

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, Jan. 21, 1969

The meeting was called to order by Mayor Rasmussen at 4:00 P. M.

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

The Flag Salute was led by Mr. Zatkovich.

Mayor Rasmussen asked if there were any omissions or correction to the minutes of January 7th. He added he would like to amend the minutes on Page 9 in the second paragraph to read, that he had talked with the Chief of Police in Tacoma instead of the Seattle Police Chief Frank Ramon. He asked that the tape be checked.

Mr. Murtland moved that the minutes be amended with a verbatim transcript of the Mayor's statement concerning his conversation relative to a Seattle survey. Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

Dr. Herrmann then moved that the minutes be approved as amended. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

Presentation of suggestion awards to Mr. John C. Ehrler, Sr. and Mr. Stanley M. Johnson ✓

Mayor Rasmussen presented Mr. Johnson with a \$25.00 award for his suggestion relative to simplifying procedures by which the Identification and Records Div. reproduce Police Record Cards for the courts. He also presented Mr. Ehrler, Sr. with a \$25.00 award for his suggestion concerning the installation of a separate switch on the dashboard of City busses to enable operators to lock the rear wheels when the bus is stopped.

Mayor Rasmussen, Mr. Rowlands, City Manager, and members of the City Council congratulated the recipients on their awards.

HEARINGS & APPEALS:

a. This is the date set for hearing for the request for rezoning of the S. E. corner of No. 9th St. extended and Mildred St. from an "R-2" to an "R-4-L-PRD" District, submitted by Forrester Realty & Mortgage Co.

Mr. Buehler, Director of Planning, explained the applicants have requested this reclassification in order to construct a (104) unit apartment complex. The site abuts the proposed freeway to the Narrows Bridge which will be developed in the future. He explained, this district will serve as a buffer between a "C-1" District to the east and the developed "R-2" District to the west. Such a location is compatible with the "Intent" clause of the "R-4-L-PRD" District. Conditions have been agreed upon for proper accesses, water mains and fire hydrants to be installed. Also the development in no way will interfere with the future freeway requirements as well as all improvements to be accomplished by L I D, private contractor or posting a performance bond. No objections were made by the property owners.

Mr. Steve Turlis, representing Forrester Realty & Mortgage Co., explained that the existing residences face to the west, therefore Mildred Street would be on the alley side of the nine residences of the block.

Mr. Cvitanich requested that Mr. Buehler, Director of Planning, obtain for each Council member a copy of a study that was released by F. H. A. five months ago pointing out the number of vacancies in apartments in Tacoma. He also said he would like to discuss a new plan for legislation which would stop indiscriminate rezoning in the community, with Mr. Chapin, Assistant City Attorney.

Mr. Finnigan explained during the year 1967 this area has had the fastest growth of living units of any area throughout the United States. He also felt that the Council should gather all the information possible so they can make proper decisions on the planning of the community.

Mr. Johnson suggested that a meeting be called with the Planning Commission, staff and City Council. At that meeting the Council could then outline the objectives that the Council wishes to work toward. He also felt that architectural standards should be set by the City Council.

After further discussion, Mr. Johnson moved to concur in the recommendation of the Planning Commission to approve the above rezone and that an ordinance be drafted approving same. Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

b. This is the date set for hearing on the appeal filed by St. Vincent de Paul on the assessment covering its business license.

Mr. Joseph J. Roller, Attorney representing the St. Vincent de Paul Society, requested a continuance of two weeks of this hearing as he had not received a notice of said hearing until 2:00 P. M. on Tuesday, Jan. 21st. Therefore he has not had sufficient time to notify the Catholic Archbishop of Seattle, a corporate-sole of the hearing.

Mayor Rasmussen informed the Council that he did not know whether the present Council had the legal right to make a determination in regard to the taxes due to the fact that an ordinance was passed by a previous Council, but in the future if the tax law was changed, it may be that the present Council would have some authority. He also felt the hearing should be postponed.

Mr. Finnigan moved that this hearing be continued until Feb. 4th, 1969. Seconded by Mr. Murtland. Voice vote taken. Motion carried.

c. This is the date set for hearing on the appeal filed by Tacoma Goodwill Industries Rehabilitation Center, Inc. on the assessment covering its business license.

Mr. James E. Gentry, Executive Director for the Tacoma Goodwill Industries, explained the function of the Goodwill Industries and requested that the City Council rescind their request for a retroactive collection of taxes.

Mayor Rasmussen asked if the Goodwill Industries are paying State B & O tax. Mr. Gentry stated they did not pay that tax.

Mayor Rasmussen said, as he understood from their appeal, that did not object to the penalties, but felt that the back tax request is inappropriate.

Mr. Gentry stated that in their plea it is noted they abide by the law whether they agree with it or not, but they hoped that some changes are made in the law that will be justified. Also, in the appeal presented to the Council they had asked that the penalties be waived as well as the tax.

Mayor Rasmussen asked if they had a letter of exemption from the State on the B & O tax.

Mr. Gentry stated they have a letter from the Federal Government stating it is a charitable non-project institution.

Mayor Rasmussen asked if the State Dept. of Revenue had ever asked them to register.

Mr. Gentry stated, it had not.

Mayor Rasmussen asked Mr. McLennan, Director of Tax & License, how long the Charitable Solicitation law had been in effect.

Mr. McLennan, explained that it had been in effect since 1933, however, it had been amended several times.

Mayor Rasmussen felt that the Tax & License Dept. was correct in asking for the B & O taxes. He mentioned that a fund raising campaign had been undertaken and the National Fund Raising Services Inc. of San Francisco, Calif, was hired to perform the activity for Goodwill Industries.

Mayor Rasmussen further added, if a charitable organization solicits on a voluntary basis, without hiring any outside firm, then only a \$5.00 tax is required. However, if an outside firm is employed a fee is required. He asked if this particular organization had filed a certificate with the City or State stating they had performed such a service.

Mr. Gentry stated he did not know as he was not Executive Director at that time.

Mrs. Banfield asked, since they felt they should not have to pay taxes, would the books be available for the public to check to see if the organization is not making a profit.

Mr. Gentry answered the books had always been available to responsible individuals and the City had made an audit, and an annual report is always submitted.

Mrs. Banfield asked how much federal money is invested in the Center Street Urban Renewal Project.

Mr. Rowlands, City Manager, said when a project is closed out it amounts to approximately two-thirds.

Mrs. Banfield asked that she be supplied with a list of all tax free property in the City of Tacoma.

Mrs. Banfield stated she was interested in the Urban Renewal and Housing property that has been taken off of the City's tax rolls.

Mr. Rowlands explained that MC-571, presented to the Council a week ago, outlined the Federal and State assistance to the City between 1961 and 1968 in all the Urban Renewal Projects.

Mr. Finnigan felt it was improper for the Tax & License Dept. to ask for retroactive fees from any charitable organization.

Mayor Rasmussen said he would like to have a number of points clarified so the Council can act in a proper manner with a proper understanding of the subject.

Mayor Rasmussen asked Mr. Hamilton, Acting City Attorney, if the hearings would relate only to the subject of the law, and if the law has been properly enforced. He also asked if the Tax & License Dept. had acted according to law. He understood that the Council could not interfere with the operation of any Department that is directly under the control of the City Manager.

Mr. Hamilton, Acting City Attorney, explained that under the ordinance, the Council at this time acts as an appellant body. He pointed out four alternatives the Council could follow. He noted, if one or more charitable institutions were told at one time they were not taxable after making duly inquiries, then he felt, perhaps, they would be in the same position as filing an erroneous return. If they had filed erroneous returns, the four-year limitation would apply.

Mayor Rasmussen asked if a letter had been sent from any official in the City government to these charitable organizations stating they were exempt from such taxes, because of their charitable work.

Mr. Hamilton explained that Mr. Lyle Lemley, Controller for the City of Tacoma, sent a communication March 12, 1951 which indicated that because of the newness of the law and Tacoma's in-experience they had sought the advice of the City of Seattle who had had a similar ordinance in operation, and the result was that the City had determined to except such agencies as the St. Vincent de Paul, the Goodwill and the Salvation Army as a matter of policy.

Mr. Gaisford, Director of Finance, stated he was present at the time the decision relative to the exemptions took place. When the original ordinance was passed creating the B & O tax in the City of Tacoma, John Anderson was Mayor, Mr. Clif Erdahl, Commissioner of Public Utilities, Mr. Jim Kerr, Commissioner of Public Safety, Jack Roberts, Commissioner of Public Works, Roy Craig, Commissioner of Public Finance and Lyle Lemley was City Controller. After the ordinance was adopted, the City decided at that time to follow rules and regulations specified by the State. However, Mr. Lemley checked with the policy followed by the City of Seattle, and it was the decision of the City Commissioners and City Controller to follow the same policy of exempting charitable solicitations from the B & O tax.

d. This is the date set for hearing on the appeal filed by The Salvation Army on the assessment covering its business license.

The Salvation Army representative requested that the hearing be postponed for three weeks.

Dr. Herrmann felt that all four hearings on the tax assessments should be postponed.

e. This is the date set for hearing on the appeal filed by Y. M. C. A. on the assessment covering its business license.

Mr. W. Gerald Lynch, Attorney representing the Y. M. C. A., stated they would not have any objection to a postponement.

Mayor Rasmussen felt a motion should be in order to amend the motion that set Feb. 4th as the date for a continued hearing on the St. Vincent de Paul Society's appeal to Feb. 11th.

The President of the particular Council of St. Vincent de Paul Society stated that it would be agreeable with them to postpone their hearing until Feb. 11th.

Dr. Herrmann then moved to continue all four hearings for three weeks, until Feb. 11th, 1969. Seconded by Mr. Finnigan. Voice vote taken. Motion carried.

Mr. Zatkovich wondered if Mr. Lemley who is now retired would appear before the City Council on Feb. 11th.

Mayor Rasmussen asked the Director of Tax & License to inquire of the State Department of Revenue which of these firms are registered for State B & O taxes. He also suggested that an opinion be given as to how the State law reads.

PETITIONS:

a. Puget Sound National Bank requesting rezoning of the south side of 29th St. N. E. from approx. 225 feet east of 62nd Ave. N. E. to the King County line from an "R-2" to a "C-1" District.

b. Weyerhaeuser Company requesting rezoning of the south side of South 40th St. between South Lawrence & So. Alder St. from an "R-3" to an "R-4-J,-PRD" District.

c. Weverhaeuser Company requesting rezoning of the north side of Ea. 46th St. between Portland Ave. & East "N" extended from an "R-2" & "R-3" to an "R-4-L-PRD" District.

Referred to the Planning Commission.

COMMUNICATION:

Communication from Carl Laursen resubmitting a request for rezoning of five acres of land on the north side of So. 76th St. between "K" and Sheridan.

Mayor Rasmussen explained that Mr. Laursen's first rezoning application was rejected by the Council, but the ordinance provides that if the circumstances have been changed since the first application was presented, a property owner can bring it to the attention of the City Council a year later. However, if there has been a sufficient change of circumstances an application for an amendment may be resubmitted not less than six months after the date of final action on the denial.

Mr. Laursen of 1207 So. 76th, explained that on the first of January, 1969 three acres of land which he had given to the S. E. Tacoma Optimist Association was given back to him as they were not able to build a Community Recreation Center as planned.

He added, there is now five acres and he hopes to develop this acreage into a Planned Residential Development District and have sufficient land to develop the Community Recreation Center as planned by the S. E. Tacoma Optimist Association.

Mr. Johnson moved that the City Council grant Mr. Laursen permission to re-submit his petition for an "R-3-PRD" District since there has been a change of circumstances to warrant the reconsideration. Seconded by Dr. Herrmann. Voice vote taken. Motion carried.

RESOLUTIONS:

Resolution No. 19987 (postponed from the meeting of Jan. 7, 1969)

Authorizing the execution of an option agreement with Pacific Northwest Development Co., Inc. for property to construct a large Convention Center Complex.

Mrs. Banfield moved that Res. No. 19987 be removed from the agenda as another resolution was passed by the Council last week on this matter. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

The Resolution was removed from the agenda.

Resolution No. 20008

Fixing Tuesday Feb. 18, 1969 at 4 P. M. as the date for hearing for the vacation of East 35th St. from East D to approximately 125 feet west. (petition of Schwinkendorf & Sousa)

Mrs. Banfield moved that the resolution be adopted.

324
+
338

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

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

Nays 0: Absent 1; Bott.

The Resolution was declared passed by the Chairman.

Resolution No. 20009

Awarding contract to Tucci & Sons on its bid of \$11,162.38 for L I D 3675.

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

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

Nays 0: Absent 1; Bott.

The Resolution was declared passed by the Chairman.

Resolution No. 20010

Awarding contract to Tucci & Sons on its bid of \$34,440.54 for Improv. No. 4848.

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

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

Nays 0: Absent 1; Bott.

The Resolution was declared passed by the Chairman.

Resolution No. 20011

Awarding contract to Tucci & Sons on its bid of \$11,315.13 for Work Order No. 55445.

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, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 1; Bott.

The Resolution was declared passed by the Chairman.

Resolution No. 20012

Awarding the contract for Coverall Service for the year 1969 to Alsco Linen Service.

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

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

Nays 0: Absent 1; Bott.

The Resolution was declared passed by the Chairman.

Resolution No. 20013

Authorizing the payment of \$5,440.72 to Tucci & Sons for costs for emergency repairs to a sanitary sewer.

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

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

Nays 0: Absent 1, Bott.

The Resolution was declared passed by the Chairman.

Resolution No. 20014

Rescinding Resolution No. 14828 adopted Dec. 3, 1956 which covered the bond by Asphalt Paving and Engineering Co. during use of the road through City Gravel pit which is no longer in use.

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, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 1; Bott.

The Resolution was declared passed by the Chairman.

Resolution No. 20017

Fixing Tuesday, Jan. 28th, 1969 at 4 P. M. as the date set for the meeting with the initiating parties for the proposed annexation of both side of So. 96th St. between Hcsmer and #5 Freeway. (petition of Wm. D. Brown et al).

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, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 1; Bott.

The Resolution was declared passed by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 18734

Amending Chapter 13.06 of the official code by adding a new section 13.06.130-46 to include property at the S. W. corner of Ea. 72nd and Portland Ave. in a "C-2" District. (petition of K-Mart)

Mrs. Banfield pointed out that Mr. J. N. Shensky of the Pierce County Planning Dept. in a communication dated Oct. 30th, 1968 that in their opinion the K-Mart site was a logical commercial development and should be accomplished under a planned shopping center classification rather than a "C-2" Commercial. This This would also ensure adequate protection for adjacent properties. She also

explained when any annexation is accepted by the City it is zoned as an "R-1" until such time as the City wishes to change the classification.

Mr. Hamilton, Acting City Attorney, explained the provision of the City's zoning ordinance seems inconsistent and should be changed as the ordinance can be interpreted both ways; it states to the effect, that all annexations come with an "R-1" classification, then again it states, that it shall retain the classification that it was given in the County until it is reclassified.

Mr. Cvitanich felt Mr. Shensky was more concerned about the buffering aspects between any homes to the left of the property.

After some discussion, the ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 18576 (postponed from the meeting of Dec. 28th, 1968)

Amending Sec. 6.15.100 of the official code to provide for the nomination of a Charity Solicitations Advisory Board by the Mayor and appointed by the City Council.

Mayor Rasmussen remarked that this ordinance has been on the agenda several times and he would not wish to be in a position of appointing a board at this time until other matters concerning charity solicitations are consummated.

Mayor Rasmussen moved that the ordinance be removed from the agenda. Seconded by Mr. Johnson. Voice vote taken. Motion carried.

The Ordinance was removed from the agenda.

Ordinance No. 13725

Amending Section 1.12.510 of the official code to add a new classification for an Epidemiological Investigator.

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

Yeas 8: Banfield, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 1; Bott.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18726

Appropriating the sum of \$9500.00 or so much thereof as may be necessary from the General Fund for the purpose of paying the salary, wages and fringe benefits of an Epidemiological Investigator in the Health Dept.

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

Yeas 8: Banfield, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 1; Bott.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18727

Vacating the air rights on the east side of Commerce St. and the west side of Pacific Ave. between 11th and 13th Streets. (petition of Dean Witter and Commonwealth Title Company)

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

Ayes 6: Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 2: Banfield and Cvitanich. Absent 1; Bott.
The Ordinance was declared passed by the Chairman.

Ordinance No. 13728

Providing for the improvement of L I D 5471 for water mains in Vistaview Dr. from No. 23rd to 26th; No. 23rd from Harmon to Narrows Dr.; and in No. 24th, 25th and 26th from Vistaview Dr. east to cul-de-sac.

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

Ayes 8: Banfield, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 1; Bott.
The Ordinance was declared passed by the Chairman.

Ordinance No. 13729

Providing for the improvement of L I D 3676 for storm drain in the alley between Pearl St. and Woodlawn St. from So. 15th St. north 400 feet.

Mrs. Banfield explained she attended the L I D meeting and at that time there was a 48% protest because the property owners wished the alley paved as well as having storm drains. Now since there is a 53% protest she felt, perhaps, the Council should abandoned the entire L I D.

Mayor Rasmussen asked Mr. Schuster, Public Works Director, what has been the practice of the Council in this type of a situation.

Mr. Schuster, Public Works, Director, explained the City Council's policy has been when there is a majority of the property owners against the improvement, that the L I D be abandoned.

Mrs. Julian Wright, 1324 So. Woodlawn, spoke in favor of the L I D as the water collects on the property which is dangerous. She added they would present another petition for paving in the near future.

Mr. Murtland felt this storm drain should be approved by the Council as it could present a health problem if the pools of water become contaminated.

Mr. Cvitanich felt the City should set a policy relative to construction of storm drains when petitioned by a developer who wishes to build.

Mr. Johnson felt the Council, however, should pass this L I D as this would take care of the main problem, then, another L I D could be petitioned in the future.

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

Ayes 8: Banfield, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 1; Bott.
The Ordinance was declared passed by the Chairman.

Ordinance No. 18730

Providing for the improvement of L I D 4858 for alley paving between "I" St. and Yakima Ave. from No. 10th to No. 11th St. and other nearby alleys.

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

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

Nays 0: Absent 1; Bott.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18731

Approving and confirming the Assessment Roll for L I D 3650 for sanitary sewers in Huson St. from Center St. to 425 feet south of So. 30th St. and other nearby streets.

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

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

Nays 0: Absent 1; Bott.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18732

Approving and confirming the Assessment Roll for L I D 3657 for sanitary sewers in East D from East 93rd to East 96th and other nearby streets.

Mr. Dryer, residing on the corner of 93rd and East D St., explained their property is connected with the sewer on 93rd St. His assessment is in the amount of \$321.79 which seemed to him to be incorrect. Their house and car-port occupy four building sites, he added.

Mr. Schuster, Director of Public Works, explained the Dryer property had been platted facing West D St. Some years ago only the first two lots were assessed because they were building size lots, but under this L I D the remainder of the property was assessed.

Mrs. Dryer explained she had researched this thoroughly and found that a building permit would never be issued therefore such an assessment would not benefit the property.

Dr. Herrmann felt a house and car-port occupying four building sites and, since they have adequate sewer service, they would not be benefitted by the improvement.

Mrs. Dryer explained, all the people around them had been contacted by the City before the sewer was constructed and their notice was received by them just two weeks ago.

Mr. Hamilton, City Attorney, explained, that the basic rule is, if there is special benefit to the piece of property being assessed at the present time, as well as in the future, then the assessment is valid. However, there are always peculiar circumstances once in a while, such as in this situation, he added.

After further discussion, Mr. Schuster suggested that the ordinance be postponed so that more information could be presented to the Council.

Mr. Murtland moved that Ordinance No. 18732 be postponed for one week, until Jan. 28, 1969. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

The Ordinance was postponed for one week, until Jan. 28th, 1969.

Ordinance No. 18733

Approving and confirming the Assessment Roll for L I D 3666 for sanitary sewers in the vicinity of North 9th and Winnifred and Alder Street from So. 15th to So. 17th Street.

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

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

Nays 0: Absent 1: Bott.

The Ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

Mr. Zatkovich asked Mr. Rowlands if the Detective examination has been set up. Mr. Rowlands, City Manager, said he would check into the matter as he did not know if it had been published.

Mayor Rasmussen asked Mr. Rowlands if he had checked with the County Commissioners in regard to a more equal distribution of expenses concerning the Humane Society.

Mr. Rowlands stated, Mr. Harvey has been checking on this matter and a report should be forthcoming soon.

Mayor Rasmussen reported he had attended an Air Pollution Control meeting and advised the inspector that the new incinerator at the Humane Society had increased their gas bill \$2,000. He also asked the inspector why there was such an increase in the price of gas.

Mayor Rasmussen asked if the publication called "The Luddite" which had been circulating in high schools had been investigated. He felt it was sponsored by S. D. S.

Mr. Rowlands stated, he had some information on the matter and he would make copies for the Council at next week's meeting.

Mayor Rasmussen asked what information has been accumulated relative to equalizing taxes from private parking lots and public parking lots.

Mr. Rowlands stated, this is being researched and should be presented to the Council next week.

Mayor Rasmussen remarked that the Teamsters at the Human Society have requested that an ordinance be prepared relative to their wages.

Mr. Rowlands, City Manager, explained that the Teamsters Union has requested a delay so they could check the wage and salary schedule.

Mr. Hamilton, City Attorney, explained an emergency appropriation would be required as far as the Humane Society is concerned as he did not feel the City has an actual agreement with them.

Mayor Rasmussen asked that an ordinance be prepared on this matter for the agenda next week.

Mayor Rasmussen asked when the City will receive the \$320,000 from the owners of the land on Pacific Avenue for the garages.

Mr. Rowlands remarked, that it is spelled out in the contract agreement, but he believed this would be within the next two months.

Mayor Rasmussen asked that any bulletins concerning the Legislative position of the City be cleared with the Council's Legislative Committee before they are sent out.

Mr. Rowlands explained that the City has always tried to work with the Association of Washington Cities, however, a study session can be set up for these matters.

Mrs. Banfield asked if the Manager could tell her if any other City in the United States employees two Assistant City Managers.

Mr. Rowlands explained he does not have an Assistant City Manager. He stated he has two Assistants to the City Manager.

Mr. Rowlands stated he would be glad to submit a report to Mrs. Banfield on this subject.

Mayor Rasmussen asked if it were agreeable with the Council to endorse the three Legislative Bills: (1) Retaining the TB Sanatorium in Tacoma, (2) Endorsing the early construction of the Naches Tunnel, (3) Endorsing the early construction of the Puget Sound-Grays Harbor Canal.

Mayor Rasmussen also understood there is a Bill proposing that there be an automatic County Grand Jury call once a year.

Mr. Murtland stated he objected to the last endorsement.

Mr. Johnson and Mr. Finnigan felt these should be considered relative to priorities. They felt the City should be asking for something more practical and useful for the City of Tacoma.

Mayor Rasmussen asked if there were any objections from the Council to place the endorsements of the TB Sanatorium, Naches Tunnel and the Puget Sound-Grays Harbor Canal in the Legislative Bulletin.

No objection was voiced.

Mayor Rasmussen felt that endorsing the calling of an automatic County Grand Jury once a year would restore confidence in Government.

A number of Councilmen objected to this endorsement.

Mayor Rasmussen also stated a bill will probably be presented regarding the early retirement of top flight police officers. He felt that the pension for the policemen should be increased, whereby, police officers would not be retiring as soon as they have completed twenty-five years of service.

There were no objections to include this in the endorsements.

Mayor Rasmussen asked Mr. Hamilton, Acting City Attorney, to include these endorsements in the Legislative Bulletin, excluding the Automatic calling for a Grand Jury once a year.

REPORTS BY CITY MANAGER:

Mr. Rowlands, City Manager, reported on the ICMA Executive Board meeting he had attended in Washington D. C. He said he had the opportunity to meet with Vice President Agnew and Mr. George Romney who is the Director of HUD. He also talked to the Director of the International Chiefs of Police in regard to the survey proposed by the Council a couple of weeks ago. It was thought that the survey would cost approximately \$25,000, but a letter will be forthcoming from them explaining what type of a survey might be conducted.

Mr. Rowlands also mentioned he had inquired about whether or not System 6 can be included on the Interstate System of Highways.

Mr. Rowlands explained he had sent the Council members a copy of an appraisal on the old City Hall. He also asked if an agreement should be drawn up for the Council's perusal, similar to the one drawn relative to the City Hall Annex.

Mr. Johnson felt it would be a good thing for the City of Tacoma if the old City Hall could be improved on the basis that has been proposed. He suggested that the staff be instructed to put together a program for the Council's approval.

Mayor Rasmussen requested that Mr. Hamilton, Acting City Attorney, explain how this property could be sold.

Mr. Hamilton, Acting City Attorney, explained that the Charter provides that real property as far as the City is concerned shall be sold upon such terms as the Council may prescribe. Specifications could be drawn up, or the Council could negotiate with the interested party.

Mayor Rasmussen suggested that a study session be held on the matter.

COMMENTS BY MEMBERS OF THE COUNCIL:

Mr. Cvitanich mentioned that several months ago the Mayor had been criticized for using a City vehicle to go to Eastern Wash. However, in the last several weeks he had noted many employees who take the City cars home and use them to shop. He had also noted they were not Department Directors. Mr. Cvitanich asked Mr. Rowlands to check into the matter with all the Departments as well as the Utility Dept. and particularly the Fire Dept. He felt money could be saved in this manner.

Mr. Rowlands stated the staff does check with the Department Heads automatically, however, he would look into the matter.

Mr. Johnson noted that the Council had received a communication from Cable T. V.-Puget Sound, and they have indicated that a substantial amount of work had been done with the Legal staff relative to working out a franchise for having Cable T V within the City limits of Tacoma. He thought, perhaps, some areas would be able to use it better than others and it might be wise to study the matter further as it would bring more revenue into the City.

Mayor Rasmussen stated he had answered the letter informing the company that Mr. McCormick, City Attorney, will be back to work and the matter would be discussed again.

Mr. Cvitanich requested a report relative to the training program for the Fire Dept., including how many people were interviewed and how many people were hired.

Mr. Rowlands stated he would submit a report. He noted that many individuals

could not pass the examination, however, they were placed in other positions.

Mrs. Banfield asked the Council what they thought of the Human Relations Commission's study session meeting being held in a home. She felt secret meetings should not be held if any home as the Director is being paid by the taxpayers. She felt the priorities listed in their minutes of Jan. 9th, 1969 were not proper as she felt sensitivity training was apparent. She listed several priorities that were considered which she felt should not be allowed. Mrs. Banfield asked Mr. Rowlands to check into the matter.

Mr. Rowlands felt that the programs conducted are typical of a Human Relations Commission.

Mayor Rasmussen stated, he had attended the last meeting of the Human Relations Commission and the Commission has requested Mr. Hodges to file a monthly report with them as to his activities. Mayor Rasmussen also suggested to the Commission that the press be included at these meetings.

Mr. Cvitanich wanted every member of the Council to know, whoever is complaining about the Open Housing Review Board not being compatible has not once approached any member or the group as a whole.

Mr. Finnigen noted that the next study session of the Human Relations Commission will be held at Mr. Hodges' home. He also noted that the press has not been rejected. They know when the meetings are to be held and where they are to take place.

Mrs. Banfield wanted to know if Mr. Hodges has apologized in writing to the F. C. C. and Radio KAYE.

Mayor Rasmussen said he attended the Human Relations Commission and at the meeting Mr. Swan Johnson had stated that Mr. Hodges had apologized to the Commission. Mayor Rasmussen said, then at that time Mrs. Banfield asked if Mr. Hodges had extended that apology to the F. C. C. and Radio KAYE. Mayor Rasmussen informed Mrs. Banfield he had not received a copy of any apology and felt Mr. Hodges should definitely make one, as his letter that was sent, was full of false and misleading statements.

Mayor Rasmussen further stated that the Human Relations Commission is powerless in regard to Mr. Hodges as he is not in their employ.

Mrs. Banfield said, since Mr. Hodges is under Mr. Rowlands, it is the Council's prerogative to ask Mr. Rowlands to instruct Mr. Hodges, on behalf of the Council and the City, to apologize to F. C. C. and Radio KAYE.

Mayor Rasmussen said he had received a letter from the Downtown Merchants Association praising Police Chief Zittel for the additional police coverage of the downtown shopping center during the holiday season.

Mayor Rasmussen asked that the Public Relations Detail of the Police Dept. be in uniform.

Mayor Rasmussen felt it was a sad situation when the Public Officials in Washington, D. C. grant permission for the "Hippies and Yippies" to ridicule an Inaugural Celebration.

Mayor Rasmussen stated, there had been a "Poor People's March in Washington, D. C. which did not accomplish anything. He noted there is now a notice calling a Poor People's convention at the Hyatt House in Washington State. He felt there was certainly a question in his mind what the usefulness would be for this type of meeting.

Mayor Rasmussen requested that Mr. Rowlands submit in writing the procedure for the employees to follow when opening mail in the Finance Dept. and also that it be submitted to the Council.

Mr. Rowlands stated he would submit such a report.

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Mayor Rasmussen said in reviewing the Buckley Report of June 22, 1961, it pointed out that airport zoning would be required. He asked if such zoning had been processed.

Mr. Rowlands, City Manager, explained that some zoning had been accomplished by Pierce County.

Mr. Johnson explained that about two years ago he was on the Airport Zoning Board in conjunction with the County and action had been taken at that time.

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Mrs. Banfield reported there were disturbances near the Shelter-Half in South Tacoma and asked that it be checked.

Mr. Rowlands stated he would look into the matter.

CITIZEN'S COMMENTS:

Mayor Rasmussen announced that Mrs. Frances Mitchell is unable to speak this evening and will send in another letter at a later date.

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Mr. Floyd Oles, 1018 So. 60th St., spoke relative to the report he previously submitted to the Council, comparing Seattle, Tacoma and the National crime statistics.

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Mr. Charlie A. Milhans, Jr. spoke about the City Charter of Tacoma from a student's viewpoint.

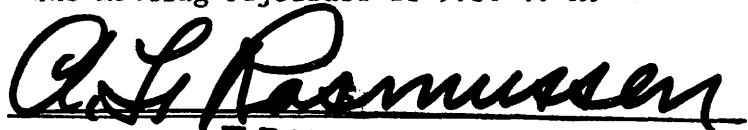
ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

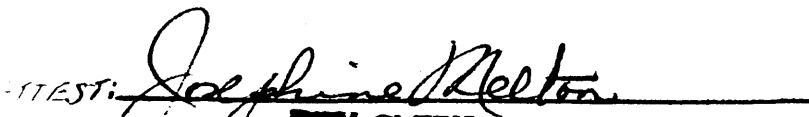
- a. Minutes of the City Planning Commission for Jan. 6, 1969.
- b. Minutes of the Human Relations Commission for Dec. 19, 1968.
- c. Minutes of the Human Relations Study Session for Jan. 9, 1969.
- d. Minutes of the City Council Study Session on Jan. 13, 1969.

Placed on file.

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Mr. Johnson moved that the meeting be adjourned. Seconded by Dr. Herrmann. A voice vote taken. Motion carried. The meeting adjourned at 9:30 P. M.


E. L. RASMUSSEN, MAYOR

WITNESSED: 
CITY CLERK