

CITY COUNCIL MINUTES

City Council Chambers, 7:00 P. M.
Tuesday, June 27, 1961

Council met in regular session. Present on roll call 7: Bott, Cvitanich, Easterday, Olson, Porter, Price and Mayor Hanson. Absent 2, Murtland and Steele. Mr. Steele coming in at 7:50 P. M.

Mr. Easterday moved that the minutes of June 13, 1961 be approved as submitted. Seconded by Mrs. Price. Voice vote taken. Motion carried.

HEARINGS AND APPEALS:

This is the date set for hearing on the petition of E. J. Zarelli et al, for the vacation of "Air" Rights of an alley lying between St. Helens & Tacoma Avenue from So. 2nd to So. 4th Sts. 52:345
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Mayor Hanson said the Planning Commission has recommended approval of this vacation subject to certain conditions.

Mr. Easterday moved that the Council concur in the recommendation of the Planning Commission and that the proper Ordinance be drafted. Seconded by Mrs. Price. Voice vote taken. Motion carried.

This is the date set for hearing on the vacation of Rainier St. at the S. E. corner of South 7th and Commerce Streets. 52:377
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Mayor Hanson said this action has been necessary due to the discovery that the old Rainier Street right of way had not been vacated. An Ordinance passed in 1882 was supposed to have vacated this small portion of the street.

Mr. Easterday moved that the Council concur in the recommendation of the Planning Commission and that the proper Ordinance be drafted to vacate this portion of Rainier Street. Seconded by Mrs. Price. Voice vote taken. Motion carried.

RESOLUTIONS:

Resolution No. 16625 :

Fixing Tuesday, July 25, 1961 at 7:00 P. M. as the date for hearing on the vacation of Wilkeson St. from So. 49th to So. 52nd; also 50th, 51st and Thurston St. from the east line of Tacoma Freeway to Alaska St. (petition of Tacoma School District #10.) 89

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

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16626:

Awarding contract to Tucci & Sons, Inc. for Improv. No. 3018-A on their bid of \$72,458.00 which was determined to be the lowest and best bid.

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

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16627:

Awarding contract to Tucci & Sons for L I D 3520 on their bid of \$8,300.65 plus sales tax which was determined to be the lowest and best bid.

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

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16628:

Awarding contract to Washington Transit Advertising Company for the Transit advertising for the sum of 40% of Gross Sales with a \$20,000 guarantee.

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

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16629:

Authorizing and directing the proper officers of the City to execute an agreement with the U. S. Post Office for the furnishing of transportation by the Tacoma Transit System for letter carriers and other Post Office employees to become effective July 1, 1961 and ending June 30, 1962. 106

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

Mr. Rowlands said each year a check is made to determine how many rides are taken on the buses by the postal carriers. Based on the formula developed and the checks made, it is determined that the City will receive \$6,138.56 for this year which is slightly lower than last year. This is due to the Postal Service using more of the motor scooter units for mail deliveries.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16631:

Authorizing the employment of a consulting Engineer for the purpose of making a comprehensive study and report of the financial condition and related problems of the Sewer Utility.

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

Mr. Rowlands said that in order to comply with the covenants in the sewer bonds heretofore issued, and further, in order to market the proposed new issue of sewer bonds, there must be a review made of the rate structure and the financial status of the sewer utility by a qualified licensed engineer. The prospective bond buyers will feel that the estimates now being made on this issue for the future program can be depended upon as accurate, based on past performance. This is quite routine in bond issues. The name of the firm or engineer to do this work was not included in the body of the resolution. He pointed out, however, that Thomas and Harstad did a very fine job in the initial stages of the sewer program and the issuance of bonds, and that their surveys and predictions were quite accurate and their reports recognized nation-wide in financial circles. He further stated that it would be the recommendation of the Public Works staff and the Manager's Office that Howard T. Harstad & Associates, who have had experience with our particular sewer utility in Tacoma, should be retained to do this work for approximately the sum of \$1,250.00.

Mr. Rowlands further explained that, under the terms of the original agreements authorized by resolution of the Council a couple of years ago, the financial consultant for this bond issue will continue to be McLean & Company, Inc., and Preston, Thorgrimson & Horowitz, the bond attorneys, who have already worked with Mr. McCormick and his staff in the preparation of the initial documents.

Mr. Easterday then moved that the name of Howard T. Harstad & Associates be inserted in the proper place in Resolution No. 16631. Seconded by Mr. Porter. Voice vote taken. Motion carried.

Mr. Cvitanich asked how much interest the City would pay on the total bond issue to be floated for this sewer project. Mr. Gaisford said this could only be computed on the basis of an estimate of what the market is today.

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On a market of approximately 2.5% interest, the total interest cost over a 30-year period of time on an even pay basis would be approximately two and one-half million dollars.

Mr. Cvitanich asked if this was on the \$4,000,000 issue, and Mr. Gaisford said that this was correct.

Mrs. Olson moved that the sum of \$1,250.00 be inserted in the proper blank in said Resolution No. 16631. Seconded by Mr. Porter. Voice vote taken. Motion carried.

Mr. Cvitanich asked if there was any possibility of using Harstad's prior study and report or the Brown and Caldwell study.

Mayor Hanson said that these studies would be used, and that perhaps an explanation should be made as to the actual purpose of this engineer's report.

Mr. Rowlands then said that on April 21, 1961, the Council had received MC 344, which spelled out the program, more or less, of what had been accomplished to date and what was contemplated in the next few years, including the proposed \$4,000,000 bond issue. It was further pointed out by Mr. Rowlands that, in addition to bond money, the City was using money that was received from the Federal Government on a grant, and that some of the work was also being done from revenues of the sewer utility system. He further pointed out that the particular report required by the engineer in question is rather routine on any utility improvement program, whether it be water utility, sewer utility, or garbage utility; that the financial houses like to have any proposed bond issue brought up to date--that is, the possible financial returns--to see if the earning of the sewer utility system can be maintained; that he thought the principal purpose of this report was to make certain of the potential earnings of the system, to more or less bring this fact up to date.

Mayor Hanson said these other studies--the Harstad prior report and the Brown and Caldwell study--were engineering studies to set up an over-all plan to take care of the sewerage problems in the community. This proposed report will relate these funds to the actual construction and the income for the benefit and the information of the people who will buy the sewer bonds, so this will assure them that there will be sufficient funds to pay the bonds.

Mr. Cvitanich asked whether, if the City was eligible for Federal funds, a portion of this could be accomplished with Federal funds.

Mr. Rowlands said that the City has already petitioned the State Pollution Commission for another grant; that it would have to review other petitions and it is not known whether or not Tacoma will receive a grant but it would certainly help the over-all situation.

Mr. Collins, an accountant, said the words in this Resolution have a striking similarity to words in the City Charter under the Audit section -- "a comprehensive study and report of the financial condition." The City Council has been studying ways and means of complying with the audit section and also thinking of work they want a CPA to undertake. He thought this sort of thing would be a good subject for the C P A Board to be performing. In doing so, you

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would be complying with the Charter. He did not know what this report entails but since it has to do with financial matters, he thought that an accountant rather than an engineer would be the one to do the work.

Mayor Hanson said actually it is the predictions of the engineers with reference to the amount of money that will be generated by this facility, and this facility not only as it presently exists, but as it will be expanded after the funds that are borrowed are used to make additions. So, it is an engineering problem; the rest of it is merely a mathematical computation. He said it would take an engineer to determine which trunk line should go in and an engineer to make an estimate of the amount of income that would be derived from a particular trunk line or facility.

Mr. Cvitanich said, what about the Department of Public Works.

Mr. Rowlands said, he had stated this many times before with regard to the Bond programs. Although the City's own engineering department might be able to get the prospectus prepared, the Bond Buyers recognize only certain people who have had experience in the field and whose estimates are recognized. It is essential that the City does retain someone whose opinion is regarded and accepted by the bond buyers.

Mayor Hanson said the City is the one who is asking these people to invest their money in these bonds. They can only look at the prospectus, and they have to determine not only the findings or the representation of the prospectus but they have to rely on the reputation of the people who make them. If the City's own department made up the prospectus, then we would also have to have a firm analyze our department and come up with their opinion as to the accuracy of the figures, as there is no national standing, so it would be the same result. It is simply a matter of convincing the people who are purchasing the bonds that this is a good investment, since the only place they can turn to is the earnings of this utility for the repayment of the funds that are being lent.

Mr. Cvitanich said the City hired Harstad and Thomas on a prior occasion and the report was very good. They made a recommendation that the Industrial users rates be increased. In the first report this was spelled out quite clearly. In the second one they toned it down somewhat, but the recommendations were not carried out all the way.

Mayor Hanson said, on the contrary, the Industrial users rates were increased in some instances up to 700 to 800 percent.

Mr. Cvitanich said, not according to their recommendations, however.

Mr. Rowlands said there have been substantial increases. In fact, the Public Works Dept. is still checking for re-adjustments to make certain the original estimates were accurate.

Voice vote was then taken on the Resolution as amended. Motion carried unanimously.

The Resolution was then declared adopted by the Chairman.

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Resolution No. 16632:

Accepting the amended plat of Beeler Heights located on both sides of 29th St. N. E. between 49th Ave. & 52nd Ave. extended also 50th Ave. N. E. extended south from 29th St. N. E.

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

Mr. Rowlands said this is principally to clarify a duplication as there was a similar plat name in the County.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16633:

Authorizing the transfer of \$3,000 from the Maintenance & Operational Classification of the Transit System to the Capital Outlay Classification of the Transit System.

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

Mr. Rowlands said the Police Dept. as well as the personnel of the Transit system are very much in favor of having turning lights placed on the buses so that they are more easily seen by other vehicles. Many calls have also been received from the public asking that these turning lights be installed. This transfer of \$3,000 will also allow the Department to make other expenditures as the cost of the lights will run about \$1,000.

Mr. Rowlands said, actually the Council normally makes these transfer of funds at the end of the year, but the Auditor preferred to have it handled this way with the Transit Utility.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Resolution No. 16634:

Accepting certain offers to sell Real property situated within the Center Street Urban Project Designated Project No. Wash. R-1.

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

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

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Mayor Hanson asked for the rules to be suspended in order that a Resolution not appearing on the Agenda be considered at this time.

Mr. Porter moved that the rules be suspended in order to consider Resolution No. 16635 which does not appear on the Agenda. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

Resolution No. 16635:

Requesting the City Council to initiate the rezoning of property in the vicinity of South 56th and Warner Streets from an "R-4" Multiple Family Dwelling District to a "C-1" Commercial District. 47

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

Mr. Rowlands said he understands that the Planning Commission is trying to work out a zoning problem with an organization that would like to locate in South Tacoma near the new library and fire station.

Mr. Buehler said this Resolution will enable the matter to be referred to the Planning Commission for their recommendation. Then it will be returned to the Council for their consideration and vote.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

Mayor Hanson said before proceeding with the First Reading of Ordinances, the Council will allow the Joint Labor Committee to speak on the matter of the contingency wage increase.

Mr. Peck said the Joint Labor Committee attended the last Council meeting and made the request that the contingency wage be granted as of July 1st to the employees of the City other than those belonging to Local #483 who already received the full increase. At this time, Mr. Peck said, they would like to extend their request to the Council that the 2 1/4 % increase be granted to the balance of the City employees for their entire contract year which is January 1 to January 1. 42

Mr. Peck said that Mr. Buchholz of the Police Department would present supporting evidence from one department which shows a surplus in their operating expense for the first five months of this year, which figuring it over a year's time shows a surplus that was budgeted in the annual budget.

Mayor Hanson asked if the Joint Labor Committee was changing their request now to make the wage increase retroactive.

Mr. Peck said that was correct.

Mayor Hanson said the last time the Committee was before the Council they requested the half step increase for the balance of the year. He said he had asked for a report to be made on that basis and now the Committee is asking for the full year.

Mr. Buchholz explained the request is simply before the Council for their consideration. He then distributed to each member of the Council a data

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sheet in support of the statement that there is a surplus in the Police Department budget. He pointed out that the data sheet shows the actual costs for the total pay period to date, including \$728.88 which was carried over from the balance of 1960, to be \$ 746,726.84. The estimated payroll cost for the remaining pay periods through December 31st is an average of \$62,166.29. Therefore, for the remaining 14 pay periods, on a fairly substantial estimate, it would run \$870,330.86. The total salary cost for the year 1961, actual figures on the first 12 pay days plus the anticipated on the next 14, is \$1,617,057.70. The total budgeted salary appropriation for the year 1961 was \$1,657,844.00 which gives a surplus of \$40,826.30.

Mr. Buchholz said the next portion of the data sheet pertains to the half step increase for the full year. A breakdown on this is given and the cost for the entire year would be a total of \$30,930.00. This is a high estimate because it is figured on top pay for all grades and there are some grades that are not at top pay. That would leave a surplus, after paying a full half step into the Police Department, of \$9,896.00.

Also given on this data sheet is an over time analysis. During the first six months of 1960 the actual cost for overtime on a straight time basis was \$25,578.00. The second 6 months was \$22,441.00, which is comparatively smaller than the first six months, and tends to reveal that there is a heavier overtime load the first six months of a year. In 1961 the overtime through the 18th of June was \$20,192.28, which was paid on the basis of time and a half. The Police were successful at the start of the budget hearings for 1961 in having the Council pass time and a half for Police personnel, but actually they have ended up with less money than if they had left it on a straight time basis. At any rate there is a savings realized, even at paying the time and a half for overtime, of \$2,423.00. A comparative breakdown to figure the cost for the overtime for the last 6 months would result in the figure of approximately \$17,768.00. So even with granting the wage increase, it would still leave a total surplus of \$12,319.00.

Mr. Buchholz said the work loan over 1961 certainly has not decreased any from what it was in 1960. Fines and forfeitures revenue is up, which indicates that there must be more work being done.

He said there is a surplus in this department and it is conceivable that there may be surpluses in other departments. It is known there is a so called attrition policy wherein certain personnel are not being replaced. In the Police Department, the Chief of Police who was receiving top pay left the Department. The Present Chief is not receiving top pay. When Inspector Hager became Chief, a vacancy was left in the Inspector field which has not been filled. A Police woman's position has not been filled; a Detective is due to go on retirement soon; a Sargeant is also planning on retiring later on in the year. The Police Department does not favor these promotional positions not being filled, but of course, if they are not filled there are additional savings to be realized. The members feel quite strongly that a full half step increase could possibly be granted for the entire year.

Mr. Cvitanich said during the budget wage negotiations it was stated that the first money the City received would go for a half step increase for the City employes. When the Council votes later in the meeting on the Ordinance creating the Arterial Street Fund, will this automatically delete any possibility

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of the City employees getting any increase out of this extra money received by the City.

Mr. Rowlands said the money received from the half cent gas tax must go into the Arterial Street Fund and can only be used for construction on arterial streets. The City's biggest need in Public Work's right now is to get some money into the maintenance sections where there would be large payrolls and man power. From that standpoint and the preliminary investigations which Mr. Schuster is making, it appears that the amount of money which we will be able to reallocate to the General Fund from what is already budgeted is rather minute, in fact, it is extremely small. Much research will be required to find any projects contemplated on arterial streets which will be eligible for this half cent gasoline tax money.

Mr. Bott asked how many employees are affected by this half step wage increase.

Mr. Rowlands said in General Government about 1600 employees would be involved.

He further stated, that obviously in order to look at the overall City budget we would expect the supervisory personnel in the Police Department, Fire Department and other Departments to do as much as possible to reduce overtime. The objective is to keep it to a minimum; so the fact that we have been able to reduce it, shows good management and good administration in the department. It has been decreasing since 1960. Also, as Mr. Buchholz knows, the City had to pick up almost \$19,000 this year for emergency Police Pensions, which is rather a sizeable amount. Obviously if you would figure the amount for any department you could use this same argument, but you have to look at the overall City budget, and when the Council is confronted with the problem of creating monies to purchase other equipment, the fact that you might end the year with a little extra money is the objective. You don't want to spend all of your money because you have a 1962 program that you are being confronted with also.

Mr. Steele coming in at this time.

Mr. Ketler said he would like to explain that the Joint Labor Committee is not changing its position by asking the Council to consider this wage increase retroactive to January 1st. They are simply pointing out that if one of the departments can look at their budget and find this surplus, perhaps a surplus can be found in other departments and it will be possible for the Council to go back to the original position taken at budget time and grant the wage increase retroactive to January 1st. If there are not sufficient funds, then of course, the Committee would not expect the raise retroactive to January 1st.

Mrs. Olson complemented Mr. Buchholz on the data sheet he prepared for the Council's information. She said she thought it would be a very fine thing if something similar was available from all the departments. She felt today when all the various ways of coming up with the money to pay for the additional half step increases for the balance of the year was discussed that she was not satisfied with all of the recommendations that were made. It seemed

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to her that this was a far more practical approach; whether we can find that all the money can be obtained in this manner is another thing. But on the other hand, she felt it was valuable to have this information.

Mr. Rowlands said the Council must realize that in order to even provide a half step increase from July 1st on, a sum of approximately \$140,000 is involved. This afternoon when information was passed out, it was mentioned that it was hoped \$25,000 would be picked up in the Police Department alone, but quite a few \$5,000 and \$10,000 will have to be picked up here and there to take care of the operating difficulties of around \$71,000 to start with, and then roughly another \$70,000 for the half step increase.

Mr. Peck said one point he would like to make is that Mr. Rowlands said \$140,000 must be picked up in order to pay \$70,000 in wages and \$71,000 to get the City back into the black again. In other words, the City employees are the ones putting the City back into the black again.

Mr. Rowlands said, he would not say that would be necessarily true because some communities might say your plant itself, that is, the equipment and facilities, are just as important as having employees receive adjustments. We could justify a few hundred thousand dollars expenditure tomorrow to replace equipment which is not contemplated, so you have to look at the budget from the standpoint of capital outlay, material and supply and equipment as well as salary and wage adjustments to get a proper balance.

Mayor Hanson said there are certain items that have to be made up. If we take a half step for six months, we have approximately \$70,000 to pick up. If it is for 12 months, it's twice that. It is a question of money, and where it will come from. We made an estimate of the amount of money we had to divide up among the departments and that estimate was based on a \$30,000 surplus. At the end of the year there was not a \$30,000 surplus, but a \$10,000 deficit, so we started with \$40,000 that had to be made up. You talk about a savings in this one department. One of the reasons why there has been an effort to make those savings, in addition to good administration, is that there has had to be a real effort to pick up enough funds to make up some of these differences. Now the question is, can we also make up enough together with some increases in income to come up with the half step wage increase.

Mr. Rowlands said he thought it should be emphasized that the City has been hit harder than probably any other City in the State in the last two years. Since 1959 the City Council has had to pick up and absorb \$353,000 because of building costs, because of the populations estimate which was 10,000 higher than we actually were, and because of these other fixed obligations. That is a lot of money to absorb and still enable the City Council to grant any kind of an increase.

Mr. Stelmack of the Joint Labor Committee said the Committee is asking for Council's consideration of any money that may be available. They asked for a raise retroactive to January but if the money is not available, they will not ask the Council to grant it back to January, but only to really consider it, if the money is available.

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Mrs. Price asked that a Resolution be brought in next week granting the half step raise as of July 3, 1961 based on the contingency budget.

Secoded by Mr. Steele.

Mr. Bott said he would be happy to see the employes get this raise, but he is not in accord with all the means that the Council has for raising this money as was proposed earlier today through additional taxes. He hoped that other means could be found so that this increase could be granted.

Mr. Easterday said he feels some reluctance to use all the means of raising this money as was suggested at the study session this noon. He did hope that a study of the various budgets as was done by Mr. Buchholz of the Police Department would be made and that savings could be found to grant this wage increase without going to all the means outlined in M C 358.

Voice vote was taken on the motion. Motion carried.

Mr. Rowlands said he would like to point out that the figure of \$22,500 in M C 358 is rather important, this includes \$2500 from increasing fees and charges for miscellaneous services and \$20,000 from revising the Admissions Tax Ordinance. If the Council does revise the admission tax provisions, they will be looking at an additional income for next year of possibly in the neighborhood of \$40,000 for the entire year. Under Item 13 in M C 358, it will be noted that the Cumulative Reserve--Capital Outlay and M & O will have to be cut some \$22,000 and he assured the Council that every cent of this and possibly more could be used for equipment replacement. He pointed out the seriousness of the fact that if the Council is going to grant adjustments there should be ways and means of paying for it. Otherwise it is going to accentuate the difficulties for next year.

Mr. Steele said he thought the data received this afternoon with reference to the means of accomplishing the contingency budget provisions for the second half of the year, indicated the desirability of establishing the point as to the \$2500 item identified as relating to fees for services incident to the furnishing of certain photostatic copies, traffic investigation reports, etc. and the items as reflected in the admission tax increase which is standard in Seattle and Spokane and which we have not utilized here locally but which is apparently necessary. Therefore, he asked that an Ordinance be brought in next week relating to the provision of the admission tax pursuant to M C 358 given to the Council at the study session this noon.

Mr. Bott asked if Mr. Steele was requesting that all of those recommendations be included in the Ordinance.

Mr. Steele said the only recommendation requiring an Ordinance is relating to the admission tax. The \$2500 item can be handled in an administrative procedure and does not represent any additional taxes. It does represent an additional price or fee for services from the City and will only be paid by those who utilize or request those services. The \$20,000 area embraces the admission tax which requires an Ordinance and is in the nature of an excise tax for those who utilize the services.

In conclusion, Mr. Peck thanked the Council in behalf of the Joint Labor Committee for the consideration given to their request for the wage increase based on the contingency budget.

The regular order of business was then resumed.

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FIRST READING OF ORDINANCES:

Ordinance No. 16840:

Authorizing the issuance and sale of Sewer Revenue Bonds in the amount of \$4,000,000 for the construction and installation of certain additions to the sewer system. Read by title.

Mr. Rowlands said this Ordinance was carefully prepared by Mr. Thorgrimson, Bond Attorney. There are two new pages to be inserted in place of 3 and 4. The only change is that the boundaries of the improvements are being extended. 55

Mr. McCormick said the name of Howard T. Harstad & Associates will also have to be inserted in the blanks on page 6 and 7.

Mr. Steele moved that the two pages distributed extending the boundaries be inserted in place of pages 3 and 4, and that the name of Howard T. Harstad and Associates be inserted in the blanks on page 6 and 7. Seconded by Mr. Easterday. Voice vote taken. Motion carried.

The Ordinance was then placed in order of final reading.

Ordinance No. 16841:

Amending the Official Code of the City relating to zoning by adding a new section known as Section 13.06.120 (23) to include property situated on the northwest corner of 38th & J Street in a "C-1" Commercial District. (Petition of Harold A. Dabroe) Read by title and placed in order of final reading. 1
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Ordinance No. 16842:

Amending Sections 1, 4, 5, 6, 10 and 11 of Ordinance No. 16660 in reference to the Statewide Bench Advertising Co. Read by title. 34
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Mr. Porter explained this Ordinance was prepared as an amendment to Ordinance No. 16828, which appears on the Agenda under Final Reading of Ordinances. However, it could not be used in its entirety as an amendment since some of the sections included were not part of Ordinance No. 16828. He also has prepared for distribution, parts of Ordinance No. 16842 which can be used as an amendment to Ordinance No. 16828 and intends to present this draft when that particular Ordinance is considered. He thought, perhaps, it would be simpler to take action first on Ordinance No. 16828 as the Council would then be in a position to amend Ordinance No. 16842 should his suggested amendments to Ordinance No. 16828 be approved. He asked the Attorney's opinion on this.

Mr. Hamilton said in the event Mr. Porter's amendment to Ordinance No. 16828 does pass, then Ordinance No. 16842 should be amended before passage to delete from it the sections amending Ordinance No. 16828.

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Mr. Steele said it seemed to him the last time this matter arose, it was decided that Mr. Murtland, Mr. Copeland and Mr. Porter would determine amongst themselves what would be acceptable. Now the Council is confronted with Ordinance No. 16842 and a proposed amendment to Ordinance No. 16828. It seemed to him that no further time of the Council's should be taken up with this matter. Mr. Murtland is out of town at the present time and will return next week. Therefore, he thought this should be delayed until Mr. Murtland's return, at which time all three parties could meet and come to some kind of an agreement.

Mayor Hanson said, perhaps, it would be well, since this is only First Reading for the Council to continue onto Final Readings and consider Ordinance No. 16828 to determine what action will be needed on this Ordinance.

FINAL READING OF ORDINANCES:

Ordinance No. 16828:

Amending Sections 4, 6 & 7 of Ordinance No. 16660 in reference to Bench Advertising. Read by title.

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Mr. Porter moved that Ordinance No. 16828 be amended as per the two page printed document he presented to the Council. Seconded by Mr. Easterday.

Mr. Steele said Ordinance 16828 as on the Agenda for final reading is by request of Mr. Murtland who is absent. He should at least have the privilege of being present to observe the proposed amendment. Everyone was present at the time Ordinance No. 16828 was introduced and it seemed to him this should be postponed until Mr. Murtland's return.

Mr. Porter said while he was out of the City Mr. Murtland's Ordinance which amends an Ordinance he introduced was acted illegally upon by the Council and passed. This time it is before the Council legally and his amendment is before the Council legally and he felt he was entitled to have action on it and the State Wide Bench Advertising Company's representative was entitled to speak on the subject.

Mr. Steele said it was his understanding that these people were getting together to come up with something that was concrete and the Council would not be subjected to this wrangling of whether or not a bench was to be placed in a certain location. He thought nothing would be lost by continuing the matter for one week until Mr. Murtland returned.

Mr. Steele then moved that Ordinance No. 16828 be postponed for one week. Seconded by Mr. Bott.

Roll call was taken on the motion resulting as follows:

Ayes 5; Nays 3; Cvitanich, Easterday and Porter. Absent 1; Murtland; Motion carried.

Ordinance No. 16838:

Creating in the Treasury of the City of Tacoma a new fund known as the "Arterial Street Fund." Read by title and passed.

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

Ayes 8; Nays 0; Absent 1, Murtland.

The Ordinance was then declared passed by the Chairman.

Ordinance No. 16839:

Amending the Official Code of the City by enacting Chapter 3.02 of the Official Code and repealing (28) sections in reference to the Fire Prevention Code. Read by title.

Mr. Rowlands said as requested by the Council an explanation sheet was distributed pointing out the various changes being made in the Fire Code. Chief Inspector Mr. Heymel has been more or less living with this Code for a year or two, working it out with various groups. Central Labor Council has gone on record as approving this as has the Tacoma Chamber of Commerce.

Mr. Rowlands further stated it is important this Code meets with the Council's approval as soon as possible so that it can be sent to the National Board of Fire Underwriters who is making another recap of the City's grading program; it will help the City to gain some additional points.

Mr. Bott asked if there was any provision in this Code to prohibit the placing of gasoline in jugs.

Mr. Heymel said the requirement has been made that the gasoline must be stored in properly marked metal containers.

Mr. Cvitanich asked if there were provisions in this Code to take care of any burning of metal, etc. at the shipyard where the ships are being dismantled.

Mr. Heymel said there is enough latitude so that this can be accomplished to everyone's satisfaction as far as smoke control, etc.

Mr. Hamilton, Assistant City Attorney, called attention to a minor typographical error on page 9 in Section 3.02.260 a., third line, -the word "proscribed" should be "prescribed."

Mr. Easterday moved that the word "proscribed" on page 9, Section 3.02.260 a, third line, be changed to "prescribed". Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

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

Ayes 8; Nays 0; Absent 1, Murtland.

The Ordinance was declared passed by the Chairman.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Tacoma E mployes' Retirement System report for the month of June, 1961.
- b. City Planning Department report for the month of April & May, 1961.
- c. Annual Report from the Director of Finance for the year 1960.
- d. Report for the month of May from the Director of Finance.

COMMENTS:

Mr. Easterday said last week he volunteered to serve as one of the Council representatives on the Board of Equalization, but he is now asking to be excused as something has come up over which he has no control and he finds that he is unable to undertake these duties. He requested that someone be appointed in this place. 3

Mr. Steele agreed to take Mr. Easterday's place on the Board of Equalization.

Mr. Rowlands said he had spoken with Mr. Dodd, one of the representatives of the C P A group who met with the Council two weeks ago, regarding the meeting tentatively scheduled for July 5th. Mr. Dodd said his group has been doing much research work in trying to get a complete report to the Council, and if it was agreeable to the Council, his group would like to have the meeting set over to July 12th.

The Council agreed that this was satisfactory to them.

Mr. Rowlands then distributed, for the Council's information, the Transit Report for May. He said as the Council will notice, on page 3 the balance, after Operating Expense, Taxes and Depreciation, still shows Transit in the black, but the Total Depreciation is shown as 0. This indicates that if the depreciation item was not set aside, the Transit would not be in the black. Of course, the entire operation is being analyzed and there should be some other adjustments as certain analyses are made in various sections of the Department. 64-207

Mr. Bott asked how can there be a regular expense account if depreciation is not taken into consideration.

Mr. Rowlands said depreciation legally is going to have to be taken by the State Auditing Department, so it will have to be broken down and shown in the future.

Mr. Gaisford said the Director of the Transit System is preparing data on the estimated life of the equipment, after which time the Finance Department will set up a depreciation schedule which will reflect a five month operation and

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will throw the balance, after all charges, in the deficit position.

Mr. Rowlands said this points up the seriousness of the program. The Central Association group has a committee working on this from the standpoint of possible additional validation on the part of shoppers, which would be helpful.

He said this will mean very close scrutiny of the operations up and down the line for the balance of the year; and added, that the transit trend has been going down about 5% a year.

Mr. Bott asked what the status was of the condemnation suits on the Airport.

Mr. McCormick, City Attorney, said all the property has been acquired with the exception of 2 small pieces which will be considered sometime next week.

Mr. Rowlands said the Public Works Engineering Division is proceeding to work out the specs and probably in 3 or 4 weeks they should be in a position to take bids on the construction. The Council will then have a chance to find out how well the Department has estimated this project.

Mr. Steele said it is his understanding that the City has acquired all of the property with the exception of two small parcels, the value of those will be determined at a trial before a Court next week. However, the City has the right to possession of the entire tract at the present time.

Mr. Cvitanich asked Mr. McCormick if it would require an Ordinance or Resolution to provide transportation for the blind on the Tacoma Transit System.

Mr. McCormick answered that it would require an Ordinance.

Mr. Cvitanich asked that such an Ordinance be prepared similar to the one in existence in Seattle.

Mayor Hanson said he sent out notices of his intention to make an appointment to the Board of Adjustment and he would like to present the name of Frank Bentley for confirmation this evening, as a member of the Board of Adjustment for the term ending September 30, 1964.

By motion of Mr. Steele and seconded by Mrs. Price, the following Resolution was adopted:

Resolution No. 16636:

Appointing Frank Bentley to the Board of Adjustments for a term ending September 30, 1964.

Voice vote was taken on the Resolution.

The Resolution was then declared adopted by the Chairman.

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Mayor Hanson said he feels that the estimate of the overall cost of \$100,000.00 for Tacoma's project in Century "21" is sufficient to make a very presentable display. He thought it would be appropriate for the Council to lead off by taking action to indicate its approval of the \$20,000 item in the budget for 1962 so that this will be on record as other groups are requested to participate. The \$20,000 he feels is not a large sum when it is compared to the opportunity the City has of once in a lifetime to take part in a national exhibition. One of the immediate objects, of course, will be to stimulate interest in Tacoma to such an extent that people attending Century "21" will pay a visit to Tacoma. 51.416
43

Mr. Steele moved that a Resolution be prepared to indicate the Council's intention to participate in Century "21" to the extent of \$20,000 as proposed. Seconded by Mrs. Price. Voice vote taken. Motion carried.

Mr. Easterday said he would like to participate in this project. However, he will reserve his judgment until the Budget is prepared to see if the money is available.

There being no further business to come before the Council, upon motion duly seconded and passed, the meeting adjourned at 9:15 P. M.


Mayor of the City Council

Attest:


Deputy City Clerk