

CITY COUNCIL MINUTES

City Council Chambers
Tuesday, November 12, 1968

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

Present on roll call 8: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Lurtland and Mayor Rasmussen. Absent 1: Mr. Zatkovich.

The Flag Salute was led by Mr. Finnigan.

Dr. Herrmann moved that the minutes of the meeting of Oct. 29th, 1968 be approved as submitted. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

HEARINGS & APPEALS:

a. This is the date set for hearing on the vacation of Kellogg St. between Villard and Orchard Sts., submitted by Don McGoldrick, et al.

Mr. Buehler, Director of Planning, explained that this vacation and the following rezoning request deal with the same piece of property. Mr. McGoldrick and Mr. Bell intend to construct a 38-unit apartment complex. The Planning Commission recommends this vacation since the right-of-way is not anticipated to be developed for future use, and the vacation will eliminate the double frontage situation, allowing for a more suitable development of the adjacent lands. All abutting property owners have requested that this street be vacated, he added.

Mr. Finnigan moved to concur in the recommendation of the Planning Commission to approve the vacation and an ordinance be drafted approving same. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

b. This is the date set for hearing for rezoning of the north side of So. 12th between Villard & Orchard Sts. from an "R-2" to an "R-4-1" District, submitted by William Bell.

No one appeared to protest.

Mr. Cvitanich moved to concur in the recommendation of the Planning Commission to approve the rezone and that an ordinance be drafted approving same. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

PETITIONS:

a. Robert L. Hess requesting rezoning of the south side of So. 12th between Pine and Oakes St. from an "R-3" to a "C-2" District.

b. W. H. & W. T. Ostruske requesting rezoning of the easterly side of No. 11th and north and south side of D St. vacated from an "R-2" to an "R-4" District.

Referred to the Planning Commission.

COMMUNICATIONS:

Mr. Ben Johnston, President of the Tacoma Junior Chamber of Commerce, introduced six of the nine Miss Tacoma contestants for 1969 to the City Council. Mr. Johnston invited Mayor Rasmussen to attend the pageant and crown one of the contestants as Miss Tacoma for 1969, which is to be held on Nov. 30th at the Fellowship Hall at the Masonic Temple.

Mayor Rasmussen thanked Mr. Johnston and the contestants for appearing at the City Council meeting, and stated he would attend the pageant.

Mr. Buehler, Director of Planning, explained that the City Council had requested that the Residential Survey Manual be submitted to the Council before it is included in the residential survey portion of Tacoma's Community Improvement Program. He added, there are three forms that will be used in the residential evaluation.

Mr. Jack Creighton, Associate Planner, explained that this particular survey criteria form was developed from a Detroit, Mich. survey form which proved quite effective. He explained, during the rating there will be two persons in the car and at no time will it be necessary to leave the car. He explained when this survey is started they expect to place a notice in the papers to alert the citizens. He also explained that surveyors will check each other's work under the quality control procedure to be sure of obtaining the best results.

Mayor Rasmussen wondered why the dwellings with more than eight units and commercial industrial buildings are not surveyed at this time.

Mr. Buehler explained, these will be done separately as different criterias will be made and a different manual will be prepared.

Mayor Rasmussen stated the survey manual will be placed on file.

RESOLUTIONS:

Resolution No. 19930 (postponed from the meeting of Oct. 29th, 1968)

Authorizing the consent to the assignment of a leasehold agreement for a fixed-base operator from TideAir, Inc. to the Flightcraft, Inc.

A substitute Resolution No. 19930 was also submitted.

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Mayor Rasmussen explained that the one remaining area in the agreement which has not been agreed upon with Mr. Silas King of Flightcraft was the amount of rental on a square footage basis that was desirable.

Mr. Bott felt, since this contract is to be re-negotiated, as requested by TideAir Inc., that the matter should be delayed on the grounds that other parties are interested in the fixed-base operation and the Council should not act hastily.

Mr. Johnson moved that the resolution be postponed for two weeks, until Nov. 26th, 1968 so that further information may be obtained. Seconded by Mr. Bott.

Mr. James O'Hearn, attorney representing Mr. King, president of Flightcraft, remarked they have a contract with TideAir which is conditioned on obtaining the approval of the City of Tacoma to the assignment of their lease by the 15th of November. If this matter were to be postponed, Flightcraft's agreement with TideAir to take over their operation would be void. He urged the Council not to postpone the resolution.

Mayor Rasmussen felt that TideAir had voided its lease contract with the City, therefore, Flightcraft would still be able to negotiate with the City Council.

Roll call was taken on the motion to postpone the Resolution until Nov. 26th, 1968, resulting as follows: Ayes 4: Banfield, Bott, Cvitanich and Mayor Rasmussen. Nays 4: Finnigan, Herrmann, Johnson and Murtland. Absent 1: Zatkovich. Motion Lost.

Mr. Murtland moved to adopt the substitute Resolution No. 19930. Seconded by Mr. Finnigan.

Mr. Robert Hamilton, Acting City Attorney, explained the revisions in the agreement as discussed by the City Council at a special meeting on Nov. 6th, 1968.

Mr. Bott explained that criticism was heaped on the past Council for approving the previous airport lease agreement. The matter that is before the Council at this time is a transfer proposal. He felt more time should be taken and all possibilities should be explored before the agreement is signed.

Dr. Herrmann felt that the transfer to Flightcraft should be approved without delay.

Mr. Finnigan noted that TideAir had advertised for several weeks in flight publications in regard to the lease transfer and the City has been aware that TideAir has been interested for sometime in getting rid of its lease. No word has been received from anyone else and Flightcraft is a reputable firm. He felt it very proper to make this lease change.

Mr. Murtland felt that a rental fee increase from \$2,300 to \$3,071 is not out of line at the present time, and the City does have the right to review the lease every five years.

Mr. Phillips, Manager of the Airport, endorsed the proposed revised agreement of the fixed-base operator's lease to Flightcraft Sales, Inc.

Roll call was taken on the motion to adopt substitute Resolution No. 19930, resulting as follows: Ayes 4: Finnigan, Herrmann, Johnson and Murtland. Nays 4: Banfield, Bott, Cvitanich and Mayor Rasmussen. Absent 1: Zatkovich. Motion Lost.

Dr. Herrmann requested that his vote be changed to 'no' so that he could request reconsideration of the resolution at next week's Council meeting.

Resolution No. 19931

Adjusting salaries of employees hired on a temporary basis for major independent Urban Renewal Projects for the year 1969.

Mr. Johnson moved that the resolution be adopted. Seconded by Mr. Murtland.

Mr. James Wright, Urban Renewal Director, explained this is a formality which is presented to the Council each year that enables employees who are not regular employees and who are hired on a temporary basis for major independent urban renewal projects to be paid. The regular Pay and Compensation Plan of the City does not list these employees and does not provide for a salary increase. These salaries are paid out of project funds, not out of the City's General fund, he added.

Mr. Wright further explained that five project personnel positions are being eliminated for the year 1969.

The Resolution was passed by voice vote.

Ayes 7: Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen. Nays 1: Banfield. Absent 1. Zatkovich.

Resolution No. 19932

Authorizing a leasehold agreement with Frank Whiting for the former Larry Zwang property at the Tacoma Industrial Airport needed for expansion for the Airport.

Mr. Murtland moved that the resolution be adopted. Seconded by Mr. Finnigan. Mr. Cvitanich suggested that in the third paragraph of the resolution the words "Airport Manager" be changed to "proper officers of the City of Tacoma". Mr. Bott moved that the Resolution be so amended. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

Mr. Bott moved that all the blanks in the lease be filled in as follows: Paragraph 1, insert the words, 1st day of December 1963 and 30th day of November, 196 ; Paragraph 2, insert the words, 1st day of December; Paragraph 3, insert the amount of \$85.00. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

The Resolution as amended was passed unanimously by voice vote. Ayes 9; Nays 0; Absent 1, Zatkovich.

Resolution No. 19933

Fixing Tuesday, December 3rd, 1968 at 4 P. M. as the date for hearing for the pending text changes for offstreet parking space standards.

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

The Resolution was passed unanimously by voice vote. Ayes 8; Nays 0; Absent 1, Zatkovich.

FINAL READING OF ORDINANCES:

Ordinance No. 18677

Amending the Pay & Compensation Plan for the year 1969.

Mr. Murtland stated he has criticized a number of the pay increases made in the 1969 budget. However, he noted that he holds only the highest regard for both the firemen and policemen, who he felt are, perhaps, the finest in the State and the Nation. He added, this applies also to the other departments in the City as well as the Department Heads and their assistants who have been selected for the top offices in the State and Nation of their respective associations. However, it is still his opinion that the pay increases will have an inflationary affect on the wages and salaries in the Tacoma area.

Mr. Murtland continued, in recognition of the long and tedious hours spent on the budget, he would vote to adopt the 1969 Pay & Compensation Plan.

Mrs. Banfield questioned whether a proposal by Mr. Zatkovich relative to the appointive personnel being removed from the pay plan for civil service employees, should be brought up at this meeting.

After some discussion, Mr. Bott moved that the action proposed by Mr. Zatkovich to discuss the matter on Nov. 12th, 1968 be postponed for one week since he is not present at this meeting. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

Mayor Rasmussen announced the discussion on Mr. Zatkovich's proposal will be placed under unfinished business on next week's agenda.

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Mr. Cvitanich mentioned that several changes in the fringe benefit program have been discussed and are to be submitted to the Council before the first of the year.

Mr. Rowlands, City Manager, stated the recommendations on fringe benefits will be submitted to the Council as soon as possible.

Mr. Cvitanich felt it was the consensus of the majority of the Councilmen that \$10,000 would be the maximum in regard to life insurance for City personnel.

Mr. Cliff Erdahl, Director of Utilities, explained that the Joint Labor Committee had agreed to the original plan as proposed. However, he understood that the Management team would have figures at the various levels to present to the Council on this matter.

Mrs. Banfield brought up the matter of the phasing out of the radio engineer's position relative to the compensation plan.

Mr. Hamilton, Acting City Attorney, explained that their staff is still exploring this matter. However, this position will not be affected during 1969 for the reason there will be men who will continue to be radio engineers, and as long as that classification still exists, the retired men are in a position to avail themselves of the escalation provisions of the pension plan. This matter should be resolved sometime during 1969, he added.

Mr. Fred VanCamp, Representing the Civil Service League, explained that his questions had been answered satisfactorily by the City Personnel Dept. He thanked the City Council for their considerations in behalf of the City Employees.

Mayor Rasmussen said he believed the Council probably would not have increased some of the salaries if it had taken more time with the budget and had been supplied with more information, however, he would not vote against the increases already promised.

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

Ayes 7: Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland and Mayor Rasmussen.

Nays 1: Banfield. Absent 1, Zatkovich.

The Ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

Mayor Rasmussen asked when the report on the insurance plan for the City would be forthcoming.

Mr. Rowlands, City Manager, explained that the report is being typed and it will be on the agenda for next week's meeting.

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Mayor Rasmussen also stated that a report was to be submitted by the Manager in regard to a State wide organization that applied for Title 1 funds that were approved last March or April.

Mr. Rowlands explained that he was a member of a committee of nine, appointed by the Governor of Washington and the Chairman of the State wide Committee on Community Services Advisory Council. It is the Committee's responsibility to review any Title 1 applications every six weeks to two months, submitted by any University or College throughout the State.

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REPORTS BY CITY MANAGER:

Mr. Rowlands, City Manager, submitted a report on the Economic Development Assistance Program. He added, that the letter is ready for the Mayor's signature relative to the meeting called by the City Council on Monday, Nov. 25th, 1968, which will be distributed to the organizations of the Hilltop area. There will be another letter sent to each resident of the area.

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Mayor Rasmussen stated this has been discussed with Mr. Mork and he wished to make it clear that those people who have organized their block and had a proper designation from the residents in their block would have as much chance of being on the advisory board as some representative from any organization.

COMMENTS BY THE MEMBERS OF CITY COUNCIL

Mrs. Banfield asked if Charles Zittel, Chief of Police, had the report that she had asked for relative to the Narcotics Center.

Chief Zittel stated the report is being worked on and will be distributed to her as soon as possible.

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Mayor Rasmussen requested that the Resolution for the additional position of a V. D. Inspector in the Health Dept. be submitted at next week's meeting.

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Mr. Rowlands stated that Dr. McNate was out of town and this matter would be reviewed with Dr. McNate upon his return.

Mr. Cvitanich mentioned that the month of November is the 50th Anniversary of the Port of Tacoma. He wished the Council to honor the Port publicly for their contributions to Tacoma.

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Mr. Cvitanich stated there was an article in the newspaper by the Chairman of the Board of the Tacoma Community College in regard to the controversial ordinance of banning materials tending to incite violence. He noted that he would make a public rebuttal so there will be no misunderstanding and he felt Mr. Cooper, Chairman of the Board of Trustees of the Tacoma Community College, is sadly unaware of conditions at the institution, and if he were sincere in his position he would take the time to review the information and documents that he has in his possession which he would make available to Mr. Cooper.

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CITIZEN'S COMMENTS:

Mr. John Zelenack, 5414 So. J, Spoke in regard to the Venereal Disease problem in Tacoma.

Jan Hurst of the Associated Student Body from the University of Puget Sound, read from a prepared statement which noted that the students were against Ord. No. 18659 that bans materials tending to incite violence, as they felt it would create a police state, and the free exchange of ideas that is so essential for democracy to flourish, would be non-existent and the ordinance should be repealed.

Bill Kagelex and Loman West spoke in behalf of a temporary Tacoma Community College organization known as the Student Action Committee for Competent City Government. They felt the ordinance violates the Constitution of the United States and that it should be immediately repealed.

Mayor Rasmussen explained, it was not in the hands of the Council nor the students and their professors to determine if the law violated the U. S. Constitution, the determination would have to be made by the U. S. Supreme Court.

Mayor Rasmussen thanked the students for being present at the Council meeting.

ITEMS AND REPORTS FILED WITH THE CITY CLERK:

- a. Report from City Planning Dept. for October 1968.
- b. Report from Tacoma Employees' Retirement System for October 1968.
- c. Report from Traffic Violations and Court cases for Oct. 1967 & 1968.
- d. Report from Citizens' Information & Service Bureau for Nov. 1968.

Placed on file.


Mr. Finnigan requested that he be excused for the next three weeks.

Mr. Cvitanich moved that Mr. Finnigan be excused from the Council meetings for the next three weeks. Seconded by Mr. Murtland. Voice vote taken. Motion carried.

Dr. Herrmann moved that the meeting be adjourned. Seconded by Mr. Johnson. Voice vote taken. Motion carried. The meeting adjourned at 8:15 P. M.



 MAYOR

Attest: 

 City Clerk