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COUNCIL MINUTES

COUNCIL CHAMBERS, 4: p.m.
Monday, August 4, 1958

Council met in regular session. Present on roll call 8; Anderson, Bratrud, Easterday, Goering, Perdue, Porter, Price, Hanson; Absent 1, Humiston. Dr. Humiston taking his seat at 4:10 P.M.

It was moved by Mr. Bratrud, seconded by Mr. Anderson, that the minutes of the meeting of July 28, 1958 be approved as submitted. Motion carried on roll call: Ayes 8; Nays 0; Absent 1, Dr. Humiston.

PETITIONS:

Walter Hogan: For rezoning the Southwest Corner of South 38th and Tacoma Avenue from an R-3 District to a C-1 District. (For referral to the City Planning Commission). 448

Richard R. Stromberg: For rezoning the west side of Pacific Avenue at South 92nd Street from an R-2 District to a R-4-L District. (For referral to the City Planning Commission). 2X

Resolution No. 15439:

Submitting to the qualified voters of the City of Tacoma a proposition to amend certain sections of the City Charter to provide for the election of the Mayor by a direct vote of the people for a four-year term, and to provide for the compensation of the Mayor.

Mayor Hanson:- Is there any discussion on this Resolution?

Mr. Bratrud - Mayor, do you have a Resolution similar to this one to present?

Mayor Hanson - Yes, I have one; No. 15442.

Mr. Perdue - Mr. Mayor, I would like to move to amend this Resolution No. 15439 by filling in the vacant spot on the second page in Section 2.4 where it says, "The Mayor shall upon election, and qualification as such, receive a salary of, and I would insert \$100.00 per month, which shall be in addition to his compensation as Councilman.

Mayor Hanson - Is there a second to that motion?

Mrs. Goering - I second the motion.

Mayor Hanson - It has been moved and seconded that the blank on the second page of this Resolution be filled in to read \$100.00 per month.

Mr. Easterday - Roll call.

Mayor Hanson - Is there any speaking on that motion.

Mr. Anderson - Wait a minute.

Mr. Bratrud - I would like to hear why the \$100 a month.

Mr. Perdue - Well, because I take from the way the office is being conducted that that in addition to the Councilmens salary would be approximately right. The other Mayors said, we have done

alright on that, and could see no reason for substantially increasing it. There is no administrative responsibility required whatever and should be none, certainly it does not call for a high salary.

Mr. Easterday - Mr. Mayor, I would like to amend the amendment to read \$995.00 per month.

Mr. Porter - That sounds just as sensible as the first one, I'll second the motion.

Mayor Hanson - It has been moved and seconded to amend the amendment to read \$995.00 per month.

Mr. Anderson - Mr. Mayor, I would like to speak on that one. I have a list of the cities 100,000 and over and a list of the Mayor's salaries on about 35 of those cities and I don't find that any of those cities where the Mayor receives that much salary. Personally, I do believe that \$2400 is strictly inadequate, but I also believe that 10 or 12 thousand dollars a year is entirely wrong. I don't want to amend the amendment but in looking through all the cities of our size and even some of those a little bigger, I don't find anyplace where they get — the only one that I see here is Phoenix, Arizona a city of 129,000 and the Mayor gets \$6,000; in Miami, Florida, a city of 259,000 and you all know that Miami does a lot of advertising and just imagine all the conventions they have there, the Mayor has a lot of duties, and receives a salary of \$5,000.00.

Mr. Bratrud - Are these full time Mayors?

Mr. Anderson - I imagine it is part time.

Mr. Easterday - What is Spokane paying?

Mr. Anderson - Spokane! It's not on here. There are only Council-Manager form of Governments and as you know the Mayor over there has a full time job, it was like our old Council, and he also has some administrative work to do. Certainly, I believe I'm going to have to vote "No" on the thing from my own personal viewpoint, because I think this would be entirely out of line, with the responsibilities that the Mayor has and the amount of time that he puts in to.

Mayor Hanson - I have a question. Could you estimate approximately in terms of hours, the amount of time that is required for the office when you were the Mayor?

Mr. Anderson - Mr. Mayor it varies a lot, some days, why you don't have hardly anything to do and other days you might have to put full time in, or a full day in, then there are some days that you put in more than a full day. Also you do work some Saturday and Sundays, and hour or so for a convention, or sometimes you might be working on some legislation work down in Olympia, occasionally. There will probably be some times during budget time that you will put in a full week. Personally I think that I know a little bit about the Mayors job.

Mayor Hanson - That is what I was asking.

Mr. Anderson - I know that actually you have a lot of people in this form of Government who donate their service and I think we would be in error if we had one and picked him out and paid him an exorbitant amount of money. I think that \$12,000 of course would be out of line, even though I am in favor of an elected Mayor.

Mayor Hanson - Were there ever any times that you felt you left things undone because of the press of your own business?

Mr. Anderson - Well, I imagine there are times when anybody in any business feels that there are times when the days are not long enough for him to accomplish everything that there is to be done. There are other times when he takes time off, even though there are things that he should do and you don't get them done. I think that \$12,000 is entirely out of line.

Mayor Hanson - Is there any other discussion?

Mrs. Price - Mr. Mayor; I would like to say that I feel that the Mayor should be free at all times to take care of the duties that he is required to do, and he cannot do that if he has his own business to conduct and there are things urgent that he has to take care of in his business so if he is called upon to represent the City in some way that he is not able to do it. For that reason, I feel that he should be full time and he should devote his time to being Mayor and not on his own business.

Mr. Perdue - Let's face it -- this is not a full time job, it has no administrative responsibilities, whatever. It's a glad hand shaking proposition basically, and, sure, anybody would recognize that the Mayor, if he had nothing else to do, would probably spend all of everyday attending every Ladies Aid Society in the City. He could find something to do with his time. But whether it would be very advantageous to the City is the question. The City just doesn't need that kind of a position or a person taking full time. We have a trained Manager, doing the Managerial job. Only if he was in a managerial position should he command the type of wages that have been suggested here, and that is not the case. And I think we should certainly recognize that if he does get a salary of that kind then he is going to think that he should be doing some Managerial work, and so would cause friction with a trained man who knows how to do it. So, I think it would be very foolish besides costly to the taxpayers of the City of Tacoma to have a full-time Mayor in a job where one is not needed and running around occupying his time trying to make it appear he was busy.

Mr. Bratrud - Mayor; maybe we ought to establish first whether the Council wants an elected Mayor before we discuss the salary. One of the main differences in your Resolution and that of Mrs. Price, other than salary being, they are somewhat the same.

Mayor Hanson - They are the same, the only difference is the style of drafting.

Mr. Bratrud - As far as I am Concerned, the salary is the secondary thing. Personally, I am in favor of submitting to the voters an amendment to the charter for an elective Mayor, whether he be full time or part time. Obviously we don't need a full time Mayor.

Dr. Humiston - Mr. Mayor, I would like to comment on one of these, I don't know which one it is, the term "full time" is used. When we had this matter up for discussion a year and one half ago or whenever it was, I asked the Attorney's office to do some checking on the State Statutes which set up various state offices, the Governors, etc., and no place does it mention this phrase "full time"; duties of the office were described

and then it's left up to the individual to see that he gets some work done. Now myself I think that the use of the term "full time" regardless of how the Mayor is selected, is in error, I think the Charter should describe the Mayors duties. It should say what he should do, then it is up to the Council to kind of take a look at the situation and see if he is getting it done. I'm inclined to agree with Mr. Anderson that the last 5 years we have had people who have been acting as Mayor and as far as I have been able to observe have been able to get the work done. One of them was an Attorney and the other a Contractor. this is my feeling about this term "full time". I don't think it ought to say full time, part time, or anything else, just say what the duties are.

Mayor Hanson - I'm not in substantial disagreement with the fact that the use of term full time is not essential. It is perhaps varied to describe the scope that he is to dedicate himself to the job. I don't think it is necessary to put it in there. I might refer to many offices where it is very clearly contemplated that the person taking the office is full time, it isn't mentioned, but when you take a look at the office that is described there is not a long list of duties that are set forth, but is all implicit in the responsibility that he assumes when he assumes office. So, as far as referring to full time, I don't think it is either required or, nor do I think that it is incorrect. The fact remains, I believe Councilmen who are willing to analyze the amount of time that they put into their work will see that many times their duties, the manner of earning a living has interfered with their opportunity of pursuing problems to the detail and to the extent that is required, for feeling that they are fully aware of all of the ramifications involved in making these decisions. I don't know personally, I think it would be to the City's advantage to have the Council have an opportunity to be less concerned with making a living and more concerned with the affairs of the City. In that respect I think we would be very much in favor of increasing the salary of Council Members so that it's not a matter of a city asking for putting the city in a position where they can not require an elected official to spend whatever time is necessary in accomplishing certain results. Under the present status the City would have no right in requiring the Mayor to drop everything when certain projects come up such as the airport, charter amendments, matters of legislative programs, that could be well in the process at this point. The matter of meeting with various public bodies and agencies that would benefit the city by keeping in contact with. The matter of representing the City just in terms of promoting good will. The matter of representing the City to the various bodies that are operating within the City. The public would receive the benefit in terms of a Mayor, who was, as you say, going to do many functions as possible so that he would appear before various groups to discuss the matter of the moment with them. As I see it there are many things just as the matter of policy making. If you are well acquainted with all the facets of the problem you will be in a better position to make a good decision, than you will if you are required to go over

very quickly on these matters. I have a good reason to believe the City would have benefited in the past had the Mayor had an opportunity to do that, and the same argument goes with reference to Councilmen, but the importance of having at least one elected official on the basis of being able to spend adequate time on these matters would be that you would have an elected official that would be in a position to be almost as well acquainted with city affairs as the appointed official, the Manager. And in that, it would, in my opinion, assist the Manager in carrying out these matters because he would have someone who would be well acquainted with the problems and would not always be bringing the matters, just for himself, and explaining them to the Council. He would have someone who is as well acquainted with those problems as he was himself. There is some reference to interference in the Departments. I believe the Charter clearly defines the position of the Legislative authority in the City, and if there is any tendency on the part of an individual to overstep those bounds, whether it is now or on a full time basis, you have the Charter to turn to, and I am sure the Council would keep any full time elected Mayor well aware of the scope of his authority. I might say that the same danger exists if you have a person who has a hobby, because of his independent wealth or because of the income from his own business, is able to spend full time. You would have the same danger of his stepping into affairs that are beyond his prerogative but I don't regard it as a big danger because you have the protection of the Charter. The point is; the City needs an elected official, the particular head of the City who can spend full time, intelligent approach, and by intelligent I mean from the standpoint of becoming well informed of all the representation on the Council, and for that reason I think it takes full time, and if so I think it should be on the basis of salary, that would enable them to serve full time.

Mr. Easterday - Mr. Mayor, let me say that, with all due respect and admiration, I have for Mr. Tollefson, I know that he did the best he could. He had a law business. The City of Tacoma would be \$7,000,000.00 ahead today had we had an elected Mayor. We lost that Cowlitz deal by one vote in the House. A good Lobbyist down there that is on his toes, or a full time Mayor that knew how to approach Legislators to poll them before they vote that had the proper connections that thing could have gone over. Mr. Tollefson did the best he could with what time he had, you can give him credit for that, but I still believe that 2 or three votes in the House of Representatives could have been changed, had Mr. Tollefson had nothing else to do but to put that over.

Mr. Porter - Somewhere in the past 2 weeks, I think it was in the Tribune, one of the 2 newspapers I get, I read the statement that the tourist and convention industry was the 3rd largest in the State. I think that was a release from Kreager's Office. (Director A. Duane Kreager, State Department of Commerce and Economic Development). I am quite sure that if that's the 3rd largest industry in the State we're not getting our share of it. I'm in a pretty good position to know. I think that if a full time Mayor, only in his position of glad-

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handing and greeting people were able to make these people happier and to sell and convince them into coming back here, he would pay for his salary, so we would get our share of it.

Dr. Humiston - I think it would be proper to skip this discussion because I think it is irrelevant just how much time a Council member needs to have prescribed in the Charter in order to be informed. Personally I'm not of the opinion that I have been sitting here 5 years voting as an uninformed Council member because I didn't put enough time in to accumulate the background, because I'm sure that's not true, but it doesn't happen to be the issue here today, anyhow. Now, I think there is a positive disadvantage to mention the term full-time. The big plea here is to give the people of the City of Tacoma a chance to vote for the Mayor independently rather than having them elected from the Council by the Council. I think that if the people want to elect somebody who is operating a business of some sort that is their privilege to do it. If they feel that, I mean, if we write this Resolution up so that hardly anyone can run for the office except somebody that is unemployed, I think we are not putting it together properly. I think that we should define the duties and if this amendment passes and there is an election at large for the position, that it should be wide open for anybody that cares to run for it. Let him run on his own reputation and then let the people decide whether they think he is going to get the work done. I think that "full-time" should be defeated.

Mr. Anderson - Mr. Mayor, I would like to move to set this over for one week.

Mr. Easterday - I second the motion.

Dr. Humiston - Mr. Mayor, I would like to ask Mr. Anderson to withdraw that, as I have another comment on the subject that I would like to make.

Mr. Anderson - Well, as soon as you are through, I will withdraw it until you are through, I'm sorry.

Dr. Humiston - In putting together this proposed amendment, I think there is something that we ought to give consideration to, that should be viewed, or I am sure that I view it in the light of nobody that we are now familiar with, theoretically. If the Mayor is elected at large, it is quite possible, and it has happened in many cities, that the Mayor is strictly a loggerhead for the City Council. The way our charter is drawn up now, there are a large number of appointments which are made by the Mayor and confirmed by the Council, I think that a proposal such as this should also have included that the appointments to various boards should be made by election by the City Council from nominees by the Mayor, and if submitted, a nomination by any three council members, which would get around the possibility of the Council being completely a loggerhead for the Mayor. I think that probably such a thing, merely by its existence would solve any problem that might arise between the Mayor and the Council, but I would like to see such a provision included in this Resolution when it is finally put together.

Mr. Porter - I think your suggestion has a lot of merit.

Mr. Anderson - I'll make the motion now to set the Resolution over for one week.

Mayor Hanson - The motion to defer this Resolution has been seconded. Those in favor say Aye: (9) Opposed, no (0). Motion carried.

Mr. Carlbon - Mr. Mayor, as these Resolutions come up will you please ask if anyone in the audience would like to speak on them?

Mayor Hanson - That is a good suggestion, we will have another one on the same matter coming up shortly and to a limited degree we will ask for comments and opinions. I think at this point, we will ask you for your comments.

Mr. Carlbon - May I make a comment, in the past we have had that type of Mayor that you were just speaking of, and this Mayor ran all over the State and ended up by running for the Senate. I don't know whether the citizens or the taxpayers should pay for somebody's free political campaign. I suggest this, I think it was just a week ago there was an Ordinance before Council on Punchboards, and the reason for it was the City was short of money and they needed revenue, at that time I was against it and the Mayor said this, that he was open for suggestions and I suggest right now that the \$12,000 a year salary would be a saving, just a small saving, but every little bit counts.

Mayor Hanson - Thank you.

Resolution No. 15440:

Submitting to the qualified voters of the City of Tacoma a proposition to amend Sections 6.11, 6.12, 6.13, and 6.14 of the City Charter providing for the election of a Civil Service Board and investing said Board with Civil Service rulemaking power.

Mayor Hanson - Before we proceed I would like to ask the Council members to retain their copies, as these Resolutions are set forward so it will not be necessary to re-run them for every meeting. I understand the Master Copy would have to be re-run so to ease the burden, I am suggesting that you retain the copy and put it in your next agenda. Is there any discussion on this?

Dr. Humiston - Mr. Mayor what I have always done and I know some of the other Council members do, is leave them on the desk and they go back into Mrs. Melton's file, and she redistributes them next week with the whole thing put together. It worked fine with me, without my having to do the work.

Mayor Hanson - Well, if you leave them you can note who you took them from.

Mr. Porter - I would rather keep mine and have a chance to look them over without running down here.

Mrs. Price - You can leave one copy here, and you can have the copy from last week, you already have three copies.

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You could still leave one in your drawer here and should have one at home and there is no reason why the Clerk would have to bother with them.

Mayor Hanson - Well, I would think that now, we are aware of the problem we can each work it out the best we can so that we don't require the reprint every week. Is there any discussion on the Resolution?

Mr. Bratrud - Mr. Mayor, I have a question. This Resolution is quite a bit different from the one I had sometime back. I was wondering, Mrs. Price if such an amendment to the Charter did pass, actually would the City Council have the right to put it on the ballot delegating our authority to some other elected groups in the Civil Service Commission. It seems to me that this pretty much takes all the powers from the Council in the event the Civil Service Commission might make some revisions in the rules and regulations. It would be injurious to the operation of the City and the Council would have no power to control it. I didn't see just where it was covered.

Mayor Hanson - Are you suggesting then that possibly there should be a right to review?

Mr. Bratrud - I think that the final judgment should rest upon the City Council regardless of what or how the Board is appointed or elected but the City Council certainly has to have the final judgment.

Mr. Porter - Do you mean as to the rules of the Board for appeal?

Mr. Bratrud - Oh, absolutely, you have a three man Civil Service Board running the City, so to speak, and I didn't think we could give those powers away. At the present time they are under the Personnel Director and the Manager and if they took too drastic a hand on the determination as to what the rules and regulations should be, as far as the Civil Service is concerned, then we have the power to remove the Manager or request him to change his Director of Personnel and if we wanted to do so, could remove the Manager. In this Resolution we would have no jurisdiction at all.

Mrs. Price - Well, would you think that the City Manager could then appoint the Civil Service Director?

Mr. Bratrud - I think the Manager could have his hand in it, along with the Civil Service Board. I am all for an elected Civil Service Board but I don't think we should delegate the entire power to the Civil Service Board over and above the Council and I didn't see any escape from it.

Mrs. Price - According to this Resolution it would give the Civil Service Board policy making powers and if it is an elected Board it should have the rule making power.

Mr. Bratrud - Shouldn't the Council have some control over it?

Mrs. Price - Oh, yes, but would you like to add such an amendment to that?

Mr. Bratrud - We..., I don't know how it should be, but I think it very definitely has to be in there some place.

Mayor Hanson - Well, in reference to what we are giving, actually we are giving nothing, we are giving the people an opportunity to vote on the Charter amendment and they would be holding certain authority in a Board, subject to certain standards that are provided in the amendment. I don't believe there is anything illegal about that and I am sure that we could support that by this authority, however, there does remain the policy question of whether or not the Council should have an opportunity to overrule the Board on a particular matter, or whether the Council should approve all rules and regulations of the Board since that is a definite question. I think such an amendment to this proposal should be brought in so Council can act on it before it is presented to the public.

Mr. Perdue - I would like to ask the City Manager to find out for us if there are any cities in the United States today who still have this antiquated thing of an elected Civil Service Board. At last report there were none. Now, this particular Resolution would give over to labor the entire operation of the City, as far as labor is concerned, with management having not one word to say, in my opinion would cause the various positions to get entirely out of line, out of balance, as to pay scale, because within it, it provides that for this reason and merit, etc., that they can adjust these wage scales and we will get back to the same proposition that we had before, where somebody is a good friend of somebody else, they raise their pay regardless of what they do. The whole thing would have no check by the administration at all, you couldn't fire a City employee regardless of how bad his conduct was and have him stay fired as a practical matter, under this sort of a situation. I was informed by a labor leader in this town that there was a deal made, this is what he told me, between certain Councilmen who were recently elected and labor, that they would back this group if they would put through this sort of a Resolution. As I see it, it is a sellout of the people of Tacoma and it would mean inefficiency.

Mr. Porter - Point of order, Mr. Mayor. I think that remark is defamatory accusation and I think it should be sustained by evidence, and the name of the person who gave it, or have it stricken from the records.

Mr. Easterday - I thoroughly agree with you, Mr. Porter.

Mrs. Price - I definitely agree.

Mr. Easterday - I suggest, Mr. Perdue that you bring the man up here who made the statement. I suggest you bring him up here, back it up and then we will take it for what it's worth.

Mr. Perdue - I don't know that I want to divulge his name without his permission.

Mr. Easterday - I didn't think you did.

Mr. Perdue - I haven't talked to him but that's what he tells me.

Mayor Hanson - I believe the remarks are obvious enough in themselves and, of course, his reference.

First of all, I would like to make a comment. If running on a platform and making public your stand on matters is a sellout, then, perhaps Mr. Perdue is right. I might point out that the four newly elected Councilmen, to whom he apparently was making reference, did make public their stand on the revisions in the Civil Service, and if that is a sellout, giving the people an opportunity to vote on the Council members whose stand was known in advance, well then it is certainly a far cry from the American system of Government. I don't for one minute deny the fact it was public, in fact you can go right back through all the campaign and indicate that we have promised to bring Civil Service reform on the basic system before the public and it would be worthy of castigation if we then refused to fulfill our promise, but it certainly is not worthy of castigation when we are only fulfilling promises that we made very publicly. Now the next point, I would like to ask Mr. Perdue where is this Charter amendment does it appear that the Civil Service Board has anything to do with the establishment of wages? Can you point that out?

Mr. Perdue - I would have to check it over here because I don't have—— first of all, I should like to say that I perhaps used a word which I had not intended to use, I will retract that, however, you speak of it as being on a, or as a platfor, but this Resolution and the things that it contains was not in your platform. The extent to which it goes was not in your platform.

Mayor Hanson - I would like to find out where it bestows the authority upon the Board to establish wages. The allegation was made.

Mr. Perdue - That was my understanding.

Mayor Hanson - Mrs. Price, do you have any comments to make on this?

Mrs. Price - I would like to say that after all, Council does approve the budget and I am sure they would certainly have control of that and there is no mention of the Civil Service Board having control of the wages. The Councilmen still pass on the budget and I also resent Mr. Perdue's remarks, I never at any time made any pledges to any groups or made any deals with anybody, and Mr. Perdue, I resent your remarks very much.

Mr. Perdue - I was merely mentioning what had been told to me and I didn't mention any one specifically.

Mrs. Price - Mr. Perdue, when you make remarks of that kind I do feel you should not be afraid to mention the persons name. If I made a remark in this Council of that nature and somebody had come to me and said that, if they had told me those things in good faith I would certainly divulge their names.

Mayor Hanson - I might say that earlier a remark was made that we might learn something about City Government as we go through these Resolution. I believe that Mr. Perdue, who made the remark, can well learn that there is more wisdom to it and, possibly it is coming home. The power of Council still remains to establish wages. The classification of the various

general areas, the rules as far as their classification is concerned is the power of the Civil Service Board, and not the wages themselves.

Mr. Perdue - The Classification determines the wages, Mr. Mayor.

Mrs. Goering - The question of the legality of this Resolution has been raised and I know it is the customary procedure to have a Resolution drawn up by our City Attorney's office and checked as to legality. I ask if the City Attorney's office drew up this Resolution?

Mr. Hamilton - It was presented to our office in this form.

Mrs. Goering - Could I ask who drew it, because it is quite radically different from any Resolution I have ever seen presented to Council before - I am referring to the "Whereases".

Mrs. Price - I did, and if you will check the City Charter under Personnel Rules you will find that beginning with a, b, c, d, and so on, that there were no changes.

Mrs. Goering - I was speaking of the "Whereases" in the introduction. You are a very good writer, Mrs. Price and very eloquent.

Mrs. Price - Mrs. Goering, actually you can take any legal document and do the same thing with it.

Mrs. Goering - I don't see how any business or City can be run by taking all authority for the Personnel away from the people who are responsible for administering the City Government. I didn't know it could ever be done. I have yet to see where it has been successfully carried out. The administrators have nothing to say about personnel supposedly under their direction.

Mrs. Price - I believe when I introduced these Resolutions I said I introduced them to get them on the floor and I would most certainly welcome any changes that would be suggested.

Mrs. Goering - It would be my suggestion then, Mr. Mayor that Mrs. Price study very carefully this basic philosophy of taking all responsibility away from administrative officials and giving them to a separate body in regard to personnel, and I should like verification of where it has worked successfully in other cities.

Mayor Hanson - I would like to say a few words on the philosophy, it isn't quite in terms of what I had in mind for the position, although I think in essence it is, the philosophy differs, placing the rule-making power, the conditions differ of employment in an independent body, is to supply something that is otherwise not supplied in City Government. In private enterprise employees can get together in a group and speak with some authority. They have some place to go and bargain, and so they give and take; results in something that is in theory anyway, the best we have been able to devise; fair to both sides. In City Government, employees do not have that right, this is

only an effort to give some substance to a right that has been already provided for in this Charter, but which has turned out to be of no substance and that is the matter of Civil Service rights by an independent body. It is no effort to go in and take away the Personnel Director from the employer but only an independent body to set the fair rules of employment with an administrator who would be the arm of that independent body. He would see that those were fair and carried out and bring anything to the attention of the Civil Service Board and the Council. Are there any affirmative suggestions concerning this suggested amendment?

Dr. Humiston - I would like to say something but, I don't guarantee to give you a straight-forward affirmative comment. If it is restricted, I will have to pass.

Mayer Hansen - I believe we have all had an opportunity to express ourselves.

Dr. Humiston - In the first place I would dispute the Mayor's statement that employees do not have access to the City Council. This matter of rule-making, I was on this Council at the time when our present rules were put together. Public hearings were held and also meetings with the City Manager, Personnel Department and Utilities. There couldn't have been any more of an opportunity of being heard. Personally I am of this opinion that this matter of whether the Civil Service Board should be elected by the people or be an appointive Board is a very highly technical question. I am personally opposed to having elected officials whose job and responsibility are so hard to see by somebody who is not involved, namely: the public, who cannot ask what kind of a job that the Civil Service Board is doing; the kind of a job that a City Council member is doing. Furthermore the idea of having independent body to stand between the employee and the City Council, I think it is a matter of down-grading the City Council in its responsibility and ability in the eyes of the public in a way which is not justified. I mean it implies that the City Council is in iposition to the City employees and not on their side as much as the rest of the people in the City of Tacoma. It is true that the Civil Service League and the employees' representative had objected to some of the rules that the Council insisted upon. Nearly a year and one half ago, we asked for a summary of the complaints which had gone to the Civil Service Board and the number was significantly small. As far as I am Concerned, the employer, which is the City of Tacoma, and the elected City Council should be responsible for the appointment to the Board and for the rules. Now those of us who were on the Council five years ago when these rules were passed, are very familiar with them. I don't know whether the newer members of the Council have read the document which has approximately two or three dozen pages, but I think myself that the Council would be in error, of course, I can only speak for myself, but I don't think this proposition should go on the ballot. Furthermore if it is to be put on the ballot I think that the taking of rule-making powers away from the City Council would really "louse up" the administration of the City Government.

Mayor Hanson - Is there any more discussion?

Mr. Bratrud - I move this Resolution be set over for another week.

Mr. Easterday - I second the motion. Roll was called on the motion, resulting as follows: Ayes 9; Nays 0; Absent 0.

Dr. Humiston - Mr. Mayor, I would like to ask for some material that the personnel Department prepared about a year and a half ago, regarding what the specific rules were that were objected to, and the number of complaints that have been processed by the Civil Service Board. I think this information should be brought in on this discussion.

Mr. John Coffee - Regarding our Civil Service amendments, I would suggest that an amendment be drawn so that the Personnel Director be appointed by the City Manager and the Director of Public Utilities, subject to the approval of the City Council, and that he be subject to removal by the Civil service Board on a majority vote after proper trial and hearings.

Dr. Tudor - Mr. Mayor, I would like to say that I am opposed to this suggested amendment to the Civil Service Commission as I understand it, the elected Board would have full control over the regulations and this is quite important.

Mrs. Goering - Mr. Mayor, there is some information that I should like for my assistance. Would it be possible, Mr. Rowlands, to get the report for the last five years for the election of a Civil Service Board to see the portion of voters who voted on these positions in comparison to the total number of persons who were voting on all the positions. Then I should like to know how many times in the last 10 years that there was no competition on any position for the Civil Service Board.

Mayor Hanson - Are there any other comments?

Res. 15441: Mr. Perdue - Mr. Mayor, I would like to ask Mr. Rowlands to secure information regarding how many cities in the United States elect Councilmen by numbered positions? It appeared to be a move by which the Council would be easily and inexpensively controlled by outside pressure groups. I don't see any reason for it. I can't see any advantage or benefit. I would like this information brought in next week.

Mr. Easterday - I move that the Resolution be adopted.

Mr. Bratrud - I second the motion.

Mayor Hanson - It has been moved and seconded that the Resolution be adopted.

Mr. Anderson - Mr. Mayor, I believe some of the Council members asked for some information, and I think it should be obtained before the Resolution is adopted.

Mayor Hanson - Mr. Anderson, it has been moved and seconded that the Resolution be adopted, and is now open for discussion. I would also like to point out that certain complications would arise if we are assuming that there is a full time Mayor proposition and a Councilman by position before the public. I believe that this would cause some complication that would not exist if the Resolution, that I requested, No. 15443 were adopted, which is in reference to a different

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section but only with the method of selection.

Dr. Humiston - I personally would like to see these two matters separated rather than having them tied in as one proposition.

Mayor Hanson - This Resolution deals only with the election by position. I pointed out the complication that might arise if the amendment for the directly elected Mayor would complicate this, where that complication would not arise and you would have the same result by adopting Resolution No. 15443. This language is merely taken from the State R. C. W. on elections for Superior Court Judges. That would apply whether there were eight Councilmen and a directly elected Mayor, or nine Councilmen.

Mr. Porter - Mr. Mayor, I think the problem might be solved if action on this Resolution were set over until after action is taken on Number 15443.

The motion to adopt Resolution No. 15441 was withdrawn, also the second.

Dr. Humiston - Moved to postpone Resolution No. 15441 for one week (August 11, 1958) Seconded by Mr. Perdue. Carried unanimously on roll call.

Resolution No. 15442:

Submitting to the qualified voters of the City of Tacoma a proposition to amend Sections 2.1 and 2.4 of the City Charter to provide for direct election of the Mayor for a four-year term and fixing his compensation therefor.

Mayor Hanson - I would like to say that this Resolution should be set over also.

Moved by Mr. Bratrud, seconded by Mr. Anderson to postpone for one week. (August 11th)

Mayor Hanson - Before calling for a vote on the Resolution, I would like to point out that all the matters covered in my opinion, the difference between this and the other Resolution is just a matter of drafting. I believe all the objectives are accomplished. There are some alternatives I would like to have you consider during the coming week. Mainly (1) if the Mayor is directly elected, since he does not have any legislative authority should he be elected for a four year term or a two year term? I think there is a lot of merit in considering the possibility of having a Mayor and four councilmen elected every two years. I don't see the necessity of making it for four years. I see no argument in favor of having it a long term because it doesn't have any administrative program to set up. It is a matter of policy making, and if he is instrumental in setting the wrong policy I think we should have the opportunity of voting him out after two years. I would like to have you consider that. The other, with reference to making the Mayor a full time Mayor. I only point to the results of the last election. I know we are not going to change anyones opinion

that is sitting here at the Council table but I would like to point out the results of the last election indicating the desire of the public to have an opportunity to vote on a full time directly elected Mayor. The other matter is that you give official consideration to, is on the second page, the sentence starting on the second line "A candidate for the office of Mayor shall not be ineligible by reason of holding the office of Councilman". Now, Section 2.2 of the present Charter would require the candidate who is presently a Councilman, before he would be eligible for the office, he would have to resign and file for Mayor. As far as I am concerned I can see no particular objection to that. This particular section was put in, in the event it was the thinking of the group that if a person presently on the Council were to file for the office of Mayor, he would not have to resign, he could finish out his full term. For example, when filings are open and a Councilman, even though his term is to expire on June 2nd, he would have to resign during that interim period in order to run. It is only a matter to consider. Personally, I think I would prefer to have that out of there I don't think it is necessary to have it in there but we'll leave it there as a matter of consideration.

Mrs. Goering - I have a question on that, suppose a person serving for a four-year term ran for Mayor successfully, and ran in the middle of his term and had 2 more years to go. What would happen?

Mayor Hanson - That is a complication that would arise. He would have to resign in order to run just for the period between filing and the period of taking office.

Mrs. Goering - Well, if he had two more years to go, what would happen to his position?

Mayor Hanson - He would have to resign, and it would be a vacancy which would be filled by an appointment by the remaining members of the Council.

Mrs. Goering - That would be an objection, I think, because it would be a two year term and they wouldn't have any opportunity to vote on that Councilman. You would have the person that was appointed to serve the two year term.

Mayor Hanson - The question is whether or not to compel Councilmembers to resign before filing for the office of Mayor. Now, that is according to the present Charter provision. No matter how much of the term is left it would be filled by appointment by the rest of the members of Council. With this provision you would have that problem of filling the remaining term. This would only arise if the Councilman who filed were successful. As it exists now two or three Council members decide to run for Mayor, they would all have to resign before they could file for this other separate office.

Mrs. Goering - This would certainly give rise to the possibility of Councilmen who served for two years without having been elected to office.

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Mr. Easterday - Mr. Mayor, the present Charter provides that the newly elected Council takes office the first Monday in June, following the election. It is hoped, I understand, that the State Legislature will pass legislation cutting out that "Lame Duck" session and so that the newly elected Council will take office sometime in April. I think that if such legislation or enactment is adopted we would then have to revise the Charter. I think it is only proper to eliminate the "Lame Duck" session and submit the Charter amendment changing the time that they shall take office with the provision that it shall not conflict with the State Law.

Mayor Hanson - Mr. Easterday, the reason I made no reference in my amendment to the particular time of taking office is the fact that all of that is taken care of by State Law.

Mr. Easterday - Mr. Mayor, in our mind that the new Council shall take office the first Monday in June, I think it would be well to change it to the second Monday in April and state that in the Charter amendment. I think this amendment is well worth consideration and should pass. I would like to see it brought in at the next meeting of the Council.

Mayor Hanson - I might say that even without that amendment the State law would prevail, for that reason I did not include those matters that were taken care of by State law.

Roll was then called on the motion to postpone for one week (August 11, 1958) Ayes 8; Nays 0; Absent 1, Humiston.

Resolution No. 15443:

Submitting to the qualified voters of the City of Tacoma a proposition to amend Sec. 5.4 of the Charter to provide for the election of Councilmen for four-year terms to numbered positions.

It was moved by Mr. Anderson to postpone action on this Resolution for one week (August 11, 1958). Seconded by Mr. Bratrud.

Mayor Hanson - I would just like to say this provides for the election of Councilmen by numbered positions. Motion has been made and seconded to postpone for one week until August 11, 1958. Ayes 8; Nays 0; Absent 1, Humiston.

Resolution No. 15444

L I D 1985

BY PRICE

Fixing August 26, 1958 as the date for hearing on L I D 1985 for sewers in the alley between East 53rd Street and East 54th Street from East K Street to East J Street.

Adopted on roll call August 4, 1958
Ayes 8; Nays 0; Absent 1. Humiston.

Resolution No. 15445L I D 4644

BY HUMISTON

Fixing August 26, 1958 as the date for hearing on L I D 4644 for paving, concrete curbs, gutters and storm water catch basins in the area from South 10th to 15th from Cedar to Trafton Street.

Adopted on roll call August 4, 1958
Ayes 8; Nays 0; Absent 1. Humiston.

Resolution No. 15446L I D 4649

BY PORTER

Fixing August 26, 1958 as the date for hearing on L I D 4649 for grading and paving, curbs and gutters and storm water catch basins on North 8th from Mason Ave. to Stevens Street, North 11th from Stevens to Mullen, No. 11th from Ferdinance to Orchard and No. 9th from Mullen to Villard.

Adopted on roll call August 4, 1958
Ayes 8; Nays 0; Absent 1. Humiston.

Resolution No. 15447

BY ANDERSON

Appointing seven members as the "Census Tract Committee" of the City of Tacoma for the purpose of preparing and submitting to the Bureau of the Census a proposed Central Business District of the City of Tacoma.

Mr. Rowlands said that this committee will formally outline the City's Central business district for the Bureau of Census. A presentation by such a committee is required before the Census Bureau will include statistics on Tacoma's business district in its Central Business District Bulletin, he added.

Adopted on roll call August 4, 1958
Ayes 8; Nays 0; Absent 1. Humiston

Resolution No. 15448

BY GOERING

Establishing a ten minute parking zone in front of the business office of Griffin Fuel Company at 1919 So. C. Street.

Adopted on roll call August 4, 1958
Ayes 8; Nays 0; Absent 1. Humiston

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Resolution No. 15449**BY EASTERDAY**

Providing for the sale of Fire Station No. 7 located at 3611 So. 56th St. to the North Pacific Bank in South Tacoma.

Mr. Rowlands explained that this particular fire station was in very good condition and it was appraised at \$11,000 and needs about \$3,500 in repairs. Plans have been drawn for a new South Tacoma fire station to be located in connection with the new South Tacoma Branch Library, he added.

Adopted on roll call August 11, 1958
Ayes 8; Nays 0; Absent 1. Humiston.

Resolution No. 15450**BY BRATRUD**

Authorizing a temporary loan in the amount of \$100,000 from the General Fund to the Public Works Revolving Fund and a temporary loan of \$55,000 from the Street Fund to the Public Works Revolving Fund.

Mr. Rowlands explained that this Resolution merely authorizes a bookkeeping adjustment. The auditors feel this money should not be paid out of the General Fund for L I D purposes, but should be put into a Public Works Revolving Fund.

Adopted on roll call August 11, 1958
Ayes 8; Nays 0; Absent 1. Humiston.

Resolution No. 15451**BY PORTER**

Awarding contract to Westinghouse Electric Supply Company on their bid of \$74,995.00 for the furnishing of street lighting Luminaires.

Adopted on roll call August 11, 1958
Ayes 8; Nays 0; Absent 1. Humiston

Resolution No. 15452**BY PERDUE**

Awarding contract to Coast Contractors on their bid of \$39,521.45 for the replacement of the Oakes Street Bridge between No. 19th and No. 21st St. and also construction

of sanitary trunk sewer and oil mat surface on east lane of Union Ave. between No. 10th and No. 18th Streets.

Adopted on roll call August 11, 1958
Ayes 8; Nays 0; Absent 1. Humiston.

Resolution No. 15453

BY HANSON

Awarding contract to Cascade Asphalt Paving Company on their bid of \$4,631.15 for asphalt paving, concrete curbs and gutters and storm drainage for L I D 4626.

Adopted on roll call August 4, 1958
Ayes 8; Nays 0; Absent 1. Humiston.

Resolution No. 15454

BY HUMISTON

Awarding contract to Woodworth & Company on their bid of \$56,884.15 plus sales tax on Items 24, 26, 29, 31 and 32 for paving North 21st Street from Proctor to Alder Streets.

Adopted on roll call August 4, 1958
Ayes 8; Nays 0; Absent 1. Humiston.

FIRST READING OF ORDINANCES.

Ordinance No. 16164

Amending Chapter 1.24 of the Official Code relating to Personnel, by adding Sec.1.24.735- Appointments to vacancies resulting from regular employees on leave of absence without pay for one year and amending 1.24.90- Seniority.

Mr. Rowlands explained that this amendment to the Personnel Rules came as a result of studies by the Personnel Committee. He said the City has undergone several major organizational changes resulting in the regrouping of departmental units. The Civil Service Board has recommended these changes. Read by title and the ordinance was then placed in order of final reading.

Ordinance No. 16165

Amending Section 6.68.220 of the Official Code regarding licenses and taxes- Business and Occupation Tax on Wholesale functions.

Read by title and placed in order of final reading.

Ordinance No. 16166

Amending Chapter 12.06 of the Official Code regarding Electric Energy- Regulations and Rates.

Mr. Barline, Utilities Director explained that on page 2 under 1 (a) Standard Contract Rate the fourth line down- Next 5000 Kilowatt hours the word "Next" should be changed to "over". Moved by Mrs. Goering that the ordinance be amended to change the word "next" to the word "over". Seconded by Mr. Perdue. Motion carried unanimously.

The ordinance was placed in order of final reading.

FINAL READING OF ORDINANCESOrdinance No. 16161

Amending the Official Code pertaining to Hotels and Motels, placing them from a service classification into a retail classification, paying a rate of 1/10 of 1% instead of 1/4 of 1%.

Roll call; Ayes 7; Nays 0; Absent 2. Anderson, Humiston.

Ordinance No. 16162

Amending Sec. 6.48.030 of the Official Code relating to licenses and taxes, and amending the license fee for engaging in the small loan business in the sum of \$150.00 per annum.

Roll call: Ayes 7; Nays 0; Absent 2. Anderson & Humiston.

Ordinance No. 16163L I D 2285

Providing for the improvement of L I D 2285 for grading, gravel and oil mat surface, also concrete sidewalks on So. D from So. 72nd to 74th St; So. 74th from D to west to alley; East G from East 88th to East 90th and East C from East 80th St. to 300 feet south.

Roll call: Ayes 7; Nays 0; Absent 2. Anderson & Humiston.

NEW BUSINESS:

MC-214- Conversion of the Public Safety Building into a Cultural and Fine Arts Center.

Mr. James Woods, Vice president of the Tacoma Art League said they would like to utilize a portion or all of the present Public Safety Building for a cultural Fine Arts Center when the Safety Department moves into the new County-City Building. He said the building, when remodeled, could serve as a center for the youth activities of many cultural organizations and could provide workshops for elderly persons and headquarters for those in the City interested in the arts.

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The first floor would be reserved for City displays, the second floor for art exhibits, the third, fourth and fifth floors for meetings and workshop rooms, small concerts and flower shows. He asked the Council to pass an ordinance whereby the City would retain the title and maintenance of the building, but would turn it over to Allied Arts, for remodeling when the place becomes vacant. He said the Allied Arts will furnish the \$45,000 needed for remodeling, if the City will provide the maintenance. the building could be Tacoma's contribution to the 1961 World's Fair planned for the State and could also give a boost to the economy of downtown Tacoma. Mr. Anderson requested that the Manager look into this matter and report back to Council.

Mr. Rowlands said as a result of months of research one of the proposals made was to dispose of the Police Station and provide a new street route to A Street and possibly Broadway. Estimates regarding maintenance and operating costs range between \$8,000 to \$12,000.

Mrs. Goering said she would like to thank Mr. Woods for his very fine presentation and said it was most encouraging and refreshing when groups of citizens are willing to take the lead in civic betterment projects.

Mayor Hanson said that the concern for City problems and unselfish donation of time and effort is certainly to be commended. Council will give every consideration possible to the matter.

UNFINISHED BUSINESS:

City Planning Commission, recommending denial of the petition of the Commercial and Industrial Development Corporation for rezoning of property at the NE corner of the block bounded by South 15th, South 17th, Sprague and State Streets from an R-2 District to a C-1 District. 213
X

Mr. Buehler, Director of Planning explained that the Planning Commission's letter of denial was submitted for Council's information. He explained that the 14 day period for filing an appeal had elapsed and that no appeal had been filed.

Mr. Bratrud moved that the recommendation of the Planning Commission that the petition be denied be accepted. Seconded by Mr. Easterday. Carried unanimously on roll call.

City Planning Commission reporting on the method of limiting the number of service stations in the City to proper standards of the Zoning Ordinance, as requested by Council on March 17, 1958. 90
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Mr. Buehler, explained that Mr. Gallagher, representative of the Fuel Oil Dealers, who had asked for this information could not attend the Council meeting and requested that the discussion be postponed until August 18, 1958.

Mr. Bratrud moved to postpone the discussion on the report until August 18, 1958. Seconded by Mr. Easterday. Carried unanimously.

This is the date fixed by Council for hearing on the petition of the East Side Boys Club for the vacation of East F Street from East 64th Street to East 65th Street; Bismarck Street from East E to East F Street.

The notices were posted as required by law, the fee of \$100.00 had been waived by the action of the Council on March 17, 1958. No remonstrances had been filed against the proposed vacation.

Mr. Buehler advised that the Planning Commission recommends the approval of the vacation of East F St. between East 64th and East 65th St. and that portion of Bismarck St. from the east line of East F St. parallel with and a projection of, the west line of Lot 1, Block 11, So. Tacoma Add. on condition that a sanitary sewer easement be provided over the vacated portion of Bismarck St. A portion of Bismarck St. included in the vacation petition is not recommended for vacation at this time because of the cost of relocating a utility pole located on the right-of-way.

Mr. Easterday requested that the proper Ordinance be submitted granting this vacation, as recommended by the Planning Commission.

ITEMS RECEIVED FOR FILING IN THE OFFICE OF THE CITY CLERK:

a. Belt Line Division - Monthly report for June, 1958

b. Water Division - Monthly Report for June, 1958

COMMENTS BY THE CITY COUNCIL:

Mayor Hanson said he would like to report on the present status of the airport. The results of the hearing by the Regional Air Space Sub-Committee were not good, but not as alarming as they might appeared, he added. The Sub-Committee's action was not surprising, since our proposed airport would tend to complicate their air traffic responsibilities. He said they were waiting for a copy of the C. A. A study that was made to substantiate their disapproval and thought that the majority of objections can be easily remedied through changes in the present air traffic procedures. He said the holding pattern of McChord could be moved south so that the climb corridor of the McChord planes will pass directly over the Peninsula site rather than one mile south. By doing this, he said it would push the corridor's floor up to 6300 feet and allow a plane to land under it successfully. He said in pursuing the approval of the Airport, it would be necessary to go higher than the sub-committee, which would mean going through our elected Senators and Representatives in Washington, D. C. for an opportunity to talk to the highest officials who would be inclined to evaluate the position as an overall problem rather than just in terms of air space.

Mr. Anderson moved that the City be authorized to take all necessary steps to see that their case is presented as

well as can be in Washington, D. C. Seconded by Mr. Porter.
Carried on roll call. Ayes 7; Nays 0; Absent 2; Goering, Humiston.

Mayor Hanson said that material had been received for the promotion of the "Sister City" Program. Mr. Anderson said as chairman of the committee he advised that the next step would be the appointment of a citizens Committee for the promotion of this program. He said in Seattle the Mayor and Chamber of Commerce worked together and appointed this committee. He suggested that the Council get together in an open meeting to discuss the appointments to be made to this committee.

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Mayor Hanson advised that the Japanese Consulate General has announced that the Japanese Maritime Board will be arriving in Seattle for a visit on Sept. 1 to 8th and have invited Council to participate in becoming acquainted with the officers and men in promoting good will. Rather than participate in the Seattle project, he said, "possible we should look into the matter of encouraging them to come to Tacoma."

Mayor Hanson suggested that a study session be held and that Mr. Chester Biesen, executive Secretary, of the Assoc. of Washington Cities, be invited to attend and discuss the Mc-207 regarding the Proposed Legislation for the 1959.

Mr. Rowlands said he had contacted Mr. Biesen and he said he would be able to attend next week's study session at 3 P.M. Mayor Hanson asked Mr. Rowlands to set up the study session for 3 P.M. on Monday August 11th.

Mr. Rowlands asked Council if 1:30 P.M. August 6th would be acceptable for the tour of certain City projects, which had been discussed at last week's meeting. Several of the Council members indicated they would be able to go.

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Mr. Easterday asked that the Public Works Dept. investigate the possibility of installing a light or other marker which would identify the turn in the road leading from 29th St. N. E. to Highline Road.

Mr. Anderson brought up that there were two sharp curves on the hill in the vicinity of the Woodworth gravel pit which should be eliminated. He asked that Mr. Kosai be requested to check these curves and also the street lighting and report back to Council.

Mr. Rowlands advised that many months of research had gone into the Housing Code, which was submitted with Friday's agenda. He said it was very essential that Council adopt this code within a reasonable time so as to get the approval on the Urban Renewal projects. He asked if it would be agreeable with Council to check the Code and have a study session in two weeks, after which the code can be sent out to the builders and Labor organizations and others, rather than send it to them first.

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Mr. Anderson said he would prefer to have it sent out first rather than after the Council discusses it. Council decided to have the report sent out simultaneously, then a meeting can be held with representatives of the different organizations and the Council.

Mayor Hanson advised that the Planning Commission has recommended Marshall Riconosciuto as a member of the Board of Adjustment. This will be considered next week, he said.

There being no further business or comments from the audience, the meeting adjourned at 6:35 P.M.

Attest

Josephine Helton
City Clerk

Ben Hanson
President of the City Council