

CITY COUNCIL MINUTES

City Council Chambers  
Tuesday, June 23, 1970

The meeting was called to order by Mayor Johnston at 7:00 P.M.

Present on roll call - 8: Banfield, Cvitanich, Dean, Finnigan, Jarstad, O'Leary, Zatkovich and Mayor Johnston. Absent 1: Herrmann.

The Flag Salute was led by Mr. Zatkovich.

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HEARINGS & APPEALS:

This is the date set for hearing for the vacation of George Street from "A" to East "B" Street. (Petition of Bethlehem Lutheran Church)

Mr. Buehler, Director of Planning, summarized the location of the property and explained the attendance has so increased that more space is needed for parking facilities. Further, that petitions had been signed by eight nearby residents on "B" Street objecting, but 100% from "A" Street in agreement with the vacation.

Jerry Rutherford, president of Bethelhem Lutheran Church, stated the reason for the request for vacation was for new off-street parking, beautification of the neighborhood and expansion of the church.

Mr. O'Leary asked if the needs of the church had changed since the alley was vacated.

Mr. Rutherford replied that the congregation has grown in size and the church was planning on making the entire added area into parking. He added it would not be all parking until the actual unit is built and, at that time, parking will be constructed on George Street. There is no plan for tearing down the property on "B" and George Streets at the present time.

Mr. O'Leary said his concern was that the people on "B" Street at 38th, would have lack of access in the event of a fire.

Mr. John Robson, attorney, appearing at the request of the Board of Trustees of the church, presented arguments in favor of the petition, pointing out that the present parking lot was not improved and presented a problem of dirt and dust, etc. to the community. He added George Street was not a through street at the present time; it dead ends on "A" Street. He explained they plan to screen the parking lot, add a basketball court and make the playground available to children.

Mr. John Swigard, 3735 East Street, protested the vacation explaining that the freeway has already removed the access to the neighborhood and felt the church has sufficient parking now.

Mr. John Lee from the Bethlehem Church stated that he thinks it is important to have continual property space for recreational use of the church.

Mr. Finnigan moved that the Council concur in the recommendation of the Planning Commission. Seconded by Mr. Jarstad. Roll call was as follows:

Ayes 3: Finnigan, Jarstad and Mayor Johnston.

Nays 5: Banfield, Cvitanich, Dean, O'Leary and Zatkovich. Absent 1: Herrmann.

The motion lost.

Mr. Dean asked if this matter could be brought up again next week for reconsideration.

Mayor Johnston remarked that would be possible.

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PETITIONS:

Richard Shaw requesting rezoning of the N.E. corner of So. 19th & Washington Street from an "R-2" to an "R-2-T" District.

Referred to the City Planning Commission.

COMMUNICATIONS:

Communication received from Louis J. Muscek, Chairman of Committee on Charter Revision, advising that the committee has submitted its final report and recommendations with reference to the revisions of the City Charter.

Mr. Muscek pointed out that in 1914 there was the "International Manager System" manifesto, and that is how the Manager system form of government got its start. His committee feels that the system of government should be patterned after the Constitution of the United States, and that is why the committee favors going back to the Mayor system of government. When the present City Charter was inaugurated, there was a ballistic system, but later had the mayor plan.

Mr. Muscek added there has been a Tri-Unity system ever since the mayor was put into the system - or three systems in one and there is where the trouble has been. A great deal of money is invested in all City departments--schools, fire department, parks, etc. It is impossible to operate this large an organization with only a part-time Council. The Council is only a legislative body, and not an administrative body. It was debatable whether the City should be segregated by districts or wards, but there was a problem of separating the City into geographic units, so that was left for the Council to work out in the future. He added all of the aspects in analyzing the City Charter are large assignments, so it cannot be done and reported on in five or ten minutes.

Mr. Muscek further explained his committee has worked very hard and long because what is to be decided concerns the happiness of everyone in the City. His committee has now made a very good compendium of the City Charter for the Mayor-Council form of government, and has filed all of the plans that are adopted by the National Government, so as to follow that pattern and eliminate trouble in formulating the City's plan. Last year the Legislature had provided in the code this particular pattern which the committee has adopted.

He thanked various individuals and various groups who had helped furnish materials for the committee.

Mr. McCormick, City Attorney, stated it was not Mr. Muscek's or his intention to discuss the charter changes at this time. The copies that were furnished to the Council were copies of the Charter as it would read with the changes inserted therein, the same as was done in 1968 when certain propositions were to be placed on the ballot. He further added it was not his intention that the proposed amendments were for public information but only for Council's perusal.

Mr. McCormick further pointed out the index to the charter indicates proposed changes submitted by the committee. However, he added, the Council does not necessarily have to follow any of the recommendations, but can make their own proposed amendments if they wish. There are seven amendments submitted and if approved will be separate propositions on the ballot if they concern separate subjects. The legal department is not in the position to proceed until it has been determined what the Council wishes. The committee was given a July 1st date for completion of their recommendations, which has been met. There has been some talk of combining these propositions with the primary election in September and the legal department has to have 45 days prior to a special election to have the propositions in the hands of the election department. However, he added, the time could be cut short if it were combined with some other election.

Mrs. Banfield asked if these propositions for changes in the Charter could go on the same ballot with the Recall election.

Mr. McCormick replied that under the Recall section of the state law, it is

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provided that the election must be held within 40 days after the sufficiency of the signatures has been certified by the City Clerk. The other rule provides 45 days; however, the legal department has discussed this ruling with the election division and, if the Council would desire to combine the two matters and they could be canvassed in time, it could probably be done. Mrs. Banfield referred to saving the taxpayers money by doing so.

Mrs. Banfield thanked the committee for having done such a fine job and suggested that the Council members meet to review the suggested changes within the next week.

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(b.) James W. & Avis Lemons filing an appeal from the Board of Adjustment's decision granting an area variance on the petition of Orville J. Halvorson for property located on the west side of Tyle St. approximately 550 feet south of So. 36th St.

(c.) James P. & Merrilee Bowen filing an appeal from the Board of Adjustment's decision granting a side yard variance on the petition submitted by Doug Dyckman, Jr. for property located at 1217 No. G Street.

Moved by Mr. Cvitanich, seconded by Mrs. Banfield, to set the date for hearing the appeals on July 21, 1970, on the two above matters. Motion carried unanimously.

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(d) Glen R. Nyland requesting withdrawal of his petition for rezoning of property on the east side of Mason Ave. approximately 130 feet south of So. 19th St. and also asking refund of the filing fee.

Mr. Buehler, Director of Planning, explained that the property is being condemned by the school district in order to build the Foss High School, therefore, Mr. Nyland was asked if he wished to hold up his petition. The filing fee was \$125 and there was government action on this; therefore, reimbursement is justified.

Mr. O'Leary moved that the withdrawal and the refund be allowed. Seconded by Mr. Dean.

Mr. Buehler mentioned that the filing fees had been raised approximately a year and a half ago, but this petition had been filed before the raise went into effect.

Voice vote was taken that the withdrawal and the refund be allowed. Motion carried unanimously.

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(e) Joseph S. Ibbotson, Secretary of the Tacoma Library Board, asking that a meeting be held with the City Council relative to the two top priority projects in the Library Board's list that were deleted from Resolution 20719.

Mayor Johnston said a meeting could be arranged with the Library Board and a date would be set for a study session.

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(f) Karl J. Beaty submitting a letter written to the President of the U.S.A.

The letter was read to the Council since it was nearing the 4th of July, which suggested all public officials renew their oaths of office and concentrate more on the aspect of acting "for God and Country".

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RESOLUTIONS:

Resolution No. 20713 (postponed from the meeting of June 9th)

Appointing Dr. Ronald E. Magden as a trustee on the Library Board for a term expiring August 3, 1973.

Mr. Cvitanich moved that this resolution be continued for one week. Seconded by Mrs. Banfield. Voice vote was taken, resulting as follows:

Ayes 5: Banfield, Cvitanich, Dean, O'Leary and Zatkovich.  
Nays 3: Finnigan, Jarstad and Mayor Johnston. Absent 1: Herrmann.

The resolution was postponed for one week, until June 30th.

Resolution No. 20717 (postponed from the meeting of June 9th)

Authorizing the proper officers to execute a contract with the Law & Justice Planning Dept. of the State of Washington to carry on the work undertaken under prior grants for improving law enforcement activities.

Mr. Zatkovich moved that the resolution be adopted. Seconded by Mr. Dean.

Mr. O'Leary stated that he had received a legal opinion concerning this resolution two weeks ago, but had only received the plan and contract tonight. Mr. O'Leary then moved that they postpone decision on this matter for two weeks. Seconded by Mrs. Banfield. Roll call was taken, as follows:

Ayes 6: Banfield, Cvitanich, Dean, Jarstad, O'Leary and Zatkovich.  
Nays 2: Finnigan and Mayor Johnston. Absent 1: Herrmann.

The resolution was postponed until July 7th.

Resolution No. 20731

Authorizing the proper officers of the City to file an application with the Federal Government for an allocation of \$5,400.00 for a transportation project for summer employment.

Mayor Johnston moved that the resolution be adopted. Seconded by Mr. Finnigan.

Mayor Johnston explained that even though the Councilmen who had sponsored this resolution is not present, he had talked to him and thinks this matter should be acted upon immediately as the need for transportation for summer employees is important as the jobs available in this area are not in the downtown area. He stated that matching funds are available.

Mr. O'Leary remarked there was no information submitted with the resolution.

Mr. Cvitanich recommended that the City Clerk be instructed that no resolutions or ordinances be put on the agenda unless there is an accompanying synopsis.

Mr. Finnigan said that normally when the resolution is continued, the explanation sheet does not accompany it on the second time around.

Mrs. Banfield referred to the explanation from the National League of Cities and its deadline of April 17, 1970, for an application, and asked if this had been sent.

Mayor Johnston pointed out that applications cannot be submitted without approval of the Council, and further, there had been an extension of time granted in that case.

Mr. Fred Van Camp, representative of the Civil Service League, asked if the City is responsible for other agencies within the City and which ones are concerned with the transportation provision.

Mayor Johnston replied that any agency within the City who has made an effort to find job opportunities for youth of our City during the summer months would be included.

Mr. Van Camp asked if a request should be entered for a federal grant to pay all City employees for their transportation to and from work.

Mayor Johnston pointed out that money is available for summer youth employment and it is the City's responsibility to take advantage of this opportunity. Summer employment is a nationally recognized program and the transportation problem is part of the City's responsibility, but it should not be clouded with requests for transportation for all employees. The crisis is to find employment for youth and provide them with necessary transportation to go to work.

Mr. Van Camp questioned where the incentive for these people would come if the City pays them to come to work and to go home.

Mayor Johnston said there is a difference and that a line has to be drawn some place.

Mr. Van Camp felt this resolution should be rejected.

Mr. Zatkovich said he believed Mr. Van Camp had a good point. It seemed to him that out of the money these people would receive from these programs or jobs, he was sure they could furnish their bus fare or gas for their cars, which he was sure that some of them have. He doesn't think this should be a big federal handout again. He is in favor of the job, but he knows there are many people here that have children who have to find work also.

After some discussion, roll call was taken on the resolution, resulting as follows:

Ayes 2: Jarstad and Mayor Johnston.

Nays 6: Banfield, Cvitanich, Dean, Finnigan, O'Leary and Zatkovich. Absent 1: Herrmann. The Resolution was declared LOST by the Chairman.

Resolution No. 20732 (postponed from the meeting of June 16th)

Approving the Access Report of State Route 16 from So. 23rd to Narrows Bridge.

Mayor Johnston asked for further comments by the Council since this was discussed last week.

Mr. Zatkovich stated there are several letters which were received from the Fir-moor area. He added he also received phone calls and one of the State representatives had mentioned that the "Green Belt" belonged to people other than those in the immediate area. The letter indicates that this was not true, but that the residents in the area own the property themselves. This may have a bearing and he would like to know more about the access road.

Mr. Schuster, Director of Public Works, said the State highway department's map on the green belt has been checked and was found that the property in the green belt area belongs to other people than the people residing there. It is owned by Spotman and McWick Enterprises and there has been a lot of talk about the current lack of traffic on the roadway in question, but the figures in the access report are projected to 1990, on the basis of a connection where the Hannah Pierce Road would come in, south of Cheney Field. He added before that connection is made, he thinks there will be considerably more traffic on the access road from 19th Street to Orchard Street than is indicated on the access report.

Mr. Jarstad commented that the loop arrangement in the highway plan had only been added in the last few months; whereas there are no other loops in the entire Route 16. Most exits sweep off to the right and then turn left across the second road. He thinks this may be the best plan to follow. He added by putting in that loop, it caused the whole problem. A double left hand lane as the State originally planned seems to work out very well in Seattle with more traffic. He said he is considering the feasibility of that plan, as against the "weaving plan".

Mr. Kerslake, District Engineer of Highway, fully explained the plans recommended by the Highway Dept. and asked George Barclay, design engineer for District #3 Highway Dept. to explain in detail the design. Mr. Barclay compared the "diamond configuration" design with the "loop design". He pointed out that both designs will serve the traffic equally well up to a certain volume. Originally there was a two-lane ramp in the plan, but this design would not carry the traffic volume between Orchard and Jackson. The decision was then made to have the loop plan. Mr. Barclay said the loop design has been used in recent years a good many times on Interstate #5, and if designed with the proper weaving distances, would operate just as effectively as the diamond shape design - which also has a limit to its capacity.

Mr. Barclay agreed that most designs nowadays by the Highway Dept. are the diamond design, but at the intersection in question, the limited length of approach is the determining factor. The interchange at So. 38th St. in Tacoma is a bad example, but it was built before improved designs had been instigated.

Mayor Johnston emphasized the fact that all intersections are not uniform in topography. At Mayor Johnston's suggestion, Mr. Barclay explained that the proposed design is not an old system which has not been used recently, but rather a better design for that area.

Mr. Jarstad inquired if it is essential that this loop be built today for 1990 traffic inasmuch as there is an access onto this road which would be sufficient for the next ten years, and could put in the access road without cutting into the Firmoor green belt area. He also inquired about the work involved at a later date to add the loop.

Mr. Barclay explained that the costs and problems would be too great at a later date to warrant that plan and that the loop is necessary for the ultimate design. At a later date it could also mean moving a connection.

Mr. Kerslake said that in order to meet a July hearing date, action would be needed this week because a month is needed for the advertising of bids and letters to all property owners. It would take a month for the transcript to be prepared and reviewed by the Highway Commission, thirty days for appeals and thirty days to resolve any questions raised at the hearing.

Mr. Frank Burgess, an attorney representing the Save Firmoor Committee, stated that his group object to the loop plan mainly because it would cause too much noise and encroach upon the community involved. They feel that some other plan should be decided upon and the project should be postponed for further study.

Mr. O'Leary asked if the area right off of 19th was higher than Millen Street, and if an off-ramp could not be started from back farther.

Mr. R.M. Buell, Chairman of the Architectural Barriers Handicapped group, suggested that the present design would invite accidents which could well be fatal, and recommended a redesign change in elevation so that one road would not cross against another, but have one higher than the other and thus eliminate the hazards.

Mr. Henry Haas, attorney, appeared last week on behalf of the owner of property at No. 6th & Pearl where a drive-in and Shoeland are located. He added his group had circulated petitions in the 6th Ave. businesses, which indicate that petitioners feel the local business climate will be adversely affected by the present plan and that alternate plans are possible and feasible. He pointed out that there are 64 businesses between Pearl and Jackson Streets whom he represents and that the reason for concern is that a large shopping area will inevitably be developed farther to the west.

Mr. Cvitanich commented that when Interstate 5 was built, disrupting South Tacoma business, there had been the same feeling which seemed true at the time; but that time has proven this wrong, as Interstate 5 has actually generated more traffic to South Tacoma and the businessmen there have been benefitted.

Mr. Finnigan recalled the problems of going from north to south in Tacoma and vice versa before the freeway was built and that the freeway has afforded considerable saving of time and alleviated traffic. He stated that a delay in decision would affectuate a roadblock to the completion of the project within a reasonable time and further, in a few more years, the traffic problems will even be more critical.

He thinks the SR 16 connection with the Narrows Bridge will increase the volume of business in the entire City of Tacoma and that the project should be moved ahead as rapidly as possible. He pointed out that the public will have an opportunity to again express their views at the State Highways' hearing; whereas this is the final hearing before the City Council. He did not feel that delaying this further would serve any purpose whatsoever.

Mr. Herb Syford, acting president of the Highland Hill Corp., the original developers of the 6th Avenue area, said his associates had never been asked to meet with anybody and, therefore, knew nothing about the plans except what they had been told by the highway department from 1953 on and now that the plan is being changed, he does not feel this should be pushed through in a hurry. He reaffirmed the facts that approximately 2,500 cars a day come into the Highland Hill shopping area to do business and that approximately 40% of the checks cashed are by people from across the Narrows Bridge who come over to do business. He stated they are opposed to the improper entrance to 6th Ave. at the bridge and to the ramp at 6th & Pearl.

After considerable discussion, Mr. O'Leary moved that the Mayor direct the Council and the City Manager along with the Public Works Dept. to meet with the Highway Dept. to set up a date for another Design Review hearing with the people involved in the interchanges, leaving it to their discretion to set the time while at the same time keeping the need for haste in obtaining various fundings. Seconded by Mrs. Banfield.

Mr. Cvitanich questioned what a delay would result in.

Mr. Kerslake replied that the main problem would be the funding for the section from South 23rd St. to the Narrows Bridge and getting the rights-of-way from property owners.

Mr. Finnigan thought something should be incorporated in the motion to indicate a finality to this proposed additional hearing so as to prevent in delaying this any further.

Mr. Hamilton pointed out that a Design hearing is a statutory step and that has already been held and, that if another Design hearing was held, it would lead to a problem. He suggested that the Council continue the present hearing as intended and that in effect would not delay the matter. He thought the Public Works Committee, the Council as a Committee, could hold discussions separately.

Moved by Mr. Cvitanich that the matter be continued for two weeks and when it is brought back before the Council, there will be no additional public hearing unless there are amendments. Seconded by Mrs. Banfield.

Mr. Cvitanich stated that he did not see any reason from precluding the public or anyone from talking, but could see no point to extend the hearing if no additional information is submitted. Voice vote was taken. Motion carried.

Mr. Hamilton inquired if the Council wanted the staff to give notice to any designated people or just the representatives that have appeared.

Mayor Johnston ruled that notice be given to Mr. Burgess of the Save Firmoor Committee, the Highland Hills Committee and anyone they feel should be notified.

The resolution was postponed until July 7th, 1970.

Resolution No. 20741-A

Fixing Monday, July 13 at 4 P.M. as the date for hearing on L.I.D. 4939 for paving on East "B" and other nearby streets.

Resolution No. 20742

Fixing Tuesday, July 7th at 7 P.M. as the date for hearing on rezoning of the area bounded by So. 19th, So. J, So. 17th and So. I Sts. (petition by St. Joseph Hospital)

Resolution No. 20743

Fixing Tuesday July 7th at 7 P.M. as the date for hearing on the Zoning Text Change for "R-5" District Building Height Limit.

Mr. Cvitanich moved that all three of the above Resolutions be considered at one time. Seconded by Mr. Finnigan.

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

Ayes 8: Banfield, Cvitanich, Dean, Finnigan, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

Nays 0: Absent 1: Herrmann.

The Resolutions were declared passed by the Chairman.

Resolution No. 20744

Authorizing the Public Works Dept. to purchase (1) Truck cab and chassis for the refuse utility, for the sum of \$15,350 plus freight and tax and that the competitive bidding be waived.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mr. Zatkovich.

Mr. Schuster, Director of Public Works, pointed out that this is the same piece of equipment discussed at last Tuesday's meeting. Additional information has been submitted in the resolution at this time.

Mrs. Banfield asked about the total amount of cost in transferring it from Ohio and other expenses.

Mr. Schuster replied this piece of equipment will allow the City garbage department to go into a different type of activity and explained that by having 20 cubic yard boxes which could then be leased to the users. The rate chargers would offset the cost of the equipment including depreciation and maintenance costs. He described other advantages of the equipment. He added there is an additional cost of approximately \$4,500.

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

Ayes 6: Dean, Finnigan, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

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

The Resolution was declared passed by the Chairman.

Resolution No. 20745

Establishing an Insurance Committee.

Mr. Dean moved that the resolution be adopted. Seconded by Mr. O'Leary.

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

Ayes 7: Banfield, Cvitanich, Dean, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

Nays 1: Finnigan. Absent 1: Herrmann.

The Resolution was declared passed by the Chairman.

Resolution No. 20746

Authorizing the proper officers of the City to execute an agreement with Peat, Marwick, Mitchell & Co. and Knight, Vale & Gregory, to perform an audit of the books of the City of Tacoma.



Mr. Cvitanich moved that this resolution be removed and referred to the Audit Committee for one week. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried unanimously.

The resolution was removed and referred to the Audit Committee for one week.

Resolution No. 20747

Retaining the law firm of Preston, Thorgrimson et al as bond counsel to prepare the necessary propositions to be presented to the electorate of the City of Tacoma.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mr. Cvitanich.

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

Ayes 6: Dean Finnigan, Jarstad, O'Leary, Zatkovich and Mayor Johnston.  
Nays 2: Banfield and Cvitanich. Absent 1: Herrmann  
The Resolution was declared passed by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 19139 (postponed from the meeting of June 9th)

Creating and establishing a Police Department Planning Revolving Fund - 1970 for the planning grant of the United States and authorizing a temporary loan of \$9,764.00 or so much thereof as may be necessary from the General Fund.

The Ordinance was placed in order of final reading.

Mrs. Banfield asked that the Council carefully review the information submitted by Mr. Hamilton on the two contracts before the final reading next week.

Ordinance No. 19144

Designating the unnamed street right-of-way from the intersection of Narrows Drive and No. 26th St. to the intersection of No. 37th & Vassault Sts. to be named Narrows Drive.

Mr. Buehler, Director of Planning, explained the reason why the street was being renamed was because there is another Vassault Street already in Tacoma.

The Ordinance was placed in order of final reading.

Ordinance No. 19145

Approving the annexation of property on both sides of Crystal Springs Rd. between So. 19th & 22nd St. west extended. (Henry O. Johnson, Dale L. Schubert, et al)

The Ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 19136

Amending Title 6 of the Official Code relative to taxation for banks.

Mr. Cvitanich moved that Ordinance No. 19136 be continued for one week. Seconded by Mr. Dean. Voice vote was taken. Motion carried.

The Ordinance was continued for one week, until June 30, 1970.

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Ordinance No. 19142

Appropriating the sum of \$22,840.00 or so much thereof as may be necessary from the General Fund to the Metropolitan Park District for the summer recreational program.

Mrs. Banfield moved that the ordinance be amended in Section 2, 4th line down and that a period be placed after the word "month" and the remaining sentence be deleted. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried.

Mr. O'Leary also asked that the "Request by the Council" be changed to read at the "Request of Councilman Cvitanich" which was requested last week.

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

Ayes 8: Banfield, Cvitanich, Dean, Finnigan, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

Nays 0. Absent 1: Herrmann.

The Ordinance, as amended, was declared passed by the Chairman.

Ordinance No. 19143

Amending Section 2.07.020 of the Official Code and adding a new Section 2.07.025 relative to Permit Fees.

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

Ayes 6: Dean, Finnigan, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

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

The Ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

The Director of Public Works presents the assessment rolls for the cost of the following improvements:

LID 3692 for sanitary sewers in alley between East 59th and 60th Street from "K" to "L".

LID 4883 for permanent paving - Fawcett Ave. from So. 84th to So. 88th; Gove Place from Verde St. to Ferdinand St. & other nearby streets.

Mr. Finnigan moved that the date of hearing be set for Monday, July 27th, at 4 P.M. Seconded by Mr. Cvitanich. Voice vote was taken. Motion unanimously carried.

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Mayor Johnston stated that earlier in the meeting Mr. Cvitanich had requested that a synopsis be included at the bottom of all resolutions or attachments on the first reading and that the Clerk should not place on the agenda any resolutions or ordinances which do not have a synopsis prepared. He added he thought this should be further clarified.

Mr. Cvitanich said he would put this in the form of a motion that no resolution or ordinance be put on the agenda unless there is supporting material and a synopsis of the item attached. This is to be submitted on the first and final reading of ordinances. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried.

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Mr. Cvitanich called attention to a report from the Association of Washington Cities Board of Directors meeting where the subject of the Transportation Study was brought up and was received three weeks ago by the Council relative to an analysis of the distribution of gas taxes by the Interim Highway committee. He recommended that all Council members become familiar with this report, stating that the per capita share will go from \$13.50 down to \$11.00. He added, all cities will have to organize and approach the matter on a state level.

This has been continued for additional study by the Association of Washington Cities at the convention in Yakima the week of June 29th. He recommended that pressure be brought to bear by the Resolutions Committee in Olympia, if need be.

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Mr. O'Leary referred to the Model Cities Task Force Proposal and asked that the papers give it good coverage. He feels the population of Tacoma is not familiar with its program.

Mayor Johnston commented that the completed plan will be hand delivered to all Council members on June 24th and perhaps the press will also receive copies.

Mr. Jarstad agreed that it is the Council's responsibility to have a meeting with the Model Cities group on this subject, prior to the date it comes before the Council.

Mrs. Banfield asked if the Council is aware there is a new Planner in the Model Cities department. She wondered why a new Planner has been hired when the planning is supposedly completed.

Mayor Johnston said he could be a replacement for the architect who had quit to take another position.

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Mr. Cvitanich inquired how the research on the flying of the flag was progressing.

Mr. Oles, City Manager, explained that inasmuch as the County-City Building is a joint operation between the City and County, he would have to bring this matter before the Building Committee for their recommendation and then the matter will be brought before the Council at next week's meeting.

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Mr. Cvitanich commented there seems to be some trouble in the City Clerk's office in obtaining the discs and records of the Council minutes. He said he had talked to the City Attorney who explained that various City departments borrow the recorded discs to take out of the office to transcribe them. Mr. Cvitanich suggested that a policy should be adopted whereby the records or discs should only go out by authorized persons and anyone wanting to use the records should have a subpoena.

Mr. Oles said he has already given the Clerk instructions that no records are to leave the Clerk's office except under subpoena. If the Council wishes to modify that they may do so.

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COMMITTEE REPORTS:

Mr. Dean brought up that he had asked Mr. Oles for the Legal Department to furnish the Council with a set of the Rules of the City Council and he had not yet received them.

Mr. Oles said he had been extremely busy, but he would see that the Council received them by the next meeting.

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REPORTS BY CITY MANAGER:

Mr. Oles stated that two matters had already been submitted to the Council, both having to do with the Seacoast Management Bills. He added these bills are being proposed in Olympia by the state legislature and he finds they are almost parallel with the federal bills. He called attention to one that will "fix the limit of effectiveness of centralized land use and zoning, to an area within 20 miles of any water" including rivers and lakes as well. He added this would virtually blanket the State of Washington. He feels that the Governor's enthusiasm for passing this bill should stimulate action by the Council at the proper time.

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Mr. Oles reported he had held one meeting with the TYCO youth and senior citizens organization and hoped to have another meeting on June 25th and get the matter resolved.

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Mr. Oles reported he had two meetings with organizations and some correspondence regarding proposals on private enterprise operation of the City refuse operations. One has now withdrawn, but the other has submitted a tentative proposal, which has been given to Public Works and to the Legal Department for review, which will then be brought to the Council.

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Mr. Oles reported that regarding the City layoffs, there are now only 25 employee names remaining on the list to be re-employed.

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Mr. Oles explained the Mayor received a communication from the "Concerned Black Citizens Organization" renewing their five demands and had asked him to answer the communication. Mr. Oles passed out copies of his answer to the City Council. He added he indicated that on two of their demands, the City is limited by law and on the others, they are not within the City's physical or legal abilities to comply with.

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Mr. Oles reported a notification has been received from the Puget Sound Pollution Control Agency billing the City for 1971 dues in the amount of \$16,100 which is 10¢ per capita or up 2¢ per capita from last year. He commented that this is based on 161,000 population; whereas the census bureau shows only 151,000. He considered the billing inaccurate and wanted instructions as the legal department said it is a legal obligation.

Mayor Johnston said this is an item from the 1971 budget but they are warning us in advance.

Mr. Oles said if it meets with the Council's approval, he will correct the billing and if the Council approved of this action, he will be guided accordingly.

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COMMENTS BY MEMBERS OF THE COUNCIL:

Mr. O'Leary stated that inasmuch as the subject of Pollution Control Agency dues had come up in connection with the 1971 budget, he hoped the departments submit their budgets early this year. He stated he would like to correct an impression the public obtained from newscasts. He said he had not commented about himself

going to Washington, D. C., but rather that it was a delegation that had been sent.

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Mr. Cvitanich commended Dr. Marlowe Jones Animal Hospital for providing free service to the Park District and the Zoo. A letter from the Zoo Director was placed on file.

\* \* \* \* \*

Mr. Cvitanich suggested that since the fire at the Western Washington State Fairgrounds perhaps Mr. Jarstad's committee could consult with the County Commissioners regarding the possibility of building a new facility in eastern Pierce County.

Mr. Jarstad said he would look into the matter.

\* \* \* \* \*

Mrs. Banfield questioned the type and amount of permissive training the Tacoma Police have had. An incident by young people which took place in Wright's Park had been video taped and Mrs. Banfield thinks the Council should view it to determine the need for this type of sensitivity training.

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Mayor Johnston requested Mr. Oles to arrange this with the Police Department.

Mr. Oles thinks the newspapers had incorrectly described the incident and misquoted the officers.

\* \* \* \* \*

Mr. Cvitanich requested the rules be suspended to allow him to change his vote on Resolution 20747 in order to be on the prevailing side.

Mr. Hamilton stated that this could not be done according to Rule 6 except before the next order of business is taken up.

Mayor Johnston ruled since Mr. Cvitanich voted in error he could change his vote at this time, although it could be challenged. Voting in error and then correcting it is a common procedure.

Mayor Johnston asked that the record now indicate that Mr. Cvitanich's vote is changed from "Yes" to "No" on Resolution 20747, regarding hiring specified firms to audit the City books.

\* \* \* \* \*

Mrs. Banfield requested that her vote on Resolution No. 20744 regarding the Public Works Dept. purchase of a refuse truck, be changed from the prevailing vote to the non-prevailing.

Mayor Johnston ruled that this could be done as long as he had agreed to do this for Mr. Cvitanich. Mayor Johnston said Mr. BANfield's vote will therefore be "Nay"

\* \* \* \* \*

Mayor Johnston reported that he had attended a U. S. Conference of Mayors in Denver last week and would have a written report forthcoming. He reported he had made an announcement to the press stating that his office will be open on Mondays from 10:00 to 12:00 A.M. to meet with the public on any City matters.

\* \* \* \* \*

CITIZEN'S COMMENTS:

Mr. George Goe, who had commented last week on the layoff of senior drivers, again objected to the seniority employees being placed at the bottom of the list whereas newer and younger men had been advanced to positions from which the older men had been laid off. He also recommended that the transit system be transferred from administration by the City Bus System over to the Utilities Department.

Mayor Johnston asked Mr. Oles to check with Mr. Hendry, superintendent of the Transit System, on this question.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:


- a. Personnel Report for May 1970.
- b. Tacoma Police Department Report for May 1970.
- c. Director of Finance Report for May 1970.
- d. City of Tacoma 1969 Annual Report.
- e. Financial Report - Tacoma-Pierce County Opportunity & Development, Inc. dated February 28, 1970.
- f. Rural Economic Opportunity, Inc. minutes of Board of Trustees meeting, May 6, 1970.
- g. Minutes of Regular Meeting Board of Park Commissioners, June 8, 1970.
- h. Minutes of Special Meeting of Civil Service Board - June 1, 1970.
- i. Minutes of Regular Meeting of Civil Service Board - June 1, 1970.
- j. Minutes of Executive Board Model Cities Meeting - May 7, 1970.

Placed on file.

It was moved and seconded that the items to be filed, be filed without reading. Voice vote was taken. Motion carried unanimously.

\* \* \* \* \*

The meeting was adjourned at 12:01 A. M., June 24th, 1970.

  
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 Gordon N. Johnston - Mayor

Attest:  
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 Josephine Melton - City Clerk