

61

CITY COUNCIL MINUTES

City Council Chambers  
Tuesday, February 24, 1970

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

Present on roll call 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston. Absent 0.

The Flag Salute was led by Mrs. Banfield.

Mayor Johnston presented Mr. Frank Morrone with a \$25.00 award for his suggestion for the development of a grapple fork for reaching in manholes to retrieve sticks and rocks which plug sewer lines. Mayor Johnston mentioned this fork will increase safety in sewer operations because it avoids the necessity for men to be lowered into manholes which have no steps.

Mr. Francis E. Marvin and Mr. William Koenigslieb were both presented with a \$25.00 check for their suggestion relative to the installation of a short length of slotted pipe to attach to the chains and welded to the salters, which will save time, and also being much safer as it has more holding power.

Mayor Johnston and City Council members congratulated Mr. Marvin and Mr. Koenigslieb for their suggestion. He also mentioned that Mr. Koenigslieb sets an all time record this evening as this is the seventh award he had received since 1961.

\* \* \* \* \*

Mayor Johnston asked if there were any omissions or corrections to the minutes of February 10, 1970.

Mayor Johnston called attention to a typographical error on page 13, on the last line, where the word "Mrs." should be changed to read "Mr.".

Mr. Jarstad asked that on page 13 under "Comments by the Council", where he reads a statement on the sixth line after the word "teenagers", the sentence be changed to read as follows: "He felt the Police should be allowed to enter into any place according to any new federal laws on the procedures of serving search warrants".

Mrs. Banfield moved that the minutes of the meeting of February 10th be approved as corrected. Seconded by Mr. Zatkovich. Voice vote was taken. Motion carried.

\* \* \* \* \*

Mr. Cvitanich requested to speak on a point of personal privilege.

Mr. Cvitanich explained that on February 18, 1970, there was an article in the News Tribune relative to Cable TV, and in the last paragraph it stated as follows: "Cvitanich termed Carlisle's action a "despicable maneuver"." He wished Mr. Carlisle to know that he did not make such a statement.

Mr. Cvitanich read excerpts of the minutes of the meeting of February 24, 1970, at which time he had specifically called a point of order on Mr. Carlisle's request to speak on something that Mr. Cvitanich felt should not be discussed. But Mr. Cvitanich said at that time he specifically referred to Mr. Carmean, whom he said probably used one of the most despicable maneuvers he had ever seen. He wished the record to be set straight on this matter.

\* \* \* \* \*

Mrs. Banfield requested that Mayor Johnston prepare a proclamation designating the first week in March as National Housing for the Handicapped Week.

\* \* \* \* \*

HEARINGS & APPEALS:

This is the date set for a meeting with the initiating parties for the annexation of property adjoining the southeasterly side of FIA #5 (freeway) approximately 630 feet north So. 96th Street. (petitioned by Richard H. Shaw, etal)

Mr. Buehler, Director of Planning, explained this site is in the vicinity of South 96th city limits and is next to Interstate #5. The Sherwood Inn is located in this general area. He noted that Mr. Shaw and his partners are in the process of submitting their intent to annex to the Review Board of another 33.73 acre tract contiguous to this small portion of 1.52 acres which is contiguous to the City. The petitioners do not desire to accept the comprehensive plan, but they will assume the bonded indebtedness, he added.

Mr. O'Leary asked if the property owners between FIA #5 and the proposed annexation would also want to annex to the city.

Mr. Buehler said they were informed that the property owners in that particular area do not desire to annex at the present time.

Dr. Herrmann moved that the City Council accept the above annexation petition with the condition that the petitioners will not accept the comprehensive plan but are willing to assume the bonded indebtedness. Seconded by Mr. Zatkovich. Voice vote was taken on the motion, resulting as follows: Ayes 9: Banfield, Cvitanich, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston. Nays 0. Absent 0. Motion carried.

\* \* \* \* \*

This is the date set for hearing on the petition submitted by Wheeler Realty for Puget Sound National Bank for rezoning of the N.E. corner of No. 26th & Madison from an "R-2-T" to a "C-1" District.

Mr. Buehler explained, the applicants have requested this reclassification in order to construct a branch bank in the 26th & Proctor area. The Planning Commission agreed that the proposed use would be compatible with the area. He added the applicant has agreed to a number of conditions set forth by the Planning Commission.

Mr. Cvitanich said it is his general observation that requests for rezoning by the banks are becoming as numerous as requests for service stations. He thought perhaps the Council should pass legislation to restrict such rezones to a degree.

No protests being made, Mr. Finnigan moved to concur in the recommendation of the Planning and approve the above rezone and that an ordinance be drafted approving same. Seconded by Mr. Jarstad. Voice vote was taken on the motion, resulting as follows: Ayes 8: Banfield, Dean, Finnigan, Herrmann, Jarstad, O'Leary, Zatkovich and Mayor Johnston. Nays 1: Cvitanich. Absent 0. Motion carried.

\* \* \* \* \*

RESOLUTIONS:

Resolution No. 20578

Accepting and approving the Final Plat of Pamela Mayers Second Addition in the vicinity of East 49th, 50th and East M Sts.

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

Mr. Buehler explained that all conditions of the preliminary plat have been met. There are approximately twenty-five lots in this plat, a performance bond has been posted with the City for construction of the improvements and a contract has also been signed with the Utility Dept. for underground wiring.

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20579

Accepting and approving the Final Plat of Viggers Addition in the vicinity of Howe & East L Sts. approximately 200 feet north of East 38th St.

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

Mr. Buehler explained that the right-of-ways in this area have been platted. An L I D was approved in September of 1969 to construct East L St., so the necessary storm drainage, sewers and water mains will be installed. A performance bond has been posted to improve the alley up to City's standards. A contract has been signed with the Utility Dept. for the underground wiring.

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20580

Fixing Tuesday March 10th at 7 P.M. as the date for a meeting with the initiating parties on the annexation request for property located on the easterly side of Hannah Pierce Road between So. 58th & 62nd St. extended. (petition of Richard H. Shaw, etal)

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20581

Awarding contract to Harley-Davidson of Tacoma for the furnishing of (6) solo and (4) three-wheel motorcycles on its bid of \$25,724.00.

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

Mr. Oles, City Manager, explained this resolution involves the purchase of six solo and four three-wheel motorcycles from Harley-Davidson of Tacoma. Eight motorcycles which have outlived their usefulness to the Police Dept. will be traded in. Two bids were submitted, one from Drager's Motorcycle Co. of Seattle, who only bid on the solo motorcycle. They submitted a bid for a Moto Guzzi and it was found it

would not be satisfactory for police use.

Mr. Oles also explained that the Harley-Davidson firm also submitted a bid on a solo motorcycle similar to the Moto Guzzi, however, it was also found to be unsuitable and unsafe for police use.

Mr. Zatkovich thought the price of these motorcycles is out of line. He felt that other prospective manufacturers should be invited to bid as Harley-Davidson has held a monopoly for thirty years in this area. Mr. Zatkovich suggested that the bid be checked thoroughly before it is accepted by the Council.

Mr. Oles further explained that Harley-Davidson was the only firm bidding on the four three-wheel cycles and thought that the price increase was not out of line. The Drager Company had bid on the six solo motorcycles, but the bid specifications were not met by that company. He also mentioned that any motorcycle company was free to submit its bid if the company chose to do so.

Mr. Zatkovich thought the specifications should be adjusted so that more companies could bid. He suggested that the Council inquire as to how many cities are using the Moto Guzzi motorcycle and what success the cities are having with them.

Mr. Oles stated he would check to see what is being done in other cities.

Mr. Cvitanich said he has mentioned this many times, but he still wondered why four-wheel vehicles are not used in place of the solo motorcycles. He knew that a vehicle with all the necessary protection does not cost \$2669.10. However, there might be some justification for a few solo motorcycles in the community for parades, etc., but he did not feel that a solo motorcycle is worth the cost involved.

Mr. Jarstad felt a large part of the consideration of the Harley-Davidson motorcycle is the fact there is a service facility in the city limits.

Mrs. Banfield moved to refer the resolution to the Safety Committee for more information and investigation and that a recommendation be submitted as soon as possible. Seconded by Mr. Cvitanich.

Mr. Finnigan said he understood that Harley-Davidson did not belong to the union.

Mr. Oles said to his knowledge they were union affiliated, unless the situation has changed.

Mr. Cvitanich explained, during the budget hearings in December it was brought out that Harley-Davidson was a non-union shop, but perhaps, this situation has been rectified.

Mr. Oles said he would check into the matter.

Mayor Johnston asked what time limit is provided for in bids such as this one.

Mr. Hamilton explained, generally specifications provide for holding for thirty days, however, these were submitted to the City February 2nd, so the time is short.

Mr. Zatkovich asked that the Safety Committee check relative to the warranty provisions under the Harley-Davidson contract.

Mr. Cvitanich asked that the Safety Committee check to see if Harley-Davidson still has an exclusive franchise for Portland, Tacoma and Seattle.

Voice vote was taken on Mrs. Banfield's motion to refer the resolution to the Safety Committee. Motion carried.

The Resolution was referred to the Safety Committee of the Council.

Resolution No. 20582

Amending the Rules of the Government of the City Council under Rule 5 to add the item "Committee Reports".

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

Mrs. Banfield suggested that "Reports by the City Manager" be eliminated unless a section is created for Reports by the Director of Public Utilities. She also suggested that the "Citizens' Comments" be moved to the first part of the agenda,

between "Approval of the Minutes" and "Hearings and Appeals".

Mayor Johnston thought, perhaps, the Agenda Committee should schedule a meeting to discuss the suggestions made by Mrs. Banfield and then a recommendation be submitted to the Council on the matter.

Mr. Cvitanich moved to continue Resolution No. 20582 for one week, until March 3, 1970. Seconded by Mrs. Banfield. Voice vote was taken. Motion carried.

The Resolution was postponed until March 3, 1970.

Resolution No. 20583

Approving and confirming the action of the Public Works Dept. in allocating the unencumbered balance of the L I D Participation Funds derived from the 1969 Bond Issue in the amount of \$273,864 as follows: \$50,000 for residential street lighting and the balance of \$223,864 to be apportioned to other L I D projects.

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

Mr. Schuster, Director of Public Works, explained this is a request for the Council to take action on re-apportioning the L I D Participation Funds which were approved in the 1969 Bond Issue.

The Public Works Dept. has found that the residential street paving L I D's have been more popular than what was anticipated at the time the bond issue was passed. He pointed out the participation allotment for residential street paving, alley paving, sidewalks, storm drains and street lighting, which have been encumbered and the balance of funds in each section.

At the present time, there are a number of petitions for residential paving, he added. Over the years the City has participated in approximately 25% to 30% in the cost of residential street paving projects. It has been estimated that there is approximately \$507,000 of participation in the petitions filed. There is a total of \$273,864 of participation funds available. Therefore, this allows \$50,000 for residential street lighting. The remaining \$223,864 is apportioned among the other categories of the L I D projects and as petitions come in districts will be created.

Mr. O'Leary moved that this resolution be referred to a joint meeting of the Finance and Public Works Committees which will meet on Thursday, 8:30 A.M., Feb. 26, and asked that Mr. Gaisford be in attendance. Seconded by Mrs. Banfield. Voice vote was taken. Motion carried.

Mrs. Banfield asked Mr. Schuster if the Highway Dept. still expects to construct some type of a connection in the downtown area.

Mr. Schuster explained the Highway Dept. is still working on plans to construct a spur into the downtown area and he felt it would include an elevated structure of some type.

The Resolution was referred to the Finance and Public Works Committees of the Council.

Resolution No. 20584

Authorizing the execution of legal conveyances of fourteen parcels of real property which were sold at a public sale on February 3rd, 1970.

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

Mr. Gaisford, Director of Finance, explained fourteen parcels of property were sold at public sale on the 3rd day of February, 1970. The profit from this sale is approximately \$16,000 to the L I Guaranty Fund.

Mrs. Banfield requested that the City Attorney submit a list of these properties to the County Assessor's office so they will be included on the tax rolls at the new valuation.

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20585

Congratulating the Tacoma Youth Symphony and its conductor Mr. C. Irvin Wright for the diligent work and talent exhibited, encouraging continued efforts and wishing them a successful tour at the second annual International Festival of Youth Orchestras to be held August 15 thru 30, 1970, at St. Moritz, Switzerland.

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

Mr. Dean asked that the resolution be read in its entirety into the record.

Mr. Dean explained that only two orchestras were selected to attend the second annual International Festival Youth Orchestras at St. Moritz, Switzerland, the Tacoma Youth Symphony and an orchestra from Washington, D. C. He feels that such an honor brings forth to the people what some of the youth are accomplishing.

He added, the City of Tacoma should be very proud of this group's accomplishments as the Symphony has been in existence only seven years.

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

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

Nays 0. Absent 0.

The Resolution was declared passed by the Chairman.

Resolution No. 20586

Authorizing the City Manager to prepare, execute and file all documents necessary under the provisions of the Economic Opportunities Act or regulations of the Office of Economic Opportunity so as to establish the City of Tacoma as a Community Action Agency.

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

Mr. O'Leary read a statement pointing out the reasons he had proposed this particular resolution, which stated in part, that the Community Action Agency would provide a structure where the federal tax dollar would funnel and be administered by a board, supervised by a policy making board consisting of elected Council members, with an evaluation board that would make true evaluation from the outside. It is not Council's intention to destroy any anti-poverty programs in Tacoma, he added.

Mr. O'Leary urged the Council to adopt this resolution which will direct the City Manager to execute and file all documents, forms and Papers essential to this purpose and to follow all other procedures and steps required under the Economic Opportunities Act.

Mr. Jarstad read a letter from the Board of Pierce County Commissioners which pointed out that their intention was to designate a non-profit corporation to administer the poverty programs in the areas outside the corporate limits of Tacoma. It also pointed out that everyone concerned for the welfare of the people whom the program is intended to serve, will now join in establishing the public confidence in the program.

Mr. Jarstad felt this would be an enormous responsibility for the Council as the poverty program has been designed to help people to help themselves and there are now approximately fifteen agencies involved. He explained that this program is one of the most honorable assaults against poverty that the United States has ever tried. He noted that O.E.O. has been under the direction of the County Commissioners, the O. D. I. Board and R. E. O. and has been one of the best coordinated programs in this area, even though there has been some friction.

Mr. Jarstad thought discussion on the resolution at this time was proper, however, he would like to know before voting how this resolution would effect the funding of the program for the next year as well as the funding at the County level.

Mr. Jarstad explained he felt there is a great animosity toward the Narcotics Center and the Half-Way House by certain members of the City Council. He also asked for some kind of an indication what the feelings are regarding the proper direction that the Council should take on these particular programs.

Dr. Herrmann explained if he thought this Community Action Program would be a change for the better, he would support it. However, to delineate a boundary with reference to people is not too difficult, but it is not quite as easy to delineate the objectives of some of the programs. He felt this would create a problem in funding. He could not see any advantage for the City Council to become the Community Action Agency.

Mayor Johnston said there has been hearings on the matter and discussions at a number of levels and all in all, he could not see that the City Council would be doing any better than is being done at the present time. He asked Mr. Oles, if it were possible for Tacoma to actually take the program over because of the population of Tacoma.

Mr. Oles, City Manager, pointed out he had informed the County Commissioners that the City Council felt the program should go on without impairment. In checking this matter, he noted that he had talked with Mr. Anthony Partridge General Counsel of the O. E. O. in Washington, D. C., and with Mr. Tom Mercer who is the Regional Director of O. E. O. in Seattle. The intent of Congress has been that the program should, as far as possible, be in the hands of elected officials. The funding, according to the most recent information can be continued on a monthly rather than on an annual basis. Mr. Partridge has written that the City can be assured that the present limitation of 250,000 population will be reduced to at least below 150,000.

Mr. Zatkovich felt this program should be the responsibility of elected officials and the Council is responsible to appoint the right people to carry on the program.

Mr. Finnigan felt that the second Whereas of the resolution should be changed because the letter from the Pierce County Commissioners dated Feb. 17, 1970, certainly points out that the Commissioners agree that the City should assume responsibility in its jurisdiction.

Mr. O'Leary moved to amend the resolution on the first line of the second Whereas strike the word "desirous" after the word "are" and insert the word "agreeable" and on the second line strike the first word "that" and insert the word "to". On the same line, strike the words "Tacoma designate" after the word "of" and insert the words "Tacoma's designating". Seconded by Mr. Cvitanich.

Mr. Finnigan said that the Commissioners also stated it was the only course of action open to them.

Roll call was taken on Mr. O'Leary's motion, resulting as follows:

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

Nays 3: Finnigan, Jarstad and Mayor Johnston. Motion carried.

Mr. O'Leary asked that the resolution be read into the record.

The resolution was read in full.

Mr. Jarstad explained he had attended meetings of the various agencies in the program and regardless what happens he would continue to be interested in the program as he has in the past. He added his feeling is regarding Council's ability to delve into this type of a sociological problem.

Mr. Cvitanich reminded the citizens that no matter how a vote is cast, no one on the Council intends to jeopardize the pre-existing programs.

Mayor Johnston wondered if the real solution to the problem would be a compromise, and that a given number of the Council members assume the responsibility of seats on the O. D. I. Board, thereby, having a means of expressing the Council's concern.

Mr. O'Leary suggested a structure under which the Council would appoint an administrative board. The board would consist of one-third from business and industry, one-third from elected officials or their representatives and one-third from representatives of the impoverished.

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

Ayes 5: Banfield, Cvitanich, Dean, O'Leary and Zatkovich  
Nays 4: Finnigan, Herrmann, Jarstad and Mayor Johnston. Absent 0.  
The Resolution was declared passed by the Chairman.

Resolution No. 20587

Declaring the intent of the City Council to continue and complete the Center, Fawcett and New Tacoma Urban Renewal Projects as quickly as possible.

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

Mr. Cvitanich explained that the Finance Audit & Investigating Committee have reviewed this problem as there has arisen some misunderstanding concerning the attitude and intent of the Council regarding urban renewal projects. Therefore, the Committee has submitted a resolution on the matter. He asked that the City Clerk read the resolution for the record.

The resolution was read in full.

Mr. Cvitanich stated that the projects must be completed and the Council must assure the citizens of the community that they will try to establish the highest and best development that is possible to obtain in these areas.

Mr. O'Leary inquired what the cost of the downtown project has been at the present time and what costs are contemplated in the future.

Mr. Oles, City Manager, replied that he did not have these figures this evening, but he hoped that the resolution is adopted so the staff can proceed to the best of its ability to complete the job.

Mrs. Banfield said there are many questions she wished answered before this resolution is passed. She said she would like a report showing what the Council commitments were, what buildings have to be demolished, which ones will be left standing and how much money is involved. She also wanted to know what progress has been made regarding the H & K Western property in the Center Street Urban Renewal area.

Mr. Jarstad who is on the committee pointed out that the first urban renewal project is near completion and the tax base has increased approximately 600%. He also mentioned the new buildings that are being erected in downtown Tacoma which will increase the tax base in that area when they are completed and are open for business.

Mr. Jarstad said he concurred with this resolution and felt that everyone will be looking into the problem of urban renewal to bring it to a fine conclusion. He hoped that a new Urban Renewal Director will be appointed as soon as possible so the program can go forward. He also felt that a meeting should be held with the downtown businessmen and interested parties to promote clients to purchase available parcels of land.



Dr. Herrmann asked that the Council be given assurance that there will be personnel available to carry out the intent of this resolution.

Mr. Oles, City Manager, explained that there will be an adequate staff who will be competent and experienced.

Mr. Jarstad asked Mr. Hamilton if this resolution will authorize the Legal Dept. to go forward in acquiring certain properties in the downtown project.

Mr. Hamilton, Chief Assistant City Attorney, replied that there is an ordinance, passed sometime ago, authorizing the Legal Dept. to acquire by purchase and/or eminent domain certain property in the downtown project. Recently, there seemed to be some questions as to whether they should proceed as rapidly as possible or to hold off filing of any actions. The legal staff is now waiting direction from the Council and they did feel the resolution will indicate to their office the steps that can now be taken.

Mr. Dean said he is concerned about the costs involved and asked that the Council submit that information.

Mr. Dean moved to postpone Resolution 20587 for one week, until March 3, 1970, so this information can be submitted. Seconded by Mrs. Banfield.

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

Ayes 5: Banfield, Cvitanich, Dean, Jarstad and O'Leary.

Nays 4: Finnigan, Herrmann, Zatkovich and Mayor Johnston. Motion carried.

The Resolution was postponed until March 3, 1970.

FIRST READING OF ORDINANCES:

Ordinance No. 19047

Appropriating the sum of \$5,000.00 or so much thereof as may be necessary from the General Fund to the Tacoma Public Library for the purpose of defraying a portion of the costs of maintaining the libraries during evening hours.

Mr. Cvitanich reiterated the fact that the Finance Audit & Investigating Committee had met with the Library Board and as a result this ordinance was submitted appropriating the sum of \$5,000.00 to the Tacoma Public Library for the purpose of defraying costs of maintaining the libraries during evening hours.

Mr. Cvitanich asked that Mr. Gaisford, Director of Finance, at the budget hearings this fall, that serious consideration be given to allocating funds on a quarterly basis in terms of some specific areas.

Mrs. Banfield reminded the Council that the Park Board employees only received a 5.2% increase. She thought, perhaps, if the budget were to be reopened that the Park Board should be given serious consideration.

The ordinance was placed in order of final reading.

FINAL READING OF ORDINANCES:

Ordinance No. 19045

Amending the Pay & Compensation Plan to reflect the Electrical Workers increase and for increases for Local #483 electrical positions in the Fire & Public Works Dept.

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

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

Nays 0: Absent 0.

The Ordinance was declared passed by the Chairman.

Ordinance No. 19046

**Amending the Civil Service & Personnel Rules in regard to Promotional Examinations.**

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

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

Nays 0. Absent 0.

The Ordinance was declared passed by the Chairman.

REPORTS BY CITY MANAGER:

Mr. Oles, City Manager, announced that a meeting has been called for 10 A.M., Saturday, February 28th, at the Roosevelt Hotel in Seattle to study Sea Coast Management legislation by Lt. Governor John Cherberg. He hoped that members of the City Council will be able to attend.

\* \* \* \* \*

Mr. Oles explained he had submitted a copy of the letter he had written to the Pacific Northwest Development Company, Inc. relative to the present status of the lease for property as directed by the City Council. He also said he had told the company that the General Government of the City as well as the Utilities Dept. could entertain a proposal for the purchase of the property. [REDACTED]

\* \* \* \* \*

Mr. Oles said he submitted a copy of the Statement of Policy in respect to travel adopted by the City Council on February 3, 1970, to all the department directors.

25

\* \* \* \* \*

The Juvenile Curfew Violators report during Feb. 12th through 19th is also submitted in the agenda.

\* \* \* \* \*

Mr. Oles brought up that in view of the postponement of the resolution relative to the policy of the Council on urban renewal, he did not feel that it is necessary at this time to discuss successors to the Director and Assistant Director of the Urban Renewal Dept.

57

\* \* \* \* \*

COMMENTS BY MEMBERS OF THE CITY COUNCIL:

Mr. O'Leary commented on the Council's Public Works Committee meeting at which time discussion was held in regard to re-hiring of employees who were on the layoff list. Several have been re-hired because of attrition and it is hoped that the rest of the employees will be back at work in the future.

\* \* \* \* \*

There was also a discussion relative to the Tacoma Spur, Bayside Drive, and it will be further discussed at the next Committee meeting on February 26th. He noted that Mr. Schuster has asked for some guide lines concerning the intersection at 6th and Sprague Avenues, and this will also be discussed Thursday at 8:30 A.M.

56  
89

\*\*\*\*\*

Mr. Cvitanich mentioned that the Finance Committee of the Council will be held at 8:30 A.M. on Thursday in the conference room.

Mr. Cvitanich mentioned that on Friday, February 27th, there is an Executive Board meeting of the Association of Washington Cities at the Roosevelt Hotel in Seattle and any member of the Council that is able to attend is welcome. Council members will be leaving Tacoma at 9:00 A.M., Friday.

\*\*\*\*\*

Mr. Cvitanich announced that the Vancouver, B. C. Soccer Team will arrive at Cheney Stadium at 12:00 Noon on Saturday, February 28th. He noted this has become an annual affair and he urged every member of the Council to attend the soccer games Saturday as there will be 55 games on twenty playing fields throughout the Tacoma and Pierce County area.

\*\*\*\*\*

Mrs. Banfield asked that the City Manager look into the matter of the Old City Hall and the City Hall Annex to see what progress is being made relative to these building.

Mrs. Banfield asked Mr. Oles to check to see if the Urban Renewal Dept. has vacated the Mannings Market.

\*\*\*\*\*

Mr. Dean announced that the Rules & Agenda Committee will meet at 8:30 A.M., Friday morning, February 27th. He requested that Mr. Finnigan and Dr. Herrmann attend and said that any member of the Council who wishes to attend may do so also.

\*\*\*\*\*

Mayor Johnston reminded the Council there is a joint meeting with the Utility Board Wednesday evening at 5:30, February 25th.

\*\*\*\*\*

CITIZENS' COMMENTS:

Mayor Johnston announced that representatives of the Cable Television companies who are present will be allowed fifteen minutes for their presentations.

Mr. Michael Manza, attorney, representing Evergreen Cablevision explained that 20% of the stock in the Evergreen Cablevision Company is owned by American Television & Communication, Inc. of Denver, Colorado. He also mentioned that a number of Tacoma business and professional men hold stock in the firm. He introduced Mr. Douglas Dietrich who is Vice President of American Television & Communication Inc.

Mr. Dietrich said that Evergreen Cablevision has been developed by ATC so they can present their proposal for the franchise in Tacoma. ATC serves over 140,000 customers via coaxial cable in seventeen different States and approximately fifty communities. His company is a professional, experienced company involved only with cable television and has no other interests except the cable television enterprise. He added they are a publicly held company with their securities being traded publicly. Their only interest is to provide the best possible service in Cable Television to residents of Tacoma. He felt their proposal is responsive to all the requests of the City.

Mr. Fred Crisman submitted a CATV proposal on behalf of Gold 'n Gable Cable Co. He stated they felt their proposal was one of the best that has been presented to the City. He noted that in their letter to the Mayor, Council members and City Manager, dated, February 19, 1970, they would not presume to advise the Council upon its taxing procedure. The Council is well aware of the needs of the City and will levy those taxes that they feel to be a just and proper rate. Their company is also well aware of the FCC old and proposed regulations. He pointed out various sections of the proposal and especially the matter of educational television which they felt was extremely important. He wished the Council to know that they would offer to donate 1-1/2 percent of the company's total gross for any Council designated agency aiding hard-core unemployed and another 1-1/2 percent to the Tacoma Public Library. They also request that representatives from the City Council, County Commissioners, Allied Arts and School Board to sit on a board that will select particular programs that should be of special interest to the local area.

\* \* \* \* \*

Mr. Sherrill Dunn, representing Community Tele-Communications, Inc. of Denver, Colorado, requested that the Council reconsider their application which was submitted in June of 1969, and the basic provisions that were included in the application. He noted the only change from the original application is that the company's name was Community Television Inc. and now is Community Tele-Communications, Inc. He urged that the Council consider the original requirements in which they had established their financial ability which will allow the type of cablevision that Tacoma needs and deserves. He also mentioned that they would hire and train local people to basically operate the cable TV system.

Mr. Dunn further pointed out that his company has recently purchased a Washington Corp. entitled, Telecommunications, Inc. He explained the extent of the microwave served in the State and stated they have the capability of interconnecting Tacoma with other key cities in the United States.

\* \* \* \* \*

Mr. Bob Morrison, general manager of the TelePrompter Corporation's system in Eugene-Springfield, Oregon, spoke on behalf of TelePrompter Corp. of New York City and presented their Cable TV franchise proposal to the Council. He urged the Council to study the proposal as he felt it would meet with the City's specification for a fine Cable TV system. They would also hire local people to operate the system, he added.

Mr. O'Leary asked if Hughes Aircraft is the major stockholder as there seemed to be different figures in the proposal.

Mr. Morrison said that Hughes Aircraft owns approximately 12% of the stock. He noted that Mr. Kahn, Chairman of the Board and President of TelePrompter Corp. is the major stockholder.

Mayor Johnston asked what percentage of local people are employed at the Eugene-Springfield plant.

Mr. Morrison explained there are thirty-five employees and only one technician who is from outside of the State.

Mr. Zatkovich asked when the initial stage would start if the franchise is awarded to TelePrompter.

Mr. Morrison explained this would start immediately and the line construction in all probability in ninety days.

\* \* \* \* \*

Mr. Cvitanich asked that the record indicated that a hand-delivered letter was received by the Council from M. W. Kelso of Mann-Russell Electronics, Inc. of Tacoma, Washington.

\* \* \* \* \*

Mr. Philip D. Hamlin of Seattle representing Hamlin International Corp. and Time-Life Cable Corp. informed the Council the new title of the company is now Tacoma Time-Life Cable Corp. He requested that a series of study sessions be held on the matter and invited the Council members and representatives of other firms to join him to go over the proposals. He also noted, if the franchise is awarded to his company, they can start construction immediately.

\* \* \* \* \*

William R. Sinkunas, representing Nation Wide Cablevision, Inc., urged the Council to reconsider the proposal his company had submitted sometime ago.

\* \* \* \* \*

A telegram was read from Edward E. Drake, Executive Vice President of LVO Cable, Inc. of Tulsa, Oklahoma, stating they would also like to submit a formal proposal to the City for Cable TV service.

Mr. Zatkovich felt the Council should now make their determination from the companies that have submitted their proposals.

Mr. Jarstad felt that the resolution opened up the matter of the City accepting further Cable TV proposals. He pointed out some proposals differ in the amount of money the City would receive. He also mentioned that one of the great developing costs is to keep such a system modernized. The council is now in a bargaining position for the people of Tacoma. He said he felt the resolution indicated that this evening was the deadline for the companies to announce an intent of what they wanted to do and that study sessions or meetings will be held to further hear presentations as a telegram and letter were received from other companies today.

Mr. Jim Hurd, General Manager of Northwest Cablevision, Inc. in Seattle, explained that their company cannot submit a proposal involving a five to six million dollar investment within a week's time.

Mr. O'Leary asked Mr. Hurd how much time would be required for his company to submit a proposal.

Mr. Hurd felt at least two weeks would be needed because the entire City of Tacoma would have to be surveyed.

Mayor Johnston asked the Council's opinion on establishing a deadline on this matter.

Mr. Cvitanich explained that the resolution passed last week explicitly states in part "the granting of all such additional franchises by ordinance must be before the Council for first reading thereon of such ordinances by its next regular meeting to be held Tuesday, February 24, 1970, and that all persons interested therein shall have the right to be heard in respect thereto". Therefore, the cut-off date would be this evening, he added.

Mr. Zatkovich said it was his intention to place ordinance or ordinances on the agenda for the next Council meeting on March 3rd, awarding the Cable TV franchises.

Mr. Jarstad suggested that a study session be held on the matter on March 9th and then an ordinance could be presented to the Council on March 10th for first reading.

Mr. Cvitanich reiterated that he felt the intent of the resolution was beyond question.

Mr. Jarstad, therefore, announced he would hold a private study session at 1:00 P.M., March 2nd and persons who wish to present their proposals can do so at that meeting. He asked that other Councilmen attend so the presentations and discussions will not have to be taken up at the Council meeting on March 3rd.

Mr. Zatkovich stated he appreciated the concern of Mr. Jarstad, however, he felt this date was the cut-off point.

Mayor Johnston said he would rule that the hearings mentioned in the resolution has been held this evening. By the rules of the Council, any member can submit an ordinance if he so desires at the next meeting.

\*\*\*\*\*

Mr. Cvitanich announced that Mrs. John Zelenak has requested that her husband John Zelenak be given permission to speak on her behalf. He called a point of order on Mr. Zelenak being allowed to speak as he did not believe the intent of the rule was to allow other people in the family to speak on someone's behalf.

Mayor Johnston stated he felt Mr. Cvitanich's point was well taken and suggested that Mr. Zelenak write in at a later date.

\*\*\*\*\*

Mrs. Ellen W. Whitlock, 1112 So. Sheridan, requested that the 11th Street Transit Bus stop on 11th and Broadway.

\*\*\*\*\*


ITEMS FILED IN THE OFFICE OF THE CITY CLERK:


- a. Minutes of the Civil Service Board meeting of February 2nd.
- b. Minutes of the meeting of Board of Park Commissioners of February 9th.
- c. Minutes of the Model Cities Executive Board meeting of January 23rd.
- d. Bimonthly Planning Progress Report #3 from Model Cities Dept.
- e. Directory of Summer Youth Employment Programs for 1970.
- f. Tacoma Industrial Airport quarterly financial report as of December 31, 1969.
- g. Public Works Dept. filing Updated Cost Estimate for Urban Arterial Project No. 8-1-128 (13)-Improvement No. 4854-North 30th & McCarver St. Intersection Regrade.
- h. Updated Cost Estimate for Urban Arterial Project No. 8-1-128(11) Improvement No. 4841-McKinley Ave. & Division Lane Arterial Intersection Improvement.
- i. Audit Examination Report No. 36440 as conducted by Mr. Forrest Davis, State Examiner, of HUD Project WS-6-48-0001 Water & Sewer Facilities Grant per Res. 19596 dated February 27, 1968.
- j. The City Clerk advising that the time has expired for filing protests on L I D 6912, 6913, 6921 and 6923.

Placed on file.

\*\*\*\*\*

Dr. Herrmann moved to adjourn the meeting. Seconded by Mr. Dean. The meeting adjourned at 11:10 P. M.

  
 Gordon N. Johnston - Mayor

Attest:   
 Josephine Melton - City Clerk