.

The Resolution was postponed until June 19, 1969.

Resolution No. 20178 (postponed from the Meeting of April 29, 1969)

Accepting certain offers from Robert S. Nichols et al, for property in the Urban Renewal Project Wash. R-14 for the purchase price of \$222,279.00.

Dr. Herrmann moved that the resolution be adopted. Mr. Finnigan seconded the motion.

Mayor Rasmussen asked what were the proposed plans for the building.

Mr. Wright, Urban Renewal Director, explained in the redevelopment program for this corner, there would be a ninety foot piece of land for the use of private redevelopers.

Mayor Rasmussen felt that the three top floors should be removed but he thought the rest of the building was sound. He asked who had approved such a plan.

Mr. Wright explained that the redevelopment plans were submitted by the staff and professional consultants and approved by the City Council. An open-space for this site is planned which would require the removal of the building.

Mayor Rasmussen felt this had not been good planning, as demolishing this building would mean that nine tenants who have been doing business within the City for a number of years would have to be relocated. He felt the funds could be put to better use in the Hilltop area at the present time.

Mr. Wright explained that the funds unfortunately could not be reallocated for that particular purpose. They are budgeted as acquisition funds for this particular project. The nine businesses will be relocated but it is the responsibility of the Urban Renewal Dept. to relocate them. He added that private investments would be located on this site which will be placed on the city tax rolls.

Mrs. Banfield asked how much is allowed for relocation of businesses.

Mr. Wright explained under the relocation program \$25,000 or under is allowed to move a business. Further, if only a portion of the building is removed, nothing would be achieved and the plan for the project would not be accomplished.

Mr. Finnigan felt since the plan was developed and approved by the City Council, it now should be placed in effect as soon as possible for the ultimate conclusion of the plan.

Mr. Rowlands, City Manager, explained that the City of Tacoma had not requested a bond issue for the urban renewal projects and through the understanding of the City Council, the one-third share is being provided by the Parking garages.

Mr. Wright explained that as soon as the City obtains title for the urban renewal land they have every confidence that developers will become available.

Roll call was taken on the resolution, resulting as follows:

Ayes 5: Bott, Finnigan, Herrmann, Johnson and Murtland.

Nays 3: Banfield, Cvitanich and Mayor Rasmussen. Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20194 (postponed from the meeting of May 13, 1969)

Authorizing the execution of a local improvement assessment deed to W. B. Swensen for property on the east side of So. I south of So. 23rd and on So. I north of So. 23rd Street.

Mr. Johnson moved that the resolution be adopted. Dr. Herrmann seconded the motion.

Mr. Rowlands, City Manager, pointed out on a map the location of the property in question and noted that the abutting properties are also owned by Mr. Swensen. He noted that Mr. Swensen is planning to use this property for a housing project.

Mr. Swensen, explained that he has offered \$373.57 for Parcel No. 1 and \$861.56 for Parcel No. 2. He also explained he had checked with the Planning Commission as requested at last week's meeting and they are agreeable to the proposal under certain circumstances.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich

The Resolution was declared passed by the Chairman.

Resolution No. 20197

Fixing Tuesday June 3rd at 4 P.M. as the date for hearing for the rezoning of the east side of So. C. St. approx. 560 feet south of So. 88th Street. (petition of Woash Realty Inc.)

Mr. Cvitanich moved that the resolution be adopted. Mrs. Banfield seconded the motion. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20198

Fixing Tuesday, June 17th at 4 P. M. as the date for hearing for the vacation of the area between East 37th & Columbia Ave. from East T to approx. 85 feet west. (petition of Curtis F. Peterson)

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mrs. Banfield. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20199

Fixing Monday, June 9th at 4 P.M. as the date for hearing for L I D 5476 for water mains in Adams from So. 64th to So. 66th Street.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mrs. Banfield. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20200

Fixing Monday, June 9th at 4 P. M. as the date for hearing on L I D 5481 for water mains in East 56th from the Water Div. Pipeline No. 4 R/W to the east line of Section 22.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mrs. Banfield. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20201

Fixing Monday, June 9th at 4 P.M. as the date for hearing on L I D 5485 for water mains in So. 74th from Mason to Madison Street.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mrs. Banfield. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20202

Awarding contract to the Electric Construction Co., on its bid of \$5,193.00 for L I D 6894 & 6878.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mr. Finnigan. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20203

Awarding contract to Walker Chevrolet for one 3/4 Ton Truck on its bid of \$4,016.15 and contract to Munson-Smith on its bid of \$3,527.29 for one Ton Pickup Truck.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mr. Cvitanich. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20204

Awarding contract to Lige Dickson Company on its bid of \$137,927.15 for L I D 4807.

Mr. Murtland moved that the resolution be adopted. Seconded by Mr. Finnigan. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20205

Awarding contract to Industrial Electronic Systems, Inc. on its bid of \$9,572.36 for the furnishing of Video Recording Equipment.

Mr. Cvitanich moved that the resolution be adopted. Dr. Herrmann seconded the motion.

Mrs. Banfield asked for the specification on this particular bid as she had not received them as requested.

Mrs. Banfield moved to postpone the resolution for one week, until May 27, 1969. Seconded by Mr. Cvitanich. Voice vote was taken. Motion LOST.

Mr. Cvitanich stated he normally would have supported the resolution. However, since Mrs. Banfield had requested approximately three weeks ago, that specification of any bid be sent to the Council, he would now vote against this resolution.

Mr. Finnigan felt such a request was not feasible as it would involve voluminous paper work being supplied to the Council.

Mayor Rasmussen felt it is any Council member's privilege to request a postponement of a resolution for further information.

Rollcall was taken on the resolution, resulting as follows:

Ayes 4: Bott, Finnigan, Herrmann and Johnson.

Nays 4: Banfield, Cvitanich, Murtland and Mayor Rasmussen. Absent 1: Zatkovich.

Mr. Cvitanich moved that the Resolution be reconsidered and continued for one week. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

Resolution No. 20206

Awarding contract to Blackline Asphalt Sales, Inc. & Chevron Asphalt Co., for the annual supply of Asphalt products.

Mr. Cvitanich moved that the resolution be adopted. Dr. Herrmann seconded the motion.

Mr. Schuster, Director of Public Works, explained that asphalt products are needed by the City at this time. However, in view of the identical prices submitted by certain bidders, the resolution points out that the proper officers of the City are directed to furnish to the office of the Attorney General of Washington and such other governmental agencies, evidence of the receipt of the identical bids which appear to be contrary to the laws of the United States relating to antitrust violations.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20207

Rejecting the bids received for L I D 4855 & 4879 as they exceeded the Engineer's estimate.

Mrs. Banfield moved that the resolution be adopted. Seconded by Dr. Herrmann. Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20208

Designating the Trainee Corps Selection & Evaluation Board as the official Youth Group to screen applicants for summer employment.

Mr. Murtland moved that the resolution be adopted. Dr. Herrmann seconded the motion.

Mayor Rasmussen explained this resolution is merely to make it official for the Trainee Corps Selection & Evaluation Board to screen applicants for the Youth Corps for summer employment.

Voice vote was taken on the resolution, resulting as follows:

Ayes 6: Bott, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 2: Banfield and Cvitanich. Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

Resolution No. 20209

Authorizing the execution of an application for a joint project with the Town of Fircrest.

Dr. Herrmann moved that the resolution be adopted. Seconded by Mr. Cvitanich.

Mr. Schuster, Director of Public Works, explained this project comes under the Urban Arterial Board which is being financed 90% by the State Gas Tax funds and 10% by local participating funds. The Public Works Dept. and the Town of Fircrest will submit an application to the Board to improve Orchard St. from Columbia St. to Ramsdell St. and each city will participate in one-half of the cost since Orchard St. is a boundary street.

Mr. Cvitanich suggested that the rates for the City Sanitary Land Fill in this area be studied as many County residents are also using the facility.

Mr. Schuster stated a study for the revision of the rates should be made.

Voice vote was taken on the resolution, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The Resolution was declared passed by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 18831

Granting a nonexclusive franchise for a CATV Cable to Tacoma Cable Company.

Mayor Rasmussen announced that the representatives of the Cable TV companies would be allowed to speak at this time.

Mr. John A. Petrich, attorney for Community Telecable of Tacoma, Inc., a subsidiary of NBC, stated he felt that certain sections should be changed to some degree in this ordinance. He suggested that the definition of Community Antenna Television System or Coaxial Cable Subscriber System, under Sec. 2, Paragraph 5, be reconsidered as there is a revolution in the industry. It is contemplated that in the future a CATV System will only be a relay system to pick up broadcasting stations which would give better reception to the local television viewer. Also, the FCC proposed rules point out that a great deal of emphasis is being considered for other utilizations of the CATV system.

Mr. Petrich wondered if under Section 8, relative to service to customers, if the proposed franchise would then prohibit any type of competition among other CATV systems. He also raised the question as to whether or not the ordinance would be stating that every CATV system must give the same services, same type of programs, and at the same cost. The proposed ordinance suggests the entire system be used by the City, however, he felt that it would be appropriate to specify that one or two channels of the five or six channels available might be the ones used by the City for its public service. He felt this suggestion would be a reasonable one as the public agencies would be using all channels of the system.

Mr. Petrich introduced Mr. Richard L. Rokes, General Manager of one of their sister systems who wished to comment on the technical background of Community Telecable of Tacoma, Inc.

Mr. Rokes explained that consideration could be given to some of the other applicants as well as themselves, for the development of the telecable in Tacoma. He mentioned it is quite a program and requires technical ability experience, as well as financial backing.

Mr. Petrich hoped that the City Council would grant to his client a franchise comparable to the franchise submitted, with perhaps some of the modifications that he has suggested.

Mayor Rasmussen asked how many companies are operating in Bellevue and what the percentage homes in a block subscribe to cable TV.

Mr. Rokes said at the present time they are the only operating company within the City limits of Bellevue. He noted their penetration percentage in the City of Bellevue is about 53%.

Mr. Murtland asked Mr. Rokes if they would present a statement of some type regarding the background and financial standing of his company, if they intend to pursue their application for this franchise.

Mr. Rokes stated he misunderstood as he thought this was a hearing today, however, he would definitely like to make a presentation on behalf of his company.

Mr. Jerry Burge of Tacoma Cablevision, a subsidiary of Davis Broadcasting of Beverly Hills, Calif., said several months ago a meeting was held with representatives of his company and the Tacoma City Council, and it was requested that his company submit a written application for a cable television franchise which they had submitted. He said it had been his experience that a City adopt an ordinance that can be applied to any applicant. After that the City would solicit for bids from a number of companies. Mr. Burge felt that all applicants should be considered at one time, obviously the local firms would have an advantage over any other firm's application, if they were not considered simultaneously.

Mr. Bott felt in all fairness, the Council should give full consideration to all applicants as he would be opposed to granting the franchise to the two local firms without any further investigation.

Mr. Johnson said he agreed that an ordinance should be adopted and then applications be screened by the City's staff who would submit their recommendations to the Council as to whom should be granted a franchise. He said he was not prepared to grant any franchise this evening to any organization.

Mr. Johnson asked if it were possible to call for sealed bids on proposals by these individual Cable Television companies.

Mr. Hamilton, Acting City Attorney, explained if the Council determines, as a matter of policy, to ask for sealed proposals, it would have the authority to do so.

Mr. Murtland felt the ordinance should outline the City's basic requirements and minimum needs and then request proposals from the firms. He suggested these ordinances, 18831 and 18832 be tabled.

Dr. Herrmann thought this ordinance could be amended by deleting the specific name of the firm and add to the ordinance that proposals be submitted on the basis of sealed bids.

Mr. Johnson moved to delete the name of Tacoma Cable Co. when it appears in Ord. No. 18831 and add to the ordinance that proposals submitted be on the basis of sealed bids. Seconded by Dr. Herrmann.

Mr. Cvitanich felt Dr. Herrmann's suggestion was valid but felt it was wrong that the City should be soliciting business.

Mr. Burge felt that sealed bids would not be practical due to the fact that the City would have to set up certain specifications. He suggested that the Council set a cut-off date for proposals and those persons who have shown interest over the last two or three years submit their proposals before that date.

Voice vote was taken on the amendment proposed by Mr. Johnson to delete the name of Tacoma Cable Co. from the ordinance. Motion carried.

Mr. Max Bice of Cable T.V. Puget Sound, a division of the Tribune Publishing Co., suggested in Section 23 of the ordinance which defines the limits of signal strength of signals, that the word television be inserted so the second paragraph of that section would read, "The Company shall furnish a television signal equal to or better than would be provided by a quality antenna at the same location. Minimum television signal at each outlet shall be 1000 microvolts per channel measured with a Jerrold Medel 727 field strength meter, or equal.

Mr. Bice also agreed with the suggestion made by Mr. Petrich to Section 27.

Mayor Rasmussen asked if the Council issued a franchise to a certain company and the citizens of Tacoma did not approve of such action, could it be subject to a referendum.

Mr. Hamilton, Acting City Attorney, explained the City Charter states that before the franchise becomes effective, which will be thirty days after publication, an initiative or referendum procedure can be enacted.

Mr. Rex A. Bradley, President of TeleCable Corp. of Norfolk, Va. said there was no connection with the name of his company with that of the NBC subsidiary. He pointed out their company has seven CATV systems, having over nineteen thousand subscribers. He added his company was prepared to participate in the awarding of a franchise in Tacoma on any basis that the City Council determines to be best for the City.

Mr. Bradley mentioned that in most cities there is only one telecable company that is granted a franchise, particularly because the Bell Telephone System allows only one attachment agreement for their poles. He suggested that he be allowed to submit a model ordinance that his company had drafted which might help in setting up an ordinance for the betterment of the City as well as the companies.

Mayor Rasmussen asked that he mail a copy of the ordinance to the City Attorney.

Mr. Charles E. Clements, Senior Vice President of Tele-Vue Systems, Inc. of Seattle, explained their company operates in Seattle in which several franchises have been granted as well as in cities where they are the only operator.

Mr. Johnson asked who would make the determination where a CATV system is located when there is more than one franchise granted.

Mr. Clements explained the City Council is the governing agency with the Public Works Dept. recommending the areas. He noted that it is practically impossible to operate a parallel cable TV system so the industry has tried to stay away from such an arrangement.

Mr. Marshall Riconosciuto, Tacoma Cable Co. stated they had reviewed the proposed ordinance and felt it was an excellent ordinance. He added they were in accord with the suggestions made this evening. He felt since the FCC has stated that a decision on a franchise must be a local firm, if it is at all possible a company located within a city should be awarded the franchise. He felt the people of Tacoma should be allowed to have Cable TV. He felt the question of call for bids is a dangerous one. The major consideration on the part of the Council is to obtain a good ordinance. His company has already submitted their presentation to the Council where they have outlined the services they would offer and the qualifications and financial capacity of the company.

Mayor Rasmussen explained this ordinance would be set over for fifteen days since it concerns a franchise.

Mr. Hamilton, Acting City Attorney, explained this ordinance without a name would not be in the purview of a franchise ordinance at this time. He suggested that there should be an ordinance or a resolution adopting this as a model ordinance. He felt that a resolution adopting this ordinance as a model would be the proper procedure and then send it out to the interested parties. Then it will again be submitted to the Council to go through the franchise procedure.

Mr. Murtland asked if this ordinance could be submitted next week as a model ordinance at the final reading.

Mr. Hamilton stated this could be done.

Mr. Finnigan wondered if the Council could give the television companies a tentative time when to submit their specifications. He suggested that the deadline be June 17, 1969.

Mr. Rokes felt the companies should have at least a month to submit their specifications.

Mr. Bradley asked that the Council spell out the basis upon which these awards may be made, so they will know how to bid.

Mr. Johnson suggested that the City set up the ground rules upon which the bids will be evaluated and mail them out to the applicants and give them thirty days after they have been mailed out to return their bids.

Mr. Rowlands, City Manager, thought a week would be sufficient to set up the ground rules and then send them to the applicants. He added eleven companies have submitted applications over the years.

Mr. Finnigan moved that June 27, 1969 be set as the closing date for the submission of these applications. Seconded by Mr. Johnson.

Mr. Cvitanich moved to amend Mr. Finnigan's motion to midnight, June 20, 1969. Seconded by Murtland. Voice vote taken. Motion carried.

Mayor Rasmussen announced that midnight, June 20, 1969 is the final date for the submission of proposals for Tacoma TV to be filed with the City Clerk.

Mayor Rasmussen stated a study session will be held relative to Cable TV on Monday, May 26, 1969.

The Ordinance was placed in order of final reading.

Ordinance No. 18832

Granting a nonexclusive franchise for a CATV Cable to Cable T.V. Puget Sound, a division of Tribune Publishing Company.

Mr. Johnson moved that Ordinance No. 18832 be removed from the agenda. Seconded by Dr. Herrmann. Vote vote was taken. Motion unanimously carried. The Ordinance was removed from the agenda.

Ordinance No. 18833

Adopting the 1967 Uniform Building Code of the City of Tacoma.

Mr. Cvitanich said he hoped that this ordinance will be enforced as he felt there has been a lack of enforcement over a number of years.

Mr. Rowlands, City Manager, explained that over the past two years, under the direction of Mr. Ron Button, Chief Building Inspector, and the Housing Improvement Agents, many corrections have been made throughout the City. Demolition of buildings in all parts of the City and many inspections which have resulted in the enforcement of the building code.

Mr. Rowlands listed a number of structures which have been demolished during 1968 and 1969. He added a campaign has been in effect for the removal of junked automobiles. It also has been the policy of the inspectors to enter a dwelling upon invitation when there has been a complaint.

Mr. Cvitanich asked which buildings have been entered in the Hilltop area.

Mr. Ron Button, Chief Building Inspector, explained they had not gone into any buildings unless a request has been made to enter, he added a high percentage of those are rental units.

The Ordinance was placed in order of final reading.

Ordinance No. 18834

Repealing Ordinance No. 18593 adopted June 4, 1968.

The Ordinance was placed in order of final reading.

Ordinance No. 18835

Appropriating the sum of \$4,750.00 or so much thereof as may be necessary from the General Fund for the purchasing, constructing and installing of new transmission facilities in the radio division of the Tacoma Police Dept.

The Ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 18822

Vacating So. 30th St. between Proctor and Adams Street. (petition of Services Investment Co..)

Roll call was taken on the ordinance, resulting as follows:

Ayes 7: Banfield, Bott, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.
Nays 1: Cvitanich. Absent: 1: Zatkovich.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18823

Amending Chap. 13.06 of the official code by adding a new section 13.06.055-8 to include property on both sides of Durango Street at So. 30th in an "R-3-PRD" District. (petition of Services Investment Co.)

Roll call was taken on the ordinance, resulting as follows:

Ayes 7: Banfield, Bott, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.
Nays 1: Cvitanich. Absent 1: Zatkovich.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18824

Amending Subsection 18 of Sec. 11.20.101 relative to One Way Streets Designated.

Roll call was taken on the ordinance, resulting as follows:

Ayes: Banfield, Bott, Cvitanich, Johnson and Mayor Rasmussen.
Nays 2: Finnigan and Herrmann. Absent 2: Zatkovich, Murtland(temp.)

The Ordinance was declared passed by the Chairman.

Ordinance No. 18825

Appropriating the sum of \$4,125.00 or so much thereof as may be necessary from the General Fund for the purpose of paying increased salaries, wages and fringe benefits to the Municipal Judges.

Roll call was taken on the ordinance, resulting as follows:

- Ayes 8: Banfield, Bott, Cvitanich, Fimmigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.
- Nays 0: Absent 1: Zatkovich

The ordinance was declared passed by the Chairman.

Ordinance No. 18826

Providing for the improvement of L I D 4886 for paving on Ea. 51st from I to K St.

Roll call was taken on the ordinance, resulting as follows:

- Ayes 8: Banfield, Bott, Cvitanich, Fimmigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.
- Nays 0: Absent 1: Zatkovich.

The ordinance was declared passed by the Chairman.

Ordinance No. 18827

Providing for the improvement of L I D 4888 for paving on So. 61st from Park Ave. to South D Street.

Roll call was taken on the ordinance, resulting as follows:

- Ayes 8: Banfield, Bott, Cvitanich, Fimmigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.
- Nays 0: Absent 1: Zatkovich.

The ordinance was declared passed by the Chairman.

Ordinance No. 18828

Providing for the improvement of L I D 5418 for water mains in Marine View Dr. from the north line of Government Lot 2; Willow Way from Marine View Dr. to Upland Terrace and between the north and south boundaries of Cha-Alco.

Roll call was taken on the ordinance, resulting as follows:

- Ayes 8: Banfield, Bott, Cvitanich, Fimmigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.
- Nays 0: Absent 1: Zatkovich.

The ordinance was declared passed by the Chairman.

Ordinance No. 11829

Providing for the improvement of L I D 5483 for water mains in McBride from Orchard to Ferdinand Street.

Roll call was taken on the ordinance, resulting as follows:

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The ordinance was declared passed by the Chairman.

Ordinance No. 11830

Providing for the improvement of L I D 5484 for water mains in Baltimore from No. 21st to No. 23rd and In No. 23rd from Baltimore to Bennett St.

Roll call was taken on the ordinance, resulting as follows;

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 0: Absent 1: Zatkovich.

The ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

Mr. Cvitanich asked if the ordinance which he had requested relative to removing appointive positions from the Compensation Plan has been prepared.

Mr. Hamilton, Acting City Attorney, explained his staff is working on the ordinance.

* * * * *

Mr. Murtland explained he had asked for an itemized statement of the expenses of the daffodil float.

Mr. Rowlands hoped to have this report for next week's meeting.

* * * * *

Mayor Rasmussen asked Mr. Rowlands, City Manager if the report which he requested regarding tax exempt property, including the Port of Tacoma has been compiled.

Mr. Rowlands explained the Port has been notified of the request and it is being prepared. However, the City's report was submitted some time ago, but can be re-submitted if the Council wishes.

* * * * *

Mayor Rasmussen asked if the request for an estimate of cost of placing a sea wall and boat launching area on the side of the City Dock on Ruston Way has been prepared.

Mr. Rowlands stated the report was being compiled.

* * * * *

Mayor Rasmussen explained that an opinion from the City Attorney was submitted to the Council regarding the letter of appeal from the Value Village Stores, requesting a hearing before the Council on a deficiency assessment levied by the Director of Tax and License, which was written by James A. Furber, attorney of the firm of Gordon, Honeywell, Malanca, Peterson and Johnson. He asked Mr. Rowlands, since the letter was addressed to the City Council and dated April 16, 1969, he wondered why the Council had not received the letter before this time.

Mr. Rowlands, City Manager, explained he did not know why there would be any particular delay in transmitting the letter to the Council and he did not know to what office it had been sent. He explained that the legal staff had been studying this matter carefully as a result of the discussions that have been held during the past three weeks. He added, Mr. Hamilton has submitted the opinion to the Council, dated May 15, 1969 in today's agenda. He thought the next step was a determination by the Council as to whether or not this amount of money should be paid.

Mr. Rowlands further explained that normally letters addressed to the City Council are routinely and automatically reproduced. He did not know why this letter was not sent to the Council routinely and did not know what caused the delay.

Mayor Rasmussen felt Mr. Rowlands had been interfering with the Council's business in holding up letters addressed to the Council.

Mr. Rowlands said this was not a fair statement, as several meetings have been held with the attorneys relative to this particular organization. Discussions were held with Mr. McLennan, Tax & License Director, as well, to see if there were any differences in interpretation. After several weeks of intensive discussions Mr. Hamilton felt there was no further remedy and that is why Council has received this opinion.

Mr. Hamilton also felt it was now a question for the court.

Mayor Rasmussen asked, when in all ordinary business transactions in the Tax and License Dept. when a notice is served, and an appeal submitted, is a transaction required to be submitted to the court.

Mr. Rowlands said before this final determination was made, there were extenuating circumstances to this particular situation. The attorneys did try to resolve their differences, and after extensive studies it was decided by the City's legal staff that action in the Court be instituted to recover the money, if the Council so desired.

Mayor Rasmussen felt in light of the attorney's opinion that the Dept. be allowed to proceed with this claim and the appellant be notified that the appeal was not accepted, as there is no provision for appeal.

Mayor Rasmussen requested that in the future all letters addressed to the Council be transmitted immediately to them.

Mr. Hamilton: I don't think I can add anything very enlightening, it appears rather obvious that this firm is not about to pay the money voluntarily, the question is, if the Council wishes to institute an action to recover it.

Mayor Rasmussen: Thank you Mr. Hamilton.

Mr. Cvitanich: I would move that the Council institute that action, and the Legal Dept pursue that course.

Mrs. Banfield: I'll second it.

Mayor Rasmussen: It has been moved by Councilman Cvitanich and seconded by Mrs. Banfield that the department proceed to collect the assessments due.

Mr. Johnson: Well, I would like to know more of the facts about this before I vote on a thing of this nature. This is the first it's come to my attention. I did receive the memorandum that was sent out from the attorney's office. But the circumstances surrounding the assessment, I don't know anything about, and I'd like to know more about it.

Mayor Rasmussen: Mr. Johnson, in explanation, the Dept. of Tax and Licenses is following their normal procedure of assessing license fees and penalties against the Value Village they claim are due. And the normal procedure is, they serve the notice of collection and if the particular firm does not pay the assessment, they can go to court, or they can be locked up. And this is the handling of this procedure. There are many, many businessmen closed up by the Tax & License Dept. through the years.

Mr. Johnson: I haven't heard their argument as to why they didn't pay it; was it an outright violation or is there reasonable doubt as to whether they owe it?

Mayor Rasmussen: Well, this is one of the reasons Mr. Johnson, that I questioned why it took so long to transmit this letter. And I will agree that the City Council is an unnecessary nuisance and they are kept in the dark, but it is not the Mayor's fault. I became aware of it, and immediately asked for an official opinion from the attorney, and you have the opinion; the letter, of course is in Mr. Rowland's control.

Mrs. Banfield: I'd just like to note, that what you were reading there it would certainly pay for ten new policemen.

Mayor Rasmussen: Yes, it would.

Mr. Finnigan: I don't know that the Council members have seen the letter that you have before you, how long have you had it.

Mayor Rasmussen: This letter. I received it Friday and asked for the opinion so I would be able to transmit the information to the Council as rapidly as possible.

Mr. Finnigan: Our agendas are delivered on Fridays.

Mayor Rasmussen: The letter was received Friday and I asked for the opinion from the attorneys.

Mr. Finnigan: Can we proceed to the next subject.

Mr. Johnson: I move this action be delayed one week.

Dr. Herrmann: Second.

Mayor Rasmussen: It was moved by Councilman Johnson and Seconded by Councilman Herrmann that action on the motion be delayed one week. It is not debatable, roll call.

Mrs. Banfield: No.

Mr. Bott: Let it be known that I'm not voting because there is a question here on a conflict of interest due to the fact that I am a member of the Board of the Dyslin's Boys' Ranch.

Mayor Rasmussen: I didn't mention the Dyslin's Boys' Ranch, Mr. Bott.

Mr. Bott: Well--

Mayor Rasmussen: Don't interfere with the roll call. Proceed.

Mr. Cvitanich: No.

Mr. Finnigan: Aye.

Dr. Herrmann: Aye.

Mr. Johnson: Aye.

Mr. Murtland: Aye.

Mayor Rasmussen: No.

Mayor Rasmussen: What's the tally Mrs. Melton.

Mrs. Melton: Four to three - Mr. Bott abstaining.

Mayor Rasmussen: The motion to delay action on the motion by Mr. Cvitanich has passed, by a vote of four to three. And I want to thank you Councilmen very much because Mr. Cvitanich's motion, of course, had nothing to do with the action by the Tax & License Dept. The Tax & License Dept. will now proceed in the normal manner to collect the tax due. We were voting on Mr. Cvitanich's motion. Is there any unfinished business. I have a letter from, I think it is very important-- at this time.

Mr. Bott: Weren't we voting on delaying one week?

Mayor Rasmussen: This is addressed to Mayor A. L. Rasmussen and Chief of Police, Charles Zittel; I would ask everybody to--

Mr. Johnson: Mr. Mayor, I ask for clarification on that motion.

Mayor Rasmussen: What is being done to apprehend those that did damage at 17th & K St. Sunday.

Mr. Johnson: Thank you for giving me the floor.

Mayor Rasmussen: Mr. Johnson I ordinarily give you the courtesy of the floor.

Mr. Johnson: Get back to that motion. I'm not sure that you put the right motion properly.

Mr. Cvitanich: If Mr. Johnson wants to get back to that on the agenda, he'd better move to suspend the rules.

Mr. Johnson: I don't think we have to suspend the rules because I believe there was an error made by the Mayor.

Mr. Cvitanich: Point of order.

Mayor Rasmussen: Your point of order is well taken. The Mayor happened to have the floor reading a communication from a taxpayer in town. This was addressed to the Mayor and Chief of Police.

* * * * *

Mayor Rasmussen read a letter from a citizen addressed to the Mayor and the Chief of Police asking that the criminals involved in the May 11th damage of the K St. area be brought to justice and no concessions to be granted to any group in the Hilltop area until this has been accomplished.

Mayor Rasmussen brought to the Council's attention a State Law relating to civil procedure which states that action can be taken against parents for willful injury to property by a minor. He hoped that the persons who damaged property on that date will soon be apprehended.

* * * * *

Mrs. Banfield mentioned that a notice in the paper had stated that Lynn Hodges, Director of Human Relations, had requested an investigation by the State relative to discrimination in Tacoma, including the role of City government. She asked if Mr. Rowlands had known of the matter as she definitely felt such a request should be a Council policy decision.

Mr. Rowlands, City Manager, explained that Mr. Hodges was acting under the direction of the Human Relations Commission, not as the Human Relations Director. Mr. Hodges had informed him what the commission had instructed him to do.

* * * * *

Mayor Rasmussen asked if the report he had requested relative to State and Federal aid is being prepared.

Mr. Rowlands explained the report should be on the agenda next week.

Mayor Rasmussen asked Mr. Gaisford, Director of Finance to explain the procedure relative to whether the City or Federal Government recovered the costs under the demolition program.

Mr. Gaisford explained his memorandum and pointed out that there is nothing in direct writing from the Federal government, that the monies recovered under this particular program reverts back to the City. In checking with the auditor in Seattle, he specified that the monies had reverted to the general fund of the City for the first program relative to demolition. However, in any further demolition projects that are entered into by the City of Tacoma, the Federal Government will recover any monies that are paid back to the City.

* * * * *

REPORTS BY THE CITY MANAGER:

Mr. Rowlands stated that Dr. Baskin, Board Member of the Tacoma Art Museum, asked that the Council hold in abeyance the decision relative to the negotiation of a lease agreement to the Art Museum for property presently occupied by the old fire station. This request would be until the Council determines its policy in regard to the extension of "A" Street, or whatever is developed in connection with the System "6" program. However, they do hope to use it as an Art Museum if and when it becomes available, he added.

* * * * *

Mr. Rowlands commended the Public Works Dept. in repairing the city streets as rapidly as possible.

COMMENTS BY MEMBERS OF THE COUNCIL:

Mr. Cvitanich suggested that a letter be sent to the School Board signed by the Mayor and Mr. Rowlands, asking that means be provided so Parochial school children may obtain a reduced rate on the City buses, the same as the Public school children.

Mayor Rasmussen asked Mr. Rowlands, to furnish a report as to what can be done to assist these persons.

* * * * *

Mayor Rasmussen asked if it was the intention of the Council to make a report in regard to the meeting held recently at the Hilltop Youth Center.

Mr. Murtland felt the report was still in a preliminary stage.

Mr. Bott felt for the sake of community harmony that a discussion not be held at this time.

Mr. Finnigan moved that the Council refrain from any further discussion on the matter until the Council reaches definite conclusions. Seconded by Mr. Johnson. Roll call was taken, resulting as follows: Ayes 4: Bott, Finnigan, Johnson and Murtland. Nays 4: Banfield, Cvitanich, Herrmann and Mayor Rasmussen. Absent 1: Zatkovich. Motion LOST.

Mayor Rasmussen explained the Council had agreed that they would explain their decision to the people who had presented demands. The Council discussed the demand for the immediate hiring of (10) black policemen. The Council said they would encourage the hiring of these policemen and if Mr. Dixon or anyone else would furnish names of persons who would be competent, they would be put on the list. An examination will be held and they will be able to take the examination the same as any other person. The Council is united that they will not lower the standards of the Fire or Police Departments. The Council will encourage persons to enter the Trainee Program that will attempt to qualify as many persons as possible. Therefore, toward that end the Council has proposed that a change be made in the compensation rate for trainees in the Fire and Police Departments, ranging from \$2.25 to \$2.75 per hour.

Mayor Rasmussen continued, he had been informed by the Personnel Dept. there are (300) applicants who have filed requests and wish to be notified when an examination is held for the Police Dept.

Mayor Rasmussen stated that the state of civil emergency within the City of Tacoma proclaimed on the 12th day of May, 1969, has been terminated by Council action today, May 20th, 1969.

Mayor Rasmussen said that another request which was made, was for a minimum (200) city positions for the black residents of Tacoma. Mr. Rowlands has advised the Council this would be an impossibility. But the Council did agree that they will try to hire more people of minority races into City employment. He noted that Mr. Johnson will accept the Chairman of a group composed of the League of Women Voters, NAACP, Urban Coalition, Tacoma Council of Churches, and the Tacoma Central Labor Temple, to help find job openings.

Mayor Rasmussen mentioned that the third demand was for better recreational facilities in the Hilltop area. Mr. Cvitanich as Chairman, with Mr. Finnigan, have agreed to work toward this end. He noted that the Council will further consider as to what can be done for additional Park area in this vicinity. The suggestion has been made that the City condemn property near Altemore Golf course for a park.

Mayor Rasmussen explained that item No. 4 demanded that better housing facilities be made available. The Council has decided the homes that are not up to City code be brought up to code where it is logically possible. The Council has instructed Mr. Rowlands to take specific action in this area also, that street improvements, particularly the streets that are hazardous will be looked into and the streets that are dusty will be taken care of by the oiling program. Of course, the L I D program is available to all residents in the City and a local improvement district can be initiated by residents of an area.

Mr. Johnson pointed out, the committee that the Mayor had appointed him chairman, had nothing to do with the demands made by the Black community. They had asked specifically for (200) employees to be hired in the City departments. He had not accepted any appointment of that kind, but he would be very happy, however, to act as a Chairman of any of these organizations, and knowing of places where jobs are available.

Mayor Rasmussen wished to point out that the meetings that have been held were quite long and the Council will continue to meet to try to solve the problems of all of the areas in the city.

Mr. Murtland felt he could speak for the majority of the Council in stating that the final conclusions have not been decided as their minds and hearts are still open to seek ways and means to implement the various requests.

Mr. Cvitanich said he would state specifically what he had done. He personally had immediately rejected the ten black policemen, as he felt if they were qualified they could take the competitive examination the same as everyone else. As one member of the minority, he had rejected such a proposal. He thought in the terms of code enforcement that there had been a reluctance by the City Council and staff for a number of years not to enforce the code in that area. However, the Council should have enforced the code sometime ago, as it might have solved a lot of problems that now exist. He stated he supported the recreation proposals one hundred percent. He rejected at once the terms for the demand for (200) Black persons to work in the City service immediately. These were his positions on the different issues.

Mayor Rasmussen asked Mr. Rowlands to verify information he had obtained from the City Manager from an adjacent town. This information is relative to receipt of monies from A.F.L and C.I.O., Marshall Field's Foundation and the Ford Foundation. He said he had also been informed that portions of this money came through the United Church of Christ to secure local extremists.

Mr. Rowlands said he was familiar with the program just mentioned, since he is on the Executive Board of the I.C.M.A. He noted that various grants are being made available, not for the purpose for which the Mayor has just spoken, but through the N.L.C, Conference of Mayors, the Association of State Governors, and others, for the purpose of conducting studies and training programs.

Mayor Rasmussen asked that Mr. Rowlands submit a report on these large sums of money, \$35,000 from AFL & CIO; \$45,000 from the Marshall Field's Foundation and \$160,000 from the Ford Foundation without delay.

Mr. Rowlands stated he would be glad to submit a report.

Mayor Rasmussen requested that Mr. Hamilton, Acting City Attorney, obtain a copy of the Charity ordinance from the City of Spokane.

Mr. Finnigan left the meeting at 10:30 p.m.

Mr. Cvitanich explained the Council had made a commitment during the budget hearings to reduce the Firemen's work week by two hours.

Mr. Murtland left at 10:35 p.m.

Mayor Rasmussen asked that the ordinance be prepared for reducing the Firemen's work load.

CITIZEN'S COMMENTS:

Mr. Thomas Dixon, 1704 So. K St., Executive Director of the Tacoma Urban League, read a Proclamation and asked that Mayor Rasmussen proclaim the week of May, 1969 through May 31, 1969, as Urban League week, which also urged that all Tacomans recognize the Urban League program as worthy of continued support.

Mr. Johnson moved to approve the Mayor's signing of the proclamation. Seconded by Dr. Herrmann. Voice vote taken. Motion unanimously carried.

The following persons expressed their views on various subject matters to the City Council:

- Virginia Shackelford, 1101 No. L.
 - Ron Culpepper, 2220 No. Washington.
 - Wallace Walker, 2336 So. M.
 - John Zelenak, 5415 So. J.
 - Rev. E. S. Brazill, 1211 So. Eye.
 - Betty J. Hiegel, 8009 So. Yakima Ave.
- * * * * *

Mr. Cvitanich explained the Audit Committee had met with representatives of Knight, Vale and Gregory and a report will be forthcoming within a week or two. It was the concensus of the committee that the Committee and Council will determine who will be conducting the audit for both the General Government and the Dept. of Utilities.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. City Planning Commission minutes of the meeting of May 5, 1969.
 - b. Report of the Municipal Court & Traffic Violations for the month of April, 1968 and 1969.
 - c. Belt Line Division report for March 31, 1969.
 - d. Urban Renewal Dept. report for 1968.
- * * * * *

Mr. Cvitanich moved to adjourn the meeting. Seconded by Mayor Rasmussen. The meeting was adjourned at 12:15 a.m., May 21, 1969.

A. L. Rasmussen

 A. L. Rasmussen - Mayor

Attest: *Josephine Melton*

 Josephine Melton - City Clerk