

## CITY COUNCIL MINUTES

City Council Chambers  
Tuesday, March 18, 1969

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

Present on roll call 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen. Absent 0.

The Flag Salute was led by Dr. Herrmann.

No minutes were submitted for approval.

HEARINGS & APPEALS:

a. This is the date for hearing for the vacation of East 71st St. and the abutting westerly 22 feet of McKinley Ave. between East G & McKinley Ave., submitted by Chicago, Milwaukee, St. Paul & Pacific R/R.

Mr. Buehler, Director of Planning, explained this is a request for the vacation of East 71st St. The Railroad Company owns the two abutting blocks and plans to use the area as a parking facility for a nursery that has leased the ground.

No one appearing and no protests being made, Mr. Finnigan moved to concur in the recommendation of the Planning Commission to vacate the property and that an ordinance be drafted approving same. Seconded by Mr. Bott.

Mr. Cvitanich brought to the Council's attention that the Council has vacated many streets over the years for one reason or another. He said he had been contacted by a property owner regarding the vacation of the alley near the I B M Bldg. but no actual petition had been filed. He requested Mr. Rowlands, City Manager, to direct the staff to look into the matter.

Voice vote was taken on the motion, resulting as follows: Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen. Absent 0. Motion unanimously carried.

b. This is the date set for hearing for rezoning of the north side of East 46th St. between Portland Ave. & East N St., extended, from an "R-2" & R-3" to an "R-4-L-PRD " District, submitted by Weyerhaeuser Company.

Mr. Buehler explained the applicant has requested this reclassification in order to construct an (86) unit low income condominium complex in the East 46th St. area between Portland and East N St.

Mr. F. C. Knipher, representing the Weyerhaeuser Co., explained, about a year ago the Weyerhaeuser Co. began to study ways and means for private enterprise to help solve the low-income housing problem. He pointed out on a map the proposed plan and noted that each buyer would have a small portion of land with his unit.

Mr. Rowlands, 1682 Columbia, spoke against the low income housing project. He felt projects such as these depress an entire area. The Salishan Housing project has been occupied by undesirable residents.

Mr. Cvitanich asked Mr. Buehler, Planning Director, if his staff recently checked the low-cost housing situation City-wide.

Mr. Buehler explained they were aware of the low-cost housing for the elderly within the central core of the City, however, this is an entirely different concept.

Mr. Cvitanich felt that the disadvantaged person should have the right to have their homes located elsewhere than in an area that is known for its long history of turbulence.

Mr. Buehler explained the Weyerhaeuser Co. will be presenting another proposal within the near future at an entirely different site within the community.

Mayor Rasmussen urged the Council to approve this petition as it might prove to be of great importance, as he thought it was one of the first projects of its kind to be built in the country. He felt, it was true that home ownership brings out the best in any person.

After further discussion, Dr. Herrmann moved to concur in the recommendation of the Planning Commission to rezone the above property and that an ordinance be drafted approving same. Seconded by Mr. Johnson. Voice vote was taken, resulting as follows: Ayes 9: Banfield, Bott, Cvitanich, Finnigan, Herrmann, Johnson, Murtland, Zatkovich and Mayor Rasmussen. Absent 0: Motion unanimously carried.

c. This is the date set for hearing for rezoning of the N. E. corner of Yakima Ave. & So. 46th St. from an "R-4-L" to a "C-1" District, submitted by Jean C. Ellington.

Mr. Buehler explained that the petitioner has proposed to remove the small grocery store that is on the property at the present time to construct a 7-Eleven Grocery. The petitioners have agreed to all the conditions as set forth by the Planning Commission.

Mrs. Dillaboy, a property owner, spoke in favor of this rezone as she noted that the neighborhood has depended upon this grocery store for many years, and she knew the petitioner would keep up the property.

Mr. Murtland felt this should not be rezoned from the "R-4-L" District as the site is certainly surrounded by a residential area.

Mr. George S. Eaton, representing the 7-Eleven Grocery Stores, explained their company was prepared to invest nearly \$100,000.00 in this one particular piece of land and it would be operated under a franchise agreement.

Mayor Rasmussen asked Mr. Buehler if the Planning staff itself were in favor of this particular rezone.

Mr. Buehler informed the Council that the staff had recommended to the Planning Commission that this property not be rezoned, however, the Planning Commission had overruled their recommendation.

Mr. Cvitanich could see no justification that this rezone should be allowed as it was certainly in a primarily residential area.

Mr. Johnson moved to concur in the recommendation of the Planning Commission to rezone the above property and that an ordinance be drafted approving same. Seconded by Dr. Herrmann. Roll call was taken on the motion, resulting as follows: Ayes 6: Banfield, Finnigan, Herrmann, Johnson, Zatkovich and Mayor Rasmussen. Nays 3: Bott, Cvitanich and Murtland. Absent 0. The motion carried.

COMMUNICATION:

Communication which was set over until this meeting from the Representatives and Senators from Legislative districts requesting clarification of the position of the City concerning State aid to Cities.

Mayor Rasmussen explained that this communication was postponed for two weeks to allow the Council sufficient time to deliberate on the matter. Since that time the Legislature has passed a Bill giving \$30,000,000.00 to the cities as the City of Tacoma's Legislative Committee had recommended.

Floyd Oles, 1018 So. 60th, explained this communication also asks if the City Council would approve a measure for an income tax. He hoped the City Council would oppose this tax as the entire State had rejected such a tax on three occasions.

Mayor Rasmussen said that the Council need not reply to the Legislature in regard to tax reform including an income tax or increased sales and property tax as this would not be their responsibility in the long run.

Mr. Cvitanich moved that the communication be tabled. Seconded by Mr. Bott. Voice vote taken. Motion unanimously carried.

RESOLUTIONS:

Resolution No. 20091 (postponed from the meeting of March 11, 1969)

Amending Rule 1 of the rules of the Government of the City Council for the regular council meetings to adjourn at 9 P. M.

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

Mr. Cvitanich said he felt that any Council member would have no objection to allow any citizen of the community to speak at the first part of the agenda, as he felt government functions, for the people. Mr. Cvitanich then moved that the Citizen's Comments that are listed at the end of the agenda be brought forward and listed on the first part of the agenda. Seconded by Mrs. Banfield. No vote was taken.

Mr. Finnigan moved that the resolution be layed on the table. Seconded by Dr. Herrmann. Roll call was taken, resulting as follows: Ayes 5: Bott, Finnigan, Herrmann, Johnson and Murtland. Nays 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen. Absent 0. Motion carried.

The Resolution was Tabled.

Resolution No. 20092 (postponed from the meeting of March 11, 1969)

Adopting regulations governing and limiting transfers between items within a class in the budget by the chief administrative or finance officer.

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

Mr. Bott moved that the substitute resolution be amended by inserting \$2500.00 where the \$5000.00 appears. Seconded by Mr. Murtland.

Mayor Rasmussen explained there was an amendment pending to the substitute resolution last week, changing the figure to \$1500.

Mr. Murtland felt, since contracts can be let without the consent of the Council at \$2500.00, it could be a criteria for this resolution and it would give the Council sufficient control that they need for purposes of this type.

Mr. Cvitanich asked Mr. Gaisford how many departments are there and how much money is involved daily.

Mr. Gaisford, Director of Finance, remarked there are twenty-two divisions being operated, however, there are very few requests for this particular phase of transfer. The larger departments use this type of transfer, such as Fire, Police and Public Works.

Mayor Rasmussen felt the amount should be zero as all budgets should be followed and the emergency ordinance provision should take care of any funds that are needed.

Roll call was taken on Mr. Bott's motion to change the figure of \$5000.00 in the resolution to \$2500.00. Ayes 3: Bott, Herrmann and Johnson. Nays 6: Banfield, Cvitanich, Finnigan, Murtland, Zatkovich and Mayor Rasmussen. Absent 0. Motion Lost.

Mayor Rasmussen moved to amend substitute Resolution No. 20092 by changing the last paragraph captioned, Regulation No. 1, to read as follows: That from and after the 11th day of March, 1969, no transfer between like classes from one department of the city to another department of the city operating out of the same fund shall be made by the chief administrative or finance officer of the City of Tacoma where (1) the transfer sought to be made exceed the sum of \_\_\_\_\_, or (2) where such transfer when added to prior transfers involving the same department, results in a cumulative total of transferred funds in excess of \_\_\_\_\_. Seconded by Mr. Cvitanich.

Mayor Rasmussen stated this would limit the authority of the manager and finance director in making end of year transfers out of the general fund for end of year budget transfers.

Mr. Hamilton, Acting City Attorney, explained, if a limit was set at \$1500.00 in the resolution, and the Director of Finance makes a transfer of \$1000.00; with such a limit the \$1000.00 transfer need not come before the Council. However, if another transfer of \$600.00 is requested, then the Finance Director must come before the Council because the cumulative total exceeds the \$1500.00. In other words, once the cumulative total is reached any transfer would have to come before the Council.

Roll call was taken on the motion submitted by the Mayor. Ayes 3: Banfield, Cvitanich and Mayor Rasmussen. Nays 6: Bott, Finnigan, Herrmann, Johnson, Murtland and Zatkovich. Absent 0. Motion Lost.

Mayor Rasmussen moved that \$5,000.00 be deleted from Substitute Resolution No. 20092. Seconded by Mr. Cvitanich.

Mayor Rasmussen explained this would mean that no transfers would be permitted without being brought before the Council.

Roll call was taken on the motion to delete \$5,000.00 from Substitute Resolution No. 20092. Ayes 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen. Nays 5: Bott, Finnigan, Herrmann, Johnson and Murtland. Absent 0. Motion Lost.

Mr. Zatkovich moved that the figure of \$1,500.00 be inserted in place of the \$5,000.00. Seconded by Mr. Bott. Roll call was taken on the motion. Ayes 5: Bott, Finnigan, Herrmann, Murtland and Zatkovich. Nays 4: Banfield, Cvitanich, Johnson and Mayor Rasmussen: Motion carried.

Mayor Rasmussen moved to amend the substitute Resolution by adding the words, at the end of Regulation No. 1, as follows: In no event shall there be more than one \$1,500.000 transfer, and notice shall be given to the Council of the transfer the week following in which the transfer was made. Seconded by Mr. Cvitanich.

Mr. Bott asked Mayor Rasmussen to clarify this motion.

Mayor Rasmussen explained that this would require that the administrators cannot transfer more than \$1,500.00 between similar departmental budget uses without prior Council approval.

Mr. Bott then asked the motion to be stated again.

The motion by Mayor Rasmussen was read for the record as follows: "In no event will there be more than a \$1,500.00 transfer."

Mr. Bott asked if this would mean one time or for the full year.

Mayor Rasmussen stated, that is a one-time transfer. He requested that the amendment to Substitute Resolution No. 20092 be re-read.

The Clerk read the motion as requested: "In no event will there be more than a \$1,500.00 transfer unless it is brought before the Council for approval."

Roll call was taken on the amendment as follows: Ayes 8: Banfield, Bott, Cvitanich, Finnigan, Johnson, Murtland, Zatkovich and Mayor Rasmussen. Nays 1:

Herrmann. Absent 0. Motion carried.

Roll call was taken on the adoption of Substitute Resolution No. 20092 as amended, resulting as follows:

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

Nays 1: Herrmann. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20101

Fixing Monday April 14, 1969 at 4 P. M. as the date for hearing for L I D 3582 for sanitary sewers in Ainsworth from So. 30th south 500 feet; and So. 81st from Ainsworth to Custman Ave.

Mr. Bott 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. 20102

Fixing Monday April 14, 1969 at 4 P. M. as the date for hearing on L I D 3581 for sanitary sewers in Hosmer St. from So. 94th to So. 96th Street.

Mr. Bott 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. 20103

Fixing Monday April 28, 1969 at 4 P. M. as the date for hearing on L I D 4884 for paving from McKinley Ave. to K Street and other nearby streets.

Mr. Bott 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. 20104

Awarding contract for the furnishing of Fire Equipment for the Fire Dept.

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Mr. Cvitanich moved that the resolution be adopted. Seconded by Mr. Finnigan. Mayor Rasmussen felt that bidding should be on a rotating basis rather than purchasing eight pumpers all at one time.

James Reiser, Fire Chief, explained that in buying in quantity a better price is quoted, however, the cost of fire equipment has been increasing from four to five percent a year. He explained that the first class cities do not have standard specifications, as the over-all fire districts do not agree with the concept. He also explained the procedure the Department has adopted in regard to old fire trucks. He added, they receive more in selling them for junk than they do by submitting them for bid.

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. 20105

Awarding contract to J. D. Shotwell Co. on its bid of \$257,449.29 for Improv. 4831 Unit A.

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

Mr. Anderson, City Engineer, explained this concerns an urban arterial project, which is the first phase of a three-phase operation in the development of Cedar, Pine and Alder transition project.

Mr. Cvitanich asked when the report on the comparison of asphalt paving with concrete paving would be submitted to the Council.

Mr. Rowlands, City Manager, explained the studies are being made by the Public Works Dept. and will be submitted as soon as possible.

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. 20106

Awarding contract to Keith Petersen & Sons on its bid of \$6,060.50 for L I D 3676.

Mr. Finnigan 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. 20107

Endorsing Propositions "A" & "B" of School District No. 10 to be submitted to the electorate of said district at a special election to be held on March 25, 1969.

Mayor Rasmussen moved that the resolution be adopted. Seconded by Mr. Cvitanich.

Mrs. Banfield explained she would have to abstain from voting on this resolution, as she had her reservations about the teaching of sensitivity training and sex education in the schools.

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

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

Nays 1: Banfield (abstaining). Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20108

Amending Sec. 6.56.030 of the official code relative to Towing and Storage Rates-increase.

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

Mr. Cvitanich explained he felt the Council must have more information to substantiate an increase in the Towing & Storage Rates.

Mrs. Banfield moved to postpone Resolution No. 20108 for two weeks, until April 1, 1969. Seconded by Mr. Cvitanich. Roll call was taken, resulting as follows: Ayes 5: Banfield, Bott, Cvitanich, Johnson and Mayor Rasmussen. Nays 4: Finnigan, Herrmann, Murtland and Zatkovich. Motion carried.

The Resolution was postponed until April 1, 1969.

Resolution No. 20109

Designating that \$1,047,775 be allocated for the purpose of paying the City's share of the costs of L I D Districts and \$2,952,225 be allocated for the purpose of paying the costs in the Urban Arterial Street Program from the \$4,000,000 General Obligation Bond Issue sold January 14, 1969.

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

Mr. Murtland moved to adopt substitute Resolution No. 20109 that has been submitted. Seconded by Mr. Finnigan.

Mr. Murtland explained that the substitute resolution merely rearranges the allocation in its proper form.

Voice vote was taken on the motion, resulting as follows: Ayes 9: Banfield, Bott, Cvitanich, Johnson, Finnigan, Herrmann, Murtland, Zatkovich and Mayor Rasmussen. Nays 0. Absent 0. Motion unanimously carried.

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

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

Nays 0; Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20110

Authorizing to hire and retain qualified fee appraisers for the purpose of appraising pieces of property as the need arises on public works projects.

Dr. Herrmann 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 and Mayor Rasmussen.

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20111

Authorizing the exchange of Transformers to the new Boze Elementary School at 65th and East K Street.

Mr. Finnigan 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. 20112

Authorizing the execution of a conditional real estate contract to Joseph McGhee for property at So. 46th and Wilkeson Sts. for the sum of \$575.73.

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

Mrs. Banfield said she noticed some of this property in this resolution and the next eleven resolutions has been held by the Department for some years, and she wondered why it has not been sold before this time; also asked if the taxes are included in the purchase price.

Mr. Gaisford, Director of Finance, explained that these properties are parcels that were picked up by the L I D Guaranty Fund for the non-payment of assessments on L I D's. The City has held these parcels in the Guaranty Fund and no taxes have been paid on them. He further explained it has been the policy of the present Council in the past few months, that the adjoining property owners be contacted to see if they are interested in purchasing the adjoining property. Consequently, eleven pieces of property out of the twelve resolutions, are being sold to the adjoining property owners at the assessed valuation plus a small profit to the City. Therefore the property will revert back on the tax rolls.

Mayor Rasmussen asked why the taxes on a piece of property that the City is holding in the L I D Guaranty Fund, are not added to the price of the property when sold.

Mr. Gaisford explained, if this were the policy, the City would have to add each previous year's taxes on the assessed valuation of the property when it is submitted for bid. However, he felt any adjoining property owner would not be interested in purchasing a small parcel of land at such a price. The only reason these parcels have not been sold is that no one has been interested in purchasing the lots.

Mayor Rasmussen felt the taxes should be included in the bid and not just the assessed value.

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. 20113

Authorizing the execution of a conditional real estate contract to Rollin E. and Eva H. Bothwell for property at So. 94th & G Sts. for the sum of \$150.00.

Mr. Cvitanich 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.

Mr. Cvitanich requested that on future resolutions of this type, the size of the parcels of property be included on the last page of the resolution.

Resolution No. 20114

Authorizing the execution of a conditional real estate contract to Carle R. and Charlotte J. Whisler for property located on So. 43rd St. between Cushman and Sheridan Sts. for the sum of \$150.00.

Mr. Finnigan 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. 20115

Authorizing the execution of a conditional real estate contract to Lewis J. and Lucy B. Marshall for property located on Cushman St. between So. 15th & 16th Sts. for the sum of \$700.00.

Mr. Finnigan 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. 20116

Authorizing the execution of a local improvement assessment deed to Lawrence W. and Catherine C. Hecht for property at No. 42nd & Baltimore Sts. for the sum of \$100.00.

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

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

Nays 0: Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20117

Authorizing the execution of a local improvement assessment deed to Roman J. and Irene G. Brick for property on No. 34th between Verde and Stevers Sts. for the sum of \$25.00.

Dr. Herrmann 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. 20118

Authorizing the execution of a local improvement assessment deed to Howard M. and Frances L. Roberts for property located at No. 32nd & Verde Sts. for the sum of \$50.00.

Mr. Finnigan 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. 20119

Authorizing the execution of an assessment deed to James H. and Helen Bosley and Anton T. & Alicia Lien, for property located at East 47th St. between I & K Sts. for the sum of \$100.00 each.

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. 20120

Authorizing the execution of a local improvement assessment deed to T. Patricia Dupree for property located on North Seaview, between No. Winnifred and Shirley Sts. for the sum of \$100.00.

Mr. Finnigan moved that the resolution be adopted. Seconded by Mrs. Banfield. Mayor Rasmussen noted that on the request, the City foreclosed and received a Local Improvement Assessment Deed on Sept. 30th, 1940, but the Pierce County Treasurer's Deed was not issued until July 10, 1963. He asked Mr. Gaisford to check these dates.

Mr. Gaisford stated he would check into the matter and report to the Council.

Mr. Hamilton, Acting City Attorney, felt the County had not foreclosed its taxes until 1963. The City can only purchase from the County after they foreclose, he added.

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. 20121

Authorizing the execution of a local improvement assessment deed to the Metropolitan Park District for property located at So. 21st & Mason St. for the sum of \$650.00 and for property at So. 14th & Trafton Sts. for the sum of \$800.00.

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

Mrs. Banfield asked what the costs and taxes were for the property adjacent to Peck Field as the assessed value is \$200.00, and the profit to the City is to be \$800.00. She added, the other piece of property adjacent to Heidelberg Field is assessed at \$125.00 and the profit to the City is \$32.14.

Mr. Rowlands, City Manager, explained that the Metropolitan Park District Board had negotiated with the City Treasurer on this property. This is vacant land, located at So. 14th & Trafton St. and the size is approximately 159 by 49 feet.

Mr. Gaisford, Director of Finance, explained this property near Peck Field was sold at a prior time and the person buying the property had paid the taxes. When the property reverted back to the City, the Metropolitan Park Board made an offer to the City as they were desirous in securing this piece of property.

Mrs. Banfield felt the Park Board had been charged too much.

Mayor Rasmussen moved that the property near Peck Field be sold to the Park District at its assessed value of \$200.00. Seconded by Mrs. Banfield.

Mr. Murtland explained, this piece of property is not an irregular piece; it is a building lot and is approximately three times larger than any of the other lots that have been considered this evening. Therefore, these three reasons would make it a different price than the assessed value.

Mr. Gaisford read a letter from the Metropolitan Park Board stating they had authorized the purchase of two parcels of land. They stated they had appreciated being notified of such a sale so they could buy these parcels of land.

Roll call was taken on Mayor Rasmussen's motion to sell the land near Peck Field at its assessed value to the Park Board. Ayes 4: Banfield, Cvitanich, Herrmann and Mayor Rasmussen. Nays 5: Bott, Finnigan, Johnson, Murtland and Zatkovich. Motion Lost.

Mayor Rasmussen moved that Resolution No. 20121 be postponed for one week, until March 25, 1969. Seconded by Mr. Cvitanich. Roll call was taken, resulting as follows: Ayes 3: Banfield, Cvitanich and Mayor Rasmussen. Nays 6: Bott, Finnigan, Herrmann, Johnson, Murtland and Zatkovich. Motion Lost.

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. 20122

Authorizing the execution of a local improvement assessment deed to Hildegard Uilberg for property at So. 44th & Wilkeson Sts. for the sum of \$150.00.

Dr. Herrmann 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. 20123

Authorizing the execution of a local improvement assessment deed to the Hillsdale Lbr. & Mfg. Company for property located at East 62nd and M Sts. for the sum of \$250.00.

Mr. Finnigan 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. 20124

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.

Mr. Cvitanich moved that the resolution be adopted. Seconded by Mr. Johnson. Mr. Cvitanich said he had requested this resolution so that the Council could determine the property's future use.

Mr. Murtland felt, if the building is leased, it certainly should be clear cut as to what is the City's liability.

Mr. Rowlands, City Manager, explained, the estimate that was received to repair the old Fire Headquarters, was approximately \$60,000.00. He noted there are five organizations that are interested in buying the property, but it would be his recommendation that the Council retain control of this particular property including the approaches to the street, until a determination is made relative to the expressway that has been proposed. Mr. Rowlands also recommended that approximately twenty-four parking spaces be provided adjacent to the old Fire Headquarters as a means of assuring parking control.

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Mayor Rasmussen mentioned that there is a cloud on the title of the property as the Northern Pacific R/W Co., Metropolitan Park District and the City are all involved in the ownership.

Mr. Cvitanich asked that no one be authorized to use the fire station or the adjoining area until the title is cleared.

Mr. Bott felt, perhaps, parking meters could be installed for revenue to the City. This would be using the site but not the building, he added.

Mrs. Banfield stated she had requested last week that the Legal Dept. get the title cleared.

Mr. Hamilton, Acting City Attorney, explained he had understood she wished the title report which he had submitted in this agenda. If the Council is suggesting quiet title action, it would require about eighteen months.

Mr. Hamilton further explained that the reason for the cloud on the title is that the site initially was part of a dedicated street, and subsequent to the dedication of the street and its non-use as a street, a structure was built on it by the City. If within six months another street is to be placed there, he felt it might be a waste of effort to try and clear title to it for a use other than a street.

Mayor Rasmussen thought that an agreement could probably be worked out with the N. P. Railway Co. in regard to the title.

Mr. Hamilton said, that could be possible, but as far as the determination to whether or not the City has an in fee interest in it, would require court action.

Mr. Cvitanich requested that the City contact the other people interested in the property.

Mr. Bott moved that the property be surveyed by the Public Works Dept. to determine the property lines and that the Legal Dept. be instructed to negotiate with the N. P. R/W relative to clearing that portion of the title. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

After further discussion, Mr. Murtland moved that eighteen parking meters be installed adjacent to the old fire headquarters and six non-metered parking spaces be reserved for visitors. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

Mayor Rasmussen suggested decals be placed on each parking meter advising of the days and hours when citizens must pay for parking.

Mayor Rasmussen moved to postpone Resolution No. 20124 for two months, until May 20th, 1969. Seconded by Mr. Cvitanich. Voice vote taken. Motion unanimously carried.

The Resolution was postponed until May 20th, 1969.

Resolution No. 20125

Authorizing the execution of a written contract with Lea & Jacobson for the designing and preparation of plans and specifications for the construction of sidewalks adjacent to the proposed parking garages located in the New Tacoma Urban Renewal Project area R-14.

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

Mayor Rasmussen wondered why the Public Works Engineers could not design the sidewalk improvements adjacent to the projected downtown parking garages rather than hiring an architect-engineering firm.

Mr. Wright, Urban Renewal Director, explained that Lea & Jacobsen is the firm that has been hired to design the proposed garages which are to be built by private interests. There will be some major reconstruction of the sidewalk at the expense of the parking corporation on Pacific Ave. This resolution has to do with the removal of the present sidewalks, curbs and gutters and replacement with a new

type of material which will tie-into the architectural design of the garages. This work must be closely coordinated and controlled, consequently it would be much better if it is designed by a professional architectural firm.

Mr. Wright also explained that the open space that lies adjacent to the two areas is also affected. He noted the amount would not exceed \$25,000.00 but the City's portion of that would be only \$8,000.00 and the Urban Renewal cost would be approximately \$17,000.00. Ordinance No. 18769 on the agenda is a request for this appropriation.

Mayor Rasmussen asked Mr. Anderson, City Engineer, what type of an engineer would design sidewalks.

Mr. Anderson explained that a Civil Engineer designs sidewalks, however, in this case there is open-space to be considered, if the sidewalks would be held up with columns or some other way. This determination has not been made and this is certainly more involved than normal. He concurred with Mr. Wright that the architect that is planning the other walks should also do this portion of the project. There will be decorative treatment of the sidewalk to coincide with the other walks. He felt the City would be compounding problems if they had two organizations doing the one job.

Mayor Rasmussen felt this is only the responsibility of the Public Works Dept.

Mr. Anderson explained, his department does check all plans and specifications very carefully to see that they meet all requirements. He also explained there is close coordination with the Urban Renewal Department.

Mayor Rasmussen asked that the Public Works Dept. investigate the possibility of using its own engineers for this project as he felt this would save the City money.

Mayor Rasmussen moved that Resolution No. 20125 be postponed for one week, until March 25, 1969 so the City Engineer can present figures on the feasibility of having the Public Works Dept. perform this work. Seconded by Mrs. Banfield. Voice vote taken. Motion unanimously carried.

The Resolution was postponed until March 25, 1969.

Resolution No. 20126

Authorizing the execution of a Memorandum Agreement between the Dept. of Transit and the Amalgamated Transit Union Div. #758 effective from Jan. 1, 1969 through Dec. 31, 1969.

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

Mayor Rasmussen asked Mr. Rowlands if the Departments of the City have been staying within their budgets on a quarterly basis.

Mr. Rowlands, City Manager, explained that the over-all operations are being watched very carefully and as the programs move forward, careful scrutiny will be applied to see that the departments do keep within their budgets.

Mayor Rasmussen asked if the funds of the departments are allocated on a quarterly basis.

Mr. Rowlands explained the budgets are not on a quarterly basis due to the fact the revenue picture fluctuates throughout the year. If the trend of a department does not seem to be within keeping of their budget, an ordinance would have to be brought to the Council for an additional appropriation.

Mayor Rasmussen stated that the State operates on a quarterly budget operation under direct control of the Governor's office with a budget control man. He wondered why the City could not operate on the same type of system.

Mr. Rowlands said he felt this was not necessary and the staff would certainly be watching this and keeping the Council advised on the trends.

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

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

Nays 0: Absent 1, Zatkovich (temporarily)  
The Resolution was declared passed by the Chairman.

FIRST READING OF ORDINANCES:

Ordinance No. 18773

Amending Sec. 1. 12.155 of the official code relative to the Model Cities Projects.

Mr. Fred VanCamp, business representative of the Civil Service League, questioned the fringe benefit of unemployment compensation included in the ordinance. He asked if the City pays this for other temporary employees.

Mr. Rowlands, City Manager, explained this is being handled exactly in the same manner as for the special projects personnel for the Utilities and Urban Renewal Departments.

Mr. Bixel, Director of Personnel explained that unemployment compensation is very seldom provided but there are a few instances where it is paid, however, it is paid by the City in this instance. He also explained, under this ordinance certain fringe benefits may be authorized but these would be spelled out in the resolution the City Council will adopt after this ordinance is passed.

Mr. VanCamp also mentioned the City Pension System and felt that these temporary employees should not receive the same amount of interest on their pension as regular steady employees. He also asked if the employees in this Model Cities Project would be staffed with City employees on a leave of absence.

Mr. Rowlands, explained, a good many City employees will be making contributions toward the overall program but these temporary employees under the project will not be city employees, they will be separate employees.

Mr. Cvitanich said he would like to determine once and for all, what criteria is to be applied upon what job, as he had heard Mr. Rowlands and Mr. Bixel on the radio stating, even though a person was appointed to a temporary position that person would have to take a written examination. He noted last week an examination had not been required for a position. He felt, it an established policy is to be followed, exceptions should not be made.

Mr. Bixel said when he talked over the radio he did make it crystal clear that provisional appointees, people who are appointed pending the establishment of employment lists, are at the mercy of the eligible list when it is established. He had pointed out how important it was to the City to maintain employment lists. He also stated the reason they had used the word temporary, was for the clarification of the public because any person who is not a regular employee thinks of themselves as a temporary employee.

Mayor Rasmussen asked why there are so many provisional positions at this time of the year.

Mr. Bixel stated, he agreed this was an alarming situation and that is why the Personnel Dept. had requested additional staffing specifically in the area of recruitment and examination. He noted the labor market is at its highest point of employment for a number of years, and in addition to that, new facilities have been added. Some of the positions have had to be advertised nation-wide.

Mrs. Banfield requested Mr. Rowlands to obtain a list of the new staff members that have been added since last March when he had made the statement in Lakewood that the City of Tacoma has the professional staff and governmental framework to take care of a City twice its size.

Mr. Rowlands stated he would be happy to supply this list. However, he wanted to be sure she understood in what context that statement was made. Again, the fact that any additional people in the City would not change the fact that there would be only one Public Works Dept., one Chief of Police, one Fire Chief, one

Personnel Director, etc. In that context he had made the statement that the number of Department heads and Division heads would be the same. Obviously, as the City grows or additional activities are accepted and promoted by the City, there would be additional personnel in each department.

Mr. Bixel, explained that the Civil Service Board has directed a communication to the Council in regard to amending the Civil Service and Personnel Rules. These amendments as proposed would provide for the appointment of personnel to model cities projects in the same manner as presently provided for in independent construction and urban renewal projects.

Mr. Zatkovich asked who recommended to the City Civil Service Board that this request be submitted to the Council.

Mr. Bixel explained that these amendments were proposed to the Board by Mr. Mark of the Manager's office and himself for their consideration. The Board studied the proposal and adopted it to be recommended to the City Council.

Mr. Zatkovich felt this was an infringement on the civil service rules. He asked Mr. VanCamp what his feeling was on the situation.

Mr. VanCamp stated he had attended the Board meeting but had not requested such a recommendation. He did note that he had said he knew of no other alternative but to set up the Model Cities Project the same as they set up Major Projects and Urban Renewal, but he would continue to study to see if this could be accomplished some other way.

Mr. Zatkovich felt something must be done as just last week the Trainee Corps Director had been appointed without an examination and he felt that was the first step in violation of the civil service rules. He hoped that something else could be found in place of this procedure.

Mr. Bixel explained he did not think this was an infringement of the civil service rules as the temporary employees know they are not civil service employees.

Mayor Rasmussen asked Mr. Bixel to study whether an ordinance should be brought in deleting the Personnel Technician I in the Trainee Corps and assign the funds to the Trainee Corps Coordinator position.

Mr. Bixel said that the Legal Dept. would have to make that determination.

Mayor Rasmussen asked that his suggestion be studied.

Mayor Rasmussen suggested that the study session be set up on Monday for consultation relative to the general budget of the model cities project and these proposed changes. He asked for Mr. VanCamp to attend the meeting if possible.

Mayor Rasmussen stated an ordinance later on in the agenda sets up a position for a Model Cities Assistant Director. He did not feel such a position would be required. He asked when the proposed budget would be ready for review by the Council.

Mr. Rowlands, said it would be ready for the study session Monday if the Council so desired.

Mrs. Banfield moved to postpone Ordinances 18773 and 18777, on first reading, to next week's agenda. Seconded by Mr. Cvitanich.

Mr. Rowlands informed the Council that there is a very tight schedule to meet as the Federal Government will be underwriting this expense, he would suggest that this program be allowed to move along into the Planning stage. He hoped that these other questions can be answered at the study session and that the ordinances can still be placed on final reading next week.

Dr. Herrmann felt if the Director of the Model Cities is to begin work on April 1st, this ordinance must be approved next week as it would not become effective until ten days after publication.

Roll call was taken on the motion to postpone Ordinances 18773 and 18777 on First Reading on next week's agenda. Ayes 4: Banfield, Cvitanich, Zatkovich and Mayor Rasmussen. Nays 5: Bott, Finnigan, Herrmann, Johnson and Murtland. Motion Lost.

The ordinance was placed in order of final reading.

Ordinance No. 18774

Amending Sec. 1.12.570 of the official code establishing the classification of



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Ball Park Maintenance Chief.

Mr. VanCamp asked if this classification would place a provisional employee in this position. If that is so, he did not feel this was correct. He also asked if this would be a full-time position.

Mr. Rowlands explained that this position could be filled by a present City employee and the position would be budgeted for just this year. He also mentioned that Ordinance No. 18779 ties in with this position.

Mr. Bixel explained there was an urgency in establishing this position and insufficient time to follow the procedures as set up for a Civil Service examination.

Mr. Cvitanich felt this position should not be created as many youngsters who wish summer work could be supervised to do this work.

Mr. Rowlands felt this was more involved than just normal labor as special maintenance was required at the ball park.

Mrs. Banfield asked why such a position was created.

Mr. Rowlands explained the City has agreed to maintain the stadium this year and will be reimbursed only if attendance at the games exceeds 120,000. He said he had suggested that the Park Board assume this responsibility and then the City would reimburse the Park Board, however, the Board felt it should be up to the City Council to hire the personnel.

The ordinance was placed in order of final reading.

Ordinance No. 18775

Amending Subsection 4312 of Sec. 1.12.555 of the official code to amend the Police Court Judge's Salary.

Mr. Zatkovich questioned the substantial wage increase for a Police Judge.

Mr. Hamilton, Acting City Attorney, explained that the State Constitutional Amendment authorizes an incumbent in office to be entitled to an increase in salary during his term of office which was passed last Nov. after the adoption of the City's budget.

The ordinance was placed in order of final reading.

Ordinance No. 18776

Amending subsection 5020 of Sec. 1.12.570 of the official code amending the per hour rate of Truck Driver for front loading compactor.

The ordinance was placed in order of final reading.

Ordinance No. 18777

Creating a Model Cities Fund and appropriating \$7,983.00 therefrom and authorizing a temporary loan of \$25,000 from the General Fund.

Mr. Murtland asked what was the salary range for the Model Cities Director

Mr. Rowlands, explained the range would be from \$13,860.00 to a maximum of \$16,740.00.

Mr. Gaisford, Director of Finance, explained that the temporary model cities budget gives the salary of the Director for two months as \$2,500.00. This budget was prepared by Mr. Mork and if a total of \$7,983.00. This is basically a request for only \$7,983.00 out of the Model Cities Revolving Fund to allow the Director time to submit his entire budget plus the necessary help to operate the Department for a one year period in the total amount of approximately \$141,000.00.

Mr. Rowlands stated the overall budget to be submitted to the Council will have the exact figures at the study session on Morday; And, if there is any change, a the ordinance can be amended at Tuesday's Council meeting.

Mr. Murtland requested that information be supplied to the Council on the person selected for the Assistant Director.

Mr. Rowlands said that Mr. Walker and Mr. Mork have been coordinating this information and the Council may review the tentative plans next Monday.

Mayor Rasmussen called the Council's attention to the two travel items in the proposed budget. He wondered if the Model Cities Director couldn't obtain the same information from the Seattle Model Cities Director rather than flying to Washington, D. C.

The ordinance was placed in order of final reading.

Ordinance No. 18778

Appropriating the sum of \$7,000.00 or so much thereof as may be necessary for the purpose of paying additional costs of the City of Tacoma's participation in the Tacoma Centennial Celebration.

The ordinance was placed in order of final reading.

Ordinance No. 18779

Authorizing the transfer of \$6,030.00 from the M & O category of the Baseball Park Revolving Fund to the salaries and wages category for the purpose of paying the salary and wages of the Baseball Maintenance Chief.

The ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 18767

Appropriating the sum of \$2,540.00 or so much thereof as may be necessary from the General Fund of the City for the purpose of paying increased salaries, wages and fringe benefits to the Municipal Judges of the City of Tacoma.

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

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

Nays 1: Zatkovich. Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 18768

Authorizing a temporary loan in the amount of \$72,500.00 from the General Fund to the Building Demolition Fund No. 153 to provide working capital to carry on said demolition program.

Mr. Gaisford, Director of Finance, explained that no appropriation was contained in the 1969 budget as it was anticipated that the program would be completed by the end of 1968, however, due to litigation, the program could not be completed. The Public Works Dept. has a regular program which is to be carried out in 1969 whereby the City's participation and the Federal funds will take care of the entire program which will amount to approximately \$97,500.00. The necessity for the temporary

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loan request of \$72,500.00 is to take care of the possible overdraft in the fund during the time the City is billing the Federal Government for reimbursement.

Mayor Rasmussen asked Mr. Gaisford to check where the money is deposited when it is received from the property owners for a demolition.

Mr. Gaisford stated he would look into the matter and submit a report.

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. 18769

Appropriating the sum of \$25,000.00 or so much thereof as may be necessary from the General Fund to the Non-departmental Fund for the purpose of paying the City's participation in needed public improvements within the New Tacoma Urban Renewal Project.

Mrs. Banfield moved that Ordinance 18769 be postponed for one week, until March 25, 1969 as it was discussed in conjunction with Resolution 20125 on the agenda which was postponed. Seconded by Mr. Cvitanich. Voice vote taken. Motion was unanimously passed.

The Ordinance was postponed for one week, until March 25, 1969.

Ordinance No. 18770

Providing for the improvement of L I D 5477 for water mains on East 65th from East I to a point approximately 400 feet west of East L 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. 18771

Providing for the improvement of L I D 4882 for paving of alley between Alder and Cedar from So. 45th to 48th and other southend alleys.

Mr. Anderson, City Engineer, explained that at the hearing of the L I D Committee the alley between Alder St. and Lawrence St. from So. 45th to 47th was deleted. At that same time there was a discussion regarding the alley between Cedar and Alder Sts. from So. 45th to 48th Sts. As of today, a protest in the amount of 54% has been received, and it was his interpretation from the minutes of the L I D Committee, if such protests were received a recommendation would be made to the Council to also delete that alley.

Mr. Johnson moved to delete the alley paving between Alder and Cedar Sts. from So. 45th to So. 47th Sts. Seconded by Mrs. Banfield. Voice vote taken. Motion carried.

Mr. Anderson brought to the Council's attention that another alley between 47th and 48th Sts. lying between Alder and Cedar which is just southerly to the one that has just been deleted has a total protest of 28th% since the hearing.

Mr. Anderson suggested that the ordinance be postponed so that the property descriptions can be corrected in the ordinance.

Mr. Cvitanich moved that Ordinance 18771 be postponed for one week, until March 25, 1969. Seconded by Mr. Finnigan. Voice vote taken. Motion was unanimously carried.

The Ordinance was postponed for one week, until March 25, 1969.

Ordinance No. 18772

Providing for the improvement of L I D 4883 for paving on Fawcett Ave. from Sp. 84th to 88th; Grove Place from Verde to Ferdinand and other nearby streets.

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

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

Nays 0: Absent 1: Bott (temporarily).

The Ordinance was declared passed by the Chairman.

UNFINISHED BUSINESS:

The Director of Public Works presents the assessment roll for the cost of L I D 3673 for sanitary sewers in East 65th from I St. east 630 feet and in other nearby streets.

Mr. Finnigan moved to set Monday, April 29, 1969 at 4 P. M. as the date of hearing on the above assessment roll. Seconded by Mr. Cvitanich. Voice vote taken. Motion carried.

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Mrs. Banfield read a letter from a citizen relative to the resolution amending the rules to end the Council meetings at 9 P. M. She said this citizen was definitely opposed to such a move as she felt it was discriminating against the public speaking.

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Mrs. Banfield read from a report from Mr. Ludlow Kramer, Secretary of State, relative to sensitivity training in Tacoma. She noted that the Council had requested that no more sensitivity classes be held for Tacoma employees. She also read other articles relative to the dangers of sensitivity training. She said she declined an invitation to attend the Coffee House program on March 29th.

Mr. Hodges, Director of Human Relations, explained that human relations workshops and programs have been tied in with encouraging understanding between different groups in the community.

Mayor Rasmussen explained that the Council has a recommendation from Dr. McNutt, County-City Health Director, stating he does not recommend sensitivity training for children or young adults.

Mrs. Banfield requested that Mr. Hodges see that her name is removed from the Coffee House Program.

Mr. Hodges stated he would pass her statement onto the program committee but he said that no one has been criticized at the Court C Coffee House as they carry on a friendly open discussion.

VERBATIM REQUESTED BY MR. CVITANICH:

Mayor Rasmussen: Mr. Hodges, I would like to ask you another question, Mr. Hodges.

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appeared before the Council and stated that you have nothing to do with the programming of the Coffee House.

Hodges: No Sir, Mr. Mayor, that is not what I said.

Mayor Rasmussen: You're still sticking by that statement.

Hodges: That is not what I said, Mr. Mayor. I said, that I was not on the Board of the Coffee House, that I had asked to be relieved from it, but I was an interested person and I was in charge of a night a month and I continue to be very much interested in it, and I support it.

All I said was, that I had removed myself from the Board at that time.

Mayor Rasmussen: You have nothing to do with the programming.

Hodges: I have a great deal to do with the whole thing, the same as many other people do. All I said was, and I repeat, that I took myself off the---

Mayor Rasmussen: I hope you're listening, Mr. Howlands.

Mr. Hodges: This is what's been said.

Mayor Rasmussen: We have sworn testimony in times---

Hodges: I wish that you would read it from the minutes.

Mayor Rasmussen: It was times during your hours of service with the City, and it programming for the Coffee House, and I'm sure that you being a man of the faith, Mr. Hodges, you're kinda having second thoughts about---

Hodges: The only question you asked me, Mr. Mayor, was what I said to begin with and I corrected that what you stated, was not what I said.

Mrs. Banfield: Mr. Mayor, may I elaborate.

Mayor Rasmussen: Mrs. Banfield.

Mrs. Banfield: I think when you were working for the City the other day, you also called a lady and asked her if she would be on your program for Sunday night at the Coffee House. This was during City hours.

Hodges: This was being relayed through a suggestion of the Chairman of the Model Cities Advisory Committee--

Mayor Rasmussen: Have you concluded, Mrs. Banfield.

Mrs. Banfield: Yes.

Mayor Rasmussen: Mr. Cvitanich.

Mr. Cvitanich: There was a guest lecturer at the Brown and Haley Series at the University of Puget Sound, a psychiatrist, I can't remember his last name, spoke in generalities but he did touch on the area of sensitivity training. Perhaps, it would behoove Mr. Hodges to get a copy of the lecture. He would find it very educational and beneficial.

Mayor Rasmussen: As I recall, from a report by a radio station, it was very

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ical of sensitivity training.

Cvitanich: It certainly was.

Mr. Rasmussen: Of sensitivity training.

END OF VERBATIM

Mr. Murtland was excused at 11:35 P. M.

Mr. Cvitanich referred to Page 3 of the Planning Commission minutes which have been submitted in the agenda and called attention to the discussion relative to the convalescent hospital petition for a location between 9th and 11th Sts. on Fawcett Ave., that had been referred back to the Commission for study. He mentioned that an attorney who had appeared before the Commission stated the fire headquarters at 9th and Fawcett Ave. is used as a backup station, which relays call to other stations and seldom uses sirens or creates objectional noises.

Mr. Cvitanich requested that Mrs. Banfield inform the Planning Commission that this fire station is not a backup station, now or ever was, even when it was located at 9th and A Streets.

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Mr. Zatkovich brought up that in Ordinance No. 18757 relative to the Training Corps Coordinator which was passed on March 4th, did not mention the person who was hired but related only to salary steps. He felt that the ordinance was not complete and requested the position more clearly defined.

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Mr. Cvitanich asked that Mr. Hamilton, Acting City Attorney, accompany the Legislative Committee to Olympia tomorrow so the Legislators could be informed as to the contents of a House Bill that the Legal Dept. has drafted. He asked that Mr. Hamilton explain this to the Council at this time.

Mr. Hamilton explained that HB 795 is of utmost concern as it has to do with the demolition of dangerous buildings. The statute provides that when the building has been demolished, the cost of the demolitions are certified by the City Treasurer to the County Treasurer who thereupon enters them on the tax rolls and they become a part of the general taxes. He added, there is a certain ambiguity in the language as to whether or not they are to be treated as part of the taxes or will usually become a part of the taxes. The local County officials here have taken the position that the demolition lien in fact, becomes a part of the taxes. Upon the second sale after foreclosure, the County has refused to pay the amount of the assessment lien to the City in its entirety but has taken the position that the proceeds of the sale if there is any over and above the delinquent taxes, are distributed prorata between all taxing districts.

Mr. Hamilton further stated the position of the legal office is that inasmuch as the City has expended funds to improve the property, thus making it more saleable the demolition lien should be treated as a lien and should show prorata with the taxes. Distribution of all or as much of it as the prorata formula might indicate should be returned to the City rather than before the general distribution is made to other taxing districts.

Mayor Rasmussen stated, the Legislative Committee has his permission to inform Mr. Kopet, Chairman of the House Local Government Committee, to release the bill from Committee that would extend the two-year term of Mayor in the City of Tacoma to four years.

Mr. Rowlands, City Manager, stated he did speak against the bill to Representative Jerry Kopet because he felt it was proper as the citizens of Tacoma had voted in 1958 to set a two-year term for Mayor and that such a matter should be determined locally and not by the State.

Mayor Rasmussen said that the Council had directed that the Legislative Committee would be the only representatives from the Council to relay opinions to the State Legislators.

Mr. Cvitanich felt, perhaps, he would speak to Mr. Kopet as a private taxpayer citizen, in favor of extending the Mayor's term to four years.

Mr. Rowlands suggested that the Mayor poll the Council members for their opinion on the matter.

Mr. Bott reminded the Council that the Utility Dept. has representatives at the Legislature, and the Council has not stated they could not voice their opinions.

Mayor Rasmussen said that the committee from the Utility Dept. are under the direction of the Utility Board.

Mr. Cvitanich stated the Council's Legislative Committee has offered its services to the Utility Board's committee at any time.

Mr. Cvitanich brought up Bulletin No. 6 in which a number of bills have been explained, and if he did not hear from the Councilmen he would assume that the Council is in agreement with the opinions as outlined.

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Mayor Rasmussen mentioned the Interdepartmental Communication from the City Attorney relative to Interim financing by sale, issuance and delivery of project notes and execution of requisition agreements, which had been discussed under Resolution No. 20096. He said that it was the Mayor's intention to bring in an ordinance proposing a change in the method of urban renewal handling of these matters.

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REPORTS BY THE CITY MANAGER:

Mayor Rasmussen explained there had been a number of requests to change the one-way street operation on Fawcett Ave. between 7th and 9th Streets to a two-way operation.

Mr. Rowlands, City Manager, explained the memorandum from Mr. Anderson, Acting Director of the Dept. of Public Works had been sent to the Council members in their agenda relative to the question. The Department has recommended that the one-way street system be continued in operation on Fawcett St. at the present time and had outlined several reasons to continue the one-way system which are as follows: (1) It reduces accidents, (2) increases capacity, (3) allows traffic to move more smoothly through the use of controls applicable only with one-way systems, (4) permits parking in locations where it might have to be eliminated under the two-way operation and (5) simplifies the operation of complicated, multi-leg intersections.

Mayor Rasmussen asked that the Council study this report very carefully. He asked if there had been any consideration given to widening Fawcett Ave.

Mr. Rowlands explained he knew of no plan to widen the street.

Mayor Rasmussen mentioned the serious parking problem in this particular area and a petition that had been received for a convalescent hospital on Fawcett Ave.

Mayor Rasmussen also mentioned the report on the appraisal of properties for the new Fire Headquarters Bldg. He had been informed that the appraisal for the 9th and Tacoma Ave. location was so high that the Fire Dept. was forced to locate the new station at 9th and Fawcett Ave. However, the report had recommended that

the new Headquarters be located at 9th and Tacoma Ave.

Mayor Rasmussen asked Mr. Rowlands to submit a copy of the report for study. ✓

Mr. Rowlands stated he would obtain a copy of the report.

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VERBATIM REQUESTED BY MAYOR RASMUSSEN:

Mayor Rasmussen: While you are there, Mr. Rowlands; this is not related to the Fawcett Ave. problem however.

Was there ever a shortage of funds, and do you have the complete records for the 1963-64 audits and check transactions. Was there ever a shortage of funds during that period; the misuse of funds, that you can recall.

Mr. Rowlands: During---that's audited. I don't know what you're referring to.

Mayor Rasmussen: Well, I'm not referring to---, I'm referring to the cancelled checks, Mr. Rowlands. Are these available in storage some place.

Mr. Rowlands: I think so, I think they are. We usually keep that in the old library building.

Mayor Rasmussen: I'll advise you of the department and you can dig up the checks for me. I can tell you the ones that I'm interested in. You can't recall anything.

Mr. Rowlands: I can't.

Mayor Rasmussen: You have no knowledge of it, during that time.

Mr. Rowlands: I don't even know what you are referring to. Why don't you check with ----

Mayor Rasmussen: You make these remarks verbatim in the record, Mrs. Melton. Those particular remarks of the Mayors and Managers on this subject. Thank you very much.

END OF VERBATIM

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Mrs. Banfield mentioned that at the Planning Commission meeting last evening it was pointed out that the labor temple ~~had~~ had plenty of additional space for at least ten or twelve parking spaces where it was planned to have open space.

Mr. Cvitanich felt that part of the concept of the urban renewal area was to maintain open space between buildings. ✓

Mrs. Banfield stated, this was not between buildings, it was on the building itself.

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Mr. Rowlands asked if there were any specific information the Council would like relative to Res. No. 20108 regarding Towing and Storage rates that was brought up earlier on the agenda.

Mayor Rasmussen mentioned that he thought the time could be shortened to four hours for a person to get his car out of impound without an additional storage charge. ✓

Mr. Zatkovich said he would like to have a copy of the agreement or regulation with reference to towing companies towing cars off private property as well as police authorization, etc. He also wanted to know how they arrived at the



charges. He felt the comparison made is not in line with the basic figures. He would also like to know how the City's figures conform and compare with the County regulations.

Mayor Rasmussen felt a map should be supplied relative to the zones. He also wondered if it would be advisable to place the towing on a bid basis.

Mr. Cvitanich asked Mr. Rowlands to request the garages to submit how much it costs them for labor and what it costs them per mile to operate their vehicles. He also mentioned he thought an increase in ambulance rates would also come if this were passed.

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Mr. Rowlands mentioned SB 490 relative to mass transportation systems. He felt the entire Council would be most interested in it as it would help the Transit Dept. He noted that Tacoma, Spokane and Seattle are trying to have this bill passed because it would help the cities to obtain matching money for the amount of money that has to be taken out of the operating budget.

Mayor Rasmussen asked if the study was being conducted relative to the determination of whether the school rates should be increased for riding the buses.

Mr. Rowlands felt that report had been submitted sometime ago. He noted it was a breakdown on the costs to the City and what the schools pay, as well as the servicing of the buses.

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Mr. Cvitanich mentioned SB 522 relative to enhancing the opportunities for municipalities to gain the interest of the financial community in buying parking garage bonds because it authorizes the cities to pledge their street parking revenue for payment of such bonds. He noted, during the previous two sessions of the Legislature, Tacoma has been opposed to such a bill.

Mayor Rasmussen felt the Council should continue their opposition.

Mr. Cvitanich moved that SB 522 be amended to read, instead of exempting cities of the first class with a population over 300,000, that the figure be changed to 150,000. Seconded by Mayor Rasmussen. Voice vote was taken. Motion was carried unanimously.

COMMENTS BY THE CITY COUNCIL

Mrs. Banfield asked if Tacoma Policemen are taking sensitivity training at this time.

Mr. Rowlands stated, about two weeks ago he had sent a memo to her stating that they are not taking sensitivity training as such, about four to six of them are working for their degrees in psychology.

Mayor Rasmussen asked that Mr. Rowlands submit copies of the Police Code to the Council members.

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Mr. Bott asked that the flower containers on the downtown streets be checked as they are not kept up.

Mr. Rowlands stated he would check into the matter.

Mr. Johnson asked that the Stanley School area also be checked for debris.

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Mr. Finnigan, Dr. Herrmann and Mr. Johnson were excused at 12:20 P. M.

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Mayor Rasmussen asked that the letter be read from Douglas Howard of the Tacoma-Pierce County Junior Soccer Association thanking the City of Tacoma for its participation in their annual "Hands across the Border" soccer exchange program.

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CITIZENS COMMENTS

Mr. Don Nicholson residing at 1635 So. Mason requested that he be allowed to submit a written report concerning the conflict of interest situation to the Mayor.

Mr. Bott recommended that the Council accept Mr. Nicholson's report and have copies made for the Council.

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Mr. John Zelenak residing at 5414 So. J, spoke and offered suggestions on how to eliminate misunderstandings among the Council members and Mayor.

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ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of Model Cities Executive Board meeting of Feb. 27, 1969.
- b. City Council Study Session minutes of March 3, 1969.
- c. Board of Adjustment minutes of February 13, 1969.
- d. City Planning Commission minutes of March 3, 1969.
- e. City Clerk advising that the L I D Committee abandoned L I D 4878 due to the high percentage of protests.
- f. Director of Finance report for January 1969.

Placed on file.

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Mayor Rasmussen asked Mr. Hamilton if it were possible for the Council to forgive the transit taxes, as he understood quite a number of persons have been billed for them.

Mr. Hamilton, Acting City Attorney, stated they would have to be individually evaluated and he did not think the Council could grant a blanket exemption.

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Mr. Bott moved to adjourn the meeting. Seconded by Mrs. Banfield. The meeting was adjourned at 12:35 A. M., March 19, 1969.

*E. L. Rasmussen*  
E. L. RASMUSSEN, MAYOR

ATTEST: *Josephine Melton*  
JOSEPHINE MELTON, CITY CLERK