

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, July 15, 1969

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

Present on roll call 5: Banfield, Bott, Cvitanich, Zatkovich and Mayor Rasmussen.
Absent:4: Finnigan, Herrmann, Johnson & Murtland. Johnson coming in at 4:10 p.m.
The Flag Salute was led by Mr. Bott.

A communication was read by the City Clerk notifying the City Council that the Initiative petition filed with the City Clerk's office on June 30, 1969 which stated that no urban renewal project be established until such subject is submitted to the qualified electors of the City of Tacoma for their approval or rejection of such project, has been checked. The City Clerk is now certifying that they have validated 3,913 signatures. The total vote cast at the last preceding Councilmanic election was 38,749. Therefore the total valid signatures exceed 10% of the total vote cast.

Mr. Hamilton, Acting Asst. Chief City Attorney, explained to the Council that the next step to take would be for the Council to enact the Initiative Ordinance which would eliminate the necessity of an election. If the Council does not take any action within the 30 days then it must be submitted to the voters at an election held not later than 50 days thereafter.

Mr. Cvitanich requested that Mr. Hamilton prepare an ordinance for Council's approval.

Mayor Rasmussen asked if there were any omissions or corrections in the minutes of June 10, 1969. It was moved by Mr. Johnson that the minutes be approved, seconded by Mr. Bott.

Mrs. Banfield referred to Page 14 and 15 of the Minutes where Mr. Rowlands agrees that no Sensitivity Training be given to any employee. She didn't believe that the Council members ever said they couldn't have training because we have had it for years among the employees on Human Relations, or Public Relations or Community Relations. She would like to point out that Human Relations is a part of sensitivity training. Public Relations is something entirely different. She commented on an article in the Wall Street Journal which stated that companies see more harm than good in sensitivity training. It tells of instances of companies whose employees have taken this training and have become so sensitized that they have had to quit and others who return to work and realize the other employees have not been sensitized, so they either have to go back to their old way of thinking or get out. Many of the companies have modified the training, others have dropped it altogether. The one central problem with sensitivity training is that it is designed to change an individual, not necessarily to change the environment in which he works.

Mr. Rowlands, City Manager, explained that the Police Dept. does not have a sensitivity training program. They do take other courses however, and they are working out very well.

~~Mr. Cvitanich requested that Mr. Hamilton prepare an ordinance for Council's approval.~~

Mr. Cvitanich referred to Page 12, 3rd paragraph down, of the minutes, referring to a discussion relative to Mayor Rasmussen, Mr. Wesley and Mr. Rowlands. He said he wouldn't bring the matter up at this time but suggested the Council members keep the page open as he would discuss it under Unfinished Business.

Mayor Rasmussen called for a vote on the motion to approve the minutes of June 10. Voice vote was taken. Motion unanimously carried.

HEARINGS & APPEALS:

This is the date set for hearing on the vacation of So. 18th Street from Tyler to Monroe, alley between Tyler and Monroe from So. 17th to So. 19th, Monroe St. from So. 19th to So. 18th and other nearby streets, petitioned by Conifer Co.

Mr. Buehler, City Planning Director, said this hearing and the rezoning hearing next on the agenda can be heard at the same time as it includes the same property petitioned by the Conifer Co.

Mr. Buehler explained the property in question is near Heidelberg Field and consists of Tyler, Monroe and between Madison and Monroe, also the alley from 17th to 18th. It hasn't been opened as the topography is very steep with a soft area. Housing for the elderly is to be constructed on this site, a total of 252 units, with off-street parking and a community center building. There were no objections before the Planning Commission.

Mr. Robert Moriarity of the Conifer Company thought, the Planning Commission's approval was based upon 152 units instead of 252. He stated the property in question abuts a major arterial street and has a steep topographical break on the north side.

Mr. Buehler said that there were more than 60 off-street parking spaces provided, and future additional parking has been planned.

Mrs. Banfield inquired what the rentals would be for the units.

Mr. Moriarity said it was impossible to tell until they have established their construction costs, but they probably would rent for 20% lower than the conventional rental for similar projects. Approximately 30 of the units would rent for \$40 per month, the others from \$90 to \$100.

Mr. Bott asked if this housing would be built the same as that on Pearl St.

Mr. John Austin, architect, brought a sketch showing the proposed construction. He said there are many trees on the property which will remain to make it fit into a residential district. He said he was not the architect who planned the Pearl St. project and they would not be constructed the same. He added, his firm would build very attractive units that the City would be proud of, with a combination of stained wood and masonry for the exterior. This will fit in the heavily wooded site giving it a soft appearance, setting in, close to the hillside. There will be no underground parking as it would be too costly, which would entail the construction of elevators. Entry would be by a lower and upper level.

Mayor Rasmussen questioned whether the units would be built for the handicapped as Federal funds are being used on this project.

Mr. Moriarity said that their standards meet the requirements of housing for the elderly handicapped.

Mayor Rasmussen asked who inspected the housing units for conformity to the laws.

Mr. Moriarity said that it was inspected by the architects involved, a Federal Housing inspector and by personnel from the Building Dept of the City.

Mrs. Banfield asked if they were required to have fire escapes.

Mr. Moriarity answered that they had to meet all requirements of the Tacoma Building Code, which have accepted the 1967 uniform building code that sets the requirements for egress, that is met by the Conifer Co.

Mr. Cvitanich asked what type of density ration would be allowed for each unit based on the size of property to be used for the apartments.

Mr. Buehler said it would average a little over 1500 square feet per unit.

Mr. Cvitanich understood the building code was changed several years ago to include sprinkling systems in hospitals and rest homes. He thought with the advent of all these new units for the elderly being constructed that the Council should consider extending this provision to include the sprinkling systems in housing for the elderly. Since there are so many units being constructed he felt that the City building code should be looked into, even though Conifer Co. said they met the code requirements, the building code could still not be adequate.

Mr. Moriarity stated if it is made a part of the City building code they would be committed to meet the requirements.

After some discussion, Mr. Johnson moved to concur in the recommendation of the Planning Commission to vacate the property on So. 18th St., between Tyler and Monroe. Seconded by Mr. Zatkovich.

Roll Call was taken, resulting as follows: Ayes 4: Bott, Johnson, Zatkovich and Mayor Rasmussen. Nays 2: Banfield and Cvitanich. Absent 3: Finnigan, Murland and Herrmann. Motion approved.

Mr. Johnson moved to concur in the recommendation of the Planning Commission to rezone the N.E. corner of So. 19th & Tyler. Seconded by Mr. Bott. Voice vote was taken. Motion carried.

This is the date set for hearing on the appeal filed by Hoops, Inc. on the denial of the request for rezoning of the N.E. corner of So. 90th and Hosmer Sts. from an "R-2" to an "R-4" District.

Mr. Buehler explained that the area in question is in the Sherwood Inn and Hokold Co. apartment complex. The request is to rezone approx. 422 feet on Hosmer and 490 feet on 90th St. It has a depth of approx. 200 feet. The applicants propose three structures, housing 43 units each, making a total of 129 units. The area is approx. 3.44 acres and has a density of approx. 1100 feet per unit. The Commission had considered a duplex rezoning on 90th St. earlier this year and recommended denial. A petition from the property owners in this area had been submitted to the Commission along with a new petition to the Council.

Mr. Brian O'Neil, 711 So. 48th St., a real estate broker said he personally holds the property in question under option for the next 18 months. The property owners have been approached many times in the past years. The property is undoubtedly not in its proper use at the moment. There are plans to widen Hosmer St. which is off the freeway access, so traffic patterns in the area are ideal for multi-family dwellings as indicated by the considerable number of these dwellings that have been constructed in this area. By utilizing the high rise use of the area there is no possible obstruction. The building will be top quality construction, renting from \$250 to \$500 per month. There is nothing of this quality or type in Tacoma.

Mr. Cvitanich thought this would be a definite intrusion on the single family area developing on the east side of Hosmer. He cited the So. 12th St. area where people had their life savings in homes and then had an apartment built practically in their backyard. He felt the Council should consider very carefully the limited placement of apartment densities in the outlying districts, which was the opinion of the Planning Commission. He added, what should be considered is apartments inside the City. The Commission stated that careful consideration be given to locations of various types of housing in order to facilitate an orderly growth within the community. He asked if Pearl St., So. 12th St. or So. 72nd are examples of orderly growth within the city.

Mr. Buehler explained that So. 12th St. was a recommendation of denial by the Planning Commission but was overridden by the Council. The Planning Commission did not like the plan for Pearl St. and there hasn't been a final determination on the property at 72nd St., as it is a difficult piece of property. Any high rise going into an outlying district should have the density and the area as set by the PRD section.

Mr. O'Neil stated that his proposed construction would not fit into the PRD requirements, but by using five story units the actual ground covered by these units will be less than one-half the ground covered by those across the street. There will be plenty of room for landscaping and there is a beautiful recreation center planned.

The value of the land and buildings is 2 million dollars, averaging 12 thousand dollars per unit. There are only 4 residences that will be close to the project, and having this beautiful residential area across the street from them will not be a loss of value for their property.

Mr. Cvitanich moved to concur in the recommendation of the Planning Commission to deny the rezone. Seconded by Mrs. Banfield. Voice vote was taken. Motion unanimously carried. Appeal was denied.

This is the date set for hearing set for hearing on the Six-year Comprehensive Street Program for the years 1970 thru 1975.

Mr. Schuster, Director of Public Works, explained, other than the change in the financing of the Malley Valley viaduct there will be an additional year added to the program. This has been before the Planning Commission and approved. This hearing is required under the State law which states that cities and towns revise and extend their 6-year Comprehensive Street Plan each year.

Mr. Bob Egle, Public Works Engineer, explained in detail the 6-year plan.

Mayor Rasmussen moved that the "D" Street project be moved up to 1970. Seconded by Mr. Bott. The Council requested that this be listed on a resolution for next week.

Mr. Cvitanich moved to recess. Mr. Bott seconded the motion. Mayor Rasmussen declared a 10 minute recess.

PETITION:

Petition from Robert L. Hess requesting rezoning of the south side of So. 12th between Oakes and Pine Streets from an "R-3" to an "R-4-L" District.

Referred to the Planning Commission.

COMMUNICATIONS:

Phil A. Valentine called the Council's attention to City employees crossing picket lines of Locals #711 and #61.

Mayor Rasmussen hoped that City Employees observe picket lines. City employees are supported by the tax payers and we endeavor to keep them on the level with outside employment, we should also respect others who are trying to raise their wages.

Placed on file.

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Mr. Nels B. Nelson Jr., of Nelson & Hanson, Attorneys at law submitted a letter relative to purchase of the Fire Station at 9th & A Street.

Mayor Rasmussen asked Mr. Rowlands what was the status of the negotiations on the Fire Station.

Mr. Rowlands explained that Mr. Harvey was working with Mr. Hewitt and associates today on the proposed agreement and hoped to have it on the agenda this Friday. A resolution was passed and the Council wanted to get an agreement worked out with the the Art Museum.

Mayor Rasmussen asked Mr. Hamilton if he had determined if there were any violation in the present contract the City has with Allied Arts, Inc.

Mr. Hamilton explained he had sent an inter-office communication to the operating departments who have leases and management of the property, and hasn't received a reply to date.

Mayor Rasmussen stated this would indicate there are a number of people who are interested in the property. A representative of R. E. Anderson Co. wished to bid on the property two weeks ago, since the Art Museum wants the property only temporarily for a fund raising effort and for interim use until they can construct a building. It would be an attractive building for a restaurant he thought.

Placed on file.

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Mr. John F. Ketter, Chairman for a group of Weyerhaeuser Co. employees submitted a letter inviting the Mayor to attend a meeting at 7:30 P.M., July 17th, relative to recreational facilities in the Hilltop area.

Mayor Rasmussen explained he had asked Mr. Gaisford, Finance Director, who has all the preliminary budget information to represent the Mayor in regards to the budget. He added he believed the purpose behind this was that Weyerhaeuser Foundation has millions of dollars available and they anticipate putting about 2 to 3 million dollars into the area for recreational facilities. Weyerhaeuser has not done much for the City other than putting \$100,000 into the Airport and they certainly should be encouraged in this effort. He further added that he hoped they wouldn't restrict their efforts to the Hilltop area as we have other areas in the City that could use assistance. If we can work with them jointly with the group that is working on the new Boys' Club, which will require purchasing property, he hopes this can be accomplished jointly with the Metropolitan Park Board. He doesn't think their offer should be rejected.

Placed on file.

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Mr Jay Schack, Pacific Northwest Development Co., Inc., submitted a letter relative to Agreement under Resolution No. 20005.

Mayor Rasmussen said that he had conversation with Mr. Schack and others and they indicated that they are going to be able to proceed on schedule. He added, he told them that due to the present financial situation the City Council would have to have a little time to float the revenue bond. He asked Mr. Gaisford how much time will be needed.

Mr. Gaisford explained that the new law which will take effect will increase the interest rates to 8%. After talking to a bank official regarding a general obligation bond he thought we could get a rate of 5 & 7/8%. Normally on a one million, 6 hundred thousand bond issue it would take approx. 3 months to get the money. He is certain the Utility Dept. will give the City a little time.

Mr. Bott stated, although the Utility Dept might not have any particular plans for this area, besides the 7 year period, Mr. Schack should understand that the money that's obtained from this was to be used for construction of new facilities.

Mr. Benedetti, Asst. Utility Director explained it was understood by all concerned, including the Pacific N.W. Development Co., that in order to make this land available it would require the construction of alternate facilities elsewhere. The alternate facilities would involve construction of a new source and a new line. This program would have to start very soon and would extend over a period of time. It would require obtaining the money from the fair market value of this property in order for construction of other facilities when needed.

Mayor Rasmussen said assuming that everything goes well and the City pays the one and one-half million dollars cash for this land, and then retrieve the money through the lease agreement. This million and one-half could be used as a guarantee against revenue bonds and make the bonds more attractive to buyers.

Mr Benedetti explained that the money was to be applied toward construction of facilities which would replace the use of this property, and he particularly referred to development of a well supply in the North Fork area of the Green River, which is the alternate supply which has to be developed to take the place of the additional storage which can be accommodated in this area. He added, to complete the program would require additional money.

Placed on file.

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Mr. Floyd H. Hyde, Asst. Secretary, Department of Housing & Urban Development submitted a letter relative to the Planning Budget and Work Program dated April 25, 1969.

Mayor Rasmussen asked Mr Herman Walker, Director of Model Cities, if he had arranged the meeting next Saturday of the Model Cities Workshop.

Mr. Walker explained that the Model Cities executive board voted to have the workshop in conjunction with P.L.U. The purpose of the workshop is to give the residents throughout Tacoma a preview of what the planning is, what H.U.D. can expect during the year and an understanding of the Model Cities program.

Mayor Rasmussen asked who would be paying the expense of bringing these people in from all over the country.

Mr. Walker replied that people are coming from California, Portland and Seattle and P.L.U. is underwriting the cost. Grass root people will come only from Portland and Seattle and be traveling by car.

Mayor Rasmussen said it was his understanding that the City of Portland's Model Cities application was rejected after a year's study. He asked if this would indicate that the grass roots people from that area would be able to communicate with the people here.

Mr. Walker answered that they probably wouldn't be able to communicate with us but they have had an experience from which we can learn. We primarily want to find out what their problems are he added.

Mayor Rasmussen thought the Model Cities program was directly under the City Council, and asked if this meeting was brought to the attention of the Council.

Mr. Walker replied that it was not, that it was discussed with the Model Cities executive board.

Mayor Rasmussen asked if this was going to be a practice of the executive board to authorize programs without informing the City Council.

Mr. Walker stated the project was being completely financed by P.L.U. with contributions from Tacoma School Board #10 and O.D.I. The Model Cities program is not contributing any money.

Mayor Rasmussen noticed that out of the 14,500 people in the Model Cities area it was found to be very difficult to get a quorum at a meeting.

Mr. Walker said they are budgeting for an information specialist who will be responsible for informing the people of the meetings and what has transpired in the Model Cities program.

Mayor Rasmussen inquired about 4 people who were on the payroll of the Model Cities program.

Mr. Rowlands said they were appointed by the Evaluation Board for the summer work program.

Mayor Rasmussen said in checking the proposed budget he noted that a classified position was listed as Accountant III, Clerk-Steno. II and Clerk-Typist II, but no classification for a Clerk I.

Mr. Walker explained he had nothing to do with the selection of these people, they were short of help and the Personnel Dept. called and asked if they needed these four people. They are not being paid through the Model Cities program and have nothing to do with the regular Model Cities staff.

Mr. Zatkovich wondered if the selection of these four employees was a unanimous decision of the Evaluation Board, as he does not approve of it.

Mr. Cvitanich explained that the Trainee Evaluation Board was created by a majority vote of the Council. They also voted in favor of the Neighborhood Youth Corps and Training Corps, and there is absolutely nothing the Council can do. He suggested the Councilmen who vote "yes" on some occasions should think twice before they cast their ballot.

Placed on file.

RESOLUTIONS:

Resolution No. 20284 (postponed from the meeting of July 8, 1969)

Authorizing the Model Cities Director to fill certain temporary positions necessary to implement and complete the Model Cities Planning Program.

Mr. Bott moved that the resolution be adopted. Mr. Johnson seconded the motion.

Mayor Rasmussen understood the Accountant III was listed as a classified position, salary range \$795 to \$955, and would be taken from three on the regular civil service list. At the present time, he added, there is only one on the list.

Mr. Rowlands explained the count of three was a list that had just been created and are not employees already on the City payroll. He believed in this particular instance the three would be employees of the City and would be possibly a promotional opportunity. There would be an examination, and they would probably be from within the City employ, and might not want to accept the position on a temporary basis.

Mayor Rasmussen requested the name of the person on the list to fill this Accountant III position for next week. The Position of Clerk-Steno II and Clerk-Typist II will be taken off the civil service list also. He assumed the person who was selected for Asst. Director would be confirmed by the Council and that there would be a list of three proposed.

Mr. Walker hoped to select the Asst. Director, and he was aware that the Director and Asst. Director have to be approved by the Council.

Mayor Rasmussen asked how many Community Development Specialists are available, and if there was a list. Also what type of examination would he take and would he be selected from within the community.

Mr. Walker explained there are job qualifications for this position, and read the job description to the Council. There are applications submitted for all the positions open for the Model Cities staff. He added, the Advocate Representative would be a 60% part time job, making approx. \$300 per month.

Mayor Rasmussen inquired if these temporary employees would be given the same fringe benefits as permanent employees.

Mr. Rowlands explained, the employees will be considered permanent temporary employees in that their positions will run for a year and perhaps longer. They are in the same category as those hired for urban renewal and special projects.

Mr. Zatkovich said he did not think it fair that the Model Cities temporary employees receive these benefits when the regular temporary City employees do not.

Mr. Walker stated, the Model Cities employees are not receiving any of these benefits to his knowledge.

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

Ayes 1: Johnson

Nays 5: Banfield, Bott, Cvitanich, Zatkovich and Mayor Rasmussen. Absent 3: Finnigan, Murtland and Herrmann.

The Resolution failed.

Resolution No. 20299

Proclaiming the City of Tacoma's support and backing of American servicemen in Vietnam and protesting the landing of foreign ships of nations furnishing arms or aid to enemies of the United States.

Mrs. Banfield moved that the resolution be adopted. Mr. Cvitanich seconded the motion.

Virginia Shackelford, 1105 No. L, urged that the Council support this resolution unanimously. She felt the Government was completely divided in their policies and gave examples of their confusion, and also gave her views on the two proposed actions listed in the resolution.

Mrs. Banfield spoke about the proposals of the League of Women Voters after three years study relative to the Government's future policy toward Red China.

Mr. Cvitanich thought the Council should establish a policy about yielding the floor to speakers as it could take up considerable time.

Mr. Eddie Karnes of 1120 No. E. St. spoke in favor of adopting the resolution. He stated that in World War II it would have been unthinkable to have permitted a Nazi or Japanese ship enter an American port and this policy should be adopted in regard to the Russians also.

Mr. Bott moved for an amendment to the resolution. He would like to delete the 2nd paragraph beginning with the word, WHEREAS. Lost for the want of a second. Mr. Bott moved to delete the 5th paragraph. Lost for the want of a second.

Mr. Bott moved to delete the portion of the First Resolve, beginning with "and urge the substitution of a new national policy", etc. Seconded by Mr. Johnson.

Mr. Cvitanich urged defeat of Mr. Bott's amendment, as he felt our men should not leave Vietnam without victory.

Mr. Zatkovich agreed with Mr. Cvitanich's views and felt the majority of the people had the same thoughts.

Mr. Alfred Anderson Jr., 4530 So. L, spoke against the motion and objected to our trading with hostile nations. He asked for a unanimous decision to reject the amendment.

Mr. Tom Wells, 841 Ea. 48th, also objected to the motion for the deletion of that portion of the resolution.

Voice vote was taken on the amendment to the resolution. Motion was lost.

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

Ayes 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen.

Nays 2: Bott and Johnson. Absent 3: Finnigan, Murtland and Herrmann.

The Resolution was declared LOST by the Chairman.

Resolution No. 20300

Expressing the City of Tacoma's wholehearted support and appreciation to the members of our Armed Forces and their families as a result of their sacrifices in service to their nation in the conflict in Vietnam.

Mr. Cvitanich moved that the resolution be tabled. Seconded by Mrs. Banfield. Roll call was taken, resulting as follows:

Ayes 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen.
Nays 2: Bott and Johnson. Absent 3: Finnigan, Murtland and Herrmann,

The Resolution was declared TABLED by the Chairman.

Resolution No. 20301

Approving the Final Plat Swan Creek, area bounded by Ea. 56th St., Ea. 60th St., Roosevelt Ave. and the Pipe Line Rd.

Mrs. Banfield moved that the Resolution be adopted. Seconded by Mr. Cvitanich. Voice vote was taken. Motion carried.

The Resolution was declared passed by the Chairman.

Resolution No. 20302

Authorizing the sale of two (2) surplus locomotives to General Metals of Tacoma on its bid of \$5,618.00.

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

Mr. Benedetti asked that the Council postpone the action on the resolution until July 29th. The reason for the request for postponement is that they have been trying to solicit bids to sell these locomotives over a considerable period of time. We have now obtained bids from firms ostensibly on the basis of their scrap value. Since the Utility Board has somewhat reluctantly acted on this award we have information that we have some who would be interested in keeping the locomotives in use. Therefore he would like an opportunity to discuss this with the board and then propose it to the Council.

Mr. Cvitanich moved that the resolution be postponed until July 29th. Seconded by Mrs. Banfield. Voice vote was taken. Motion carried.

The Resolution was postponed until July 29th.

Resolution No. 20303

Authorizing the proper officers of the City to execute an agreement with Marvin Leggett, etal for operation of a recreational resort on Lake Kapowsin, Pierce County, Wash. for a 5 year period effective Aug. 1, 1969.

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

Mr. Benedetti explained that the City, through the Water Division has owned the property in and around Lake Kapowsin area since late 1920. While the property has not been developed it has been maintained in the event it would be needed for water supply. He added, in the interim we have leased various properties to people

who were interested in utilizing them and one of the properties in question was a resort area of about seven acres which has been maintained for recreation on the Lake. This is a 5 year lease which would call for continued operation of the resort area, requiring an improvement of the facilities by the resort operators, and there is a six month termination in the lease. This was unanimously passed by the Utility Board and recommended for the Council's approval. He further added, that this would be a new lease, transferred to the new owners. They are financially responsible and have had the experience.

Voice vote was taken. Motion unanimously carried.

The Resolution was declared passed by the Chairman.

Resolution No. 20304

Accepting a Grant Offer for Federal Airport Aid Project No. 9-45-025-05 from the U. S. of America through the Federal Aviation Administration and authorizing the proper officers of the City to execute said grant in the amount of \$275,025.00 for taxiway extension project at Tacoma Industrial Airport.

VERBATIM REQUESTED BY MR. CVITANICH:

Mr. Cvitanich: I would merely say on Res. 20304 that I have consistently opposed the Airport, I will continue to consistently oppose it. By voting against it tonight, certainly, I would be in a position where we will be defeating this resolution, next week there will be a majority here, the necessary five votes to approve it and the Council has obligated itself to Council majority to go ahead and I will vote in favor of this, but I do want the record to indicate why I am doing it.

END OF VERBATIM

Mayor Rasmussen said that they were very grateful to Mr. Cvitanich for this move because it is necessary that we accept this money, we have already obligated the City to pay the cost of paving. Since we have had that \$304,000 mistake in our bookkeeping, we just wouldn't have the money to pay for it in any other way, so I think we will probably get a unanimous vote.

Voice vote was taken. Motion carried.

The Resolution was declared passed by the Chairman.

Resolution No. 20305

Authorizing the proper officers of the City to execute an agreement transferring lease agreement with Air West Inc. to Hughes Tool Company.

Mayor Rasmussen asked Mr. Phillips, Airport Manager, if this resolution would transfer the interest of Air West Inc. to Hughes Tool Co.

Mr. Phillips said this lease will be transferred in the same manner as West Coast's was transferred to Air West Inc. This will allow the examiner's order to take effect and the Hughes Tool Co. to take over Air West in due time. We hope this will improve the service considerably. These agreements are always renegotiable, and will expire in Feb. 1972. There's never any guarantee of flights by an airline. The schedules are approved by the C.A.B. and they are required to operate the minimum schedule of 2 schedules each route per day. At present they are on two route segments of five schedules per day. He added, he hopes the service will be much better.

Mr. Cvitanich explained there has been nothing but problems and poor service while West Coast and Air West Inc. had the lease. Before there is another change of lease he would certainly want to have some assurance that the service will be

improved before he would vote for approval of a change.

Mr. Phillips explained the only way to get assurance of better service is to send a lawyer representing the City to talk to the C.A.B. and to get the full cooperation of the Chamber of Commerce. He has recommended this in his budget every year.

Mayor Rasmussen asked about the Air West Inc. lease.

Mr. Phillips stated that it was a very short worded lease, simply leases them office, counter and communications space. It sets up the landing fees and payment for the space. We receive \$2.00 per square ft. rental per year.

Mr. Cvitanich moved to postpone the resolution until July 29th. Seconded by Mrs. Banfield. It was further ordered that members of the Council be furnished copies of the lease. Voice vote was taken. Motion unanimously carried.

The Resolution was postponed until July 29th.

Mr. Phillips stated that the services of all the airlines are being heard by the C.A.B. now, in California. This is the time that Tacoma should hire their representatives and get into the case because we are being represented only by the State Attorney General and the Seattle Traffic Assn.

Mr. Cvitanich moved that a letter be sent to the hearing officer advising him that we are not satisfied with the service given by Air West Inc. at the Airport. Seconded by Mr. Zatkovich.

Mr. Zatkovich suggested the letter should include the recommendations of Mr. Phillips with respect to representation of Tacoma.

Mr. Phillips suggested that the City file a petition to the C.A.B. for the right to intervene to present such evidence and testimony as it saw fit to show need for improved service. He felt that the examiner would accept the petition late and then testimony could be given.

Motion was made that recommendations of Mr. Phillips be included in the letter to the C.A.B. Voice vote taken. Motion unanimously approved.

FIRST READING OF ORDINANCES:

Ordinance No. 18878

Zoning Ordinance Text Change establishing a new fee schedule for street vacations, special use permits, site approvals, conditional use permits and reclassifications.

Mr. Bott moved to postpone the resolution for one week, until July 22. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

The Ordinance was postponed until July 22.

FINAL READING OF ORDINANCES:

Ordinance No. 18875

Amending Section 11.34.130 of the Official Code - Arterial Streets Designated - by adding No. 51st Street and Mildred Street.

Mrs. Banfield stated that she is opposed to this amendment, she can see no reason for right angles going into a park on a scenic drive.

Mr. Cvitanich inquired whether the Public Works Dept. worked with the Metropolitan Park Board on this change.

Mr. Bowlands answered that Mr. Schuster had worked with the Park Board for many months on this matter.

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Mrs. Banfield asked if they were in accord with the right angles.
Mr. Rowlands said that he hadn't heard of any opposition to this plan.
Mr. Cvitanich moved that the ordinance be postponed for one week, until July 22. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

The Ordinance was postponed until July 22.

Ordinance No. 18876

Amending Section 6.38.142 of the Official Code relative to Teenage Dance Board membership.

Mayor Rasmussen said there are two vacancies on the board, and he will submit some names for Council's approval. Suggestions have been made that representatives from the minority races should be on this teenage dance board.

Mr. Zatkovich felt that any appointive member who fails to attend three consecutive meetings of the board without being excused shall be deemed to have forfeited his office.

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

Ayes 5: Banfield, Bott, Cvitanich, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 4: Finnigan, Herrmann, Murtland and Johnson (temporarily)

The Ordinance was declared passed by the Chairman.

Ordinance No. 18877

Amending Chapter 13.02 of the Official Code by adding Section 13.02.010 relative to forfeiture of office on Planning Commission.

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

Ayes 6: Banfield, Bott, Cvitanich, Johnson, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 3: Finnigan, Herrmann and Murtland.

UNFINISHED BUSINESS:

Mr. Cvitanich read the "Law Enforcement Code of Ethics" to the Council. He said, distasteful as it may be, the time has come for this to be brought up for discussion publicly. Much has been said in the Council chambers about this and the question of morale has come up repeatedly. He thinks there is a very serious situation in the community which was culminated by the May 11th riot. He quoted from the June 10th minutes which stated that Mayor Rasmussen explained that Mr. Wesley, a newspaper reporter, had indicated that he was in the Hilltop area under the Manager's orders the night of the riot. He said Mr. Wesley stated that the police picked him up and a fine was imposed. Mr. Cvitanich asked Mr. Rowlands to explain the matter. Mr. Rowlands then explained that during that time there was a turmoil in the County-City Bldg., and several police officers suggested that it would be advisable to send Mr. Wesley into the Hilltop area as he was known in the community and could calm their fears by informing them that the woman taken into custody was all right. Mr. Cvitanich said Mr. Rowlands said Mr. Wesley was sent to the Hilltop area where he was picked up by the police who did not understand why he was there. Mr. Rowlands agreed with Mayor Rasmussen that something should be done to rectify the fine and he would be willing to testify in court in behalf of Mr. Wesley. According to the arrest report, Mr. Wesley stated that the police were the cause of the riot by beating up a woman, and yet this is the same man who stated previously that he had gone there to quell their fears.

Mr. Cvitanich said he investigated the case and he found that the case against Mr. Wesley had been dismissed by orders from the City Manager. Mr. Cvitanich said he then questioned the meeting in Mr. Rowlands office during the week of June 9th, where someone of the group identified four police officers as racists.

Mr. Rowlands admitted that these officers names were mentioned by some of those in attendance at the meeting but the purpose of the meeting was to discuss ways and means to further community relations by having some of the representatives of the Negro community meet with members of the Police force to consider ways of improving police-community relations and to eliminate the ill feelings toward the police.

Mr. Cvitanich further stated that Mr. Wesley had gone to the Police Dept. and solicited permission to enter the Hilltop area and that the Police Chief had given his approval. He noted that Mr. Rowlands intervened in Mr. Wesley's case and requested it be dismissed. He stated that Mr. Rowlands has caused a serious decline in police morale.

Mr. Harvey Emerson, Police Union president, commented on the manner in which the case was dismissed, which was questionable. He added, this action coupled with other recent happenings has created quite a decaying effect on the police morale. From the time of the May riot to the present time a number of comments have been made which are definitely anti-police. He stated that Mr. Rowlands had said there was some "sloughing off" in the Police Dept.

Mr. Cvitanich said that this is the first time the Manager has ever interfered in an arrest case, and that Mr. Rowlands should have testified in Wesley's behalf. He felt Mr. Rowlands should not have used his influence to help Mr. Wesley or anyone else.

Mr. Rowlands said he would like to explain the matter to the Council. He said he has always had good relations with the Police Dept. He stated that using the term "sloughing off" was referring to a program whereby officers were supposed to get out of their patrol cars more frequently in various areas of the City. There had been some let up in this activity. Mr. Rowlands admitted that this was the first time in thirteen years that he saw fit to intercede. He felt he was responsible for Mr. Wesley's situation because he had given his approval for Mr. Wesley to enter the Hilltop area, so he thought he should try to have the case dismissed. He commended the police in their new two-man team for performing so nobly in the Hilltop area where they were very well accepted. He felt that the incident was an unfortunate misunderstanding and that he hoped there would be a better established line of communication with the police in the future.

Mr. Cvitanich felt that when the morale factor begins to effect the welfare of the Tacoma Police Dept, or any other group of employees it has a direct effect on the taxpayers of this community, then he thought the City Council should get involved and that is why he brought this matter before the public. He felt that the effectiveness of the judicial department is destroyed when the case was asked to be dismissed by Mr. Rowland approx. 5 minutes before court time.

Mr. Rowlands explained that the discussion with the legal staff had been going on for quite some time, and the decision for dismissal wasn't made at the last minute.

Mr. Zatkovich stated, through his investigation he found there was nothing wrong with prosecuting this case. It should have been tried without any doubt. He felt Mr. Rowlands disregarded the law, thinking he was doing right and he feels that he is in charge of all departments, including the judicial. He further added that the person sent to the Hilltop area has been involved in previous incidents, the police knew it and he felt sure that Mr. Rowlands was aware of the fact. This is typical of the slow breaking down of law and order which leads to the lowering of the morale in the Police Dept., which is happening all over the country.

Mr. Rowlands said that maybe he did make a mistake but that the police officers involved did also. The arresting officers should have checked with the Dept. when there was a question about this man being in the Hilltop area, even though he had identified himself. He stated he had this responsibility and that he would do the same thing again. He added, as long as he is Manager he will work with his Dept. directors to correct any problems and make any improvements, as this is his responsibility. What happened was unfortunate and he certainly didn't expect this to be a reflection on the Police Dept. He added, the City has an outstanding Police Dept. and he believed their morale was good.

Mr. Bott felt that the police officer and person involved in the arrest should tell their stories before the Council so we would know the whole story because there are so many conflicting versions of the incident.

Mr. Cvitanich read the police officer's report for the Council's information, on Mr. Wesley's arrest on May 11th.

Mr. Zatkovich felt that Mr. Wesley instigated his own arrest by not heeding the officer's request that he remain in his automobile during the disturbance as there was looting and Mr. Wesley might be suspected if he were on the street. He further felt that Mr. Rowlands should not have taken over the Police Dept. or any other City Dept. and insisted that it would be handled this way. He had many police officers speak to him regarding this matter.

Mr. Bott asked Mr. Wesley if he would like to speak before the Council.

Mr. Wesley stated that they would hear from his attorney.

Mr. Cvitanich wanted to know who called the four police officers racists. He added that the morale factor of the Police Dept. is quite serious, and the Council should get to the root of the problem.

Mayor Rasmussen said everything should be done to improve the morale of the police, especially after the incidence of the police officer being shot. He noticed a decided improvement since the Council gave their instructions to the Police Dept. to make it safe for anyone to be able to walk the streets safely and that businessmen feel safe in conducting their businesses. He added that Mr. Rowlands was going to find out why the newspapers were not giving the descriptions of suspects of crimes in their papers. This would give the public the chance of identifying a suspect in a case. There is a rise in crime and the newspapers are not recognizing their responsibilities in doing something to assist in curbing it, he added.

Mr. Tom Dixon, Executive Director of the Urban League, felt the Council and community at large must move beyond racism, hatred and bigotry. He therefore appealed to the Council to check all the facts and work to make the City of Tacoma a better place to live for all people.

Mayor Rasmussen felt there must be a good sufficient police force which must protect all the people of the City.

Mr. Dixon felt there would not be any law and order until black people can participate in controlling their own destiny.

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Mr. Johnson left the meeting at 10:40 P.M.

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Mayor Rasmussen asked that Mr. Hamilton, Acting City Attorney, submit an ordinance to the Council that would require the Manager to report any misappropriation of City funds to the Council.

Mayor Rasmussen also asked that a resolution be brought to the Council relative to the Charter, which would place the City Attorney's staff under the City Council.

Mayor Rasmussen requested that Resolution No. 20234 be placed on the agenda next week. That particular resolution concerned urban renewal which did not pass.

Mayor Rasmussen asked about the fire lieutenants who were placed in permanent positions.

Mr. Rowlands explained he had reported on that matter last week and they are being placed in permanent positions.

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Mayor Rasmussen mentioned the contract with the City of Fife, relative to sewers, to be reviewed and Mr. Schuster had indicated there were two areas in which disagreement persists but an amendment is being worked out.

Mr. Hamilton explained there are definite polio making decisions which the staff cannot make and perhaps a study session should be held so the Council might direct the staff so these problems can be resolved.

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Mayor Rasmussen asked that Mr. Rowlands submit a report as to how many positions the National Assn. of Businessmen have provided.

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Mayor Rasmussen stated there had been approx. thirty young men relieved from their jobs in the Public Works Dept. Twelve additional people were hired through the Trainee and Evaluation Committee. He felt the timing of the layoff was inappropriate and he hoped it would be possible to rehire these people.

Mr. Rowlands explained the appropriation that the thirty men were hired under has been depleted. The other program is completely separate.

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Mr. Cvitanich extended an invitation to all citizens to attend the Salmon Bake at Owen's Beach, Wednesday, July 16th at 4:30 P.M.

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Virginia Shackelford brought up a court matter which was dismissed by a visiting judge who determined he could not issue a writ compelling the City Manager of Tacoma to turn over information about a city employee who admitted misappropriating municipal funds. She stated that the Assistant City Attorney, in defending Mr. Rowlands, had stated the Manager was a laymen and not an expert on whether a case should be referred for possible prosecution.

Mr. Rowlands said a detailed report had been submitted to the Council and the decision was made after discussions with the Legal, Finance and Public Works Depts., as well as the State Auditor, and he felt the decision was just in all respects.

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REPORTS BY CITY MANAGER:

Mr. Rowlands explained he had checked out the businesses that had written letters opposed to the parking prohibitions on South Tacoma Way, between 74th to 80th Street, mentioned under MC 597. He noted that these traffic controls are necessary to reduce mid block accidents.

Mr. George Rasmussen, 12009 Clover Creek Drive, SW, objected to the plans to ban parking and install left turn lanes in the six block area. He felt that not all of the owners in the area were contacted by Public Works' representatives. He also noted it would work a hardship on auto lot owners with small parcels of land in that section.

Mr. Al Towne, 1322 Skyline Drive, Conrad Gordon, 1106 Brookdale Road and Earl Jones, 7610 So. Tacoma Way, all objected to the suggested parking restrictions on So. Tacoma Way due to the fact there are automobile and truck dealers in that vicinity.

Mr. Rowlands explained the proposal could be dropped if the Council wishes.

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Mr. Rowlands pointed out that under MC 599, is an attached letter from Mr. W. H. Wilkinson, Asst. Vice President of Dixon Speas Assn. pointing out that Tacoma Industrial Airport is properly located to function as an important component of the recommended ATSAP advanced plan. He had also indicated that the Puyallup Airport must be developed and two additional airports should be located at Spanaway and Eatonville after 1985.

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Mr. Rowlands explained that the Utility Dept has asked that more time be allotted relative to further information on the CATV franchise, then a joint meeting on the matter can be called.

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Mr. Rowlands reminded the Council that the County-City Baseball night is scheduled for August 6, at Cheney Stadium.

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Mr. Rowlands explained a program has been discussed for a number of years relative to developing if at all possible, a combined Pierce County-Tacoma Civil Defense Department to improve the service for both Tacoma and Pierce County residents.

COMMENTS BY MEMBERS OF THE COUNCIL:

Mr. Bott asked that Res. No. 20300 be reintroduced at the next Council meeting and the City Attorney incorporate in this Res. the last "Resolve" of Res. No. 20299.

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Mayor Rasmussen explained that in the minutes of the Public Utility Board of June 25, 1969, a statement of Dr. Arthur Anderson's of the Board was included. He asked that the Clerk reproduce this statement and send it out with the agenda for next week's Council meeting.

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Mr. Cvitanich felt that the Public Utility Department's request for a joint meeting with the Council relative to the CATV proposals was not warranted. He felt the proposals should be sent to the Council with a cover letter as soon as possible, so that a decision by the Council may be reached.

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Mr. Cvitanich stated plans are being made for the visit of the Manchester, England soccer team when they arrive in Tacoma.

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CITIZENS COMMENTS:

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

Mr. George W. Goe
Mr. John Zelenak
Mr. Earle McNeil

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Tacoma Board of Adjustment for June 12, 1969.
- b. Agenda for the July 14, 1969 meeting of the Selection & Evaluation Board and Trainee Corps Activity Report of June, 1969.
- c. Report from the City Clerk advising the filing of protest for L.I.D. 4892.
- d. Report from the City Clerk advising the filing of protests for L.I.D. 5486.
- e. Report of the Municipal Court & Traffic Violations for the month of June, 1968 and 1969.
- f. Report from the City Planning Dept. for the month of June 1969.
- g. DHUD report on audit of City of Tacoma Office of Urban Renewal 1-1-67 to 12-31-68.
- h. City Council Study Session minutes of July 7, 1969.

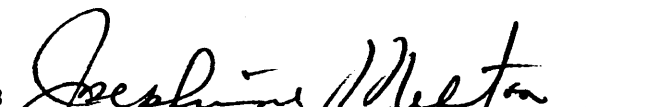
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Mr. Cvitanich moved to adjourn the meeting. Seconded by Mr. Bott. The meeting was adjourned at 11:50 P.M.


A. L. Rasmussen, Mayor

Attest:


Josephine Melton, City Clerk