

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, Dec. 30th, 1969

The meeting was called to order by Mayor Rasmussen at 7 P. M.

Present on roll call 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

The Flag Salute was led by Mr. Cvitanich.

Mr. John W. Parks was presented a \$25 Award for his suggestion that each Fire Dept. engine, carry a one-gallon gas can and a 3-foot siphon hose with a hand pump to siphon overflow gasoline from vehicles when they are parked on slopes.

Mayor Rasmussen and City Council members congratulated Mr. Parks for his excellent suggestion.

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Mayor Rasmussen asked if there were any omissions or corrections to the minutes of December 16th, 1969.

Mr. Cvitanich moved that the minutes of the meeting of Dec. 16th be approved as submitted. Seconded by Mrs. Banfield. Voice vote was taken. Motion unanimously carried.

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HEARINGS & APPEALS:

This is the date set for the meeting on the Preliminary Plat of Miller's Skyline Terrace 7th Addition in the vicinity of No. 28th to No. 35th & Narrow's Drive to Whitman Street.

Mr. Buehler, Director of Planning, explained this plat is on the new roadway that is being developed on the Narrow's and Scenic Drive. All the conditions that have been placed on the plat by the Planning Commission have been agreed to by Mr. Miller, the property owner.

No protests being made, Mr. Cvitanich moved to concur in the recommendation of the Planning Commission and approve the preliminary Plat of Miller's Skyline Terrace 7th Addition. Seconded by Mr. O'Leary. Voice vote was taken. Motion unanimously carried.

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This is the date set for hearing for rezoning of the south side of Flume Line right-of-way to F. A. I. #5 (freeway) between M and vacated L St. from an "R-3" to an "M-1" District.

Mr. Buehler explained this location is right off of Wakefield Dr. in the vicinity of the Hood St. Reservoir. This reclassification was requested in order to construct a warehouse for the storage of furnace equipment and material. The applicant must secure written authorization from the Public Utilities Dept. to use the flume line right-of-way for access to this property, he added.

Mr. Benedetti, Assistant Director of Utilities, explained the flume line serves as a right-of-way for three major transmission lines. The department has permitted use of the right-of-way with reasonable limitations so no damage to the facilities will

occur.

Dr. Herrmann moved to concur in the recommendation of the Planning Commission for the rezoning of the above location to an "M-1" District, and that an ordinance be drafted approving same. Seconded by Mr. Cvitanich. Voice vote was taken, resulting as follows: Ayes 8: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary and Mayor Rasmussen. Nays 0. Absent 1: Zatkovich (temporarily). Motion carried.

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This is the date set for hearing on the appeal filed by Paul A. Olson on the denial of a special use permit by the City Planning Commission for Time Oil Co., located on the S. W. corner of So. 15th and Union Avenue.

Mayor Rasmussen explained, a letter from Time Oil Co. has been received requesting a one-week's postponement for the hearing.

Mr. Finnigan moved to continue action on this hearing for one month, until Feb. 3rd, 1970. Seconded by Mr. Zatkovich. Voice vote was taken. Motion carried.

RESOLUTIONS:

Resolution No. 20473 (postponed from the meeting of Dec. 16, 1969)

Adopting a new policy for the submission of all applications, reports and surveys by the City of Tacoma to the U. S. Government or State of Washington.

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

Mrs. Banfield felt there was a need for these documents to be filed with the City Clerk so that the public may review them at its convenience. She requested that a list of the filings be submitted to the Council each week by the City Clerk for the Council's information.

Mr. O'Leary moved that on page two, paragraph (2), second line, after the word 'filing' add the words, 'and the originating department' and then finish the paragraph as drafted. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

A letter from the Acting City Manager was read, stating that it is estimated that 2,000 reports are submitted annually to various State and Federal agencies from the City of Tacoma.

Dr. Herrmann felt that each department involved should take care of these reports or surveys as administrative functions and he felt that the intent of this resolution is overstepping the policy function of the City Council.

After some discussion, voice vote was taken on the resolution, as amended, resulting as follows:

Ayes 6: Banfield, Cvitanich, Dean, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 3: Finnigan, Herrmann and Jarstad. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20490 (postponed from the meeting of Dec. 16, 1969)

Authorizing the proper officers of the City to take the necessary steps to convey to the Metropolitan Park District real property adjacent to Cheney Field.

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

Mr. Schuster, Public Works Director, explained Exhibit A is a description of the real property that is included in the agenda. This description has been worked out by

The City, Park Department and School District which is being reconveyed to the Metropolitan Park District from the City under this resolution.

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20510

Fixing Tuesday, Jan. 6th at 7 P. M. as the date for hearing for a public meeting for consideration of the preliminary plat of Heatherwood West on the east side of James St. between No. 11th & 12th Sts. extended.

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

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20511

Fixing Monday, Jan. 26th at 4 P. M. as the date for hearing for L I D 4921 for paving in alley between No. 21st and No. 22nd St. from Pine to Junett St.

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

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20512

Fixing Monday, Jan. 26th at 4 P. M. as the date for hearing for L I D 5498 for water mains in 134th & 135th St. Court East and 136th St. East from 126th Ave. East to the cul-de-sac.

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

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20513

Awarding contract to Texaco Inc. for the furnishing of automotive diesel fuel requirements for the calendar year 1970.

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

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20514

Authorizing the purchase of property in the vicinity of So. 102nd St. & Sales Road for Substation purposes from Frances L. Moore for the sum of \$7400.00.

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

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20515

Authorizing the execution of an agreement with the Public Utility District No. 3 of Mason County for the sale to the District of distribution power lines located between Cushman Plant No. 1 & 2 which is surplus to the needs of the Public Utilities Dept.

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

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

Ayes 9: Banfield, Cvitanich, Dean Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20516

Authorizing the payment of 10 days of unused vacation for 1969 to Detective Sgt. W. Perrett from the Police Dept.

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

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20517

Requesting the City Planning Commission to proceed with the processing of an ordinance creating a Design Review Board.

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20518

Appointing Mrs. Thelma I. Cocnan as a member of the Board of Adjustment for a term expiring on Sept. 30th, 1973.

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

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

Nays 1: Herrmann. Absent 1: Finnigan (temporarily).

The Resolution was declared passed by the Chairman.

Resolution No. 20519

Appointing Vern Bates as a trustee on the Library Board for the City for a term of five years, expiring on August 3, 1973.

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0:

The Resolution was declared passed by the Chairman.

Resolution No. 20520

Appointing James L. Boze, Jr. as a member of the Board of Adjustment for a term expiring on Sept. 30, 1972.

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20521

Approving the pay and compensation for employees who are hired on a temporary basis for major independent Urban Renewal projects effective Jan. 1st, 1970.

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Mr. Cvitanich moved that the resolution be adopted. Seconded by Mrs. Banfield. Mr. Wright, Urban Renewal Director, explained that the reduction in staff in this resolution will not affect the 1970 budget as the salaries of these employees are paid with federal funds. He felt that the Urban Renewal Department's main work on the downtown project would come in 1970 which would require a full staff. The modification of the downtown project is a matter of city policy and can be made through a formal procedure of legal notices, hearings and Council action. However, such a modification in all probability would have to be approved by the Federal Government who has authorized funds to complete the present project.

Mr. Finnigan felt by drastically reducing the Urban Renewal staff it would jeopardize the completion of the urban renewal projects and would also prolong the completion date. He asked that an explanation be given for this procedure.

Mayor Rasmussen explained that this has been discussed with Mr. Wright in detail. The Center St. and Fawcett St. urban renewal projects have now been completed. The remaining area to be completed is the new Tacoma downtown project, therefore, it was felt that the complement of employees would not have to be as great.

Mr. Wright felt if the area involved in the downtown project is reduced, it might create problems in finding companies to participate in the program.

Mr. Finnigan asked if the Acting City Manager approved of such reductions.

Mr. McCormick, Acting City Manager, explained he did not approve of any cuts that have had to be made in balancing of the 1970 budget. He asked that a meeting be held with the Council members in the near future to determine how the downtown urban renewal project will proceed.

Mr. Cvitanich explained it was not the intent of the Council to reduce the downtown urban renewal project, however, they did not feel that the full staff was needed with only one project to be completed.

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

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

Nays 2: Finnigan and Herrmann. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20522

Awarding the annual supply of gas and ammonia for the calendar year 1970 to P. G. Industries and Van Waters & Rogers.

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

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

Ayes 9: Banfield, Cvitanich, Dean Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20523

Providing for the reacquisition of air rights and interests over and above the garage sites A & B in the Urban Renewal Plan for Downtown Tacoma, heretofore sold to Downtown Parking Corporation and the Local Development Corporation.

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

Mr. Finnigan asked if the City would be libel if this resolution is passed relative to the return of the air rights over the downtown parking garages.

Mr. Hamilton, Acting City Attorney, explained the resolution as drafted does not infringe upon any contract rights of any type. However, it states that the Council feels that negotiations should continue for the air rights in order to acquire the air rights. He did not think it would affect the construction of the garages in any way.

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

Ayes 7: Banfield, Cvitanich, Dean, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.
Nays 2: Finnigan and Herrmann. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20524

Rescinding resolutions Nos. 17146 and 17224 abolishing Community Development Committees created by said resolutions.

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20525

Appointing John O'Leary, City Councilman and R. G. Anderson, City Engineer as the City of Tacoma's two representative members to the Joint Airport Zoning Board.

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0:

The Resolution was declared passed by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 19006

Amending the Text zoning ordinance relative to appeals to the City Council from decisions of the Board of Adjustment on variances, exceptions and temporary use permits.

The ordinance was placed in order of final reading.

Ordinance No. 19007

Amending the Text zoning ordinance relative to appeals to the City Council from decisions of the Planning Commission on conditional use permits.

The ordinance was placed in order of final reading.

Ordinance No. 19008

Appropriating the sum of \$85,000 or so much thereof as may be necessary from the General Fund for the purpose of paying the expenses of an independent audit.

Mr. Cvitanich suggested that the amount of \$85,000 be changed to \$45,000.

Mr. O'Leary moved that the figure of \$85,000 in all places where it appears in the ordinance, be changed to \$45,000. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

The ordinance, as amended, was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 18973 (as amended)

Amending the Text zoning ordinance relative to appeals to the City Council from decisions of the Planning Commission on special use permits.

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

Ayes 3: Banfield, Cvitanich, Dean, Finnigan, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 1: Herrmann. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19000

Amending Chapter 1.12.360 thru 1.12.628 and adding a new section relative to the Pay & Compensation Plan. (Salary ordinance for 1970)

Mr. Cvitanich moved that the substituted Ordinance No. 19000 be adopted. Seconded by Mr. Zatkovich. Voice vote was taken. Motion unanimously carried.

Mayor Rasmussen explained that the Council has agreed that citizens may speak on the ordinance, even though it is under final reading on the agenda.

Mayor Rasmussen explained there is a typographical error on Page 14 of the ordinance under 4202-Police Patrolman assigned to motorcycle duty; the salary should read for the (2) wheel operation \$25.00 instead of \$15.00 and for the (3) wheel operation \$15.00 instead of \$10.00.

Mayor Rasmussen complimented the Council members for their diligent work and said they had attempted to work out what they thought was basically a fair compensation plan with the funds available.

Mr. Cvitanich read a prepared statement which noted that the Council has attempted to arrive at pay scales comparable with prevailing wages in nearby cities. He added, if the legislature provides increased aid to cities during its special session, an attempt will be made to rehire some (55) city employees who were discharged because of budget cuts. Mr. Cvitanich remarked that the Council recognizes that the city employees are proud of their City and are trying to do everything possible to make it a better place in which to live.

Mr. Cvitanich pointed out that the salary increases were as follows: a 7 1/2% increase to employees earning up to \$15,000 a year, 6% to those who were earning \$15,000 to \$20,000 a year and a 5% increase for those earning more than \$20,000 a year. He added, the Council had the full cooperation of the City Manager and the departmental staff. The task in 1970 will be a difficult one, but he added, that he

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looks forward with optimism to a year which, with the help of the City staff, the employees and the citizens of this City, many problems will be solved and the City will move forward to assure that 1970 will be one of progress and development in the City of Tacoma.

He thanked the members of the City Council who have devoted untold hours at great personal sacrifice in order to bring the budget into balance. Also the department directors and staff for their full cooperation.

Mr. Willis, Business Representative of the Fire Fighters Union Local #31, explained that their union as well as the Police Officer's Local #224, will ask for mediation as provided for in Public Law #108 if the basic wage for their departments is not increased to 9%.

Mr. Emerson, President of the Police Officer's Local #224, explained that the Council's recommendation of 7 1/2% for the Police Dept. would be \$51.00 short of Seattle's wage scale. The Union does not feel that the City's offer reflects a sincere effort to live up to its agreement. The management team has said they would defend their recommendation but the Union has found that they have not recommended a raise in accordance with the prevailing rates in the adjoining areas. He added, he would therefore state, their Local would request mediation on the matter.

Mr. Meisenburg, Business Manager of Local #483, explained since they had just received the salary information, he would state their union will make its determination at a later date and inform the City Council.

Mr. Hull, representing the bus drivers at the Transit System, explained their union is not prepared to say whether it would seek mediation or arbitration, however, the Council would be informed of their decision.

Mr. VanCamp, Business Representative of the Civil Service League, explained that the lay-offs due to the 1970 budget, have created a very low morale among most of the low-ranking employees. He asked that the Council re-establish these permanent positions as soon as money is available.

Mr. Art Rand, Business Representative of the Automotive Machinists Union, explained he had not had an opportunity to present the wage offer to the membership of his union, however, he knew that they would not be happy with this decision as it does not compare to wages that are received on the outside.

Mr. Zatkovich asked if he would be permitted to vote on the ordinance. If there was any doubt, he would abstain from voting.

Mr. Hamilton, Acting City Attorney, explained, since there was no particular group of employees who have been pointed out by the Council for preferential treatment, he felt Mr. Zatkovich could vote on the matter.

Mr. Finnigan asked what would be the total cost for the year for the longevity pay.

Mr. Gaisford, Director of Finance, explained that it is estimated it would cost approximately \$65,000.

Mr. Benedetti, Assistant Director of Utilities, explained that the Utility Board was disappointed that the Council had not seen fit to adopt the recommendations which they had submitted, however, the Utility Dept. will do everything they can to carry out the instructions of the Council. He added, they appreciated the fact that the budgetary problems facing the City this year have never been greater.

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

Yes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Finance No. 19001

Creating a fund in the City of Tacoma known as Fire Dept. Capital Improvement Fund of 1969 and appropriating the sum of \$716,000.00 to provide for the proper accounting for revenues that will be received in 1970.

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

Votes 8: Banfield, Cvitanich, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

Days 0: Absent 1: Dean (temporarily).

The Ordinance was declared passed by the Chairman.

Ordinance No. 19002

Amending the official code relative to License & Taxation.

Mr. O'Leary stated he wished to go on record as vitally opposing the tax raises, however, he could not see how the 1970 budget could be balanced otherwise.

Mr. Cvitanich moved to suspend the rules to allow members of the audience to speak on the ordinance. Seconded by Mr. O'Leary. Voice vote taken. Motion unanimously carried.

Mayor Rasmussen explained a letter was received from Mr. Creten and Mr. Gordon of the Professional Engineers, indicating they felt a raise in the taxes is gross discrimination and will encourage new services to locate outside the City of Tacoma. Mayor Rasmussen stated the letter will be placed on file.

Mr. Charles Gleiser, 4209 No. Stevens St., currently, President of the Pierce County Bar Association, explained that a 300% increase in the B & O taxes on services is excessive.

Mr. Laurence Evoy, Manager of the Pierce County Medical Bureau, contended the tax increase should be more evenly distributed among all taxpayers and not only to one class. He too felt such a tax was discriminatory.

W. W. Zimmerman, M. D., President of the Pierce County Medical Society, felt that the tax increase effects only one segment of those under the B & O tax structure. He stated, he knew the City needs the money, but felt the taxes should be raised in a uniform, fair fashion, across the board, the same as the Council raised wages of the City employees.

Mayor Rasmussen explained that the B & O tax under the Services classification has not been increased in seventeen years.

Mrs. Banfield said she would be compelled to oppose the increase in the services tax unless other taxes are raised. She felt that tax-exempt property should be investigated and laws changed so the taxes would be more uniform.

Mr. Zatkovich stated the entire Council did not wish to increase the B & O tax but in the near future, if it were possible to do away with this increase, he felt this should be done.

Mr. Finnigan explained this increase is for the year of 1970 which had to be made to balance the budget. He felt the Council could review the situation at a later date and if possible it can be adjusted downward in the future.

Dr. Herrmann explained this tax will be passed onto the consumer so that the organizations affected will be able to pay this tax. He thought the money could be raised through other, more equal taxes, although he knew any possible alternatives would be unpopular.

Mr. Jarstad explained that, perhaps, the tax could be based on the net income instead of the gross income. He also felt that this matter should be checked periodically during the year.

Mr. Cvitanich explained that the immediate problem is to balance the 1970 budget and to pass the pay and compensation plan so the City can move forward regardless how

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individual member of the Council feels.

Mr. Zatkovich stated that Mr. Cvitanich has worked diligently and long hours to balance the 1970 budget to present a fair pay and compensation plan for the employees of the City.

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

Yes 7: Cvitanich, Dean, Finnigan, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

No 2: Banfield and Herrmann. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19003

Providing for the improvement of L I D 4917 for paving on East G from East 46th to East 48th Street.

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

Yes 8: Banfield, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

No 0: Absent 1: Cvitanich (temporarily).

The Ordinance was declared passed by the Chairman.

Ordinance No. 19004

Providing for the improvement of L I D 6916 for street lights on East E from Gordon to East 37th and other nearby streets.

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

Yes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

No 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19005

Providing for the improvement of L I D 6922 for street lights on Agnes Road from North Point Water Works Road northeasterly 1400 feet to dead end and other nearby roads.

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

Yes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Rasmussen.

No 0: Absent 0.

The Ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

Mr. Cvitanich expressed his sincere appreciation to the members of the Council who worked so long and hard on the 1970 budget and the pay and compensation plan and those who supported the increase in the B & O tax plan.

Mayor Rasmussen thanked Mr. Cvitanich for all the work he has performed as Finance Chairman of the Council.

Mr. O'Leary stated he had requested a report from Chief Zittel on the damage which occurred at Lister School recently and also the ages of the persons involved. He asked that it be submitted as soon as possible.

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Mr. O'Leary asked that an ordinance be prepared for next week's meeting appointing Mayor Rasmussen as the City Manager.

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Mayor Rasmussen asked Mr. Hamilton, Acting City Attorney, if the Council designated the Planning Commission as the Design Review Board, would they be allowed to act on the urban renewal projects as well as other projects in the City. 333

Mr. Hamilton explained that the ordinance creating the Planning Commission and its activities would have to be amended; then he felt it would be possible for them to also serve as a Design Review Board.

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Mayor Rasmussen complimented Mr. Roy Devish, the County-City Building Supt., for being the Second Award Winner in the Christmas Decorations Contest, for the decorations on the County-City Bldg.

Mayor Rasmussen thanked Mr. McMurtrie and Mr. Johnson for their many years of effort on the Christmas Decorations Committee. He noted that Mr. McMurtrie has invited the Council members to breakfast on his program at 7:45 A. M., Wednesday, Dec. 31, 1969 at the Winthrop Hotel.

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Mr. Dean suggested that the Council explore the possibility of having a continual annual promotion program as the Centennial of 1969 did bring the City a certain degree of publicity.

Mr. Jarstad felt, perhaps, a celebration on the Fourth of July could be investigated as at one time Tacoma was noted for its colorful celebrations on that date. 406

Mr. Finnigan also remarked that Tacoma has one of the best fresh-flower festivals in the world each year, the Daffodil Festival. He thought, perhaps, this could be enlarged.

Mayor Rasmussen appointed Mr. Jarstad and Mr. Dean as a Committee to explore the matter further and report back to the Council.

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Mr. O'Leary explained he would report to the Council relative to checking with the Secretary of State on a matter concerning Mr. Murtland, a former Council member. He said that the first letter that Mr. Murtland sent to the Secretary of State was on Sept. 19th and stamped as received on Sept. 22nd, 1969. He noted this was two days after the ordinance was voted on. He added, he was unable to obtain a copy of the letter as the Attorney General was not present to make a ruling on the matter. Mr. O'Leary stated, however, he was allowed to read the letter and it was merely a letter of inquiry asking if the name of Bridgeview Development Co. was available.

Mr. O'Leary continued, the articles of incorporation were sent to the State on Sept. 26th, 1969. This is well after the time it was voted on by the Council. There has not been any plot plan submitted for the building in question. The engineer

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Werner Griesel and the Architects, Garrison & Waring. He also noted that the model before the Council at the time this was voted on showed a sloping piece of ground and it had several units of housing beside the high-rise. At this time the only plan submitted is the high-rise portion.

Mayor Rasmussen said a copy of the Affidavit of Paid-In Capital of Bridgeview Development Co., which was submitted to the Council in its agenda, was dated Sept. 16, 1969 and then changed to October 16th, 1969. He wondered why it was changed.

Mr. O'Leary stated that Mr. Murtland had called him and asked him to meet with him at his office regarding this matter.

Mayor Rasmussen felt a meeting such as this would be in order as he felt it was rather strange that the corporation would hire Mr. Murtland two days after the ordinance was passed.

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Mayor Rasmussen appointed Mr. O'Leary and Mr. Jarstad to serve on the Council's Audit Committee in place of Mr. Johnson and Mr. Bott.

Mr. Cvitanich moved to concur in the recommendation of Mayor Rasmussen that Mr. Jarstad and Mr. O'Leary be appointed to the Audit Committee. Seconded by Mrs. Banfield. Voice vote was taken. Motion unanimously carried.

Mayor Rasmussen appointed Mrs. Banfield, Mr. Cvitanich, Mr. O'Leary and Dr. Herrmann to investigate and submit a report to the Council relative to tax exempt property in the City.

Mr. Zatkovich moved to concur in the recommendation of Mayor Rasmussen that Mrs. Banfield, Mr. Cvitanich, Mr. O'Leary and Dr. Herrmann be appointed as a Committee to investigate tax exempt property in the City. Seconded by Mr. Cvitanich. Voice vote was taken. Motion unanimously carried.

COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mayor Rasmussen called the Council's attention to a communication received from Police Chief Zittel, stating that fourteen juveniles have been arrested for violating the curfew law during the last two weeks.

Also a letter was received from L. H. Pedersen of the Central Labor Council thanking the City Council for honoring the request of the labor Council to defer the awarding of a contract to the General Electric Co.

Mayor Rasmussen explained a communication from the U. S. Conference of Mayors informed the cities that they must now replace every low and moderate income housing unit that has been destroyed by urban renewal.

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CITIZEN'S COMMENTS:

Tom Wells, 841 East 48th, expressed his views on various subjects.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Board of Park Commissioners for Dec. 8, 1969.
- b. Report from the Light & Water Division for Nov. 1969.
- c. Report from the City Clerk notifying that the time for filing protests on L I D's 6911 and 6914 has expired.

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Mr. Cvitanich moved to adjourn the meeting. Seconded by Mr. Jarstad. The meeting was adjourned at 12:00 M'dnight.

A. L. Rasmussen
A. L. Rasmussen - Mayor

Attest:

Josephine Melton
Josephine Melton - City Clerk