

CITY COUNCIL MINUTES

City Council Chambers, 4:00 P. M.
Tuesday, June 4, 1968

Council met in regular session. Present on roll call 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Zatkovich and Mayor Rasmussen. Absent 1: Murtland. Mr. Murtland arriving at 5:00 P. M.

Mayor Rasmussen presented Lyle Lemley, former City Treasurer, with an award which was presented to the Mayor at the Association of Washington Cities Convention in Spokane for Mr. Lemley's services as a member of the Association of Washington Cities for over twenty years.

Mr. Lemley thanked Mayor Rasmussen for the award.

Mayor Rasmussen then proceeded with the items on the agenda.

Dr. Herrmann moved that the minutes of the meeting of May 21st, 1968 be approved as submitted. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

HEARINGS & APPEALS:

a. This is the date set for hearing for the rezoning of the S. W. corner of So. 54th & L Sts. from an "R-2" to an "R-3" District, submitted by Alvin L. Morris & Son, Inc.

Mr. Russell Buehler, Director of Planning, explained that the applicants have requested this reclassification in order for the construction of a duplex. He added, this site abuts a commercial district to the west and will act as a transition between a commercial district and a single-family district to the east.

No one appearing and no protests being made, Mr. Johnson moved to concur in the recommendation of the Planning Commission to approve the rezone and that an ordinance be drafted approving same. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

b. This is the date set for reconsideration of the petition submitted by Palmer C. Peterson for rezoning of the east side of Pearl St. between No. 14th and 18th Sts. from an "R-2" to an "R-4-L" District.

Mayor Rasmussen explained this request is up for reconsideration tonight and he asked Mr. Buehler, Director of Planning, what information he has obtained relative to the traffic that is generated on Pearl Street.

Mr. Buehler outlined the previous action by the Council on this rezone. He added, the plan is for an ingress and egress driveway off of Pearl St. The parking of vehicles along Pearl St. will be prohibited at such time as the city determines it necessary for the safe flow of traffic. The plan is not to have any individual driveways, he added.

Mr. Palmer Peterson, petitioner, explained he has owned this property for approximately four years and participated in the local improvements for this new development. He said he has planned to construct these apartments for some time and hoped that the design has been worked out to minimize any adverse effect on adjoining single-family homes. He noted that he had agreed to sign a restrictive covenant running with the land.

Mr. Tom R. Lowery, 1460 No. Woodlawn, objected to the rezoning and felt the adjacent property owners should be given more consideration.

Mr. Alton Mertz of 1464 No. Woodlawn, objected to the rezoning as he felt unsightly dwellings or apartments should not be built in this particular area leading to Pt. Defiance.

Mr. Cvitanich said he is opposed to apartments being built on Pearl St. He thought, perhaps, the Comprehensive Plan of the City should be updated.

Mr. Johnson and Mr. Finnigan both felt that Pearl St. would never develop into single-family dwellings and thought that Mr. Peterson's proposal was in conformity with the land use.

After further discussion, Mr. Finnigan moved to approve the recommendation of the Planning Commission that the above property be rezoned, and that an ordinance be drafted approving same. Seconded by Mr. Johnson. Voice vote taken. Ayes 5: Bott, Finnigan, Herrmann, Johnson and Mayor Rasmussen. Nays 3: Banfield, Cvitanich and Zatkovich. Absent 1, Murtland. Motion carried.

RESOLUTIONS:

Resolution No. 19726

Fixing Tuesday June 18, 1968 at 4 P. M. as the date for hearing for the rezoning of the south side of So. 82nd St. between Hosmer & Alaska Sts. (petition of Silver Falcon, Inc.)

Mrs. Banfield moved that the resolution be adopted. Seconded by Mr. Johnson.

The Resolution was passed unanimously by voice vote. Ayes 8; Nays 0; Absent 1, Murtland.

Resolution No. 19727

Fixing Tuesday June 18, 1968 at 4 P. M. as the date for hearing for the rezoning of the north side of So. 90th St. abutting the east side of F. A. I. #5 (Freeway). (petition of Oscar Hokold)

Mrs. Banfield moved that the resolution be adopted. Seconded by Mr. Johnson.

The Resolution was passed unanimously by voice vote. Ayes 8; Nays 0; Absent 1, Murtland.

Resolution No. 19728

Fixing Tuesday July 2, 1968 at 4 P. M. as the date for hearing for the vacation of Warner St. between So. 9th & 10th Sts. except the east-west alley therein. (petition of Vincent Fredericks, et al)

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Mrs. Banfield moved that the resolution be adopted. Seconded by Mr. Johnson.

The Resolution was passed unanimously by voice vote.
Ayes 8; Nays 0; Absent 1, Murtland.

Resolution No. 19729

Awarding contract for surplus vehicles to various bidders.

Mrs. Banfield moved that the resolution be adopted. Seconded by Dr. Herrmann.

The Resolution was passed unanimously by voice vote.
Ayes 8; Nays 0; Absent 1, Murtland.

Resolution No. 19730

Awarding contract to Titus-Will Ford Sales, Inc. on its bid of \$10,577.40 for (3) cabs & chassis.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mrs. Banfield.

The Resolution was passed unanimously by voice vote.
Ayes 8; Nays 0; Absent 1, Murtland.

Mr. Murtland coming in at 5:00 P. M.

Resolution No. 19731

Awarding contract to Morris Construction, Inc. on its bid of \$32,244.12 for L I D 2367.

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

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

Resolution No. 19732

Rejecting all bids of L I D's 2383, 2388 and 2400 as they exceed the Engineer's estimate.

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

Mr. Schuster, Public Works Director, explained the Department is requesting that this resolution be held over for two weeks which will give the department time to contact property owners involved in this area, which is largely undeveloped. The charges including the cost of the contract and fixed charges are approximately 20% over the Public Works Department's original estimate to the property owners.

Mr. Murtland moved that Res. No. 19732 be set over until Tuesday, June 18th, 1968. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

The Resolution was postponed for two weeks.

Resolution No. 19733

Establishing the maximum gross weight and size of vehicles travelling upon or over the Union Avenue Bridge between So. 35th St. and South Tacoma Way in the City of Tacoma.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mrs. Banfield.

Mr. Schuster, Director of Public Works, explained that a request was made last week for this resolution which would limit the weight and size of vehicles travelling over the Union Ave. bridge. The suggestion was made that the limit be (8) tons, however, since that time the controlling engineers have had an opportunity to further study the situation and they are recommending the figure of (15) tons be inserted in the blank spaces of the resolution.

Mayor Rasmussen stated, if there is no objection, the figure of (15) will be inserted in the resolution.

The Resolution was passed unanimously by voice vote.
Ayes 9; Nays 0; Absent 0.

FIRST READING OF ORDINANCES:

Ordinance No. 18602

Amending Chapter 13.06 of the official code by adding a new section 13.06.113-6 to include the northeast corner of So. 84th & Hosmer Sts. in a "C-F-V" District. (petition of Mobil Oil Corp.)

The ordinance was placed in order of final reading.

Ordinance No. 18603

Amending Chapter 13.06 of the official code by adding section 13.06.065-84 to include property between 6th Ave. & So. 8th St. extended approximately 400 feet west of Pearl St. in an "R-4-L" District. (petition of Wm. Edwards)

The ordinance was placed in order of final reading.

Ordinance No. 18604

Appropriating the sum of \$7,000 or so much thereof as may be necessary from the General Fund for the purpose of rebuilding and modifying the crematorium of the Tacoma-Pierce County Humane Society.

Mr. Cvitanich felt this was a step in the right direction relative to air pollution. However, he suggested that the County Commissioners be contacted to determine if they would contribute toward the rebuilding of the crematorium at the Humane Society.

Mr. Rowlands, City Manager, remarked that he had discussed the matter of Pierce County contributing to this fund with Mr. Fidler of the Humane Society. Mr. Fidler had stated the County has a fixed budget for 1968, however, under the 1969 budget an adjustment can take place. It is hoped that some funds will be available in the 1969 budget, he added.

Mr. Murtland explained the Humane Society budget has been discussed at the Council for many years, and each year there is the question as to why the Society does not use the trust funds of their organization. The same answer

is given each year, that it is used for capital improvements only. Mr. Murtland felt the facility of a crematorium is a capital improvement.

Mr. Rowlands stated the present pathological destructor was financed from funds received from an estate. Mr. Rowlands said he would submit a report providing general information relative to this matter next week.

Mr. Murtland requested that Mr. Rowlands, City Manager, contact the County Commissioners relative to some type of an agreement that monies in their 1969 budget be committed to this particular item.

The ordinance was placed in order of final reading.

Ordinance No. 18605

Amending Title 11 of the official code relative to parking zones.

The ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 18592

Amending Section 13.06 of the official code by adding two new sections 13.06.055-7 & 067-6 to include property approx. 560 feet West of Alaska St. between So. 80th & 82nd Sts. from an "R-2" to an "R-3-PRD" and an "R-4-L-PRD" District. (Petition of Richard L. Erdahl)

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

Ayes 6: Bott, Finnigan, Herrmann, Johnson, Murtland and Zatkovich.
Nays 3: Banfield, Cvitanich and Mayor Rasmussen. Absent 0.
The Ordinance was declared passed by the Chairman.

Ordinance No. 18593

Authorizing a temporary loan from the L. I. Guaranty Fund in the amount of \$181,125.00 and the sum of \$300,000.00 from the Arterial St. Fund to the General Fund to be transferred to the Urban Arterial Street Fund, for certain arterial improvements. Recinding Res. 19443.

Mayor Rasmussen said he was concerned about the repayment of this temporary loan from the L. I. Guaranty Fund.

Mr. Rowlands, City Manager, explained that the temporary loans would be repaid in two equal installments during 1969 and 1970 from funds to be received by the General Fund.

Mayor Rasmussen felt the City would have to raise taxes to help repay this loan, otherwise he conceives that there will not be sufficient funds available in the 1969 budget for salary increases.

Mr. Rowlands explained at the time of the adoption of the 1968 budget, the Urban Arterial St. Board of the State of Washington had not as yet made any allocations to cities for projects so that the need for matching funds was not known at that time, therefore, the money is not available, but he did not think taxes would have to be raised for this particular purpose.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18594

Appropriating the sum of \$15,000 or so much thereof as may be necessary from the General Fund for the purpose of paying salaries and wages & costs of maintenance and operation for certain temporary summer employees during the summer of 1968.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18595

Amending and re-enacting several sections of the official code of the City relative to Traffic to conform to the statutes enacted by the last State Legislature.

Mr. McCormick, City Attorney, explained to the Council the amendments to the ordinance that had been requested by the Council at last week's meeting. Mr. McCormick stated one of the three amendments requested was relative to an anti-smog control on motor vehicles. The second amendment had to do with any regulation provided for, in regard to the 'high rise' automobiles. The third amendment was in respect to the obligation to report accidents the same as that provided for in the State law.

Mr. McCormick further explained, in addition there was a request from the Traffic Division of the Police Dept. and Public Works Dept. that Section 11.10.100 of the proposed ordinance be amended to provide for an additional statement that nothing herein shall prevent a vehicle from crossing the said barrier stripes for the purpose of entering or leaving either roadway.

He added, regarding the Council's request relative to air pollution on motor vehicles, they found there is Federal legislation requiring pollution control devices as standard equipment on all 1968 and newer models. There is no requirement in the State Motor Vehicle Code, nor in the Clean Air Act of 1967, and since there is no State requirement regulating air pollution control on motor vehicles, the City may not enact an ordinance more restrictive than the State law on this subject.

Mr. McCormick continued, as far as the automobile height is concerned, Section 11.10.350 of the proposed traffic ordinance is identical with the State code, RCW 46.61.680, which places mandatory restrictions on lowering automobiles; the effective height of an automobile is regulated by Section 11.16.050 (c). This section has been used by the Police Dept. to enforce height restrictions upon these vehicles, it is also consistent with the State Motor Vehicle Code.

Mr. McCormick also explained the amendment relative to the duty to report accidents; the accidents should be reported within (24) hours after causing injury to or death of any person or damage to any vehicle or property of any one person to an apparent extent of one hundred dollars or more. This amendment spells out the amount of damage to the vehicle as well as any injury to or death of any one person within either vehicle.

Mrs. Banfield moved that Section 11.06.010 relative to the duty to report accidents be amended as proposed. Seconded by Mr. Bott. Voice vote taken. Motion carried.

Mr. Bott moved to amend Section 11.10.100 relative to driving restricted to right side of roadway be amended as proposed. Seconded by Mrs. Banfield.

Mr. Zatkovich felt that the new provision allowing motorists to make left turns across double lines to reach a driveway, but not for passing another vehicle, would be dangerous.

Mr. Schuster explained that the purpose of this amendment is to keep someone from passing on the left hand side and going across the double line and running into other traffic.

Voice vote was taken on Mr. Bott's motion. Motion carried.

Mr. Cvitanich asked Mr. McCormick if it were possible to incorporate in Section 11.10.270, a section relative to anti-litter.

Mr. McCormick stated, there is already an anti-litter ordinance in the code.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18596

Authorizing a temporary loan in the amount of \$500,000.00 from the L I Guaranty Fund to the General Fund for improvements to the Tacoma Industrial Airport.

A communication was read from the Pierce County Taxpayers Association urging the City Council to place the proposition of the proposed expansion of the Tacoma Industrial Airport to the voters of the City as well as recommending that the matter be submitted as a bond issue measure.

Mayor Rasmussen commented, he was not opposed to airports as such, but that the Port Commission or County should be operating the Peninsula facility and not the City of Tacoma. He reiterated items which he expects to be put in the 1969 budget and felt the revenues would not take care of the proposed items.

Mr. Johnson moved to suspend the Rules to permit Adm. Russell to speak. Seconded by Mr. Murtland.

Mayor Rasmussen amended Mr. Johnson's motion to allow that any person may speak on the matter. Seconded by Mr. Bott.

Mr. Bott said he did not think it proper to allow only one person to speak on this subject, therefore, he had seconded Mayor Rasmussen's motion.

A number of Councilmen spoke against the amendment and the motion.

Roll call was taken on the amendment which would allow any person to speak from the audience. Ayes 1, Mayor Rasmussen; Nays 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Zatkovich. Motion lost.

Roll call was taken on the motion that Adm. Russell be permitted to speak on the airport issue. Ayes 1, Mayor Rasmussen; Nays 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Zatkovich. Motion lost.

After further discussion, Mayor Rasmussen moved that a proviso be added under Sec. 2 in the ordinance that no portion of the \$500,303.00 be expended unless matching money in an equal amount be allocated by the P. A. A. Under Sec. 3 6th line down, after the word 'forth' omit the words, or that the City may, irrespective of said Federal allocation, acquire land and construct said

improvements before the costs thereof substantially increase. Seconded by Mr. Zatkovich.

Mr. Bott asked Mr. Phillips, Airport Manager, when, if this ordinance were passed, would the City receive the matching funds.

Mr. Phillips explained the funds would be made available after the City acquires title to the properties involved.

Mr. Bott stated if this amendment is passed, it would preclude the City in acquiring title to the property until the money is obtained from the Government.

After some discussion, Mr. Rowlands explained this particular proposal indicates to the Federal government that the City is willing to match this type of program of the FAA and agrees to match its share.

Mayor Rasmussen stated the purpose of his amendment was to assure that the FAA is bound by the same agreement that the City is and that each provide \$500,303.00, or else no money will be spent.

Mr. Zatkovich asked the approximate land value of the (69) acres.

Mr. Phillips, explained the (69) acres would retain the airport site. The approximate estimate would be \$190,000 to \$200,000. This would be sufficient in the event the City would receive an allocation on the taxiway from the Government, then the Council can make a decision whether to proceed on the taxiway.

Mr. Phillips said he was very much concerned with the escalation of the price of land near the airport.

Mayor Rasmussen reiterated the procedure taken relative to the Airport since its inception, including the agreements approved by the City Council with the fixed-base operator, TideAir. He felt it would be quite a drain on the City next year to cover recent emergency allocations and the Airport expenditure could cost City employees a pay raise.

Mr. Zatkovich said, as he has indicated previously, he felt the City's investment in the Airport had to be protected at this stage of development.

Mrs. Banfield asked Mr. Phillips when were the original funds received for the construction of the Airport and when was he appointed as Airport Manager. She also wondered why light industry had not been brought in immediately at the Airport.

Mr. Phillips answered that he came to work for the City in 1962. A proposition on the airport was approved by the voters of the City in 1958.

Mr. Phillips, continued, the flight-line activity created by planes owned by firms not based at the airport is sometimes confused with planes that are owned by industries based on the premises. Therefore, when a taxiway is completed, there will be room for more industries to locate at the Airport, consequently, the City will obtain more income from added flight operations.

Roll call was taken on Mayor Rasmussen's motion relative to adding the proviso to the ordinance: Ayes 3; Banfield, Cvitanich and Mayor Rasmussen. Nays 6: Bott, Finnigan, Herrmann, Johnson, Murtland and Zatkovich. Motion lost.

Mayor Rasmussen then moved to amend Ordinance No. 18596 to provide that the monies authorized in this loan from the L I Guaranty Fund can only be spent for land acquisition. Seconded by Mr. Cvitanich.

Mayor Rasmussen stated there has been no evidence offered here that there is any emergency whatsoever. However, there has been some discussion relative to the fact that land costs are increasing and felt that could not be any reason for an emergency measure, because land costs along with living costs are increasing all over the world. It is important that this money not be filtered away by anything other than land acquisition, and this is the only item that the FAA will match.

Mr. Phillips, Airport Manager, said it is true that land values are reimbursible whenever it becomes necessary.

Mayor Rasmussen stated that land acquisition is reimbursible at a later date and this is the important part.

Mr. Cvitanich explained that he had seconded Mayor Rasmussen's motion for discussion, however, he would vote against the amendment.

Roll call was taken on Mayor Rasmussen's motion that the monies from the L I Guaranty Fund can only be spent for land acquisition. Ayes 2: Banfield and Mayor Rasmussen; Nays 7: Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Zatkovich. Absent 0. Motion lost.

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

Ayes 6: Bott, Finnigan, Herrmann, Johnson, Murtland and Zatkovich.

Nays 3: Banfield, Cvitanich and Mayor Rasmussen. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18597

Providing for the improvement of L I D 6902 for street lighting on Wapato Lake Drive from Alaska St. to So. 64th; So. 61st from Wapato Lake Drive to Ainsworth Ave.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18598

Providing for the improvement of L I D 6891 for street lighting on East M from East 56th to East 64th and other nearby streets.

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

Ayes 9; Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18599

Providing for the improvement of L I D 5457 for water mains in East B from East 88th St. to East 92nd Street.

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

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

Nays 1, Cvitanich. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18600

Approving and confirming the assessment roll for L I D 5438 for water mains in So. 8th St. from Shirley to Orchard Street.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18601

Approving and confirming the assessment roll for L I D 5442 for water mains in Mullen St. from So. 56th to So. 62nd Street.

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

Ayes 9; Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.

Nays 0; Absent 0.

The Ordinance was declared passed by the Chairman.

Mr. Cvitanich moved to take Resolution No. 19724, relative to submitting to the vote of the people urban renewal projects, from the table. Seconded by Mr. Zatkovich. Roll call was taken on the motion. Ayes 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen. Nays 5: Bott, Finnigan, Herrmann, Johnson and Murtland. Absent 0. Motion lost.

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REPORTS:

a. At the L I D Committee meeting on May 27th, 1968, the assessment roll hearing for L I D 4810 for widening and paving of 6th Ave. from Orchard to Shirley Sts. was referred to the City Council for its recommendation.

Mr. Bott who was Chairman of the L I D Committee on May 27th, 1968 explained this was the area on 6th Ave. that involved the Mr. Busch and K-Mart properties. The First Christian Church that was represented by an attorney at the L I D hearing, felt that the improvement was for the sole benefit of the area on the south side of 6th Ave. He said the Church was paying for something they once had which was taken away from them. The L I D Committee after much consideration, referred this matter to the Council without a recommendation.

Mr. Murtland wondered if both sides of 6th Ave. were to be widened in this area.

Mr. Schuster, Public Works Director, explained that the entire improvement relative to the widening of 6th Ave. was subject to a contractual agreement signed by Mr. Busch, the developer, K-Mart and the City. Mr. Schuster read part of the agreement and one of the covenants in the agreement was that the developers would file an L I D petition for the improvement and development of 6th Ave. between Shirley and Orchard St. to a 56 foot width, and if an L I D failed, the developer at his sole expense shall improve and develop 6th Ave. between Shirley St. and Orchard St. to the 56th foot width with concrete curbs and gutters along the south side, and a minimum of asphalt curbing along the north side.

Mr. McCormick, City Attorney, explained that it is the duty of the City

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Council at this stage of an L I D to assess the property involved according to the special benefits which the property has received, and the amount of the assessment cannot exceed those special benefits.

Mr. McCormick continued, the area next to the K-Mart is zoned "C-2" all the way back, several hundred feet, while the other area is zoned "C-2" back only 120 feet. All these facts the Council must take into consideration. Perhaps, other information should be obtained before the Council makes a determination. The Council must make a determination as to the market value of the property before 6th Ave. was widened and the market value after this improvement was completed.

Mr. Robert Skidmore, Attorney, representing the First Christian Church at 602 No. Orchard, explained this matter has been reviewed again and their contention is still that this L I D is of no benefit to the Church. It is true that the Church had agreed that the access of two entrances to the Church were to be on Orchard St. Prior to the City constructing this curbing there was also an access from 6th Ave. for people to park on the Church property. He pointed out that the agreement between the City and the developers seemed to be rather an unusual document. He noted that the Church is assessed for something they once had and was taken away from them as they had curbs and catch basins which were removed.

Mr. Schuster, Director of Public Works, explained if it is found there is no benefit to the Church, it can then be determined that the City could absorb that cost or it can be re-assessed against the benefiting properties in the district. This is one of the procedures in the L I D law.

Mr. George Haddow, Chairman of the Trustees of the First Christian Church, felt the L I D benefited the K Mart store and did not improve the Church property.

Mrs. Banfield moved to obtain an appraisal as to whether or not any benefit has been obtained to the property. Seconded by Mr. Cvitanich.

Mr. Bott asked if it were the City's responsibility to appraise this property or would it be the responsibility of the Church.

Mr. McCormick, City Attorney, felt that an appraisal should be made to properly determine whether the property is benefited or not. The Church would have their own appraisers.

After further discussion, Mrs. Banfield withdrew her motion with the consent of her second.

Mr. Bott moved that the matter be postponed for three weeks, until June 25th 1968 for further consideration of this matter. Seconded by Mr. Zatkovich. Roll call was taken on the motion. Ayes 5: Bott, Finnigan, Herrmann, Zatkovich and Mayor Rasmussen. Nays 4: Banfield, Cvitanich, Johnson and Murtland. Motion carried.

62-27

b. Communication from the Metropolitan Park District regarding (Camp 6) at the request of Councilman Johnson.

Placed on file.

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c. MC-531--Air Transportation System Advance Plan (P. S. Governmental Conf.)

Mr. Rowlands, City Manager, explained that the Air Transportation System Advance Plan will not locate specific airport facilities, but it is important to all local governments, as Tacoma lies in the basic air corridor planning, which will be undertaken. He felt decisions on the location and extent of air corridors could have a vital effect on the business and industrial development of Tacoma as well as on the operation of the Tacoma Industrial Airport. The relationship of airport use and location to the existing and planned highway network is also an important factor under consideration. He added, Tacoma should pay the \$7,060 which is Tacoma's share for this study.

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Mr. Cvitanich felt the proponents should propose a resolution for this amount.

Mr. Murtland requested that a resolution be submitted next week for the payment of \$7,060.00 for Tacoma's participation in a regional air transportation study.

Mr. Zatkovich thought Tacoma's share of the payment is not correct according to Seattle and Renton who have larger airports and pay \$9,500 and \$1,850 respectively.

Mayor Rasmussen stated that the City Council has already voted down this money for the study.

Mr. Rowlands stated he advised the Council that he would make a report on the study after the Federal government had approved financial assistance.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

Traffic Activities report for the month of April 1968.

COMMENTS:

Mr. John Anderson, member of the School Board and former Mayor of the City of Tacoma, brought the Council up to date on the Western Washington Forest Industries Museum development at Pt. Defiance Park which is called Camp 6. He noted that the Junior League of Tacoma contributed \$20,000 to develop the project. Many private contributions have been made relative to the railroad, logging engine, bunkhouses, a loading crane and many relics of the past that are not available. They also have a film of 'The Age of Steam Working in the Northwest'.

Mr. Anderson remarked that the \$5,000 that is being requested from the City Council is for finishing the railroad so it can be used at Camp 6. He felt this was a worthwhile cause.

Mrs. Banfield read the minutes of the Metropolitan Park Board which stated that only the site was to be furnished by the district. She felt the City of Tacoma would be setting a precedent if they donated \$5,000 for Camp 6.

Mr. Johnson and Dr. Herrmann both stated they understood the money is in the budget and it was their feeling it should be used for this purpose.

Mayor Rasmussen asked if the School Board has been approached to donate this amount. He felt the group who promoted the project should be responsible for the payment.

After further discussion, Mayor Rasmussen said, if the funds were included in the budget they should have been designated for this particular project.

Mr. Rowlands, City Manager, stated that all supporting evidence on any figure in the budget can be made available for the Council if they wish.

Mr. Rowlands explained that a letter was received by the Puget Sound Development Corporation signed by Robert L. Rovai, attorney, stating they propose to build a \$12 million convention center on the Cheney Stadium site and they wish to lease the property for (75) years at a fee of \$10,000 during the first year, which is the fee now paid to the City by the Tacoma Cubs.

The letter also stated that the corporation would demolish the existing stadium and build an opera house, hotel, sports arena and other facilities on the (40) acres next to Bantz Blvd.

Mr. Rowlands suggested that a study session include this matter for discussion.

Mayor Rasmussen asked if Mr. McCormick, City Attorney, has had an opportunity to check into this matter.

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Mr. McCormick stated that Mr. Edwin Wheeler, Pierce County's Chief Civil Deputy, Prosecuting Attorney, contacted him today and they both felt that the first step was to determine the manner in which the City and County obtained a deed for the stadium ground from the Metropolitan Park District and determine if it would allow the proposed lease arrangement. The (40) acres under consideration also involves other land owned by the Park district.

Mayor Rasmussen said he would consult with the Chairman of the Park Board and notify the Council what determination has been made in regard to a meeting.

Mr. Rowlands stated, a meeting had been held with Mr. Saunders of the Puget Sound Bank and Senator Faulk, and they had expressed their wish to have the City Council's support of the Design to Progress which would develop a long range, six to ten year, Capital Improvement Program.

Mayor Rasmussen stated he felt the Downtown people were meeting to decide if they would fund the program, and so far he has not had any more information.

Mayor Rasmussen said he felt a meeting should be called with the County Commissioners, Park Board and the City Council on this matter.

Mr. Cvitanich stated, a resolution passed in 1961 creating a group of elected officials who could very well study this proposal, as they were called the Citizens Committee for Tacoma's Future Development.

Mr. Cvitanich mentioned that the Tacoma Smelter had submitted three reports to the air pollution office that they were in violation during the month of May. He noted that the Puget Sound Air Pollution Control Agency has the Smelter violating the ordinance (19) times. He felt there was just too much discrepancy relative to these reports.

Mr. Cvitanich informed the Council there is a petition being circulated in the community relative to urban renewal.

Mr. Zatkovich stated he had requested information relative to the elimination of the oral examination for police patrolmen. He has received an explanation from Chief Zittel. He noted that the Chief did not feel that an oral Board can fairly examine an applicant in less than thirty minutes to an hour. He pointed out in promotional examinations the City still requires an oral examination, therefore, he did not agree with Chief Zittel. He noted that the strength and endurance test has also been dropped from the qualification.

Mr. Zatkovich further stated, if a person is interested in taking the examination in the first place, he should certainly be in condition. He believed that these two parts of the qualifications for a police patrolman should be given.

Mayor Rasmussen announced he had received a communication from the Human Relations Commission, stating they had selected Mr. John Epps as their representative on the Review Board relative to the Open Housing ordinance.

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Mayor Rasmussen stated he had also had a communication from the Tacoma Board of Realtors who have appointed Mr. Earl Mamlock their representative to the same Board.

Mayor Rasmussen stated the Council will be given a week's notice of his recommended appointments to the Board, and then a resolution can be prepared for passage.

Mayor Rasmussen stated he had received complaints from citizens in Roosevelt Heights relative to photographs being taken in the neighborhood. He asked Mr. Rowlands what is being prepared in the vicinity of Roosevelt Heights.

62-10

Mr. Rowlands stated he would be glad to investigate the matter and report to the Council.

Mr. John Zelenak, 5415 So. J. St., stated, at the May 7th, 1968 Tacoma City Council meeting he brought up the subject of the Tacoma Policemen working as bouncers in local night clubs; there were statements made that appeared in the Tacoma News Tribune on May 8th, 1968, stating that these policemen were not in uniform. He noted he had written Chief Zittel relative to off-duty policemen wearing uniforms. He felt Chief Zittel's reply was contradictory and he had stated it was the desire of businessmen to have them work in plain clothes.

Mr. Zelenak continued, he made a survey of other cities on this subject and noted that Seattle and San Francisco do not allow their policemen to work in hotels, motels or night clubs.

He asked that Chief Zittel be at the meeting next week as he wished to ask him more questions.

62-297

Mr. Zatkovich felt the employment of off-duty policemen, whether they are in uniform or not, is a good policy. He felt that the general public appreciates good security.

Mr. Bott felt Mr. Zelenak should go through proper channels for this information.

Mr. Zatkovich stated he would argue his position any time in respect to this matter.

Mayor Rasmussen felt Mr. Zelenak had filed the proper request to be allowed to speak again to the Council.

Mrs. Medlock repeated her request for information on the Sensitivity Training Program.

Mr. Rowlands stated he would submit a report next week.

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Mayor Rasmussen stated he had received a program from the Coffee House and it still lists Mr. Hodges as the person to contact. He was wondering about our City employee's activities. He thought this was thoroughly explained to Mr. Hodges.

Mr. Rowlands stated he would check into the matter immediately.

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Mr. Cvitanich moved to remove Resolution No. 19724 from the table. Seconded by Mrs. Banfield. Roll call was taken on the motion, resulting as follows: Ayes 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen. Nays 2: Bott and Murtland. Absent 3: Johnson, Finnigan and Herrmann.

Mayor Rasmussen stated that the resolution was before the Council at the present time.

Mayor Rasmussen remarked that the previous question has been demanded. Vote was taken on the previous question: Ayes 5: Banfield, Cvitanich, Bott, Zatkovich and Mayor Rasmussen. Nays 1, Murtland. Absent 3: Johnson, Finnigan and Herrmann.

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Mr. Cvitanich moved that the Council meeting be adjourned. Seconded by Mr. Zatkovich. The meeting adjourned at 11:30 P. M.

A. L. Rasmussen
MAYOR

Attest: Josephine Melton
City Clerk