

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, May 19, 1970

The meeting was called to order by Mayor Johnston at 7:10 P. M.

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

The Flag Salute was led by Mr. O'Leary.

Lyle E. Smith, Acting Chief of Police explained that May 11th through May 15th has been designated as National Police Week. He added that for a number of years members of the Council have cooperated with the Police Dept. in selecting Safe Drivers, one for each day of the week. Chief Smith asked that the Councilman or Councilwoman who helped in selecting these drivers present the awards. As the awards were presented, a brief driving history of each participant was given by Chief Smith.

Mrs. Banfield presented Mrs. Joan L. Stahl of 4009 No. 14th and Mr. Edward E. Danz of 1210 North G with their awards.

Mr. Jarstad presented Mrs. Anna May Patrick of 3307 - 6th Ave. her award.

Dr. Herrmann presented Sylvia Lee Johnson of 3510 Portland Ave. her award.

Mayor Johnston presented Mr. Thomas T. Clark of 5314 No. 47th with his award.

The participants were congratulated by all of the members of the City Council.

Acting Chief Smith thanked the Council members for their participation in the program. He explained he had checked in Olympia and unfortunately the State has no provisions to accept commendations for drivers as Mrs. Banfield had suggested at the last Council meeting.

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A Proclamation by Mayor Johnston was read which proclaimed the week of May 17th through May 24th, 1970 as Special Voter Registration Week.

Mrs. Gail R. Kirk, Publicity Chairman, V.O.T.E.R., 4006 No. 10th, Tacoma, pointed out that the purpose of the voters' drive is to register as many as possible of the over 20,000 people in Pierce County who are eligible to vote but are not registered at this time. She pointed out the locations in which facilities have been set up in the County and the City.

Mayor Johnston thanked Mrs. Kirk for this information.

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A Proclamation by Mayor Johnston was read which proclaimed the week of May 17th through May 23rd as Tacoma Urban League Week in recognition of the importance of the urban League to Tacoma.

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Mayor Johnston asked if there were any omissions or corrections to the minutes of May 5th, 1970.

Mr. O'Leary moved that the minutes of May 5th be approved as submitted. Seconded by Mrs. Banfield. Voice vote was taken. Motion carried.

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COMMUNICATIONS:

Mr. O'Leary moved to suspend the Rules in order to consider the communication from the City Attorney in regard to the Citizens' Committee's proposed amendments to the City Charter which had been placed under Committee Reports on the agenda. Seconded by Mrs. Banfield. Motion carried.

Mr. McCormick, City Attorney, explained that Mr. O'Leary had requested a report on the status of the proposed amendments to the City Charter. He, as the Committee's legal advisor, pointed out that the Committee had met the 2nd and 4th Thursday of every month until they had completed the revisions they thought should be made to the Charter. About two weeks ago, the Committee submitted the amendments to the City Attorney to place in proper form. This has now been accomplished and turned over to Mr. Muscek, Charter Committee Chairman. Mr. Muscek is calling a meeting of the Committee on Thursday, May 28th, at which time it is hoped the revisions meet with their approval. 244 297

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Mr. O'Leary requested that a communication from Alfred N. Anderson, Jr., of The American Legion, Paul H. Johns, Jr. Post 202, be read. Mr. Anderson advises that The American Legion is sponsoring a Fourth of July Parade to be held at 11:00 A.M. on July 4th. He hoped that the City of Tacoma would join with them in commemoration of Independence Day and start the Day on its way to becoming an annual event in the community.

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HEARINGS & APPEALS:

This is the date set for the final plat of Parkview Terrace & replat of portions of Sea View Add. & Sea View 2nd Add. in the area of both sides of McBride St. between Orchard and Ferdinand Street.

Mr. Buehler, Director of Planning, explained that all conditions of the preliminary plat have been met and approved by the Council December 16, 1969. A portion of the property involved in this plat was previously platted, thus a replat in addition to the final plat is required, he added. He noted also that Resolution No. 20692 on the agenda this evening will formally approve the Final Plat and Replat.

No one appearing and no protests being made, Mr. Jarstad moved that the final plat of Parkview Terrace and replat of portions of Sea View Add. & Sea View 2nd Add. be approved. Seconded by Dr. Herrmann. Voice vote was taken. Motion carried.

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RESOLUTIONS:

Resolution No. 20657 (postponed from the meeting of May 12th)

Authorizing the purchase of certain real property at 1334 Commerce & 1333 Broadway in the Urban Renewal Project Wash. R-14 from Olga H. Warwick for the sum of \$7,250.

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

Mr. Zatkovich explained that Mrs. Warwick has now indicated she wants to sell

the property to the City as the negotiations which she thought would bring her a better return have not materialized.

Mr. Sullivan, Urban Renewal Director, explained that Mrs. Warwick talked with Mr. Fredricks of the Urban Renewal Dept. today and asked that the matter be decided by the Council this evening.

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

Ayes 7: Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston.
Nays 2: Banfield and Cvitanich. Absent 0.
The Resolution was declared passed by the Chairman.

Resolution No. 20686

Authorizing the release of property in the area of vacated I Street north of Center to Mrs. Irene Manthou.

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

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

Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston.
Nays 0. Absent 0.
The Resolution was declared passed by the Chairman.

Resolution No. 20687

Authorizing the proper officers to accept a gift of property of two lots located in the Loveland area which will be utilized as a substation location or storage site from Mrs. R. B. Irish of Walnut Creek, California.

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, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston.
Nays 0. Absent 0.
The Resolution was declared passed by the Chairman.

Resolution No. 20688

Authorizing the execution of a supplemental lease to Robert & Genevieve Bargewell to increase the rental for certain lands between So. 45th & 47th Sts. east of South Tacoma Way from \$75.00 to \$100.00 per month from June 1, 1970 to May 31, 1975.

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 Johnston.
Nays 0. Absent 0.
The Resolution was declared passed by the Chairman.

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Resolution No. 20689

Approving the replat of Southern Pacific Town Company's 1st Addition to Steilacoom.

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20690

Authorizing the intent of the City of Tacoma to cooperate with Pierce County for the treatment and disposal of sewage from the University Place area.

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

Mr. Schuster, Director of Public Works, explained this resolution reaffirms former City Council action with regard to the intent of the City of Tacoma to provide sewage treatment facilities for sewage from the University Place area. The resolution also refers to a future agreement with Pierce County instead of the University Place Sewer District.

Mr. Schuster further informed the Council that the Board of County Commissioners plan to make application for funds granted by the Washington State Pollution Control Commission to construct some facilities and feel that the passage of this resolution would greatly expedite their ability to provide sewer service to this area.

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

Ayes 8: Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

Nays 1: Banfield. Absent 0.

The Resolution was declared passed by the Chairman.

Mr. Cvitanich requested that Resolution No. 20691 be placed verbatim in the Minutes:

"WHEREAS, the Council, pursuant to Resolution No. 19625, authorized the execution of an agreement between the City of Tacoma and the State of Washington, acting by and through its Department of Public Assistance, wherein the City of Tacoma was designated as a food stamp issuing agent for the sale of food stamps for low income persons and families in connection with the food stamp plan promulgated by the United States Department of Agriculture and the State of Washington, and

WHEREAS, subsequent to the adoption of said resolution, other agencies in the Tacoma area have discontinued the sale of said food stamps so that the work load in the office of the Treasurer of the City of Tacoma has been substantially increased, and

WHEREAS, the money received by the City of Tacoma for the processing of said food stamps does not cover the costs of administering said program, and

WHEREAS, because of the increase in the sale of said food stamps, it

appears that many regular citizens and customers of the City of Tacoma wishing to pay utility bills and obligations to the City of Tacoma are now required to wait long periods of time because of the congestion caused by the sale of said food stamps and, because of said long delays, have registered frequent complaints to the Treasurer's office, and

WHEREAS, it appears in the best interests of the City of Tacoma to discontinue said food stamp sale; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the Council of the City of Tacoma does hereby determine to cease the handling of the food stamps as an issuing agent of the State of Washington and does hereby determine to rescind and abrogate the agreement authorized pursuant to Resolution No. 19625, all in accordance with the provisions thereof relating to termination.

BE IT FURTHER RESOLVED that the proper administrative officers of the City of Tacoma be and they are hereby directed to notify the proper officers of the State of Washington of the intention of the City of Tacoma to rescind and terminate said agreement at the earliest opportunity."

Dr. Herrmann moved that the resolution be adopted. Seconded by Mayor Johnston.

Mr. Oles, City Manager, explained the resolution is designed to relieve the City of a burden which has become difficult and has interfered with the City's service to the public. If the action suggested in the resolution is not approved it will be necessary to employ one or more persons to do work for which no compensation is received. He felt this was an important matter and the City should be relieved of a situation that is someone else's business.

Mr. Cvitanich asked if the City will continue to provide the service until such a time as the State finds other facilities.

Mr. Oles stated that it will take sixty days before a change can be made and the Treasurer's office will take care of the sale until that time.

Mr. Cvitanich quoted from a transcript of the Murray Morgan broadcast, May 18, 1970: "and a resolution by Cvitanich's finance committee which would end the City's cooperation in the sale of food stamps for low income persons and families in connection with the Dept. of Agriculture in the State of Washington Food Stamp program. The resolution says that lines are getting too long and they interfere with people trying to pay their utility bills". Mr. Cvitanich explained he was not the author of this particular resolution nor was the Finance Audit & Investigating Committee.

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20692

Approving the Final Plat of Parkview Terrace and replat of portions of Sea View Addition and Sea View 2nd Addition in the area of both sides of McBride Street between Orchard and Ferdinand Streets.

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

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20693

Amending Rule IV, Section 6.07.030 of the Official Code relative to rates charged by ambulances.

Mayor Johnston moved that the resolution be adopted. Seconded by Dr. Herrmann.

Mr. Harold M. Tollefson, Attorney, representing Oliver Taxi and Ambulance Service, Inc. and Yellow Ambulance Service, explained that representatives of the cab companies had met with the Council's FA&I Committee regarding rates for ambulances dispatched by the police department. He stated that at that time the finance committee asked the City Manager to obtain further information before Council takes action on the matter.

Mr. Tollefson explained that a communication had been forwarded to the Council by Mr. Clark, President and Manager of the Yellow Cab Company, pointing out the problem with regard to the ambulances as well as the problem in regard to taxicabs. Mr. Tollefson further pointed out that many of the police calls are cancelled before an ambulance can reach the scene, therefore, no charge can be collected on about 20% of the police calls and this rate increase proposal was prompted by rising labor and equipment costs. The request for a raise to a \$35.00 base fee has been requested. These ambulance rates are also established in all major cities of the Northwest, he added.

Mr. Tollefson explained that the rate increase is needed in order to maintain the service and replace equipment which is not being done at the present time.

Mr. Dean felt that if the Council would allow this raise in rate to \$35.00 from \$28.00, it would also in effect raise the rate on calls other than police calls within the entire City.

Mr. Tollefson stated that Mr. Clark of the Yellow Cab Co. informed him that the police rate normally is used as the private rate, but it is up to the ambulance company.

Mayor Johnston felt it is a very critical matter if the ambulance companies cannot replace equipment and are operating on depreciation. He asked Mr. Oles, City Manager, if he had obtained further information.

Mr. Oles explained that in the neighboring communities it has become necessary to increase the rate in order to assure the continuance of service. He agreed that if the equipment is not replaced, a critical situation could develop.

Mr. Finnigan felt this 25% increase was reasonable as the rate has not been raised since 1966.

Mr. Zatkovich did not feel that the ambulance companies could be losing money. He asked what the average ambulance call entails.

Mr. Clark, representing Yellow Cab Co., stated that the \$35.00 rate is the basic fee for sending the ambulance with two men to the scene; it also includes all the equipment in the ambulance. He said the average trip takes care of only one patient.

Mr. Zatkovich did not feel the City Council should approve such a rate because it seemed to be the policy of the companies to then charge the same rate for a private ambulance call. He did not think this was proper.

Mr. Cvitanich explained the FA&I Committee held a public hearing on this matter. One of the uppermost problems is the fact that dispatched police ambulances are cancelled. The other concern was the method of distribution of the call-outs of the ambulances. One operator told the committee that he was making a profit at the

established rate. The committee had asked Mr. Oles to submit additional information on the matter and until this is done Mr. Cvitanich said he could not approve such a resolution.

Mr. Jarstad inquired as to the quality of the equipment in the ambulances.

Mr. Clark explained that the companies are constantly training their men and the equipment is superior. He felt Tacoma has the finest ambulances in use with the exception of some in California.

Mr. Tollefson explained that all the detailed information had been submitted to Mr. Oles at two different meetings. Mr. Tollefson also assured the Council that the \$35.00 rate requested was not out of line as it compares with rates of other cities.

Mr. L. Ray Scott of L. Ray's Ambulance Service, explained that the smaller operators are making a profit and he felt the larger operators, with better management, could make a profit also.

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

Ayes 4: Finnigan, Herrmann, Jarstad and Mayor Johnston.

Nays 5: Banfield, Cvitanich, Dean, O'Leary and Zatkovich. Absent 0.

The Resolution was declared LOST by the Chairman.

Resolution No. 20694

Any agreement made by the City Council regarding negotiations with the Arbitration Committee regarding labor disputes over settlements as reflected in the 1970 budget shall be effective as of May 25, 1970.

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

Mr. Oles, City Manager, explained this resolution only points out whatever decision the Council renders in relation to the provisions relative to wages and working conditions will become effective on May 25th, 1970.

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

Ayes 8: Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

Nays 1: Banfield. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20695

Authorizing the proper officers to execute a written contract with International Training Consultants, Inc. to provide assistance in preparing a Comprehensive Model Cities Plan for the designated Model Neighborhood area of the City.

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

Mr. McCormick, City Attorney, explained a corrected copy of the resolution has been submitted which provides for approval by 'the proper officials' of the Department of Housing and Urban Development and deletes the designation of 'Urban Renewal Administration', which was an improper designation of administrative authority.

Dr. Herrmann moved to accept the amended resolution as submitted. Seconded by Mr. Finnigan. Voice vote was taken. Motion carried.

Mr. Palmquist, Assistant Director of the Model Cities Program, explained this resolution permits the hiring of the International Training Consultants, Inc. for a period of not more than sixty days to assist them in the preparation of the final document which is the first-year action plan.

Mr. O'Leary asked that the city Manager direct the Legal Dept. to submit an opinion as to who is responsible for the Model Cities Program, the City Manager or the City Council.

Mr. McCormick, City Attorney, explained that his understanding of the ordinance is that the City Council is responsible for the Model Cities Program. However, if the Council desires the program to be the responsibility of the City Manager, then the ordinance will have to be amended. He stated he would submit an opinion on the matter as requested.

Mrs. Banfield felt that more results should be apparent for the amount of money that has already been spent relative to the model cities planning program. She wanted more figures before another phase of the Model Cities Program is approved.

Mr. Cvitanich asked that Mr. Oles find out how the contribution of approximately \$26,000 has been utilized in relation to the Model Cities Program.

Mr. Oles said he would submit a report.

Mr. Palmquist explained that the \$26,000 is a portion of the in-kind contribution the City gives in the way of staff time, salaries, etc., which is its share of the Model Cities Planning year effort. This includes the Planning Dept., Finance Dept. and any other City department which contributes their staff time and service during the planning year.

Mayor Johnston explained this program has not changed. The in-kind contribution by the City staffs was an initial part of the program and the request for a consultant firm's assistance is entirely proper.

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

Ayes 6: Dean, Finnigan, Herrmann, Jarstad, Zatkovich and Mayor Johnston.

Nays 3: Banfield, Cvitanich and O'Leary. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20696

Fixing Tuesday, June 2nd at 7 P.M. as the date for hearing for rezoning of the north side of So. 12th between Proctor and Adams Streets from an "R-2" to an "R-4-L" District. (petition of Gus J. Paine)

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

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20697

Fixing Tuesday, June 2, 1970 at 7 P.M. as the date for hearing for the rezoning of the southwesterly side of Center Street between Cheyenne and Tyler Streets from an "R-2" and "R-4-L" to an "R-5" District. (petition of S. D. Wattles.)

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

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20698

Fixing Tuesday, June 16th at 7 P.M. as the date for hearing on the amended Urban Renewal Plan for Fawcett Project, No. Wash. R-3.

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

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20699

Fixing Monday, June 22nd at 4 P.M. as the date for hearing for L.I.D. 4938 for paving on So. 10th from Mason to Stevens and other nearby streets.

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

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 19120

Establishing the new rate schedule for electric service for customers within the service area of the former Loveland Mutual Company.

The ordinance was placed in order of final reading.

Ordinance No. 19121

Amending Chap. 13.06 of the Official Code to add a new section 13.06.065-92 to include property on the east side of Pacific Ave. at So. 80th St. extended in an "R-4-L" District. (petition of Hugh Barden)

The ordinance was placed in order of final reading.

Ordinance No. 19122

Amending Section 12.12.010 of the Official Code to change the transit fares for school children within the City to twenty cents, effective as of July 1, 1970.

The ordinance was placed in order of final reading.

Ordinance No. 19123

Amending Section 12.12.090 of the Official Code relative to transit rates for Senior Citizens.

A revised ordinance was submitted to the Council, dated May 19, 1970, which

changed the title of 12.12.090 to Identification Card and Fare instead of Monthly Passes.

Dr. Herrmann moved to accept the substitute ordinance. Seconded by Mr. O'Leary.

Voice vote was taken. Motion carried.

Mr. Oles, City Manager, advised the Council that Mr. Hendry, Transit Director, attended a meeting in San Francisco and, as requested, explored their system in regard to Senior Citizens' bus transportation. Mr. Oles further advised that a survey was made whereby Senior Citizens riding the buses indicated their choice of bus pass plans. Since the vote on the various plans was fairly equal, Mr. Oles asked that the Council adopt the plan proposed in the ordinance which will entitle any resident of the City of Tacoma over the age of 65 to purchase a permanent identification card for the sum of \$1.00, which, upon presentation to the bus driver, will entitle the owner to ride upon any and all Tacoma Transit System buses at any time upon payment of a ten-cent fare.

The ordinance was placed in order of final reading.

Ordinance No. 19124

Amending Title 6 of the Official Code relative to licensing of small loan companies.

The ordinance was placed in order of final reading.

Ordinance No. 19125

Amending Section 6.52.130 of the Official Code relating to licensing taxicabs in the City limits of Tacoma.

Mr. O'Leary moved to postpone Ordinance 19125 to first reading in two weeks, until June 2nd, 1970. Seconded by Mr. Zatkovich. Voice vote was taken. Motion carried.

Mr. Tollefson, Attorney representing the taxicab companies, stated additional written information will be submitted to the Council before the ordinance is again on the agenda.

The Ordinance was postponed to First Reading on June 2nd, 1970.

FINAL READING OF ORDINANCES:

Mr. O'Leary moved to suspend the rules to consider Ordinance 19108 which is not on the agenda. Seconded by Mrs. Banfield. Voice vote was taken. Motion carried.

Ordinance No. 19108

Amending the Official Code by adding Chapter 1.25 relative to creating a Human Resources Council.

Mrs. Banfield moved to accept the revised ordinance dated May 19th, 1970, which changed the name from the Human Resources Council to the Economic Opportunity Board. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried.

Mrs. Banfield then moved that on page 1, under section 1.25.101, 7th line down after the word 'officials', that the words 'or their designees' be added to the sentence. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried.

Mrs. Banfield moved that on page 2, section 1.25.050, 2nd line, after the

words ' Vice President' add the following: ' one of its members Secretary, and one of its members Treasurer,' Seconded by Mr. O'Leary. Voice vote was taken. Motion carried.

Mr. Cvitanich pointed out that there will be seven elected officials and seven people representing the poor. These fourteen persons will designate the other seven who will make up the remainder of the twenty-one (21) members of the Board, he added.

Mrs. Banfield also moved that on page 2, under section 1.25.060, that the 3rd paragraph be placed in the ordinance under section 1.25.070, on page 3, as the last paragraph before section 1.25.080, which will be determined to be item 7. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried.

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

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

Nays 3: Finnigan, Herrmann and Mayor Johnston. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19111

Vacating So. 57th from Mullen to Gove Street. (petition of Donald J. Golden)

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

Ayes 8: Banfield, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

Nays 1: Cvitanich. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19112

Providing for the improvement of L. I. D. 4911 for paving on East "J" from East 40th south 300 feet and other east side streets.

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

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

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19113

Providing for the improvement of L I D 4915 for paving on Gove from No. 35th to No. 37th and other nearby streets.

Mr. Robert Sparling, Chief of the Engineering Division, Public Works Dept., explained that the L I D Committee of the Council had recommended that paving on Mullen from No. 45th to No. 46th as well as storm drainage line only in No. 45th Street from Ferdinand St. to Mullen St. be deleted from the L I D as the remonstrance was over 57.5%. However; within the last week a number of property owners have changed their votes and the new protest percentage is now 42.5%.

Mr. O'Leary moved to re-instate the following in the L I D: Mullen Street from No. 45th St. to North 47th St. and storm drainage line only in No. 45th St. from Ferdinand Street to Mullen. Seconded by Mrs. Banfield. Voice vote was taken. Motion carried.

Mr. Hamilton, Chief Assistant City Attorney, suggested that the ordinance be postponed a week as the Legal Dept. will have to also re-insert the legal descriptions of the previously deleted sections.

Mr. Cvitanich moved to postpone ordinance No. 19113 for one week, until May 26th, 1970. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried.

The Ordinance was postponed until May 26th, 1970.

Ordinance No. 19114

Providing for the improvement of L.I.D. 4937 for paving on Warner St. and Lawrence St. from So. 74th to So. 76th; Pife from So. 72nd to So. 74th and other nearby streets.

Mr. O'Leary asked Mr. Sparling to explain to the Council why the committee recommended omitting the storm drainage charges on property along Montgomery St.

Mr. Sparling said the two streets to be paved in this unit of the L I D are Warner and Lawrence Sts. from 74th to 76th Street. A storm drain will run along 76th St. from Warner to the alley east of Montgomery. In order to properly grade, curb and pave these two streets, it will be necessary to construct catch basins in the intersections at 76th Street. However, at the intersection of Montgomery and 76th St. only a pipe, not a catch basin, will be installed.

Mr. O'Leary stated he had explained at the L I D Committee meeting that if at the time the final assessment rolls are before the Council for passage, anyone feels their property did not derive any benefit from the storm line, they could again protest.

Mr. Drake of 7427 So. Warner presented a petition against the L I D with the signatures of four property owners .

Mrs. Thelma Miller explained she had paid a \$200 deposit for water mains in 1969 and she asked that it be returned to her.

Mayor Johnston asked that Mr. Oles, City Manager, check into this matter.

Mr. Oles explained that the \$200 is in a trust fund in the Water Division for future water mains.

Mr. Hamilton, Assistant Chief City Attorney, explained that a number of years ago the City prohibited shoe-string water mains. In order to overcome that objection, the City devised a manner whereby if a person obtained a shoe-string connection for standard service, they were permitted to hook onto a main by paying a deposit of \$200 toward any L I D for water mains that the Water Division may hereafter construct. The deposits are in a Trust Fund in the City Treasurer's office and the receipt is recorded in the office of the County Auditor. The money will be credited to the property owner when a water main is installed. This, however, is a storm drain line and has no connection whatever with a water main, he added.

Mr. O'Leary asked Mr. Sparling for the percentage of protests now after recording the remonstrances voiced at this meeting.

Mr. Sparling explained it would raise to approximately 30%.

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

Ayes 8: Banfield, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston.

Nays 1: Cvitanich. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19115

Approving and confirming the assessment roll for L I D 3683 for sanitary sewers in Waterview Street from No. 43rd to No. 49th Street.

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

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

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19116

Approving and confirming the assessment roll for L I D 4855 for paving on Washington from So. 11th to 12th and other nearby streets.

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

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

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19117

Approving and confirming the assessment roll for L I D 4857 for paving on No. 14th from Stevens to Ferdinand; Monroe from No. 34th to No. 37th and other nearby streets.

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

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

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19118

Approving and confirming the assessment roll for L I D 5418 for water mains in Willow Way from Marine View Dr. to Upland Terrace and other nearby streets.

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

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

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19119

Approving and confirming the assessment roll for L I D 5456 for water mains in Bridgeview Dr. from Narrows Dr. to No. 27th and other nearby streets.

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

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

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

Mr. Cvitanich moved to suspend the rules to consider an item which had been discussed by the Council before this formal meeting. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried.

Mr. Cvitanich explained that the Management Committee met with the Labor organizations and a number of recommendations have been submitted to the Council. He requested that an ordinance be submitted spelling out these recommendations. Secondly, he asked that the Management Committee and the Legal Dept. meet with the various Labor representatives in regard to the proposed ordinance as well as have a resolution prepared setting up the procedure for future wage negotiations. 245

Mr. Oles, City Manager, explained that the suggestions made by the management team could be placed in a resolution and he would request the Legal Dept. to do so.

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Mayor Johnston requested that the rules be suspended to allow a letter from Homer King to be read to the Council. Seconded by Mr. Dean. Voice vote was taken. Motion carried.

The communication was read by the Deputy City Clerk and it requested that the City not demolish a building in the downtown area at 1523 Broadway as the building's owner plans to repair the building.

Mayor Johnston asked that Mr. Oles take the request under advisement.

Mr. Oles, City Manager, explained he had been abreast of this situation for four months. In order not to be in violation of the federal grant the City has less than 30 days to begin demolition of the building. The grant is in the amount of approximately \$100,000 and is being used for the demolition of buildings that were determined to be dangerous. He noted that all demolition has been completed with the exception of this building. He added that Mr. King had assured him that in May he would be able to obtain a responsible engineering estimate or survey to show that the building could be made safe. Mr. Oles said he had assured Mr. King that if this could be done within the time limitation, this would be acceptable to the City. However, he could not recommend that any more time be allotted as the City would have to repay the federal government the \$100,000 grant if the terms of the contract are not met.

Mr. King asked for more time to arrange financing for the repair project as suggested by the engineers.

Mr. Hamilton, Chief Assistant City Attorney, explained that it was his understanding that the matter is presently before the Courts and the trial Judge gave Mr. King until Monday to present to the trial court a duly executed contract with a firm which would handle the repairs. This will in all probability determine whether the Court grants the City the right to demolish the building. He suggested that the Council not act on the matter until the determination of the Court is known.

Mayor Johnston thanked Mr. Hamilton for the information and explained to Mr. King that the Council cannot act at this time.

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Director of Public Utilities presented the assessment roll for the cost of L I D 5483 for water mains in McBride St. from Orchard to Ferdinand St.

Fixing Monday, June 22 at 4 P. M. as the date for hearing.

Mr. Finnigan moved that Monday June 22 at 4 P.M. be set as the date for hearing on the assessment roll for L I D 5483. Seconded by Mrs. Banfield. Voice vote was taken. Motion carried.

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Mayor Johnston appointed Mr. Cvitanich, Mr. Zatkovich and Dr. Herrmann to the L I D Committee for June, July and August, 1970.

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Mr. Cvitanich reported that a meeting had been held Monday in regard to the acquisition of the San Mateo Ferry. He mentioned that the Park Board is unanimous in its approval that the City endeavor to acquire the ferry and the Park Board has a piece of property they will make available to the City. The Port Commission is prepared to cooperate in any way they can. Representatives of the Propeller Club were also at this meeting. He thought that a joint venture of the Port Commission, Park Board and the City could be arranged and then their desires forwarded to the State officials. 247
279

Mr. O'Leary moved that a letter of intent be sent immediately to the proper authorities at the State level concerning the purchase of the San Mateo Ferry. Seconded by Mr. Jarstad. Voice vote was taken. Motion carried.

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Mr. Cvitanich explained that several weeks ago the FAI Committee met with a group representing the Banking Association and they distributed copies of their particular position to the committee. The Council has also discussed the matter and since an attorney representing them is present this evening, any suggestions made by the Council should be given to him at this time.

Mr. Pat Comfort, Attorney, representing the National Bank of Washington, explained that based on the 1970 estimates, the tax imposed would bring the City approximately \$290,000 in revenue. This figure is far above the \$100,000 that had been previously estimated, he added. He also stated that they felt the ordinance was passed on April 7th to levy a tax on 1% of gross revenues of banks and saving and loan institutions, without consideration for the financial impact it would create.

Mr. Comfort requested that Ordinance No. 19069 be rescinded. He hoped that the Council's FAI Committee would review the matter and submit further recommendations to the entire City Council. 279

Mr. Jarstad asked Mr. McLennan, Director of Tax and License, how he had projected the estimated \$100,000 figure.

Mr. McLennan explained that his expectation of what the revenue would amount to was only a guess because there had been no prior experience to base it on. He said they would be glad to work with anyone so a representative amount can be determined.

Mr. Jarstad felt that the banks should now submit data on what the exact effect of the tax will be.

Mr. Comfort informed the Council that a stockholder could very well contest the validity of any tax imposed. He reiterated that the banks had not had an opportunity to present their position before the Council levied the tax.

Mr. Finnigan felt it would be proper to discuss the matter and obtain the actual figures and then recognize whether there should be an adjustment made. He noted that his prior contention was that a 1% tax was too great to levy all at once.

Mayor Johnston asked that Mr. Oles, City Manager, direct Mr. McLennan to meet with the officials of all the elements of the banking profession or their representatives and then further material can be presented to the Council showing the total picture.

Mr. James Gallagher, Attorney for the Puget Sound National Bank, pointed out the banks need further direction so they may present the correct figures required by the Council.

Mr. Oles explained he would endeavor to follow these instructions.

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Mr. Cvitanich explained a letter had been received from Toney Shelton, Secretary and Business Manager of the Tacoma Public Schools, requesting that the City transfer title to land which is near the new Foss High School so that construction may proceed. Mr. Cvitanich said he observed that they wish the title to the land, but have not mentioned any price. He noted, however, that the schools charged the City for property when Union Avenue was to be widened. He asked that Mr. Oles check into the matter.

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Mr. O'Leary stated that a letter had been received from Mrs. Loraine Fournier asking why Lincoln Avenue had been blocked off for two years. He informed the Council that a waterway has been extended as planned, and that is the reason for barricades on Lincoln Ave.

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Mrs. Banfield informed the Council that the Educational Task Force is having an all-day session relative to a course in the concept of planning. The Model Cities program grant is to re-imburse persons who attend the meeting when their employers do not pay their day's wages. She felt this was not the proper way of spending taxpayers' money.

Mrs. Banfield also mentioned a program for junior high school dropouts and expressed doubt about the extent of the dropout program at that age level.

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Mrs. Banfield mentioned that she was still concerned that buildings in the urban renewal area are still being taken off the tax rolls and consequently, the taxpayer is paying more taxes. She did not feel the improvements in the area compensate for such a program.

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Mr. Zatkovich explained that a letter from Mr. John Zelenak had been received with reference to his complaints and suggestions which were presented before the Council at last week's meeting relative to the Transit System. In this letter, Mr. Zelenak asked what the Council intended to do about his suggestions.

Mr. Zatkovich suggested that a transcript of Mr. Zelenak's speech be sent to the Director of the Transit System so it could be posted on the bulletin board and called to the attention of the drivers.

Mr. Oles pointed out that Mr. Zelenak's speech did point out a number of good suggestions, however, he said, he has asked Mr. Zelenak to submit this in writing so specific recommendations could be made to the Council.

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Mr. Cvitanich said, since the City is to be a CAP Agency he wished the Council to know that a number of Mayors in major U. S. Cities have been requested to make application for federal funds to hire a professional manpower planning staff. If this is done, one person would be a coordinator for all the programs such as Model Cities, Urban Renewal etc. He thought this was a matter which the Council should consider.

Mayor Johnston stated he would contact the proper authorities for further information.

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Dr. Herrmann left at this time.

COMMITTEE REPORTS:

Mr. Cvitanich explained that all members of the Council received copies of the proposal submitted by four auditing firms and the FAI Committee's recommendation is that the audit be awarded to Peat, Marwick, Mitchell & Co. This company will work as a joint venture with Knight, Vale & Gregory who are very familiar with the local situation. He hoped that the Council will take action on the matter this evening.

217
295

234
231

Mayor Johnston moved to continue the matter for two weeks. Seconded by Mr. Jarstad. Roll call was taken, resulting as follows: Ayes 2: Jarstad and Mayor Johnston. Nays 6: Banfield, Cvitanich, Dean, Finnigan, O'Leary and Zatkovich. Absent 1: Herrmann. Motion LOST.

Mr. O'Leary moved that the proposal of Peat, Marwick, Mitchell & Co. in a joint venture with Knight, Vale and Gregory be accepted to audit the City of Tacoma. Seconded by Mr. Cvitanich. Roll call was taken, resulting as follows: Ayes 7: Banfield, Cvitanich, Dean, Jarstad, O'Leary, Zatkovich and Mayor Johnston. Nays 1: Finnigan (abstaining). Absent 1: Herrmann. Motion carried.

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Mr. Cvitanich announced that a public hearing is to be held on Wednesday, May 20th at 8:00 P.M. regarding Sea Coast Management to be held at the Port of Seattle's offices. He also announced that a Committee meeting on Commerce, Industry and Space will be held on May 22nd at 8 P. M. at the Port of Seattle in regard to the gas and oil leases. 245
277

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REPORTS BY CITY MANAGER:

Mr. Oles, City Manager, reported that in reply to the Council's request an inter-departmental communication had been received from the City Attorney in regard to the reported violations of State Recall Procedures. 248

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Mr. Oles mentioned that the weekly report of Juvenile Curfew Violators has been submitted.

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Mr. Oles mentioned the report regarding the State Route No. 16, So. 19th St. interchange has also been submitted with pertinent information.

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Mr. Oles noted there was a question raised relative to the compatibility of the Fire Code and the Building Code. Mr. Schuster, Public Works Director, stated that no conflicts exist between the Fire Code and the Building Code. He also said that the two offices work well together and often make joint inspections. James Reiser, Fire Chief, has submitted a memorandum on the matter. 244

Mrs. Banfield felt that something must be done as the apartment buildings with no fire escapes certainly should not be approved.

Mr. Oles explained he could submit a more detailed report.

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Mr. Oles said that a question was raised about the police automobiles being purchased other than on a bid basis. He advised that he had checked and all purchases are made on a bid basis and they have been compared with the State's price list. Mr. Menconi, Purchasing Agent, is of the opinion that there is nothing to be gained as the City has done better than the State in purchasing the automobiles, he added. Mr. Menconi has a report on the figures. 244
278

Mr. O'Leary requested that he be given a copy of such a report. He also requested that a report be made to the Council relative to all equipment on the police

cars.

Mr. Oles said he realized that a material difference might be noted. However, he would submit these reports to the Council.

Mr. Oles mentioned that at the present time there is a light in the Council Chambers which flashes to indicate incoming telephone calls. Calls from the switchboard on extension 391 are now to be sent to the Council Chambers as requested. This will alleviate the matter of another extension.

244

Mr. Oles said he had checked the matter of the County-City Building space and he felt that if the Health Dept could be transferred to the NP Hospital Building, the problem of space would be solved until sometime in the future.

Mr. Cvitanich explained it was his understanding that space is also available at the old County Hospital as the organization who purchased it is only occupying one floor. He felt that the Building Committee and the County Commissioners should give serious consideration to also moving the County Coroner's office to that building. He felt that the cost of rehabilitating the NP Hospital would be exhorbitant. He also felt that before the Council commits itself, the facilities at the County Hospital on Pacific Ave. should be explored.

Mr. Oles stated he would look into this matter.

Mr. O'Leary explained that the Health Director is contemplating building a new facility on the south side of the old County Hospital. He asked that Mr. Oles investigate this possibility.

Mr. Oles stated he would also look into that matter.

Mr. Oles said he has been trying to expand the present occupancies at the Tacoma-Industrial Airport. However, in order to do this, he felt that the present Airport Manager should be given more freedom of action as well as hiring some maintenance personnel. This would allow the Airport Manager to be able to make contacts for new business. Therefore, at a later date he would be submitting for the Council's consideration a personnel acquisition which would alleviate part of the load that is now being carried by the Airport Manager.

Mr. Cvitanich felt the present Airport Manager should be encouraged to sell the Airport and bring in new business which is vitally needed.

99/10/26

COMMENTS BY MEMBERS OF THE COUNCIL:

Mayor Johnston announced that a joint meeting of the City Council and the Human Relations Commission will be held on Thursday, May 21, 1970, at 4 P. M. in the City Council Chambers.

Mayor Johnston announced that a joint meeting of the City Council and the Model Cities Executive Board is also scheduled for Thursday, May 21, 1970, at 7 P. M. in the City Council Chambers.

Mayor Johnston requested that he be excused from the Council meeting of May 26th, 1970.

Mr. Cvitanich moved that the Mayor be excused from the meeting of May 26, 1970. Seconded by Mr. Dean. Voice vote was taken. Motion carried.

Mr. Cvitanich explained that a piece of property in Old Town by the Northern Line Machinery Co. has been discussed many times over the past number of years. It is an ideal spot for a small boat launching facility. About two years ago, Mr. Drake, a City employee, spearheaded a drive that would allow the City employees to construct such a launching facility on their days off. However, this has never been consummated. He asked that the Council give some direction at this time. ✓

Mr. Cvitanich moved to undertake getting the project started as soon as possible. Seconded by Mr. O'Leary. Voice vote was taken. Motion carried. 279

Mr. O'Leary asked about the insurance coverage.

Mr. Hamilton, Chief Assistant City Attorney, explained he would check into the matter of insurance relative to the personnel as well as equipment that would be used on this project, but this will take some time to accomplish.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK :

- a. American Transit Association Regional Conference attended by D. P. Hendry Director of Transit Dept. from May 4th thru 6th.
- b. Western States Crime Conference attended by H. White, Det., and R. W. Six, Det., of the Police Dept. on May 4th thru May 6th.
- c. Western Regional P. P. A. Conference attended by Stanley Bixel, Personnel Director, from April 19 thru 22, 1970.
- d. P. & A. Claim - 606-70-10 (41) submitted by Frank Evans, Director of Tacoma Civil Defense.
- e. Model Cities Program - monthly financial statements & funds requisition.
- f. Selection & Evaluation Board meeting agenda for May 11, 1970.
- g. City Planning Commission minutes for May 4th.
- h. Board of Adjustments minutes for April 9th.
- i. Human Relations Commission minutes for April 16th.
- j. Report from Salt Line Division for March 31, 1970.
- k. Tacoma Police Dept. report for April.

Placed on file.

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Mr. O'Leary moved to adjourn the meeting. Seconded by Mr. Dean. The meeting adjourned at 12:35 A.M., May 20th, 1970.


Gordon N. Johnston - Mayor

Attest: Catherine Ursich
Catherine Ursich - Deputy City Clerk