

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, June 17, 1969

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

Present on roll call 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Zatkovich and Mayor Rasmussen. Absent 1: Murtland. Mr. Murtland coming in at 4:30 P.M.

The Flag Salute was led by Mr. Finnigan.

Mayor Rasmussen presented a suggestion award to Mr. Edward J. Land in the amount of \$60.00 for his suggestion to use separate permit books for the various inspectors in City Service.

Mayor Rasmussen, Mr. Rowlands, City Manager and the Council congratulated the recipient.

Mr. Fred L. Crisman, 928 No. Grant, presented Mayor Rasmussen with a 'sugar bowl' and a plaque to start off his campaign if he chooses to *again* file for Mayor.

Mrs. Banfield thanked the Mayor and Council for giving her the privilege of welcoming to Tacoma the 43rd Grand Assembly of Rainbow Girls last Saturday evening.

Mayor Rasmussen asked if there were any omissions or corrections to the minutes of the meeting of May 13th.

Mrs. Banfield noted that under the verbatim portion on Page 16, 3rd paragraph, in the last sentence, she had said 'condoning', not condemning. Mayor Rasmussen stated if there was no objection the typographical error will be corrected.

Mr. Cvitanich moved that the minutes of May 13, 1969 be approved as corrected. Seconded by Mr. Zatkovich. Voice vote taken. Motion unanimously carried.

HEARINGS & APPEALS:

This is the date for hearing for the replat of Baych's Addition in So. 60th Street, Cedar Grove Addition to Tacoma.

Mr. Finnigan moved to approve the replat as submitted. Seconded by Dr. Herrmann. Voice vote taken. Motion unanimously carried.

This is the date set for hearing for the vacation of the alley between East 37th and Columbia Ave. from East T to approximately 85 feet west. (petition of C. F. Peterson.)

Mr. Buehler, Director of Planning, explained this is a small alley that has never been opened and is not needed nor anticipated for future use. No one appearing and no protests being made, Dr. Herrmann moved to concur in the recommendation of the Planning Commission, approve the above vacation and that an ordinance be drafted approving same. Seconded by Mr. Johnson. Voice vote taken. Motion unanimously carried.

COMMUNICATIONS:

Mr. R. V. Gimel, President of All About Travel Inc. requesting permission to speak before the City Council relative to presenting the advantages of having city travel arrangements channeled through their office.

Mr. Gimel was not present. However, Mr. Cvitanich explained, a meeting had been held relative to this request and he was sure this could be worked out internally at the staff level.

Mr. Rowlands, City Manager, stated the staff had been familiar with this situation and about five months ago a meeting was held and the decision was made that travel arrangements can be divided among several agencies in the City.

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Mayor Rasmussen read a letter from Dave Paul, Sec.-Treas. of Fire Fighters' Union No. 31, thanking the Council for the confidence it has expressed in the Fire Dept. for granting them the reduction of two hours in their work week.

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Mr. Bud Bond, Public Information Director, reported on the Tacoma Centennial Bus Caravan trip from Ohio. They visited thirty-two cities and he felt they must have reached approximately ten million people through not only the caravan, but all the news media and television.

Mr. Bond presented several mementos to the Mayor and Council from the Mayors of several cities the caravan had visited. He felt the drivers of the buses did an outstanding job.

Mayor Rasmussen requested that Mr. Bond have the staff prepare a resolution thanking the gentlemen for their services.

Mr. Murtland coming in at 4:30 P.M.

Mayor Rasmussen explained that the Cross-town bus has now been placed in service.

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Mayor Rasmussen read a communication from Lewis C. Hatfield, addressed to the Honorable Daniel Evans, Governor of the State of Washington, in which Mr. Hatfield submitted his resignation from the Board of Trustees of the Tacoma Community College.

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Mayor Rasmussen stated the Totem Pole had been repainted during the past week. The Pierce County Chapter of Painting and Decorating Contractors painted the pole with the Parker Paint Co. donating the paint. He therefore thanked these persons publicly for their splendid effort.

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A communication was read from Mrs. Gunner Johnson, President of the League of Women Voters, explaining that the League policy directs that only the president or her delegated representative may speak for the League. She indicated that Miss Edna Franklin and Miss Irene Norton are the persons who are assigned to cover the Tacoma City Council meetings.

Communications were read from Stadium High School, Principal Al D. Hayes and Mount Tacoma High School Principal, George N. Fallis. They praised the performance of Tacoma Police Officers in averting serious trouble during incidents of racial tension at the schools.

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Mr. Cvitanich informed the Council he has a letter dated June 12th from J. Edgar Hoover, Director of the F.B.I., which includes the testimony of Mr. Hoover testifying at the House Sub-Committee on Appropriations pertaining to the Students for a Democratic Society. Mr. Cvitanich said copies would be made and sent to all Councilmen for their information..

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RESOLUTIONS:

Resolution No. 20124 (postponed from the meeting of May 20, 1969)

Authorizing to negotiate a lease agreement with the Tacoma Art Museum whereby the City would lease to such institution the property presently occupied by the old fire station on a month-to-month basis.

A letter from John C. Graham III, of R. E. Anderson & Co., Inc., representing Brathaus, Inc. who wish to buy or lease the building and convert it into a European style restaurant with open-air facilities, was read by the City Clerk.

Mr. Cvitanich explained, if and when the Legal Dept. clarifies some of the language he felt the Council should then lease the old fire station to Allied Arts on a month-to-month basis. He felt that a community facility should not sit idle, and the museum could use it on a temporary basis, pending a decision as to whether the projected downtown freeway will cross the site.

Mr. Hamilton, Chief Assistant City Attorney, asked whether or not the Council wishes to spend \$100 to obtain a lease-hold arrangement which the Northern Pacific Railroad has suggested, or prefers to spend \$500 to release a mortgage that is on the property. He explained the cloud on the title initially results from the fact that this property, in part at least, was dedicated as a street and later converted to a different use. If the Council intends to sell the property, obviously the Legal Dept. would have to clear title before it is sold. If, however, the property in the future is intended to be used as a street and/or highway, the need for a quiet-title action would be obviated, inasmuch as it would then be used for the purpose for which it was originally dedicated.

Mr. Hamilton further explained, rather than file an action at this time, he would ask for the Council's determination on these two questions.

Mr. John C. Graham III, explained Brathaus Inc. has been looking at this building for some time and would develop it to its fullest extent for maximum advantage, both to the City and to the public.

Mr. Marshall Perrow, Architect, said he had found the building to be structurally sound and that rehabilitation is feasible. He noted the investors would spend \$200,000 on interior remodeling and would preserve the exterior character.

Mr. Dan Hewitt, Tacoma Art Museum President, noted that his organization would repair the first floor of the structure to meet the City's building code. He estimated that it would cost from \$50,000 to \$70,000 to rehabilitate the entire building. He hoped that the City would lease the building on a temporary basis to the Tacoma Art Museum under any terms the City wishes to attach, so the building may be utilized this summer and fall for art classes. He noted the long range plan would be to use the building to develop a new museum.

Mr. Rowlands, City Manager, explained this resolution would allow the Tacoma Art Museum to have first priority when the Council determines what it wishes to do with the building.

Mr. Zatkovich explained there had been other groups interested in buying or leasing the old fire station. He felt that such a 'prime' site above Commencement Bay could be put to a better use than for an art museum.

Mr. Hewitt suggested that the Art Museum present a plan for the building in the near future, but at this time they would ask that they be allowed to lease the building on a month-to-month basis.

Mayor Rasmussen felt the museum should pay \$200 a month rent, as this is the same amount it now pays for space in the Allied Arts Building.

Mr. Bott moved to postpone action on this resolution for eight weeks. Seconded by Mr. Zatkovich. Roll call was taken, resulting as follows: Ayes 4: Bott, Johnson, Zatkovich and Mayor Rasmussen. Nays 5: Banfield, Cvitanich, Finnigan, Herrmann and Murtland. Motion Lost.

After further discussion, roll call was taken, resulting as follows:

Ayes 7: Banfield, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, and Mayor Rasmussen.
Nays 2: Bott and Zatkovich. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20237

Amending Rule 12 of the Government of the City Council limiting right of the public to speak to Council more than one time in any 4-week period unless the subject matter upon which such person desires to talk relates to a matter under consideration by the Council and about which current discussions are being held by the Council members.

Mr. Cvitanich explained that he felt this rule change was necessary to keep the same persons from addressing the Council week after week. He noted citizens may submit written requests to address the Council during 'comments by the public', but this will limit a person to one appearance in any four-week period.

Mr. Murtland moved to amend the resolution on the 2nd page, 3rd line from the bottom of the first paragraph, after the second 'to', the words 'a resolution, ordinance or motion then under consideration,' be inserted and delete the balance of that particular sentence. Seconded by Mr. Finnigan.

Mr. Cvitanich stated the rules already spell out that a member of the audience can speak on the first reading of an ordinance. He asked that a legal opinion be stated.

Mr. Hamilton, felt that the specific prohibition on the first page extending a person's right to speak on proposed ordinances to the first reading, would be controlling. Mr. Hamilton also suggested that after the words, 'the public shall have the right', insert the words 'to submit a letter and'; this would, perhaps, clear the matter up, he added..

Voice vote was taken on Mr. Murtland's amendment. Motion carried.

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

Ayes 7: Banfield, Bott, Cvitanich, Finnigan, Johnson, Murtland and Zatkovich.
Nays 2: Herrmann and Mayor Rasmussen. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20239

Fixing Monday July 14th at 4 P.M. as the date for hearing on L I D 4897 for paving on No. 11th from Adams to Proctor; No. 13th from Tyler to Mason; Cheyenne from No. 13th to 14th and other nearby streets.

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

- Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
- Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20240

Fixing Monday July 14th at 4 P.M. as the date for hearing for L I D 4894 for paving on East 52nd from I to L and other nearby streets.

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

- Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
- Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20241

Fixing Tuesday July 1st, at 4 P.M. as the date for hearing for the rezoning of the east side of Bell St. 75 feet south of So. 68th from an "R-2" to an "R-4-L" District. (petition of Don Groff)

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

- Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
- Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20242

Fixing Tuesday July 1st, at 4 P.M. as the date for hearing for rezoning of the north side of Olympic Blvd. between No. 9th extended and west of Skyline Drive. (petition of Forrester Realty & Mortgage Co.)

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

- Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
- Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20243

Fixing Tuesday July 8th, at 4 P.M. as the date for hearing for a zoning ordinance text change to establish new fee schedules for street vacations, special use permits, site approvals, conditional use permits and reclassifications.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20244

Fixing Tuesday July 15th at 4 P.M. as the date for hearing for the rezoning of the N. E. corner of So. 19th & Tyler St. from an "R-2" to an "R-4-L"PRD District. (petition of Conifer Company)

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20245

Fixing Tuesday July 15th at 4 P.M. as the date for hearing for the vacation of the vicinity of So. 17th to 19th from Tyler to Monroe Sts. (petition of Conifer Co.)

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20246

Awarding contract to Morris Construction Co., on its basic bid of \$6,424.66 and also the supplemental bid of \$1,165.18 for L I D 3681.

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

The Resolution was declared passed by the Chairman.

Resolution No. 20247

Awarding contract to Morris Construction Company on its bid of \$166,903.03 for I D's 4851, 4869, 3659 and 3678.

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, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
- Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20248

Awarding contract to Pease & Sons, Inc. on its bid of \$5,797.66 for furnishing and installing Air Conditioning at 901 Fawcett Ave.

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

- Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
- Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20249

Awarding contract to four fuel companys for the furnishing of heating fuel requirements for the period of July 1, 1969 thru June 30, 1970.

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

- Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
- Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20250

Awarding contract to Williams Oil Filter Service Company for the furnishing of the annual supply of oil filter cartridges from June 1, 1969 thru May 31, 1970.

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

- Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
- Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20251

Authorizing the execution of an agreement with Golden Ridge, Inc. pertaining to the development of property between Roosevelt Ave; the Pipeline Road and East 56th Street.

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

Mr. Buehler explained this contractual agreement between the City of Tacoma and Golden Ridge Inc., sets forth all the conditions upon which Golden Ridge Inc. can develop the property between Roosevelt Ave., the Pipeline Road and East 56th Street.

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

Ayes 7: Bott, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 2: Banfield and Cvitanich. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20252

Authorizing the contract with Jardeen Brothers, Inc. for temporary on-site move for Cooksie & Shields restaurant within the New Tacoma Urban Renewal area.

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

Mr. Cvitanich felt this resolution should be postponed to allow Mr. Berg, a former downtown tavern operator to speak to the Council.

Mayor Rasmussen moved that this resolution be placed at the end of the resolutions. Seconded by Mrs. Banfield. Roll call was taken, resulting as follows: Ayes 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen. Nay 4: Bott, Finnigan, Herrmann and Johnson. Absent 1: Murtland (temporarily)
Motion LOST.

Mr. James Wright, Director of Urban Renewal, explained this resolution would approve the contract of Jardeen Bros. Inc. to move Cooksie & Shields from their present quarters to temporary quarters. The restaurant is expected to be located in its temporary quarters for approximately twenty months, or until it can occupy commercial space beneath one of the new parking garages.

Mr. Wright further explained the scheduling of the construction of new parking garages has been established contingent upon the City's ability to relocate tenants from structures within the 904 Block (Site "A") and clear the site. The commitment made by the City in its agreement with the New Tacoma Parking Corporation is to provide cleared sites. The Corporation has expressed a willingness to proceed with the south garage (Site "B") prior to completion of a cleared Site "A" upon the basis that a guaranteed delivery date is given for Site "A". As the financing and feasibility of building and operating the garages is dependent upon building both garages as a single package development, it is necessary to complete the location and demolition of structures within the 904 Block so as to meet new construction schedules.

It is the intent of Cooksie and Shields to occupy new facilities below the garage structures, but since they are in a building which must be removed to make way for the garage, a temporary move is necessary. To eliminate undue hardship and to allow the project to continue, it is recommended that a temporary on-site move be authorized.

Urban Renewal Project financing is directly related to and greatly dependent upon the construction of these facilities urgently needed within downtown Tacoma. The expenditure of project funds to facilitate temporary moves to gain the objectives of a more functional and viable business core, are justifiable expenditures, he added.

Mr. Herrmann explained the Council had voted recently to authorize the temporary move of Cooksie & Shields as well as Dean Witter Inc.

Mr. Cvitanich asked that the Council hear Mr. Andy Berg who had formerly operated a tavern in the Urban Renewal area.

Mayor Rasmussen mentioned a number of other moves in the Urban Renewal area and wondered if they constituted an expense such as this.

Mr. Wright noted that this move is temporary and the cost of remodeling the temporary quarters will be borne by Urban Renewal funds.

Mr. Rowlands pointed out that the downtown garages are the key to the entire Urban Renewal program because they constitute Tacoma's matching share of \$6,000,000 of Federal assistance. The completion of this entire project will benefit all the taxpayers. He felt the businessmen involved in the project should be commended for their efforts to revitalize downtown.

Mr. Cvitanich asked that Mr. Berg be allowed to speak.

Mr. Andy Berg who operated a family tavern business in what is now the Urban Renewal area, felt that Cooksie & Shields was receiving assistance denied him and other tavern owners.

Mr. Wright explained that Mr. Berg is being assisted to the fullest extent of his qualifications under the Urban Renewal regulations on a permanent move. He stated that Mr. Berg could qualify for \$3,000 as a property loss payment for his old tavern equipment, and is eligible for \$2,500 in small business displacement aid. He further explained, Mr. Berg has not submitted a claim and they have not relocated nor sold his equipment. Mr. Berg voluntarily closed his business and moved.

Mayor Rasmussen agreed with Mr. Berg and felt that the Council should control all Urban Renewal transactions.

Mayor Rasmussen also asked that Mr. Wright furnish the Council with a complete file concerning Mr. Berg's and Cooksie & Shields' situation.

Mr. Zatkovich moved to postpone Res. No. 20252 for one week, until June 24, 1969. Seconded by Mrs. Banfield. Roll call was taken, resulting as follows: Ayes 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen. Nays 5: Bott, Finnigan, Herrmann, Johnson and Murtland. Motion LOST.

Mr. Zatkovich said he had intended to vote for the temporary move but would change his mind because the motion to postpone one week failed.

Mr. Bott felt Mr. Berg's situation was entirely different from that of Cooksie & Shields and Dean Witter Inc. as these businesses have to be moved temporarily for the welfare of the entire Urban Renewal project.

After further discussion, roll call was taken on the resolution, resulting as follows;

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

The Resolution was declared passed by the Chairman.

Resolution No. 20253

Authorizing a contract for temporary on-site move for Dean Witter Company, Inc. within the New Tacoma Urban Renewal Project area.

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

Mr. Wright explained this resolution was sent to the Council members on Friday without bidders or amounts of their bids, as the bid opening was Monday morning, June 16th. He submitted a copy of the bids received. He recommended that K.A.M. Construction, Inc. receive the contract as its bid of \$38,638.00 was the lowest.

Dr. Herrmann moved that the resolution be amended to include the figure of \$38,638.00 from K.A.M. Construction, Inc. in the appropriate blanks of the resolution as well as entering the names and amounts of the other two bidders under the 5th Whereas. Seconded by Mr. Murtland. Roll call was taken, resulting as follows: Ayes 6: Bott, Finnigan, Herrmann, Johnson, Murtland and Zatkovich. Nays 3: Banfield, Cvitanich and Mayor Rasmussen. Absent 0. Motion Carried.

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

Ayes 5: Bott, Finnigan, Herrmann, Johnson and Murtland.

Nays 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20254

Approving the Issuance of additional bonds of The New Tacoma Parking Corp. and related matters.

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

Mayor Rasmussen moved that the Substitute Resolution No. 20254 be substituted for Resolution No. 20254. Seconded by Mrs. Banfield.

Mayor Rasmussen explained he was requesting in the substitute Resolution that if the Council approves the additional \$600,000 in bonds the agreement with the New Tacoma Parking Corp. be amended so as to return to City ownership the air rights which the Council in 1965 had signed away. He felt that without this amendment the City could not build more parking floors, if needed, without the Local Development Corporation's approval. He urged the Council to adopt the substitute resolution.

Mr. Bott explained that it would be impossible for the Local Development Corp. to use the air rights without the City Council's approval.

Mr. Zatkovich asked Mr. Hamilton if such a resolution as proposed would be legal.

Mr. Hamilton pointed out that the Urban Renewal agreement for the purchase of the garage sites by the parking corporation invested ownership of the air rights in the Local Development Corporation. He asked that the Bond Counsel for the Corporation explain the resolution.

Mr. Brian L. Comstock, Bond Counsel, explained that these bonds are issued by the New Tacoma Parking Corporation which is a private, non-profit corporation, and the bonds do not in any way represent an obligation of the City.

He noted that the Council's approval of the original resolution is necessary to assure that the bond purchasers would be exempt from taxes on interest. He further explained that the City would get title to the parking facilities in thirty-two years and not be obligated if the bonds are not retired. However, in the feasibility studies, the rate cushion has been set forth and in all probability the bonds will be retired prior to the thirty-two years.

After some discussion, Mr. Larry Ghilarducci, Attorney, explained the process followed in financing the garages.

Roll call was taken on the motion to accept the Substitute Resolution No. 20254, resulting as follows: Ayes 3: Banfield, Cvitanich and Mayor Rasmussen. Nays 6: Bott, Finnigan, Herrmann, Johnson, Murtland and Zatkovich. Absent 0. Motion LOST.

Council Minutes - Page 11 - June 17, 1969

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

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

The Resolution was declared passed by the chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 18850 (as amended)

Amending various sections of the official code relative to Traffic.

The Ordinance was placed in order of final reading.

Ordinance No. 18861

Vacating the west side of G Street and south of So. 23rd St. (petition of The Cenifer Company)

The Ordinance was placed in order of final reading.

Ordinance No. 18862

Amending Chapter 13.06 of the official code by adding a new section 13.06.120-58 to include property on the S.W. corner of So. 37th & Tacoma Ave. in a "C-1" District. (petition of Puget Sound National Bank)

Mayor Rasmussen asked why the reclassification was just for the S.W. corner of So. 37th St. and Tacoma Ave. He felt a larger area should be rezoned to "C-1" as other businesses are on the other corners.

Mr. Rowlands stated this would be checked out before the final reading of the ordinance.

Mayor Rasmussen asked that Mr. Hamilton prepare the necessary amendment to place the entire block in a commercial use.

Mr. Hamilton explained there would have to be the usual preliminary procedures and another hearing to consider placing the rest of the block under commercial use.

Mayor Rasmussen requested further information for the Council at the final reading of the ordinance.

The Ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 18849

Vacating the alley between So. 10th & So. 11th and between Yakima Ave. and I Sts. (petition of DeMinimus Corp.)

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

Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Murtland, Zatkovich and Mayor Rasmussen.
Nays 1: Johnson (abstained) Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18851

Amending Chapter 7.10 and Sections 7.10.020 and 030 of the official code relative to Special Police officers.

Mr. Zatkovich submitted Substitute Ordinance No. 18851 which would amend the proposed ordinance.

Mr. Murtland moved to amend Ord. No. 18851 in the paragraph 7.10.020. Definitions, on the 3rd line after the word officer, insert the words 'private detective.' Seconded by Mr. Zatkovich.

Mr. Zatkovich explained that the words 'private detective' were in the original ordinance and he had called this to the attention of the Legal Staff.

Mr. Hamilton explained that a memorandum had been written by Capt. A. C. Silberling of the Identification & Records Division suggesting that the private detective be deleted from the new ordinance because in the past there have been several instances where private investigators have abused these privileges and authority. However, subsequent to the receipt of Mr. Zatkovich's telephone call, he had talked to Capt. Silberling and it was felt it would be advisable to still place the private detectives under the strict supervision of this ordinance.

Mr. Zatkovich stated he would refrain from voting on this ordinance as someone might feel he could be classed as a private detective.

Voice vote was taken on Mr. Murtland's amendment to the ordinance. Motion unanimously carried.

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

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

Nays 1: Zatkovich (abstained) Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18852

Amending Chapter 1.30 of the official code to add a new section 1.30.650 relative to Disability Retirement Allowance.

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

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

Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18853

Establishing a new fund in the City of Tacoma known as the Police Dept. Planning Revolving Fund and authorizing a temporary loan in the amount of \$8,898.00 from the General Fund for the purpose of carrying on said Police Dept. Planning functions.

Mr. Cvitanich stated the Council had received the National League of Cities report dated March 20, 1969. He mentioned there are many areas of concern involved in this report but one in particular is the method of allocation of funds, both of the Federal and State Governments and that which filters down to the cities. This report also indicated that the problems lie in the major urban areas where population is most dense, and yet the funds are being allocated to the rural areas.

Mr. Rowlands felt in the area of law enforcement, eventually there will be a computer system that can be tapped nationwide.

Mr. Cvitanich mentioned that the original intent of the distribution of funds was not followed and the result has been a maldistribution of planning funds.

Mrs. Banfield stated that if Federal funds are used she felt that the result then is Federal control.

Mayor Rasmussen stated that he understood one of the candidates for the Police Training School is a person that has been suspended from the Tacoma Community College. He asked if Mr. Rowlands has checked into the matter.

Mr. Rowlands stated it was brought to his attention and if the person has been suspended for riot activities he would probably not be eligible for training. All the candidates have to be screened before being allowed to start the program. He stated he would look into the matter.

Mrs. Banfield requested a list of the persons who will be starting police training at Tacoma Community College on Wed. June 20, 1969.

Mr. Rowlands stated he would provide the Council with the list of candidates who will be attending the school.

Mayor Rasmussen said he had been informed that three persons had been suspended from T.C.C. and asked that Mr. Rowlands also obtain the names of these persons.

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

Ayes 7: Bott, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 2: Banfield and Cvitanich. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18854

Providing for the improvement of L I D 4890 for paving on Grove Place from So. Verde to So. 66th and on Warner from So. 62nd to So. 64th Street.

Mr. William Measaw, 7123 Foster Street S.W., stated he was the owner of the property included in this L I D as Block 1, Manitou Grove Addition. He urged that the Council delete the section of the ordinance referring to the paving on Grove Place from So. Verde St. to So. 66th. He felt this particular piece of proposed paving is of no vital importance to the rest of the L I D as the street at present is in good condition. He noted this L I D has been initiated to pave Grove Place. He felt since his property is unimproved he would derive no benefit from this L I D. He also mentioned he is the only taxpayer involved as the Metropolitan Park District owns land across the street.

Mr. Schuster, Public Works Director, explained this L I D is the result of action taken by the Committee on March 10, 1969 when a hearing was held on L I D 4883. At that time a number of property owners questioned why the paving did not go all the way down to 66th Street. The L I D Committee instructed the Department to conduct an opinion survey and if the property owners were desirous of having this additional paving, an L I D could be initiated and the work done at the same time.

Mr. Murtland explained he was a member of the L I D Committee last Monday and the Committee felt the paving should go down to 66th Street so the streets will be uniform.

Mr. Measaw said this particular piece of property was his and he did not feel anyone else should have the right to vote a lien on his property.

Mayor Rasmussen moved that Grove Place from Verde St. to South 66th St. be deleted from the L I D. Seconded by Mr. Cvitanich.

Mr. Johnson asked Mr. Hamilton if this portion could be deleted since it was a contiguous part of the L I D.

Mr. Hamilton stated he understood it was not a contiguous part, as the other section of the street was created for another L I D. He felt this piece of property was a disconnected unit of L I D 4890 and therefore could be deleted.

Mr. Finnigan felt it would be an imposition and certainly against the wishes of the people in that area to eliminate this particular block. He felt that the intention was to try to continue to upgrade and improve Grove Place off 66th Street.

Voice vote was taken on the motion to delete Grove Place from Verde St. to So. 66th St. from the L I D. Motion LOST.

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

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

Nays 1: Mayor Rasmussen. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18855

Providing for the improvement of L I D 5476 for water mains in Adams Street from So. 64th to So. 66th Street.

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

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

Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18856

Providing for the improvement of L I D 5481 for water mains in East 56th from the easterly line of City of Tacoma's Pipe Line No. 4 R/W to east line of Sec. 22.

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

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

Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18857

Providing for the improvement of L I D 5485 for water mains in So. 74th from Mason Ave. to Madison Street.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18858

Approving and confirming the Assessment roll for L I D 5451 for water mains in Ferry Street from So. 19th to So. 25th Street.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18859

Approving and confirming the Assessment roll for L I D 5455 for water mains in Park Ave. from So. 37th to So. 38th Street.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18860

Approving and confirming the Assessment roll for L I D 5465 for water mains in So. 56th from Mullen to Ferdinand and in Ferdinand from So. 56th to So. 58th Street.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18863

Amending Chapter 8.12 by adding a new section 8.12.050 of the official code relative to public safety and morals and declaring an emergency and making necessary the immediate passage of the ordinance.

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

Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen.
Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

Mr. Cvitanich mentioned that he had suggested the staff look into the matter of allowing Firemen to wear short sleeved shirts. He noted that many shirts are in good condition except for the elbows which become worn. He felt if shirts such as these could be salvaged it would save the City money. He urged that the staff adopt a suitable short sleeve length and then many of the old shirts can be altered.

James Reiser, Fire Chief, explained that a number of years ago this was brought up, but at that time brass poles were used in the majority of fire stations and without long sleeves firemen sliding down the poles could burn their arms. However, a report has been submitted on this matter and they do feel that the budget will allow the purchase of the short sleeved shirts. Therefore, orders will be issued that firemen may wear the short sleeved shirts in the future.

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A communication from Mayor Rasmussen was read by the City Clerk relative to Clarification of Procedure to be Followed by the City Council in Awarding CATV Franchises.

Mayor Rasmussen stated this communication had been sent out to various firms, individuals, etc. who were interested in submitting their proposals for the CATV Franchise.

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Mayor Rasmussen explained that in the City Council minutes of Dec. 17, 1968, Mr. Bott had reminded Mr. Rowlands that the Council had instructed him that no City employee was to be enrolled in any sensitivity training.

Mrs. Banfield referred to an Inter-Departmental Communication from Lynn E. Hodges, Human Relations Director, to Mr. David Rowlands, City Manager, dated June 6, 1968, and the subject was Sensitivity Training--better known as Human Relations Laboratory Training. She also mentioned numerous articles in various newspapers relative to sensitivity training. She stated she was well aware of what was going on and hoped that the Council would look into the matter of sensitivity training in the City.

Mayor Rasmussen stated he had the minutes of the October 21, 1968 Tacoma City Council Study Session when Dr. McNutt, Director of the County-City Health Dept., had given an hour long interpretation of sensitivity training. He recommended that sensitivity training be strictly voluntary. Mayor Rasmussen then stated that the Council's instructions to Mr. Rowlands were that there was to be no more sensitivity training for City employees on a compulsory basis. He asked that Mr. Rowlands follow the direction of the Council.

Mr. Rowlands stated he has not authorized so-called sensitivity training programs for Police and other City employees since the Council banned them on a mandatory basis last year.

Mr. Rowlands explained that the innuendoes and inference that sensitivity training has been conducted is an absolute falsehood and he did not know why it is continually brought up. He asked that the Mayor check with the officers who have been participating in the courses at the colleges.

Mayor Rasmussen requested that Mr. Rowlands study the Tacoma City Charter relative to Civil Service provisions. He felt that certain persons attending T.C.C. have been given additional training that is not being offered on an equal basis to other persons.

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ouncil Minutes - Page 17 - June 17, 1969

Mr. Cvitanich asked that a report be submitted on how many people will be attending T.C.C. and what type of a course they will be taking.

Mr. Rowlands explained that last week it was alleged that copies of the Civil Service examination for Police Patrolman had been provided to Tacoma Community College so the test answers could be given to individuals who would be submitting applications to take the forthcoming Police Patrolman examination. He made reference to MC 590 which explained the matter. He stated this was definitely not the case, and no Civil Service examination, sample test questions or anything of the sort was provided to T.C.C. or any staff members of the College. He further stated that T.C.C. had volunteered to assist the City with the screening of potential Police Trainees by giving them diagnostic tests which could then be used in addition to other standard screening techniques in the selection of Police Trainees. It should also be emphasized that the City Personnel Dept. and the established Trainee Selection and Evaluation Board will be utilized, as it has in the past, in the selection and placement of all Trainee Corps employees.

Mr. Murtland left at 10:45 P.M.

Mr. Zatkovich wondered why just one particular group was tested and not all of the applicants for the Police Patrolman examination. He asked that Mr. Van Camp, Business Representative of the Civil Service League, give his views on this matter.

Mr. Van Camp explained he had not had enough time to get all the facts and background on this matter. He wondered if these persons were new trainees or trainees who have been involved in the Trainee Corps Program. He mentioned that the Civil Service League agreed to the Trainee Program for the City with the thought in mind these persons would be trained on the job and then they would be able to take the examination for qualification for regular positions. However, if special schooling is to be given, the League will have to study the matter.

Mr. Rowlands explained that the persons who will be going to T.C.C. will be members of the Trainee Corps.

Mr. Cvitanich stated he had been informed that ten members of the Black community who are in training have not been approved by the Trainee Selection and Evaluation Board. He felt that Mr. Hutchins, Trainee Corps Coordinator, had approved these ten persons without approval of the Board.

Mr. Rowlands reiterated that any Trainee will have to meet the same qualifications as other Police candidates and go through the same competitive procedures for appointment to the force.

Mr. Cvitanich read from the City Attorney's opinion relative to appointments for positions and it stated that wherever possible project employees should be appointed from existing Civil Service lists.

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Mayor Rasmussen asked Mr. Rowlands if he had investigated the Mayor's request as to whether the use of Federal funds in the banks was related to the Hatch Act.

Mr. Rowlands stated he thought the Councilmen had received an opinion on this matter. The Hatch Act refers strictly to employees of the Federal Government.

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Mr. Cvitanich asked if there was still an Official City Sealer for the City of Tacoma, and if not, is there an eligible list for this position.

Mr. Rowlands stated that Mr. McLennan has been on vacation so this has not been discussed but he would take care of the matter this week.

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REPORTS BY CITY MANAGER:

- a. National League of Cities report on Safe Streets Act Administration.
- b. MC-589 Cross Town Line.
- c. MC-590 Pre-Testing of Prospective Police Trainees.
- d. MC-591 Report of #4 Engine Company overhaul.
- e. MC-592 Repair and Maintenance of Fire Equipment by Transit Dept.

Mr. Cvitanich explained he had requested a photostatic copy of the Work Orders from the Fire Dept to the Transit Dept. on a day to day basis from 1968 to date relative to maintenance.

Fire Chief Reiser explained his report relative to the maintenance of fire equipment by the Transit Dept. He added he was most pleased with this new system.

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Mr. Rowlands stated that the Association of Washington Cities is meeting in July and it has been requested by Mr. Biesen that Councilmen from Tacoma be appointed to the Resolutions Committee and the Nominations Committee. He noted there is to be a meeting Friday, June 20th in Seattle.

Mrs. Banfield moved to appoint Mr. Cvitanich to serve on the Resolutions Committee of A.W.C. Seconded by Mayor Rasmussen. Voice vote was taken. Motion unanimously carried.

Mayor Rasmussen stated he would appoint someone at a later date for the Nominations Committee.

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Mr. Rowlands suggested that the Urban Arterial situation be discussed at the study session next Monday. He also mentioned that a representative for Transit Advertising has requested to be at a study session. He noted that a report will be submitted to the Council on this subject.

Mr. Cvitanich asked if anyone has thought of taking the Court decision on the bus advertising regarding the War in Vietnam to a higher Court.

Mr. Rowlands stated there has not been any further action taken since this was a decision from the State Supreme Court. If it were to be carried further, it would mean the United States Supreme Court.

Mr. Cvitanich felt it should be taken to a higher Court.

Mr. Hamilton felt it would probably be a waste of effort to take this to a higher court as he understood either New York or California will be submitting a like decision to the United States Supreme Court.

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Mr. Rowlands submitted a new Budget Schedule for preparation of the 1970 Budget. He noted that in the 1969 Session of the Washington State Legislature a new law was passed changing the schedule for budget preparation and review. This new budget law brings all budget laws for 1st, 2nd, 3rd and 4th Class cities into conformity. The Preliminary Budget now has to be presented by November 1st and the Final Budget, December 1st, which then must be adopted on or before December 6th, 1969.

Mr. Cvitanich reminded Mr. Rowlands that the Council has requested copies of all departmental requests that are submitted for the budget, so they might be better informed.

Mr. Rowlands stated that can be done.

Mayor Rasmussen stated since the Departments are all geared to the earlier budget preparation, he wondered if the Council couldn't have the budget prior to Nov. 1st. He did not think one month was sufficient time to thoroughly check the budget.

Mr. Rowlands stated the interest this year is in obtaining a full six months of revenues and expenditures. If possible, it will be submitted a week or ten days before Nov. 1st.

Mayor Rasmussen asked when the Annual Financial Report for 1968 will be submitted to the Council.

Mr. Rowlands felt this should be submitted during June.

COMMENTS BY MEMBERS OF THE COUNCIL:

Mr. Cvitanich stated he had noted that the biggest bulk of the calls received by the Citizens' Information and Service Bureau were for the County. He asked if the County Commissioners had been approached again about helping to share the expenses.

Mr. Rowlands explained he hoped the County would be in a better position to assume some of its responsibility in this regard since Mt. View Hospital has been sold.

Mayor Rasmussen requested that Mr. Bond, Director of Public Information and General Services, contact the Pierce County Financial Officer in regard to this matter.

Mr. Bond stated he would do so.

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Mrs. Banfield stated that all the supplies for the Centennial have been depleted.

Mr. Bond stated the Centennial committee had not anticipated the rush on these different items but he assumed at this late date there would not be enough time to reorder them.

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Mr. Cvitanich asked Mr. Bond to give a progress report on a location for the Daughters of Norway to dispense coffee during the Centennial Week.

Mr. Bond stated he had checked with the Centennial officials prior to the Council Meeting and they are anticipating utilizing the old Washington Hardware Bldg. on Commerce Street, but not specifically for the Daughters of Norway.

Mr. Cvitanich felt the Council should then try to locate a place in the immediate area that can be utilized.

Mr. Bond stated he would do his best.

Mayor Rasmussen stated Mrs. Banfield had suggested the Old Fire Headquarters Building.

CITIZEN'S COMMENTS:

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

George W. Goe Sr., 5645 So. Cedar St.

Mrs. Vivian Ehly, P. O. Box 576, Steilacoom, Washington.

Earle McNeil, 1501 No. Mason.

Norman R. Anderson, 1914 No. Union.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Agenda of June 4, 1969 and minutes of May 12th of the Trainee Corps Selection & Evaluation Board.
- b. Tacoma Board of Adjustment minutes of May 8, 1969.
- c. City Planning Commission minutes of May 19 and May 28, 1969.
- d. Board of Park Commissioners minutes of May 26, 1969.
- e. City Council Study Session minutes of May 26, 1969.
- f. Civil Service Board minutes of May 20, 1969.
- g. City Clerk notifying that the time has expired to submit protests on L I D 3683, and L I D 4884.
- h. Report from City Planning Dept. for May 1969.
- i. Traffic Violations & Court Cases for May 1968 and 1969.
- j. Monthly report from Citizen's Information & Service Bureau of April 1969.
- k. Tacoma Police Dept. Report for May 1969.
- l. Report from the Light, Water and Belt Line Division for April 1969.
- m. 80th Annual Report for 1968 for the Fire Dept.
- n. Compensation Plan for 1969.

Placed on file.

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Mr. Cvitanich moved that the meeting be adjourned. Seconded by Mr. Zatkovich. Voice vote was taken and the meeting was adjourned at 12 Midnight.


 A. L. Rasmussen - Mayor


 Josephine Melton - City Clerk