

CITY COUNCIL MINUTES

City Council Chambers, 7:00 P. M.
Tuesday, January 2, 1962

Council met in regular session. Present on roll call 9: Boss Cvitanich, Easterday, Murtland, Olson, Porter, Price, Steele and Mayor Hanson.

Mrs. Price moved that the minutes of December 26, 1961 be approved as submitted. Seconded by Mr. Murtland.

RESOLUTIONS.

Resolution No. 16873:

Fixing Monday, January 22, 1962 at 4:00 P. M. as the date for hearing on L & D 4704 for paving in the alley between So. G & Yakima Ave from 6th Ave. to So. 8th and between So. J and So. K from So. 21st to So. 23rd Street.

It was moved by Mr. Cvitanich that the Resolution be adopted. Seconded by Mr. Easterday.
Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16874:

Fixing Monday, January 22, 1962 at 4:00 P. M. as the date for hearing on L & D 5335 for water mains in the area bounded by Woodlawn, So. 12th, Sarley St. and So. 19th Street.

It was moved by Mr. Boss that the Resolution be adopted. Seconded by Mr. Cvitanich.
Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16875:

Fixing Monday, February 13, 1962 at 4:00 P. M. as the date for hearing on L & D 4705 for paving on So. 76th from Wilkeson to Hoerner Street.

It was moved by Mr. Easterday that the Resolution be adopted. Seconded by Mr. Cvitanich.

Mr. Easterday explained that Feb. 13, 1962 was a Tuesday and moved

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that the date for hearing be set for Monday, Feb. 12, 1962. It was brought out that Monday was a Holiday, therefore, Mr. Easterday moved that the hearing date be changed to February 26, 1962. Seconded by Mr. Cvitanich.

Voice vote was taken on the motion to change the date of hearing to February 26, 1962. Motion carried.

Voice vote was taken on the Resolution as amended.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16876:

Fixing Monday, February 26, 1962 as the date for hearing on L I D 3533 for sanitary sewers on Frace from No. 17th to 23rd; No. 23rd from Frace to Vassault and from Vassault from No. 23rd to No. 26th Street.

It was moved by Mrs. Price that the Resolution be adopted. Seconded by Mr. Steele.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16877:

Authorizing the proper officers of the City to execute an agreement between the State of Washington for the relocation of fire alarm electrical circuits on that portion of the highway from East "C" to the east corporate limits of the City.

It was moved by Mr. Easterday that the Resolution be adopted. Seconded by Mr. Cvitanich.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16878:

To execute a local improvement assessment deed in order to clear the cloud on the title of property located in the area north of Center between So. Sheridan and So. L in the Center St. Urban Renewal Project No. Wash. R-1.

It was moved by Mr. Easterday that the Resolution be adopted. Seconded by Mrs. Price.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16879:

Awarding contract to Shell Oil Company for Motor oil requirements for the year 1962.

It was moved by Mrs. Price that the Resolution be adopted. Seconded by Mr. Steele.

Mr. Rowlands explained that the original resolution did not include all General Government departments so a substitute Resolution was submitted to include all Departments.

It was moved by Mr. Steele that the substitute Resolution be submitted. Seconded by Mr. Cvitanich. Voice vote was taken. Motion carried.

Voice vote was taken on the Resolution as amended.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16880:

Accepting and approving the Plat of Sipes Addition located on Sumner Ave. between So. 68th and So. 72nd Streets.

It was moved by Mr. Easterday that the Resolution be adopted. Seconded by Mrs. Olson.

Mr. Rowlands explained there was an error in the description in the Plat location and should read Grandview Avenue between East 68th Street and East 72nd Street.

It was moved by Mr. Easterday that the description be amended by changing Sumner Avenue between So. 68th and So. 72nd Streets to read Grandview Avenue between East 68th and East 72nd Streets. Seconded by Mr. Cvitanich.

Voice vote was taken on the amendment to the Resolution. Motion carried.

Voice vote was taken on the Resolution as amended.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16881:

Adjusting salaries for employees filling positions on Major Independent Urban Renewal projects.

It was moved by Mr. Steele that the Resolution be adopted. Seconded by Mrs. Price.

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Mr. Rowlands explained there are eleven of these positions, four of which have been filled. A memorandum was sent out to the Council members last Friday listing the positions. He said this particular group of employees is comparable to the Cowlitz project employees of the Public Utilities Department. A copy of their Resolution was submitted which established the pay scales for those particular positions. He stated no action could be taken on the Urban Renewal positions which are outside of the Pay and Compensation Plan until the Pay and Compensation had been adopted. This Resolution is providing for those positions outside of the Compensation Plan, for the General Government employees, as the Utility Resolution is for the employees on special projects.

Mayor Hanson explained that this applies to positions that are temporary in nature which are not in the Compensation Plan.

Mr. Bott asked if these were not the same positions that had been discussed and at that time it was agreed they would be under contract and were given a raise in salary.

Mr. Rowlands stated these were the same positions.

Mr. Bott asked if any agreements had been executed up to this time

Mr. Maffin, Urban Renewal Director, said no actual letter of intent had been signed to date.

Mayor Hanson said he recalled the possibility was discussed by the Council, but no action was taken.

Mr. Bott said he thought a Resolution was passed sometime ago requiring them to execute an agreement. Mr. Bott stated that he would move to postpone the Resolution for one week to allow time to check the records for this information.

Mr. Easterday said he would like to amend the motion to postpone action for two weeks and by that time the Supreme Court decision will be handed down, and perhaps, they will not want to take any action. Seconded by Mr. Cvitanich.

Voice vote was taken to amend the motion to postpone the Resolution for two weeks. Motion carried.

FINAL READING OF ORDINANCES:

Ordinance No. 16961:

Amending the Official Code of the City by adding a new Chapter 6. 77 and (7) new sections in reference to the licensing of Magazine sales people. Read by title and postponed.

Mayor Hanson explained that a letter was received from Judge DeWitt Rowland urging the adoption of the Ordinance. He stated that a wire was received from Mr. W. O. Morrow of the Central Registry stating they have just learned of the proposed Ordinance affecting magazine solicitors and requested two week's postponement to enable the magazine industry to submit facts and other material.

Mr. Bott said he thought Mr. West of the Better Business Bureau had

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stated previously that everyone concerned had been notified. He said, in view of the fact that this telegram has been received, he felt they should be given an opportunity to be heard. Mr. Bott then moved to postpone the Ordinance for two weeks until January 16, 1962. Seconded by Mr. Murtland. Motion failed.

Mr. Murtland said he believed that everyone concerned should be entitled to be heard inasmuch as the interested parties are out of the City.

Mr. West stated that from time to time he had alerted a good number of people that an Ordinance requiring finger printing, etc. for anyone selling magazine subscriptions going through Tacoma, would be proposed. He said he has written Mr. Morrow at least 25 times each year since 1957 notifying him of the problems, and that sooner or later a City Ordinance would be passed barring them from this area. He said he talked to Mr. Morrow last July when he was in Tacoma for a couple of hours, and he admitted that the industry needed some cleaning up, but he preferred an Ordinance regulation rather than exclusion from Tacoma.

Mr. Murtland agreed that the Ordinance should be postponed to give all interested parties an opportunity to appear.

Mr. Harold Wetstein representing the Mutual Readers of Seattle said he has managed 10 to 25 salesmen in the City of Tacoma for the last 10 years. He said he had no knowledge of this Ordinance until a few days ago. He telephoned Mr. Morrow and he informed him that he would fly from New York to attend a Council meeting two weeks from now. He also indicated that he was not against this Ordinance, however, he was against one man having the say on whether or not there could be magazine soliciting. He stated, he would like an opportunity to study the Ordinance.

Harry LaVine, Branch Manager of Periodical Publishing Service in Seattle protested the proposed Ordinance which establishes a \$10.00 license fee, the requirement of a \$1000.00 bond and prohibiting telephone solicitations. He said they would appreciate a continuance from 10 to 14 days so that Mr. Morrow could be present to present his side of the issue.

Mayor Hanson said he felt a continuance of the Ordinance would be in order.

Mr. Easterday then moved that the Ordinance be continued until January 16, 1962 to give the interested parties an opportunity to be heard. Seconded by Mr. Murtland. Motion carried.

Ordinance No. 16965:

Repealing Ordinance No. 16931 which created L I D 2335 for grading oil mat surface and storm drains on So. 73rd from I to J Streets. Read by title.

Mr. Rowlands said that they have received 59.3% remonstrances against the improvement before the 30 day period elapsed for filing remonstrances, therefore, it was necessary to repeal the Ordinance No. 16931 providing for the improvement.

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Roll call was then taken on the Ordinance resulting as follows:

Ayes 9; Nays 0; Absent 0.

The Ordinance was then declared passed by the Chairman.

Discussion on Ordinance No. 16958:

Amending Section 6.64.050 of the Official Code of the City by increasing the Business & Occupation Tax on persons engaged in carrying on a telephone business and for the transmitting, distributing and selling of Natural Gas.

Mr. Easterday explained that he had written to all the Council members urging them to reconsider the Ordinance which was postponed until January 23, 1962. He said he tried to explain that the City would lose one month's revenue of the 1% by increasing the telephone tax which will amount to approximately \$5,000 to \$6,000. He was hoping that someone that voted on the prevailing side would move at this time to reconsider the Ordinance and postpone it until January 30th so that the tax on the Natural Gas could be removed and still pass the tax on the Telephone.

Mayor Hanson explained, what Mr. Easterday has in mind is to impose the tax on the Telephone and leave the Natural Gas Tax as it is.

Mr. Porter said he felt that these two taxes should not have been included in one Ordinance, as they are two different amounts and two taxations, to a certain degree. He said in order to accomplish this result, he suggested the possibility of a motion to reconsider, and then a motion to strike all reference to the Gas Tax from this Ordinance; it will then leave the Ordinance covering the Telephone Tax before the Council for Final Reading. Then the Ordinance can be submitted next week on the Gas Tax for First Reading which will come up for Final Reading on January 23, 1962. He asked Mr. McCormick if this could be handled in this manner.

Mr. McCormick explained the only difficulty with that suggestion is, at the present time the Ordinance now in effect is under the one section 6.64.050, and when it was amended we took the present section, in effect, and changed the Gas Tax from 3% to 6% and the Telephone Tax from 8% to 9%. He said if subsection (b) is deleted, all of the tax would be deleted. He suggested that the entire Ordinance be voted down and two new Ordinances be submitted, separating the two taxes, or amend the proposed Ordinance by changing 6% to read 3% in subsection (b).

It was moved by Mrs. Price that Ordinance No. 16958 be reconsidered.
Seconded by Mr. Easterday.

Roll call was taken. Ayes 7; Nays 2; Bott and Olson. Motion carried.

Mr. Easterday moved to amend sub-section (b) to change the figure 6% to 3% to conform to the present Ordinance that is presently in effect.

Seconded by Mr. Porter.

Mr. Murtland said he objected to the passage of the Ordinance tonight as people interested will not be given an opportunity to be heard on the Telephone issue.

Mr. Steele said, it is the responsibility of the Council to adopt the

budget to provide for the necessary revenue to meet all expenditures. It is now the 2nd of January and they do not have their tax revenue bill complete for the 1962 budget. He suggested that both tax levies be passed.

Mrs. Olson said she was not entirely satisfied that the budget had been thoroughly reviewed and perhaps, there maybe funds available in the 1962 budget. She noted on Page 37 under the City Council budget that there is an item of \$3,200 for Mayor-Council private vehicles: this was listed as \$200.00 in the preliminary budget. She wondered if this is an error. There has been allowed \$48,950 for expert services, \$37,120 for Travel and Conventions, and travel for private vehicles in the 1962 budget. Also the item listed under Rentals and Sundry expenses of \$192,786. That same item last year was budgeted for \$172,479 which is a difference of \$20,000. She feels there are items in the Budget that should be given a little more scrutiny on the part of the Council, and it is for this reason she would be inclined to vote "no" on this Ordinance. She said she would like to request that Mr. Gaisford submit a breakdown on some of these categories so it could be known where the money is being spent.

Mayor Hanson asked for a roll call on Mr. Easterday's motion to amend subsection (b) to change the figure of 6% to 3% to conform to the present Ordinance that is presently in effect.

Roll call was taken, Ayes 3, Nays 5; Cvitanich, Murtland, Olson, Porter, Steele, Absent L. Bott, temporarily.

Motion lost.

Mayor Hanson announced that the motion was lost. He stated the Council now had before them the Ordinance as it existed.

It was moved by Mr. Easterday that the Ordinance be continued until the 23rd of January. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

Mr. Easterday said going along with Mrs. Olson's thinking, he thought it would be absolutely necessary to re-examine the budget and reduce some of the amounts that will be spent during the current year.

UNFINISHED BUSINESS

The Director of Public Works presents the assessment roll for the cost of L I D 3510 for Sanitary sewers in the vicinity to East "T"; 56th St. to 72nd Street.

Mr. Easterday moved that Monday, March 12, 1962 be fixed as the date for hearing on the assessment roll for L I D 3510. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

REPORTS:

MC-378 Accomplishments in 1961 - Plans for 1962.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Report from the Tacoma Employees Retirement System for the months of Nov. & Dec. 1961.
- b. State Auditors report for City Light Division for the year 1960.
- c. Report from the Light, Water & Belt Line Division for the month of November 1961.

COMMENTS:

Mr. Rowlands said he would like the Council's thinking on whether or not they would like to have an Annual Report for the coming year. He added, that 80,000 of these reports are distributed to the families through the Sunday supplements. Approximately 2,000 to the Public Schools. Many are sent to the library and also to other cities. There are over 87,000 being distributed. For an (8) page report it would cost \$4800, and for a (12) page report \$6240. There is \$5,000 budgeted this year for the annual report.

Mr. Bott asked what it would cost if the City printed the report.

Mr. Rowlands said he could not answer that at present.

Mr. Steele moved that the City spend \$4800 on a (8) page report for the year 1961 and have it published in 1962. Seconded by Mrs. Price.

Mr. Steele stated, he thought this is money well spent.

Mr. Bott said he thought the City puts out a very nice report, but felt it was a waste of money.

Mr. Porter said he thought the money could be used to a better advantage by fixing the ramp on 11th Street.

Mr. Rowlands explained that they are now in the process of getting figures on that project for convenient loading in regard to the World's Fair coming soon. He said they also plan to have a fast moving boat to go between Seattle and Tacoma.

Mr. Murtland said, he also thought the \$4800 spent on the Annual Report was a waste of money and could be deleted.

Mayor Hanson called for a roll on Mr. Steele's motion to set aside \$4800 for an (8) page report in 1962.

Roll call was taken resulting as follows: Ayes 2, Nays 7; Bott, Cvitanich, Easterday, Murtland, Olson, ~~Steele~~ and Mayor Hanson. Absent 0. Motion lost.

Mayor Hanson explained that a letter was received from Elmer Hyppa,

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President, Naches Tunnel Association, inviting the Council to attend a noon luncheon at the Chinook Hotel in Yakima with their Chamber of Commerce, Roads and Bridges Committee.

It was decided that someone from the Council would attend.

There being no further business to come before the Council, upon motion duly seconded and passed, the meeting adjourned at 10:00 P. M.

Paul Hanson
Mayor of the City Council

Attest: *Jacqueline Melton*
City Clerk