

Monday, April 28, 2014 at 7:00 p.m.

Charter Review Committee Agenda

1. Call to Order
2. Roll Call
3. Approval of Charter Review Committee minutes of March 17 and 24, 2014.
4. Recess to conduct special meetings of the Charter Review Subcommittees
5. At 7:10 p.m. – Special meetings of all Charter Review Subcommittees to approve the following minutes:
 - A. Administrative
 1. Approval of the minutes of April 1, 2014.
 - B. Agenda Subcommittee
 1. Approval of the minutes of February 24, 2014.
 - C. Form of Government
 1. Approval of the minutes of March 31, 2014.
 2. Approval of the minutes of April 14, 2014.
 - D. Human Resources
 1. Approval of the minutes of April 8, 2014.
 - E. Legislative
 1. Approval of the minutes of March 19 and 26, 2014.
 2. Approval of the minutes of April 2, 2014.
 - F. Public Utilities
 1. Approval of the minutes of April 2 and 10, 2014.
6. Adjourn special Subcommittee meetings and reconvene the Charter Review Committee.
7. Public Comment
8. Ratification of proposed Form of Government Charter



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9. Ratification of proposed amendments to existing Charter

A. Article II – The Legislative Branch

1. Section 2.3 – Salary Commission
2. Section 2.4 – The Mayor
3. Section 2.7 – Council Vacancies
4. Section 2.8 – Council Meetings
5. Section 2.13 – Ordinance Effective Dates
6. Section 2.19 – Initiatives
7. Section 2.20 – Referenda
8. Section 2.26 – Neighborhood Councils

B. Article III – The Administrative Branch

1. Section 3.2 – Council/Manager Relationships
2. Section 3.4 – Council/Manager Relationships
3. Section 3.5 – City Attorney
4. Section 3.7 – City Clerk
5. Section 3.13 – Landmarks Preservation Commission

C. Article IV – Public Utilities

1. Section 4.8 – Utility Board Terms
2. Section 4.12 – Powers and Duties of the Public Utility Board
3. Section 4.14 – Powers and Duties of the Public Utility Board
4. Section 4.15 – Powers and Duties of the Public Utility Board
5. Section 4.18 – Powers and Duties of the Public Utility Board
6. Section 4.24 – Retention of Management Consultant for City Utilities

D. Article V – Nominations and Elections

1. Section 5.1 – Elections
2. Section 5.2 – Types of Elections – When Held
3. Section 5.3 – Elections
4. Section 5.5 – Elections
5. Section 5.6 – Elections



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2014 TACOMA CHARTER REVIEW A LOOK AT HOW YOUR CITY WORKS

Chair Bill Baarsma – Vice-Chair Catherine Ushka – Secretary Justin Leighton

Theresa Baker Gary Brackett Mabel Edmonds Tim Farrell Eric Hahn Dr. Charles Horne Mark Martinez Jim Merritt John Messina Kenneth Miller Patricia Talton Justin Van Dyk

- E. Article VI – City Officers and Personnel
 - 1. Section 6.3 – City Officers Eligibility for Employment
 - 2. Section 6.6 – Pecuniary Interest
 - 3. Section 6.7 – City Officers and Personnel
 - 4. Section 6.11 – Civil Service Board
 - 5. Sections 6.13, 6.14, and 6.15 – Personnel Officer; Personnel Rules; and Special Provision Relating to Examinations
 - 6. Section 6.19 – Financial Disclosure
 - F. Article IX – Miscellaneous Provisions
 - 1. Section 9.4 – Cemeteries, Mausoleums and Crematories
 - 2. Section 9.7 – Gender Neutral Language
 - G. Article X
 - 1. Existing Article X – Succession in Government – Delete Entirely
 - 2. New Article X – Powers and Responsibilities of the People
10. Communications
11. Other Business/Unfinished Business
12. Committee Comments
13. Adjournment



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Charter Review Committee Minutes

March 17, 2014

Chair Baarsma called the meeting to order at 7:04 p.m.

Committee Members Present: 13 Baker, Brackett, Edmonds, Farrell, Leighton, Martinez, Merritt, Messina, Miller, Talton, Ushka, Van Dyk and Chair Baarsma.

Committee Members Absent: 2 Hahn and Horne (both excused).

Approval of the minutes of the meeting of March 10, 2014

Committee Member Farrell moved to approve the minutes of the March 10, 2014 meeting. Seconded by Committee Member Ushka. Discussion ensued regarding previous attendance. Voice vote was taken and carried. The minutes were approved.

Public Comment

None.

Reports by the Subcommittees

• Charter Review Subcommittee Draft Process and Criteria

At approximately 7:06 p.m., Committee Member Ushka reviewed the time allotments for tonight's agenda items including the draft process and criteria, subcommittee reports, communications, unfinished business, and committee comments.

Committee Member Farrell moved to approve the time allotments per item of tonight's agenda for this Committee. Seconded by Committee Member Baker. Voice vote was taken and carried. The motion was approved.

Committee Member Ushka stated decision criteria have been created by each Subcommittee. Committee Member Van Dyk reviewed the list of criteria for the Form of Government (FOG) Subcommittee, including balance of power, encourages strategic thinking and vision, responsiveness, accountable, encourages fiscal responsibility, organizational clarity, empowers citizens, promotes a favorable business climate, protects against corruption, promotes diversity, and more suitable for a particular set of demographics. Discussion ensued regarding the FOG's list of criteria, reporting schedule, and the status of recommendations.

Committee Member Leighton reviewed the Legislative Subcommittee criteria, including responsiveness to the citizens – is the topic current, effectiveness, fiscal impact, does the current system work – if not why, independent decision making, and accountability to the Charter – intent of the citizens. Committee Member Farrell continued to review the independent decision making criteria. Discussion ensued regarding criteria used within each subcommittee relating to their subject matter and writing guidelines to format reports. Committee Members Ushka and Miller requested staff provide a matrix of all criteria being used by the subcommittees.

• Charter Review Committee Work Plan

At approximately 7:27 p.m., Jeanne Harris, Charter Review Liaison, reviewed this Committee's work plan relating to topic, locations, and timelines. Discussion ensued regarding when the Subcommittees will meet. Ms. Harris continued to review timelines for bringing preliminary recommendations to the full Committee. Discussion continued regarding public hearings and recommendations, including drafting, timelines, and Subcommittee work plans.

Committee Member Leighton moved to change the public hearing date from March 31, 2014 to April 9, 2014. Seconded by Committee Member Ushka. Discussion ensued regarding the telephone town hall meeting, number of public hearings needed and topics to be discussed. Voice vote was taken and carried. The motion was adopted.

Ms. Harris continued to review this Committee's timeline, including legal review and reporting to the City Council. Discussion ensued regarding reporting to the City Council. Martha Lantz, Deputy City Attorney, stated the City Attorney's Office is ready to start looking at any language to be reviewed before the final recommendation process.

- **Reports from the Subcommittees**

- i. Form of Government

- Chair Miller reviewed that this Subcommittee will use the criteria already stated by Committee Member Van Dyk and will be able to meet timelines previously discussed.

- ii. Article II Legislative

- Chair Leighton stated that their topics to review have been decided and assigned to their respected Committee Member for research.

- iii. Article III Administrative

- Vice Chair Ushka reviewed there workload has been spilt into two work groups.

- iv. Article IV Public Utilities

- Chair Martinez discussed this Subcommittee's work plan and criteria.

- v. Human Resources

- Chair Baker discussed criteria and what topics should be presented to the full Committee.

Communications

Discussion ensued regarding the Administrative Subcommittee, including meeting times, criteria assignments, and committee membership. Discussion continued regarding opportunities for public input sessions relating to actions to be taken, public hearings, a postcard mailer to be sent to all City residents, and utility bill mailing cycles. Committee Member Leighton requested staff provide the citizens of Tacoma with a postcard mailer encouraging public input to be able to reach citizens without access to social media. Committee Member Merritt provided a handout from Gary Knudsen to this Committee to be reviewed at a later date. Discussion ensued regarding staffing of this Committee, public outreach, and promotion of public input by the City.

Committee Member Leighton moved to request the City of Tacoma communications staff provide documentation on the City's plan to promote the public hearing of April 9, 2014 and the Telephone Town Hall. Seconded by Chair Baarsma. Discussion ensued regarding the need for different types of communications. Voice vote was taken and carried with Committee Member Edmonds voting in opposition. The motion was approved.

Robert Mack, Deputy Director of Public Affairs, reviewed types of communication used by the City currently. Discussion continued regarding communications.

Other Business/Unfinished Business

None.

Committee Comments

None.

Adjournment

Committee Member Ushka moved to adjourn the meeting. Seconded by Committee Member Brackett. On proper motion, the meeting was adjourned at 9:25 p.m.

Bill Baarsma, Chair

Jeanne Harris, Charter Review Liaison

Charter Review Committee Minutes

March 24, 2014

Chair Baarsma called the meeting to order at 7:03 p.m.

Committee Members Present: 14 Baker, Brackett, Edmonds, Farrell, Hahn (participated telephonically), Horne, Leighton, Martinez, Merritt, Messina, Miller, Ushka, Van Dyk and Chair Baarsma.

Committee Members Excused Absence: 1 Talton.

Approval of the minutes of the meeting of March 17, 2014

Approval of the minutes was removed from the agenda.

Public Comment

There was no one present wishing to address the Committee.

Reports by the Subcommittees

Form of Government

Chair Baarsma called upon Committee Member Miller, Chair of the Form of Government Subcommittee. Committee Member Miller stated this is the first report from the subcommittee and encouraged all to ask questions during this report. He recognized the staff support for the committee and two student interns from the University of Puget Sound. Committee Member Miller stated the Subcommittee heard testimony from at least 19 people, and has met six times to answer two questions: is the form of government sufficiently important that the City Council should place the issue before the voters? And if so, do we have a view as to which form of government is preferable? He stated some criteria used to research and analyze the issue were conceptual or philosophic while others were quantitative or factual. The 11 criteria are: diversity, power of the people, responsiveness/ accountability, organizational clarity, balance of power, geo-political considerations, fiscal accountability, corruption, business climate, demographics, and vision and strategic thinking. He reviewed the benchmark group of 86 cities with populations between 150,000 and 250,000, noting two-thirds have the Council/Manager form of government.

Committee Member Miller was asked to review the forms of government, Council/Manager, Mayor/Council, and Mayor/Council/Chief Administrative Officer (CAO). He explained the Council/Manager form is the form we have now, but it plays differently in places and can be modified or defined, but essentially is an elected City Council and an appointed City Manager. He stated the Mayor/Council form is what is sometimes referred to as a 'strong Mayor' in which there is an elected City Council, which constitutes as the legislative branch, and an elected Mayor who constitutes as the executive branch. He noted the Mayor in this model largely does what he or she chooses to and there is very little mandated consultation with the City Council. He noted the Mayor/Council/CAO form of government, according to the National Civil League, is a growing form. He explained it as a hybrid form in which the Charter and general practice create more collaboration between the elected Mayor and the elected City Council, and there is a third party, the Chief Administrative Officer, who usually has the same qualifications as a City Manager and serves under the authority of the Mayor but is approved by the City Council and serves both.

Committee Member Miller then stated, in using the criterion of diversity, the Subcommittee found that one form does not seem to have an advantage over others, either in terms of promoting demographic diversity or in promoting diversity in thought and approach. He stated, in looking at the power of the people, the Subcommittee believes that the Council/Manager form somewhat limits or diffuses the direct electoral power of the people; that the Mayor/Council form is perhaps the most empowering for the voters; and that the Mayor/Council/CAO form is somewhere between the two. He stated for the criteria of responsiveness/accountability, the Subcommittee found

the Council/Manager form to have some limits, the Mayor/Council form to be the most responsive and accountable, and the Mayor/Council/CAO form to fall somewhere between the two.

Committee Member Miller asked for feedback at this point in the report. Committee Member Baker stated she completely disagrees with the assessment on the power of the people, noting it takes four years to get rid of a Mayor and is much more difficult to remove an elected Mayor than a City Manager. Committee Member Van Dyk noted when the Subcommittee looked at power of the people it was about enabling the voters to have their voices heard, and the Subcommittee found the Mayor/Council form is the best way because the Mayor has more teeth and can carry the voters' message. Discussion ensued regarding the removal of an elected official from office and the recall process. Committee Member Miller stated the question goes beyond removal, the question is what do you do about a bad actor and what resources are available in any form of government to constrain a bad actor. He stated this issue is noted as something to continue to work on and understand and thanked Committee Member Baker for raising the question.

Committee Member Miller continued reviewing the criteria, noting organizational clarity is whether it is easy or intuitive to understand who does what, where the power lies, how decisions are made, and where responsibility and accountability lie. He stated the Subcommittee's conclusion was that in the Council/Manager form there is a risk that responsibility may be blurry and that either that the Mayor/Council or the Mayor/Council/CAO offer greater clarity. He stated, in terms of the balance of power, no form is inherently more or less balanced. Committee Member Brackett added it is how you define the authorities and checks and balances in each form of government that changes the balance of power.

Committee Member Miller stated in terms of geo-political considerations the Subcommittee tried to understand, either quantitatively or with logic or political theory, whether one form of government was superior to other forms in terms of dealing with political neighbors, with outside forces, and with potential investors. He stated the Subcommittee believes the Council/Manager form is somewhat weaker than the other forms in the dimension of geo-politics, noting that when an elected official from the City deals with officials from other governments, businesses, or stakeholders, that elected official is not operating with all the possible tools. He stated the other two forms, particularly in the Mayor/Council, there is clear leadership and accountability to deliver and to make deals. He noted this is a particularly important criterion as there is no way that Tacoma's future can be separate from those governments around and above the City. Chair Baarsma also noted that Tacoma is an international port city and outside the country people do not know what a City Manager is and assume the Mayor has the same authority as the City Manager, so it can create a lot of confusion.

Committee Member Miller defined the fiscal accountability criterion as whether it was clear how money is being spent and if there financial honesty and integrity. He stated the Subcommittee found no reason to think there is a difference in the forms of government. He then stated the Subcommittee found no credence to the charge that the Mayor/Council form is more subject to corruption. He noted in the past the past the City Manager system was an antidote for corruption but today there is no reason to think there is a distinction. He stated the Subcommittee looked at the benchmark cities using Department of Justice data and found virtually no difference between the forms of government and corruption. He stated the Subcommittee was also not able to determine a distinction between the forms of government and the business climate, noting part of the problem is how data is collected on a metro basis rather than purely a city basis and part is trying to make sense of what are the most important measures of a business climate. He stated the Subcommittee thinks there is intangible value to a clear leader who is able to marshal political capital, noting it creates an opportunity for a leader to step forward and do things in the business climate.

Committee Member Miller stated the Subcommittee looked at demographics, including the poverty rate, the percentage of the population that is white, college education, and party affiliation, and noted with one exception there is no difference in the forms of government. He stated the only exception is that all cities in the benchmark group with more than 30 percent of their residents having college degrees or higher have Council/Manager forms of government. He stated overall, demographically a Council/Manager or Council/Mayor city cannot be typecast. He then reviewed the criterion of vision and strategic thinking, noting it is one of the most pivotal criterion for the Subcommittee. He demonstrated this criterion by asking which was a better tool, a hammer or a screwdriver, and answering that it depends on the job you want done. He stated the Council/Manager form has an emphasis on operational effectiveness, getting on the job done for the lowest cost. He stated the Mayor/Council form

emphasizes vaulting progress and offers the opportunity to marshal political capital and to set ambitious strategic goals in a way that appears to be challenging in a Council/Manager form. He stated the Mayor/Council/CAO form maximizes the benefits of both – strong operational effectiveness and more strategic thinking and action.

Committee Member Ushka inquired if there was any information on the fiscal impact of the change of government. Committee Member Miller stated the fiscal questions were not answered as it was unclear which Subcommittee had that level of responsibility and who should be reviewing that issue. Chair Baarsma stated the Mayor/Council/CAO form suggests there is a measurable difference in fiscal impact from a full-time Council with staff to support and hiring of a Chief Administrative Officer. He noted the interns are going to look at Tacoma and Spokane, but he believed the difference is de minimis, but it will be reviewed. Brief discussion ensued on the difference between the use of effectiveness or efficiency in the vision and strategic thinking criterion and on bond ratings in the fiscal accountability criterion.

Committee Member Miller stated the Form of Government Subcommittee decided not to take formal action on the form of government but wanted to bring this forward for discussion rather than a formal motion. Committee Member Baker stated the question on form of government should only go to the voters if the Committee is recommending a change. Committee Member Miller stated the Subcommittee does support a change, at least on a majority basis, that the larger Committee think through how to recommend a Mayor/Council/CAO form to the City Council. He was asked to clarify that the majority in this instance was six of the seven members in the Subcommittee. He stated there are lots of details in terms of how the Mayor/Council/CAO form is scripted out, noting the Subcommittee did not presume the details and decisions, such as a full-time Council, how many seats on the Council, salaries, or term limits. He stated all of those items need work if the rest of the full Committee agrees with the recommendation. Chair Baarsma pointed out administrative and legislative handouts and how the systems work and the theories behind them, noting there are fundamental differences.

Committee Member Miller asked for input from Committee Members who did not serve on the Form of Government Subcommittee. Discussion ensued regarding leadership, vision, the Chief Administrative Officer function, the size of the City, whether to move this to a vote of the people, making a stance on the issue without seeing a full package of the administrative and legislative details, how to move forward on this issue, and whether there is enough time to complete this body of work. Committee Member Miller noted there appears to be sufficient acceptance of the recommendation to plan work to explore both the legislative and executive branches and to answer the questions raised tonight, along with many others. He stated that needs to be done before this Committee can decide its point of view. Chair Baarsma suggested using the City of Spokane's Charter as a model and recommended the Committee read Spokane's Charter and understand the nature of the Chief Administrative Officer and how it works in Spokane. He stated there should be a subcommittee to go through each section and come up with options and specific language for Tacoma's Charter.

Committee Member Miller concluded his report by stating there are three possible recommendations to the City Council: make no change in form of government, modify the current form in a few specific ways to be determined through the Committee's work, or recommend a change to the Mayor/Council/CAO form of government. He stated the City Council has several options as well.

Committee Member Leighton inquired if the other subcommittees should look at two alternatives: how would the article change to fit with a Mayor/Council/CAO form of government, and what changes would be recommended if there is no change in form of government. Discussion ensued regarding the Mayor/Council/CAO form of government, subcommittee work, majority and minority reports, what information and options should be presented to the City Council, and the possibility of a new subcommittee.

Article 2 Legislative

Chair Baarsma called upon Committee Member Leighton, Chair of the Legislative Subcommittee.

Committee Member Leighton stated the Subcommittee is working on a number of topics and will meet for two hours on Wednesday. He stated the topics being worked on include: the number of Council districts, residency for office, a part-time or full-time City Council, term limits, Council vacancies, meeting time requirements, confirmation of directors, moratorium regarding publishing, the Council having the ability to amend an initiative, Council staff, and Neighborhood Council work. He noted if other subcommittees are looking at issues on Neighborhood Councils to please work with Committee Member Merritt.

Article 3 Administrative

Chair Baarsma called upon Committee Member Hahn, Chair of the Administrative Subcommittee. Committee Member Hahn stated the Subcommittee concluded the analysis on the City Attorney and is still working on the remaining parts of Article 3. Committee Member Ushka stated there are items related to the City Attorney and items related to the City Manager, but there are also small housekeeping items that have not been sent to the Human Resources Subcommittee yet. She stated the Subcommittee would do that in their meeting tomorrow. She noted in the discussion on the City Attorney the Subcommittee looked at what would happen in different forms of government.

Article 4 Public Utilities

Chair Baarsma called upon Committee Member Martinez, Chair of the Public Utilities Subcommittee. Committee Member Martinez stated at the last meeting the Subcommittee prioritized the recommendations into five groups and members have been assigned tasks to bring information and recommendations within those groups at the next meeting, which will be next Thursday.

Human Resources Subcommittee

Chair Baarsma called upon Committee Member Baker, Chair of the Human Resources Subcommittee. Committee Member Baker stated the Subcommittee handed out recommendations for Charter changes that are ready to be approved for this group, noting they are housekeeping and one minor. She stated the Subcommittee was briefed by the Pierce County Auditor on all of the changes she wanted.

Committee Member Baker stated the minor change, as recommended by the Auditor, is to delete Section 5.6. She stated the City is currently part of the Pierce County voters' pamphlet but our Charter has different requirements. She stated this change will make it less confusing to the voters and the City will lose the \$50 printing fee and the requirement for ten sponsors to run for office, but those were considered insignificant.

Committee Member Baker moved to delete Section 5.6 and send the recommendation forward. Seconded by Committee Member Van Dyk. Voice vote was taken and carried. The motion was adopted.

Committee Member Baker stated the rest of the changes are housekeeping, which means even if the City does not change the language, nothing changes as the City still has to comply.

Committee Member Baker moved to approve the remaining seven and send them forward. Seconded by Committee Member Farrell. Chair Baarsma stated the motion is to approve the recommendation relating to Section 5.3. Voice vote was taken and carried. The motion was adopted.

Discussion ensued regarding the intent of the motion that was adopted. Committee Member Baker remade the motion.

Committee Member Baker moved that the next seven amendments be approved by the Committee. Seconded by Committee Member Farrell.

Discussion continued regarding the intent of the motion and whether this package of amendments could be held over to March 31, 2014.

Committee Member Leighton moved to table the motion currently on the floor to approve all seven housekeeping recommendations.

Committee Member Baker stated that motion has already been approved and is not on the table. Chair Baarsma stated his understanding of the motion was that the Committee was recommending Section 5.3, which he restated before the vote, but in fact the maker of the motion intended to forward all seven recommendations.

Committee Member Baker withdrew her motion. Seconded by Committee Member Farrell.

Chair Baarsma stated he would like the recommendations tabled and brought forward at the next meeting. Discussion ensued and it was clarified that this does not include Section 5.6, which was voted on previously.

Committee Member Ushka moved to reconsider the housekeeping package as submitted by the Human Resources Subcommittee and bring it as the first item for consideration at the next meeting on March 31, 2014. Seconded by Committee Member Martinez. Voice vote was taken and carried. The motion was adopted.

Discussion ensued regarding the creation and membership of a new Drafting Subcommittee.

Committee Member Ushka moved to allow the chair to contact Committee Members to be on a new Drafting Subcommittee. Seconded by Committee Member Martinez. Voice vote was taken and carried. The motion was adopted.

Communications

None.

Other Business/Unfinished Business

Charter Review Committee Liaison Jeanne Harris presented a flowchart for the procedure for the submittal and approval of amendments. She stated a template for amendments has been created and is available, as well as a Word version of the current City Charter. She then reported she is working on setting a public hearing for April 9, 2014, and a telephone town hall meeting. She suggested holding April 17 as the date for that meeting. Discussion ensued regarding a direct mailing to advertise both meetings, the telephone town hall meeting, and associated costs.

Committee Comments

Chair Baarsma stated on March 27, 2014, the Tacoma Historical Society's exhibit and research center will have a grand opening. He invited everyone to attend.

Adjournment

Committee Member Farrell moved to adjourn the meeting. Seconded by Committee Member Leighton. On proper motion, the meeting was adjourned at 8:50 p.m.

Bill Baarsma, Chair

Jeanne Harris, Charter Review Committee Liaison



Charter Review

Administrative Subcommittee Minutes

Tacoma Municipal Building North, 733 Market Street, Room 12

www.cityoftacoma.org/charterreview

April 1, 2014 – 7:00 p.m.

Committee Member Ushka called the meeting to order at 7:10 p.m.

Committee Members Present: 5 – Baarsma, Leighton, Miller, Ushka, and Van Dyk.

Committee Members Excused Absence: 2 – Edmonds and Hahn.

Approval of the March 18 and 25, 2014 Minutes

Committee Member Miller moved that the minutes of March 18 and 25, 2014 meetings be approved. Seconded by Committee Member Baarsma. Voice vote was taken and carried. The motion was adopted.

Committee Member Baarsma requested that the presence of University of Puget Sound Interns Maxwell DeLawyer and Nicholas Smit, be noted in the March 25, 2014 minutes.

City Charter Section 3.5 Discussion

At approximately 7:13 p.m., Committee Member Ushka requested to add a discussion regarding Section 3.5 to the agenda, noting Mr. DeLawyer and Mr. Smit have research to present. Mr. Smit provided his findings regarding the appointment of the City Attorney. He stated he researched 26 cities who's populations were at or above Tacoma's: 17 were Council/City Manager form of government (FOG) and 9 were Mayor/Council FOG. He then stated in the 17 Council/Manager FOG cities, 15 cities have the Council appoint the City Attorney, in one city the Council only approves the appointment, and in one city it directly elects the City Attorney. He stated in the nine Mayor/Council FOG cities, four cities have the Council appoint the City Attorney, and in the other five the Council only approves the appointment. Discussion followed regarding how many City Attorneys report directly to the Council.

Committee Member Ushka moved to recommend the Charter be changed so that the City Attorney is appointed by the City Council both under the current FOG and if the FOG is changed to a Mayor/Council/Chief Administrative Officer (CAO) FOG. Seconded by Committee Member Baarsma. Discussion ensued regarding the authority of the Mayor in the different FOGs.

Committee Member Baarsma moved to divide the question. Seconded by Committee Member Miller. Voice vote was taken and carried. The motion was adopted.

Committee Member Ushka stated the first question is the recommended appointment of the City Attorney by the Council under the current Council/City Manager FOG. Committee Member Baarsma requested language in the City Charter be amended to read that the City Attorney is appointed by the Council. Discussion followed regarding the findings from comparable cities, who the City Attorney would report to, and language within the amendment. Committee Member Miller requested to defer this decision until further information can be found regarding who the City Attorney would report to.

Committee Member Ushka restated the motion to move that current Charter language in Section 3.5 be changed to require the City Attorney be appointed by the City Council; the language would additionally be changed to reflect similar oversight and evaluation of the City Attorney as is for the City Manager; and further to strike language regarding the City Attorney needing confirmation from the City Manager for staff changes. Voice vote was taken and carried. The motion was adopted.

Mr. DeLawyer presented his findings regarding the confirmation of appointments of department heads by the City Council. He stated that, in reviewing the list of 200 comparable cities with the Council/Manager FOG, he could not find an instance where the City Manager's appointments are confirmed by the Council, noting this does not seem to be a common practice. He then stated it seems to be common for confirmation by Council when the Mayor appoints someone.

Committee Member Miller moved that the City Attorney be appointed by the Council in the Mayor/Council/CAO FOG. Seconded by Committee Member Leighton. Discussion ensued regarding who the City Attorney would report to, the Mayor/Council/CAO FOG, and how many cities have a direct elect City Attorney.

Committee Member Baarsma moved to create language, if there was a FOG change, to have the Mayor appoint the City Attorney with confirmation by the Council and have additional language clarify that the City Attorney reports to the Executive Branch. Seconded by Committee Member Miller. Discussion followed regarding the work to be done by the Drafting Subcommittee. Voice vote was taken and carried. The motion was adopted.

Committee Member Leighton provided draft language for Section 3.5 of the Charter to the Subcommittee. Committee Member Ushka then provided a matrix prepared by Committee Member Miller specifying things that overlap depending on the FOG.

Committee Member Baarsma moved to include language in the Charter stating the appointment of all department heads should be confirmed by the Council under the current Council/City Manager FOG, unless otherwise specified in the Charter. Seconded by Committee Member Ushka. Voice vote was taken and carried. The motion was declared adopted.

Discuss Potential Amendments to Article III

At approximately 7:51 p.m., Committee Miller reviewed a matrix of items under the Administrative Subcommittee scope.

Committee Member Baarsma moved to change the title of the Article III, if the FOG is changed to a Mayor/Council/CAO FOG, from Administrative to Executive. Seconded by Committee Member Ushka. Voice vote was taken and carried. The motion was adopted.

Committee Member Ushka moved that the Charter, under a Mayor/Council/CAO FOG, read that the Mayor shall appoint a CAO. Seconded by Committee Member Baarsma. Voice vote was taken and carried. The motion was adopted.

Committee Member Baarsma moved that the Mayor proposes and the Council confirms the CAO salary, under a Mayor/Council/CAO FOG. Seconded by Committee Member Ushka. Voice vote was taken and carried. The motion was adopted.

Committee Member Baarsma moved, under a Mayor/Council/CAO FOG, to add language in the Charter similar to current language relative to the City Manager, stating the Mayor shall appoint a CAO of the City government who shall be selected on the basis of training, experience, and other administrative qualifications. Seconded by Committee Member Miller. Voice vote was taken and carried. The motion was adopted.

Committee Member Baarsma moved that the CAO shall, under the general supervision of the Mayor, assist the Mayor in administrating City government, under a Mayor/Council/CAO FOG. Seconded by Committee Member Ushka. Voice vote was taken and carried. The motion was adopted.

Discussion ensued regarding the duties of the City Manager outlined in the current Charter, how to deal with term limit of the Mayor, and whether a CAO is the only option.

Committee Member Baarsma moved that the Mayor can remove the CAO, under a Mayor/Council/CAO FOG. Seconded by Committee Member Ushka. Voice vote was taken and carried. The motion was adopted.

Committee Member Baarsma moved that the Mayor will nominate appointments to Committee, Boards, and Commissions, with confirmation by the Council, except were described otherwise by state law, under a Mayor/Council/CAO FOG. Seconded by Committee Member Leighton. Voice vote was taken and carried. The motion was adopted.

Committee Member Baarsma moved that the Mayor can veto a Council action and the Council can override, under a Mayor/Council/CAO FOG. Seconded by Committee Member Leighton. Voice vote was taken and carried. The motion was adopted.

Discussion ensued regarding transition, broad direction to give to the Drafting Subcommittee, and how current Council Member would be impacted. Committee Member Miller requested Mr. Smit and Mr. DeLawyer look at other cities that have recently made the transition from a Council/Manager FOG to a Mayor/Council/CAO FOG and provide a summary of language used to guide transition. He then requested they provide their findings with both the Legislative and Administrative Subcommittees. Committee Member Leighton requested asking Martha Lantz, Deputy City Attorney, about Section X and how it is impacted by a change in the FOG.

Public Comment

None.

Committee Comments

Subcommittee members thanked Mr. Smit and Mr. DeLawyer for all of their work.

Adjournment

On proper motion, the meeting was adjourned at 8:40 p.m.

Catherine Ushka, Committee Member

April Larsen, Administrative Assistant



Charter Review Agenda Subcommittee Minutes

February 24, 2014

Chair Baarsma called the meeting to order at 5:38 p.m.

Committee Members Present: 5 Baarsma, Baker, Merritt, Miller, and Ushka.

Committee Members Excused Absence: 1 Leighton (arrived at 6:15 p.m.)

Approval of the February 19, 2014 Minutes

Committee Member Ushka moved to approve the minutes of the February 19, 2014 meeting. Seconded by Committee Member Baker. Voice vote was taken and carried. The motion was declared adopted. The minutes were approved.

Subcommittees

Chair Baarsma stated Committee Member Martinez submitted his subcommittee preferences in the following order: Tacoma Public Utilities (TPU), Human Resources, Form of Government, Article II, and Article III. Committee Member Baker stated her subcommittee preferences are Human Resources and TPU. Chair Baarsma stated other Committee Members are still determining their preferences, noting he hopes to receive a list of all preferences by the end of the week. Discussion ensued regarding the interest and appointment of other committee members to the subcommittees, what the role of the convener will be, and notification of subcommittee meetings.

Chair Baarsma then reviewed the following as conveners: Committee Member Miller for the Form of Government Subcommittee; Committee Member Leighton for the Legislative Committee, Committee Member Horne for the Public Utilities Subcommittee, Committee Member Martinez for the Human Resources Subcommittee and Committee Member Ushka for the Human Resources Subcommittee. Discussion ensued regarding next steps, including meeting times and places.

Chair Baarsma then discussed criteria for the subcommittees. Committee Member Merritt discussed setting a format and breakdown areas into three steps: Guiding Principles, Threshold Criteria, and Evaluation Criteria. Chair Baarsma discussed the form of government the City of Spokane has compared to the City of Tacoma and having students from the University of Puget Sound do an in-depth comparable analysis of the two government systems in terms of structure, form, procedure, process, physical issues and the Civil Service Board. Discussion ensued regarding comparable analysis for the utilities, pros and cons of each issue, and thresholds for criteria and effectiveness. Martha Lantz, Deputy City Attorney, noted the proceedings should reflect ideas that come out of subcommittee that are forwarded to the full committee. Discussion ensued regarding meeting times, rooms, and meeting notices.

Committee Member Leighton arrived here, at 6:15 p.m.

Other Business/Unfinished Business

Ms. Lantz discussed committee legal analysis, outlining a three-step protocol for request and receipt of legal analysis. She discussed the steps and different variations of actions of steps for legal analysis. Ms. Lantz then reviewed a list of legal questions and answers and proposed to the committee they be reviewed. Committee Member Leighton asked a question regarding legal analysis from the City Attorney's Office and whether or not the committee has to accept the recommendations.

Committee Member Ushka moved to take the legal protocol to the full committee for discussion. Seconded by Committee Member Miller. Vote was taken and motion carried. The motion was adopted.

Communication Plan - Outreach

Chair Baarsma suggested putting the 2004 Charter Review Committee Report on the website so all committee members can have access to it. Committee Member Leighton discussed not knowing what was being implemented and suggested City staff come up with a plan. Committee Member Merritt discussed his Neighborhood Council meetings conflicting with Charter Review Committee meetings. Committee Member Miller suggested that it may be more appropriate for the City Council to take on the more targeted outreach once they know what is going to go on the ballot and let the Charter Review Committee focus on the recommendations with a couple of big public hearings. He then suggested focusing on core work and let the City Council do outreach once it is engaged in the process.

Adjournment

On proper motion, the meeting adjourned at 6:48 p.m.

Bill Baarsma, Chair

Jeanne Harris, Charter Review Liaison



Charter Review

Form of Government Subcommittee Minutes

Tacoma Municipal Building North, 733 Market Street, Room 12

www.cityoftacoma.org/charterreview

March 31, 2014 – 5:30 p.m.

Chair Miller called the meeting to order at 5:52 p.m.

Committee Members Present: 7 – Baarsma (arrived at 6:10 p.m.), Brackett, Edmonds (arrived at 6:15 p.m.), Merritt (arrived at 6:10 p.m.), Messina, Miller, and Van Dyk.

Committee Members Excused Absence: 0

Approval of the minutes of the meeting of March 17, 2014; special meeting of March 19, 2014; and meeting of March 24, 2014

Committee Member Brackett moved that the minutes of the meeting of March 17, 2014; special meeting of March 19, 2014; and meeting of March 24, 2014, be approved. Seconded by Committee Member Messina. Voice vote was taken and carried. The motion was adopted.

Review of Presentation

At approximately 5:54 p.m., Chair Miller requested feedback regarding how clearly and persuasively the Subcommittee presentation was at last week's Charter Review Committee meeting. Discussion ensued regarding feedback received, interest in pursuing the Mayor/Council/CAO form of government (FOG), the Subcommittee's final report to the Charter Review Committee, and the responsibilities of the Drafting Subcommittee to try to reconcile the recommendations from the all the Subcommittees. Committee Member Brackett requested removing the final bullet point from the slide entitled Vision and Strategic Thinking. Chair Miller then inquired feedback regarding whether disagreements were handled respectfully and effectively.

Chair Miller asked Subcommittee members to provide him with any specific language they would propose in the PowerPoint, should it be used again; he then noted he will work on removing any advocacy statements. He stated he would clarify whether the Charter Review Committee needs a more formal report from this group.

Committee Members Baarsma and Merritt arrived here, at 6:10 p.m.

Discussion followed regarding next steps for the FOG Subcommittee, the Drafting Subcommittee, and how the City would transition if the FOG is changed.

Preparation for Public Hearing

At approximately 6:14 p.m., Chair Miller stated there will be two public hearings: April 9, 2014 there will be a public hearing, at 5:30 p.m., in Council Chambers; and on April 17, 2014 there will be a Telephone Town Hall meeting, at 7:00 p.m., in Council Chambers. He then discussed the topic of FOG and how the Subcommittee should prepare for the public hearings.

Committee Member Edmonds arrived here, at 6:15 p.m.

Discussion continued regarding the public hearing on April 9, 2014, how information would be provided to citizens ahead of the public hearing, the role of the Charter Review Committee during the hearing, talking points for Committee members, and the purpose of the hearings.

Public Comment

None.

Committee Comments

Chair Miller stated he shared with Subcommittee members Terri Baker's comments on FOG.

Committee Member Merritt noted he has not received any emails since last Friday, due to server issues.

Adjournment

Committee Member Baarsma moved to adjourn the meeting. Seconded by Committee Member Messina. On proper motion, the meeting was adjourned at 6:51 p.m.

Ken Miller, Chair

Doris Sorum, City Clerk



Charter Review

Form of Government Subcommittee Minutes

Tacoma Municipal Building North, 733 Market Street, Room 12

www.cityoftacoma.org/charterreview

April 14, 2014 – 5:30 p.m.

Chair Miller called the meeting to order at 5:32 p.m.

Committee Members Present: 7 – Baarsma (arrived at 5:38 p.m.), Brackett, Edmonds, Merritt (arrived at 5:37 p.m.), Messina, Miller, and Van Dyk.

Committee Members Excused Absence: 0

Approval of the March 31, 2014 Minutes

Committee Member Brackett moved that the minutes of March 31, 2014 meeting be approved. Seconded by Committee Member Messina. Voice vote was taken and carried. The motion was adopted.

Review Recommendations of the Legislative and Administrative Subcommittees

At approximately 5:34 p.m., Chair Miller inquired who would be responsible for bringing forward the specific article-by-article recommendations to the Charter Review Committee (CRC) relative to a change in the form of government (FOG). Discussion ensued regarding the need to get clarification on responsibilities. Chair Miller then stated he has reviewed the draft Charter language prepared by the Drafting Subcommittee, and provided a list of topics related to a change in FOG he created and asked Subcommittee members to review.

Committee Member Merritt arrived here, at 5:37 p.m.

Discussion continued regarding the topics.

Committee Member Baarsma arrived here, at 5:38 p.m.

Discussion followed regarding the process moving forward, the need for the subcommittees to bring forward their recommendations accompanied by a list of pros and cons, the roles of the FOG Subcommittee, and the roles of the Administrative and Legislative Subcommittees.

Committee Member Van Dyk inquired about transition, who will be discussing transition issues relating to a change in the FOG, and the need for a transition plan. Discussion ensued regarding a transition plan, whether the FOG Subcommittee would draft the language or some other group, and the potential for a multi-year transition plan. Committee Member Baarsma stated, as the Chair of the CRC, he would ask if other Committee Members might be interested in drafting language for a transition plan.

Chief Administrative Office (CAO) Performance Evaluation Discussion

At approximately 5:54 p.m., Committee Member Brackett briefly reviewed the Mayor/Council/CAO FOG and the need to address the potential for too much power. He provided draft language for a new Section 3.3 in the City Charter, which he believes would provide some accountability to the Council. He noted the intent is to show checks and balances between the three branches of government. Discussion followed regarding the rationale behind the proposed section and the removal of the last sentence in Section 3.3. Jeanne Harris, CRC Liaison, reviewed the work plans for the subcommittees and CRC, including the deadline to provided recommendations to the CRC. Chair Miller requested that Committee Member Baarsma have the Administrative and Legislative Subcommittees present all their recommendations on Wednesday. Discussion ensued regarding when final recommendations from the CRC are due to the City Attorney's Office, and when the transition group would be able to meet.

Committee Member Baarsma moved to, without rendering judgement, forward the CAO confirmation recommendation, without the final sentence, to the CRC for discussion. Seconded by Committee Member Brackett. Voice vote was taken and carried. The motion was adopted.

Committee Member Baarsma moved to, without rendering judgment, forward the item related to the removal of the mayor by the City Council to the CRC for discussion. Seconded by Committee Member Messina. Committee Member Baarsma briefly reviewed the proposed language, noting it would require at least three Council Members to bring it forward. Voice vote was taken and carried. The motion was adopted.

Public Comment

None.

Committee Comments

Chair Miller apologized to the members of the FOG Subcommittee and staff regarding his comments, noting he is committed to be thoughtful and tempered in his comments going forward. Committee Member Baarsma noted he sent a letter to the editor regarding the comments he made. Discussion followed regarding comments received from the public since January, consideration versus endorsement, and the need to review feedback received relating to the FOG to confirm items were considered, editorials in the News Tribune, and the role of the Subcommittees and CRC.

Adjournment

On proper motion, the meeting was adjourned at 6:45 p.m.

Ken Miller, Chair

April Larsen, Administrative Assistant



Charter Review

Human Resources Subcommittee Minutes

Tacoma Municipal Building North, 733 Market Street, Room 12

www.cityoftacoma.org/charterreview

April 8, 2014 – 6:00 p.m.

Chair Baker called the meeting to order at 6:00 p.m.

Committee Members Present: 4 – Baker, Horne, Martinez, and Ushka.

Committee Members Excused Absence: 2 – Hahn and Talton.

Approval of the minutes of the meetings of March 18, March 25, April 1, and April 3, 2014

Committee Member Martinez moved to approve the minutes of the meeting of March 18, 2014. Seconded by Committee Member Ushka. Voice vote was taken and carried. The minutes were adopted.

Committee Member Martinez moved to approve the minutes of the meeting of March 25, 2014. Seconded by Committee Member Ushka. Voice vote was taken and carried. The minutes were adopted.

Committee Member Ushka moved to approve the minutes of the meeting of April 1, 2014. Seconded by Committee Member Martinez. Voice vote was taken and carried. The minutes were adopted.

Committee Member Martinez moved to approve the minutes of the meeting of April 3, 2014. Committee Member Ushka seconded the motion. Voice vote was taken and carried. The minutes were adopted.

Charter Review Committee

At approximately 6:05 p.m., Chair Baker introduced the proposed recommended language amendments to Section 2.25 regarding the Charter Review. Discussion ensued regarding language redundancy.

Committee Member Martinez moved to forward the proposed recommended language amendments to Section 2.25 to the full Committee. Seconded by Committee Member Ushka. Voice vote was taken and carried. The motion was adopted.

Neighborhood Councils

At approximately 6:08 p.m., Chair Baker introduced the proposed recommended language amendment to Section 3.13 regarding Neighborhood Councils. Discussion ensued regarding



Terri Baker (Chair) – Charles Horne – Eric Hahn – Mark Martinez – Pat Talton – Catherine Ushka

purpose of the language change, by laws and rules, financial reporting, and meeting guidelines. Committee Members Martinez and Ushka requested legal provide information on what would change from the Neighborhood Councils current meeting structure with inclusion into the Charter.

Committee Member Ushka moved to forward the proposed recommended language amendments to Section 3.13 to the full Committee. Seconded by Committee Member Horne. Voice vote was taken and carried. The motion was adopted.

Section 6.13

At approximately 6:26 p.m., Chair Baker introduced the recommended language change of “Personnel Officer” to “Human Resources Officer” in Section 6.13 of the Charter.

Committee Member Horne moved to forward the proposed recommended language amendments to Section 6.13 to the full Committee. Seconded by Committee Member Ushka. Voice vote was taken and carried. The motion was adopted.

Discussion ensued regarding Section 6.14 relating to language to be brought forward by ordinance.

Section 6.8

At approximately 6:28 p.m., Chair Baker introduced Section 6.8 regarding political activity. Discussion ensued regarding language and more research needing to happen on this topic. Committee Members requested staff provide information on current rules relating to hold elected positions.

Public Comment

None.

Adjournment

There being no further business, the meeting was adjourned at 6:33 p.m.

Terri Baker, Chair

Marisa Tetreault, Administrative Assistant, Public Works



Charter Review

Legislative Subcommittee Minutes

Tacoma Municipal Building North, 733 Market Street, Room 12

www.cityoftacoma.org/charterreview

March 19, 2014 – 6:00 p.m.

Chair Leighton called the meeting to order at 6:15 p.m.

Committee Members Present: 4 – Brackett, Leighton, Talton, and Van Dyk.

Committee Members Excused Absence: 3 – Farrell (arrived at 6:24 p.m.), Hahn, Merritt (arrived at 6:36 p.m.)

Approval of the minutes of the meetings of March 5 and 12, 2014

Chair Leighton stated the approval of the minutes will occur next week so Committee members have time to review them.

Work Session – Article II – The Legislative Branch – City Charter

Chair Leighton stated he heard last night at the Administrative Subcommittee meeting that the Legislative Subcommittee is supposed to be looking at Article II through the lens of leaving the form of government as is, and through the lens of changing the form of government. He noted this was not communicated previously but requested members of the Subcommittee consider this as they continue their work. He then suggested going through some of the topic assignments in Article II and having those present provide status updates on the work and discussion so far.

For Section 2.3, relative to a full-time Council and compensation, Chair Leighton noted state law prohibits first class cities from putting pay in the Charter, and it states very clearly that pay has to be set by Ordinance. He stated Committee Member Farrell talked about formalizing the workload of the City Council through the number of meetings and codifying the Committee structure. Chair Leighton suggested a compensation scale, noting he would have to check if it still fit within the confines of state law, and discussed setting up a citizens' commission on compensation, which could be modeled after the commission who sets compensation for executive members of state government. He noted the City of Puyallup also has a citizens' commission. Discussion ensued regarding what full-time means as a City Council member, and one suggestion was to restrict Council Members from having other employment.

Committee Member Farrell arrived here, at 6:24 p.m.

Chair Leighton stated another option is to model compensation after Pierce County, so each Council Member would be paid no less than 75% of the Mayor's salary, whose compensation is set by ordinance, noting right now that would be approximately \$69,000. He noted it would need legal review whether that fits in the confines of state law, and if the Charter could designate a percentage for compensation and not a dollar amount. Committee Member Brackett stated you could make an argument that if Council Members are going to be full-time, there could be fewer of them and that could also answer the question of staff support. Committee Member Farrell noted part of the problem is there is nothing that says the City Council will be full-time or part-time and the average voter likely does not realize how much work goes into being a Council Member. He then spoke on codifying the committee structure into the Charter, to outline the responsibility of a Council Member and to preserve the committee structure should City management change.

Discussion ensued regarding the number of meetings the City Council must hold each year, what constitutes a "regular" meeting, and what additional research is needed on this issue. Chair Leighton requested all Committee Members be prepared next week for a formal Committee recommendation on this issue to move on to the full Charter Review Committee. He noted, as no dissent was heard at tonight's meeting, he and Committee Member Farrell would continue to review and discuss codifying the Committee structure, and a full-time City Council.

For Section 2.35, relative to term limits, Committee Member Van Dyk stated he is still trying to figure out the best way to determine this, noting he has not found much comparative research and everything out there is opinion and philosophy. Chair Leighton stated he felt it was appropriate for the group as engaged citizens to have a discussion on term limits without a large amount of comparative research, noting the Committee has heard testimony to keep term limits and to extend term limits. He then stated he would like to explore breaking the Council and Mayor term limits counting against each other. Discussion ensued regarding options for term limits.

Jim Merritt arrived at 6:36 p.m. during the discussion on term limits.

Chair Leighton reviewed the options discussed tonight, include the status quo, setting terms according to a district position versus an at-large position, extending term limits to 12 years, or leaving term limits as is but separating term limits as the Mayor versus a Council Member.

Committee Member Merritt stated his charge was to look at the number of Council Members and districts. Chair Leighton requested to finish the term limits discussion before moving into Section 2.1.

Chair Leighton called for a vote on the following:

All those in favor of keeping limits on how long our elected officials can be in office.

Voice vote was taken and carried with Committee Member Brackett voting in opposition.

Chair Leighton stated the vote is just to determine the general direction and feeling of the subcommittee so that Committee Member Van Dyk has guidance on what to work on further. He asked Committee Member Van Dyk to type up the options discussed for further discussion of pros and cons at the next meeting.

For Sections 2.8-2.10, relative to procedures for Council confirmation of directors, Committee Member Farrell stated this item wound up being in Article III, Sections 3.2 and 3.3 and he and Committee Member Brackett will talk with the Administrative Subcommittee.

For Section 2.1, relative to the number of Council Members and districts, Committee Member Merritt noted he explored the number of Council Members and it all comes down to local preference. He reviewed the City of Spokane's structure, which tied in the Neighborhood Councils, noting they have basically six City Council Members and a Council president that is elected at-large. Spokane has three districts in the City, and there are two Council Members elected from each district. He stated the president is elected at-large and is also the Mayor Pro-Tem. Committee Member Merritt requested the Committee explore the number of City Council Members and look at whether Tacoma should move to five or seven members, noting it would be less expensive and they could have Council staff. Discussion ensued regarding Council districts and the Neighborhood Councils, and whether they should be aligned or left as is. Committee Member Talton stated the districts were set up for different reasons and the Neighborhood Councils are about citizen participation and act as an extension of municipal government to some degree.

Chair Leighton requested Committee Member Merritt work with the Human Resources Subcommittee to see what they are doing with regard to Neighborhood Councils. He stated he would like to see proposals for the number of districts at the next meeting and what the number of Council Members could look like if the form of government is changed, noting it should probably be reduced to seven members. He then requested everyone think about what the Committee envisions Article II to be if there is a form of government change.

Public Comment

None.

Committee Comments

None.

Adjournment

On proper motion, the meeting was adjourned at 7:05 p.m.

Justin Leighton, Chair

Doris Sorum, City Clerk



Charter Review

Legislative Subcommittee Minutes

Tacoma Municipal Building North, 733 Market Street, Room 12

www.cityoftacoma.org/charterreview

March 26, 2014 – 6:00 p.m.

Chair Leighton called the meeting to order at 6:08 p.m.

Committee Members Present: 5 – Brackett, Leighton, Merritt, Talton and Van Dyk.

Committee Members Excused Absence: 2 – Farrell (arrived at 6:24 p.m.), and Hahn.

Approval of the March 5 and 12, 2014 Minutes

Committee Member Merritt moved to approve the minutes of the meetings of March 5 and 12, 2014. Seconded by Committee Member Hahn. Voice vote was taken and carried. The minutes were approved.

Work Session – Article II – The Legislative Branch – City Charter

Chair Leighton stated the objective for tonight's meeting is to get through as many of the remaining discussion topics as possible tonight to reduce the number of meetings needed. Committee Members then reviewed the first remaining discussion topic: the appropriate number of Council Members and districts. Discussion ensued regarding how many Council Members are appropriate for the population of Tacoma, what the appropriate number of Council Members and districts should be if the form of government changes, the pros and cons of a smaller and larger-sized Council, the number of Council members and districts in Spokane, Washington, and the value of codifying Neighborhood Councils into the Charter.

Committee Member Farrell arrived here, at 6:24 p.m.

Discussion continued regarding whether the current composition of Tacoma's Council is working, codifying the Neighborhood Councils into the Charter, how many Council Members are appropriate for Tacoma's population, and other ways to strengthen the current Council without reducing or enlarging the number of Council Members. Committee Members chose to table the discussion on the number of Council Members and districts at this part of the meeting and move on to the next topic for discussion.

Chair Leighton stated Committee Member Hahn's item: residency for office will be skipped at this time due to Mr. Hahn's current absence, noting he does not see any emergent issue with the topic at this time.

Chair Leighton reviewed the following three alternatives he is suggesting for compensation of Council Members in Article I Section 2.3:

1. To set up a commission on elected officials' salaries to determine the compensation and salary of the Mayor and each Council Member.
2. To use an established commission or board such as the Board of Ethics.
3. Eliminating the section and saying nothing because the section is null and void at this point.

Discussion ensued regarding the pros and cons of each alternative. Discussion continued regarding how many members the salary commission suggested in Alternative No. 1 would have, how they would be selected, their terms, and incorporating a deadline of no later than September 1 of the calendar year for recommendations for any changes to the salaries of elected officials. Discussion continued regarding the salary commission having seven members, with five selected by the Pierce County Auditor from among registered voters, with one member selected from each of the City's councilmanic districts, and having the remaining two of the seven members appointed by the Mayor and confirmed by the Council, with the notation that the two people appointed by the Mayor shall have experience in human resource management and the legal profession.

Committee Member Brackett moved to recommend to the full Charter Review Committee, Alternative No. 1 with the nuances outlined as follows: to have seven members, with five selected by the Pierce County Auditor from among registered voters, and two appointed by the Mayor and confirmed by the Council, with experience in human resource management and the legal profession; with the full time compensation phrase as tentative depending on the direction of the Committee moving forward. Seconded by Committee Member Farrell. Voice vote was taken and carried. The motion passed.

The Committee then reviewed the next discussion topic: term limits. Committee Member Van Dyk reviewed the research he conducted on term limits. Discussion ensued regarding keeping Council term limits at 10 years, changing them to 12, eliminating term limits, capping terms, and the pros and cons of term limits. Committee Members did not come to a consensus and therefore recommend no change to the current term limits.

The Committee reviewed the next discussion topic: Council vacancies. Committee Member Van Dyk reviewed his research, noting most cities handle vacancies very similarly to the way Tacoma currently does. Discussion ensued regarding the pros and cons of the appointment process, pros and cons of the special election process and the cost; and leaving vacated seats open. Discussion ensued regarding state law and how it applies to Council Members temporarily vacating seats for illness or military service. Committee Members decided this item needs more discussion after Committee Member Van Dyk contacts the Pierce County Auditor and obtains information on state laws and costs of holding a special election.

The Committee then reviewed Section 2.8 Procedure of the Council. Discussion ensued regarding the issue with the word “regular” and the difficulty with defining it with regard to how many times the Council needs to meet during the year. Committee Members agreed to leave the majority of the section as-is, but strike the word “regular”.

Committee Member Van Dyk moved to forward the proposal to strike the word “regular” from Section 2.8. Seconded by Committee Member Farrell. Voice vote was taken and carried. The motion passed.

Committee Member Farrell moved to include the words, “unless otherwise cancelled” after the words “regular meetings” in Section 2.8. Seconded by Committee Member Talton. Voice vote was taken and carried. The motion passed.

Committee Members introduced the next discussion topic: confirmation of City department directors by the Council. Chair Leighton noted this topic is being worked on by the Administrative Committee, however this Committee feels it should be noted that they want the topic in the Charter.

Committee Member Merritt moved that the Charter should reflect the confirmation of department directors or division heads (however defined by the Administrative Committee) by the Council. Seconded by Committee Member Farrell. Voice vote was taken and carried. The motion passed.

Committee Members then reviewed the next discussion topic: Charter Section 2.13 regarding the publishing of passed ordinances. Discussion ensued regarding the proposal to strike the words “after publication”. Committee Member Brackett asked if there is any legal requirement beyond the current Charter to provide notification of the passage of ordinances. Committee Members requested the City Attorney’s Office look into Mr. Brackett’s question.

Committee Member Merritt moved to forward the proposal to strike the words “after publication” as a recommendation to the full City Charter Review Committee. Seconded by Committee Member Farrell. Voice vote was taken and carried. The motion passed.

The Committee reviewed the next discussion topic: Section 2.19 of the Charter regarding initiative petitions. Discussion ensued regarding various sections within 2.19. It was decided this item needs further discussion at another meeting.

Chair Leighton stated this Committee needs to meet again next week, on April 2, 2014. Discussion ensued regarding having Committee Members Talton and Merritt work together on Neighborhood Council-related recommendations because it is also being worked on in the Human Resources Committee by Committee Member Talton.

Public Comment

None.

Committee Comments

None.

Adjournment

On proper motion, the meeting was adjourned at 8:12 p.m.

Justin Leighton, Chair

Doris Sorum, City Clerk



Charter Review

Legislative Subcommittee Minutes

Tacoma Municipal Building North, 733 Market Street, Room 12

www.cityoftacoma.org/charterreview

April 2, 2014 – 6:00 p.m.

Chair Leighton called the meeting to order at 6:17 p.m.

Committee Members Present: 5 – Brackett, Farrell, Leighton, Merritt, and Van Dyk.

Committee Members Excused Absence: 2 – Hahn, and Talton (arrived at 6:35 p.m.).

Work Session – Article II – The Legislative Branch – City Charter

Chair Leighton stated the Committee will discuss Article II Section 2.1 of the Tacoma City Charter relating to the number of council districts and council members. Committee Member Merritt provided and reviewed handouts, including a map of the current Tacoma City Council Districts, a comparison of Council Member versus population for the ten largest cities in Washington State, and Section 5 of the Spokane City Charter related to Elective Officials. He noted in Washington State only Seattle and Tacoma have more than seven council members. Discussion ensued regarding council district configuration, the number of council members, and at-large positions under the current and potential forms of government.

Committee Member Talton arrived here, at 6:35 p.m.

Discussion continued regarding council district configuration, the number of council members, at-large positions, and the impacts of changing the form of government to Mayor/Council or Mayor/Council/Chief Administrative Officer (CAO).

Committee Member Farrell moved to change to seven council districts with the presiding officer rotating on an annual basis to be determined by seniority based on years in office and seat number, if the form of government changes to a Mayor/Council/CAO. Seconded by Committee Member Brackett. Discussion ensued regarding the definition of seniority and at-large positions. Roll call vote was requested and taken, resulting as follows:

Ayes: 4 – Brackett, Farrell, Merritt, and Talton
Nays: 2 – Leighton and Van Dyk
Absent: 1 – Hahn

The motion was declared adopted.

Chair Leighton requested Committee Member Merritt draft proposed language for the approved motion.

Committee Member Farrell moved to leave the make-up of the Council as it stands, if the form of government remains Mayor/Council. Seconded by Committee Member Talton. Discussion ensued regarding the impacts of Mayor/Council and Mayor/Council/CAO forms of government, and how the current form of government can be strengthened. No vote was taken.

Committee Member Brackett moved to table the previous motion. Seconded by Committee Member Farrell. Voice vote was taken and carried. The motion was adopted.

Chair Leighton opened the floor to discuss council staff. Committee Member Farrell reviewed the allowances for the number of council staff allowed under the current Charter. Discussion ensued regarding council staff, including the process for and value of adding staff, duties, whether the Human Resources Subcommittee is working reviewing this issue, and the number of staff that should be added.

Committee Member Brackett moved that in the appropriate section of the Charter, the Council be authorized to contract for staff as required. Seconded by Committee Member Farrell. Discussion ensued regarding council staff, including the number of staff, how they should be added, budget impacts, current authority to hire council staff, and whether new language relating to council staff should be added to the Charter.

Committee Member Brackett moved to recess. Seconded by Committee Member Farrell. Voice was taken and carried. The motion was adopted.

The Committee recessed at 7:25 p.m. and reconvened at 7:30 p.m.

Committee Member Farrell moved to indefinitely table the motion to authorize the Council to contract staff as required. Seconded by Committee Member Brackett. Voice vote was taken and carried. The motion was adopted.

Committee Member Farrell moved to allow Chair Leighton to work with Martha Lantz, Deputy City Attorney, to identify the section of the Charter that relates to council staff, develop proposed changes to the Charter language, and advise staff to send the changes to this Committee for feedback. Seconded by Committee Member Merritt. Discussion ensued regarding the type of information to be included in the draft language. Voice vote was taken and carried. The motion was adopted.

Committee Member Merritt provided and reviewed handouts related to Neighborhood Councils, including sections of the Spokane City Charter related to Neighborhood Councils, a map of City of Tacoma Neighborhood Councils, and proposed changes to the Charter relating to Neighborhood Councils as developed by the Human Resources Subcommittee. He noted the

Human Resources Subcommittee is recommending adding a small paragraph in the Charter to acknowledge the Neighborhood Councils with detailed information determined via ordinance. Discussion ensued regarding Neighborhood Councils, including boundaries, and whether references to Neighborhood Councils should be added to the Charter in addition to the amendments proposed by the Human Resources Subcommittee. Chair Leighton stated comments regarding this issue can be given when it is presented to the full Committee by the Human Resources Subcommittee.

Chair Leighton opened the floor to discuss Section 2.2 relating to Council Members not being able to hold other elected positions. He then reviewed amendments to Section 2.2 proposed by Julie Anderson, Pierce County Auditor, which includes adding “excluding precinct committee officer or temporary elected official positions such as charter review board member or freeholder, no person may file for more than one office” to the end of the paragraph. Committee Member Farrell stated he would like to address the section of the Charter related to employees running for an elected office.

Chair Leighton moved to accept the language proposed by Ms. Anderson as presented. Seconded by Committee Member Talton. Discussion ensued regarding whether the word “elected” should be inserted before “office” in the proposed language. Voice vote was taken and carried. The motion was adopted.

Chair Leighton stated the Form of Government Subcommittee created a matrix to determine which Subcommittees should be addressing specific issues related to changing the form of government. They requested this Subcommittee fill in the matrix so the amendments can be created at the Drafting Subcommittee meeting on Saturday, April 5, 2014. The Committee reviewed, discussed, and answered the matrix questions relating to the CAO appointment, salary, qualifications, duties, and removal; term limits for the Mayor; appointment of department heads; board and commission nominations; council staff; veto power; the City Attorney appointment; and the transition process from the current form of government. Chair Leighton stated the questions raised in this subcommittee will be discussed at the Drafting Subcommittee meeting, and he will bring their comments back to this Committee.

Chair Leighton requested Committee Merritt draft potential amendment language relating to the authority of Council to override the decision of a City Manager. He then noted any Committee Member can make recommendations on their own, as long as they follow the template provided and bring it to the full Committee for approval.

Chair Leighton stated there is a motion on the table to leave the make-up of the Council as it stands, if the form of government remains Mayor/Council. Discussion ensued regarding the current council configuration.

Committee Member Farrell moved to bring back the tabled motion. Seconded by Committee Member Brackett. Voice vote was taken and carried. The motion was adopted.

Chair Leighton restated the motion as follows:

Committee Member Farrell moved to leave the make-up of the Council as it stands, if the form of government remains Mayor/Council. Seconded by Committee Member Talton. Voice vote was taken and carried with Committee Members Merritt and Brackett voting in opposition. The motion was adopted.

Public Comment

None.

Committee Comments

There were no additional Committee comments.

Adjournment

On proper motion, the meeting was adjourned at 8:19 p.m.

Justin Leighton, Chair

Doris Sorum, City Clerk



Charter Review Public Utilities Subcommittee Special Meeting Minutes

Tacoma Municipal Building, 747 Market Street, Room 148
www.cityoftacoma.org/charterreview

April 2, 2014 – 4:00 p.m.

Chair Martinez called the special meeting to order at 4:07 p.m.

Committee Members Present: 7 - Baker, Brackett, Farrell (arrived at 4:50 p.m.),
Horne, Leighton, Martinez, and Miller.

Committee Members Excused Absence: 0

Organization

At approximately 4:08 p.m., Chair Martinez introduced the recommended proposed language regarding separate legal counsel for Tacoma Public Utilities. Committee Member Brackett described the research that was done on this subject. Bill Fosbre, Chief Deputy City Attorney, answered questions regarding the current legal counsel for Tacoma Public Utilities. Discussion ensued regarding the proposed language. Chair Martinez stated the Public Utilities Director option did not move forward.

Chair Martinez introduced the next agenda item, merging Tacoma Public Utilities and General Government. Committee Member Miller discussed the three different options that were reviewed, noting the recommended action is to mandate a strategic review of the utility assets for both General Government and Tacoma Public Utilities. Discussion ensued regarding the recommended action.

Committee Member Miller moved to have the Charter Review Committee recommend to the City Council a broad scope strategic review of all utilities, taking into account the regulatory environment, market, management needs, and other important factors, and that they complete the analysis by then end of July 2015 so that a ballot measure could go on the ballot in November 2015 if it was required to implement the findings. Chair Martinez stated he did not think this recommendation is within this Committee's purview. Seconded by Committee Member Leighton. Discussion ensued regarding whether the recommendation should be brought forward as a proposed amendment to the Charter.



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Committee Member Miller moved to overrule the Chair's ruling that this discussion is out of order. Seconded by Committee Member Leighton. Discussion ensued regarding a mandate to do a strategic review. Voice vote was taken and carried with Committee Members Baker, Brackett and Horne voting in opposition. The motion was adopted.

Discussion ensued regarding whether there is value in a strategic review whether it should be mandated in the Charter or recommended as an action item to the City Council.

Committee Member Brackett moved to adopt the proposed language as amended for Section 4.10 regarding moving General Government utilities to Tacoma Public Utilities. Seconded by Committee Member Baker. Discussion ensued regarding the recommended language.

Committee Member Farrell arrived here, at 4:50 p.m.

Committee Member Leighton asked for a roll call vote on this motion. Discussion continued regarding adopting the recommended proposed language for section 4.10.

Committee Member Brackett motioned to table this item until later in the meeting. Seconded by Committee Member Baker. Voice vote was taken and carried. The motion was declared adopted.

Council Authority

At approximately 5:00 p.m., Chair Martinez introduced the topic of City Council authority and approval of Superintendents and Department Heads. Committee Member Leighton provided and reviewed proposed language changes for Section 4.21. Discussion ensued regarding the proposed language.

Committee Member Baker moved to leave Section 4.21 as is for Superintendents and Department Heads in the Utility Department. Seconded by Committee Member Brackett. Discussion ensued regarding Section 4.21.

Committee Member Baker withdrew her motion. Discussion continued regarding Section 4.21.

Robert Mack, Deputy Director of Public Affairs, responded to questions and concerns regarding the current structure where the Tacoma Public Utility Board approves the current Superintendents and the hierarchy structure at Tacoma Public Utilities. Discussion continued regarding Section 4.21.



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Committee Member Brackett called for question to leave Section 4.21 as-is. Discussion ensued regarding the motion. Voice vote was taken and carried with Committee Members Baker and Farrell voting in opposition. The motion was adopted. Discussion continued regarding Section 4.21.

Committee Member Leighton introduced proposed language changes for Section 4.18 regarding the City Council appointing and reconfirming the Director of Utilities. Discussion ensued regarding the proposed language changes.

Committee Member Baker moved to recommend approval of the language changes to Section 4.18 as amended. Seconded by Committee Member Miller. Mr. Fosbre recommended the Committee provide specific language changes regarding appointment reconfirmation of the Utility Director. Discussion ensued regarding proposed language changes and the employment contract of the Utility Director.

Discussion continued regarding the employment contract of the Utility Director, and appointment and reconfirmation of the Utility Director. Michael P. Slevin III, P.E., Environmental Services Director, reminded the Committee that the City of Tacoma operates on a biennial budget. Discussion continued regarding the review of the Utility Director.

Committee Member Leighton moved to amend the current motion to remove the proposed language “employment contract as set forth by the Board and consistent with the City of Tacoma employment scale” from Section 4.18b. Seconded by Committee Member Baker. Committee Member Leighton restated the motion, which includes adding “confirmation by the Council” to Section 4.18a. Committee Member Farrell called to question. Voice vote was taken and carried. The motion was declared adopted.

Voice vote was taken on the motion as amended. The motion, as amended was declared adopted.

Chair Martinez introduced the topic of City Council Budget Input and Veto, Section 4.12. Committee Member Baker reviewed proposed language for amendments to Section 4.12, Powers and Duties for the Public Utility Board. Discussion ensued regarding the proposed language.

Committee Member Baker moved to approve the proposed recommended amendments to Section 4.12 as written, to include “the Board shall submit an annual budget for approval by (insert date as required by State law)”. Seconded by Committee Member Farrell. Voice vote was taken and carried. Discussion ensued regarding the language of the motion. Chair Martinez called for the vote again. Voice vote was taken and carried. The motion was declared adopted.



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Committee Member Baker moved to amend the language of the previous motion to include the word “biannual”. Seconded by Committee Member Brackett. Voice vote was taken and carried. The motion was declared adopted.

Accountability

At approximately 5:43 p.m., Chair Martinez shared proposed recommended language regarding Section 4.15.

Committee Member Leighton moved to approve the Section 4.15 language as proposed. Seconded by Committee Member Farrell. Discussion ensued regarding the proposed language. Committee Member Horne called for question. Voice vote was taken and carried. The motion was declared adopted.

Chair Martinez introduced the topic of Charter versus the employment agreement of the Utility Director. Discussion ensued regarding the previous motion. Chair Martinez stated the performance review as noted in the agenda was regarding a performance review of the Utility Director.

Committee Member Leighton reviewed proposed amendments to the language in Section 4.18 regarding a performance review for the Public Utilities Director. Discussion ensued regarding the proposed language.

Committee Member Leighton moved to adopt the proposed amendments to the language in Section 4.18. Seconded by Committee Member Miller. Committee Member Farrell asked for a roll call vote. Committee Member Leighton restated the motion, noting Section d would be added to Section 4.18 to read “The Utility Board shall review the Utility Directors performance annually, and every two years vote on whether to reconfirm the appointment of the Utility Director with an affirmation vote of at least three members of the Board in public meeting necessary to affect such affirmation”; and Section e would be added to read “Every four years the City Council shall review the Utility Directors performance and shall vote on whether to reconfirm the appointment of the Utility Director with the affirmation vote of at least five members of the Council, in a public meeting necessary to affect such reconfirmation”. Committee Member Miller suggested requiring a majority of the Council as opposed to requiring a specific number of votes.



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Committee Member Miller moved to recommend amending the motion on the table to require a majority of the Council as opposed to requiring a specific number of votes. Seconded by Committee Member Brackett. Committee Member Leighton called for the vote. Voice vote was taken and carried. Roll call vote was requested and taken, resulting as follows:

Ayes: 7 – Baker, Brackett, Farrell, Horne, Leighton, Martinez and Miller

Nays: 0 – None

The motion was declared adopted.

Discussion ensued regarding how to submit these items to the full Charter Review Committee, as some of the amendments were similar in nature.

Committee Member Leighton stated the agenda item related to financial statements (F-1) should be moved to a miscellaneous section. He then stated Representative Jake Fey suggested all City employees and appointed officials file an F-1, which is a Public Disclosure Commission F-1 Personal Financial Affairs Statement, noting that would include any employees that signs a contract and any Boards that oversee the contracts. Discussion ensued regarding whether this item should be reviewed by a different Subcommittee. The Subcommittee decided the item should be reviewed by the Human Resources Subcommittee; and Committee Member Leighton will develop language and send it to Committee Member Baker, the Chair of the Human Resources Subcommittee.

Committee Member Miller moved to remove the subjects listed under agenda item number three from the table. Seconded by Committee Member Farrell. Voice vote was taken and carried with Committee Member Leighton voting in opposition. The motion was adopted.

Committee Member Miller moved to require that the City Council shall, every ten years, retain a consulting firm to analyze all the City's utilities and recommend changes on assets, management, strategic direction, and other relevant topics, with the first year for such a review to begin in 2015. Committee Member Baker seconded the motion. Discussion ensued regarding the intent of the motion.

Committee Member Brackett moved to add the words "ownership" and "organization" to the motion on the table. Seconded by Committee Member Farrell.



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Committee Member Miller restated the motion with amendments to read “the City Council shall, every ten years, retain a consulting firm to analyze all the City’s utilities and recommend any needed changes in assets, management, strategic direction, ownership, organization, and other relevant topics, with the first year for such a review to begin in 2015”. Roll call vote was requested and taken, resulting as follows:

Ayes: 5 – Baker, Brackett, Farrell, Leighton and Miller

Nays: 1 – Martinez

Abstain: 1 – Horne

The motion was declared adopted.

Public Comment

None.

Committee Comments

Committee Member Horne requested Mr. Fosbre provide a document that deals with at-will employment.

Adjournment

There being no further business, the special meeting was adjourned at 6:05 p.m.

Mark P. Martinez, Chair

Marisa Tetreault, Administrative Assistant, Public Works



Charter Review

Public Utilities Subcommittee Minutes

Tacoma Municipal Building, 747 Market Street, Room 148
www.cityoftacoma.org/charterreview

April 10, 2014 – 5:30 p.m.

Chair Martinez called the meeting to order at 5:30 p.m.

Committee Members Present: 5 – Baker, Brackett, Farrell (arrived at 5:37 p.m.),
Martinez, and Miller.

Committee Members Excused Absence: 2 – Horne and Leighton.

Approval of the minutes of the meeting of March 27, 2014

Committee Member Miller moved to approve the minutes of the March 27, 2014 meeting. Seconded by Committee Member Brackett. Voice vote was taken and carried. The minutes were approved.

Council Sending Items to Tacoma Public Utilities (TPU) for Consideration

At approximately 5:32p.m., Committee Member Brackett introduced proposed recommended language amendments to Section 4.14. Discussion ensued regarding language.

Committee Member Brackett moved to recommend this amendment forward to the full Committee. Seconded by Committee Member Baker. Discussion ensued regarding rationale for and against.

Committee Member Farrell arrived here, at 5:37 p.m.

Discussion continued regarding rationale for and against, and recommended language.

Committee Member Baker called for the question. Voice vote was taken and carried with Committee Member Miller voting in opposition. The motion was adopted.

TPU Director Performance Evaluations

At approximately 5:41 p.m., Chair Martinez introduced the topic of TPU Director Performance Evaluations.

Committee Member Miller moved to forward the proposed recommended language amendments to Section 4.18 to the full Committee as written. Seconded by



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Committee Member Baker. Discussion ensued regarding when the performance of the Director of Utilities should be reviewed, retention of appointed positions, and supervision by an elected position.

Committee Member Baker moved to amend the last line of the second paragraph to read the year 2017 and include that the City Council has final determination. Seconded by Committee Member Miller. Voice vote was taken and carried. The motion was adopted.

Discussion continued regarding the amended language.

Voice vote was taken on the motion, as amended, and carried with Committee Member Brackett voting in opposition. The motion as amended was adopted.

F-1 Reporting for Employees and Citizen Board/Commission Members

At approximately 6:04 p.m., Chair Martinez introduced proposed recommended language regarding financial reporting. Discussion ensued regarding action items.

Committee Member Miller moved to forward the proposed recommended language to the full Committee as written. Seconded by Committee Member Farrell. Discussion ensued regarding rationale for and against change, and language relating to financial affairs.

Committee Member Brackett moved to amend the proposed recommended language to strike “F-1”. Seconded by Committee Member Miller. Voice vote was taken and carried. The motion was adopted.

Voice vote was taken on the motion, as amended, and carried. The motion as amended was adopted.

City Council Retention of Management Consulting Firm for all City Utilities

At approximately 6:14 p.m., Chair Martinez introduced proposed recommended language regarding City Council retention of a management consulting firm for all City Utilities.

Committee Member Baker moved to forward the proposed recommended language to the full Committee. Seconded by Committee Member Miller. Discussion ensued regarding who should choose the consulting firm.

Linda McCrea, Tacoma Water Superintendent, reviewed the current TPU structure for obtaining a consulting firm for reviews every ten years. Discussion ensued regarding the proposed recommended language.



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Committee Member Miller moved to amend the proposed language to include a full management review of all utilities. Seconded by Committee Member Brackett. Discussion ensued regarding the proposed recommended language, strategic plans, and Section 2.27. Voice vote was taken and carried. The motion was adopted.

Voice vote was taken on the motion, as amended, and carried. The motion as amended was adopted.

Committee Member Miller moved to ask the Form of Government Subcommittee to further amend Section 2.27 to account for an elected executive's presence. Seconded by Committee Member Baker. Voice vote was taken and carried. The motion was adopted.

Public Comment

None.

Committee Comments

Chair Martinez stated that this Subcommittee has completed their work and will no longer be holding regularly scheduled meetings.

Adjournment

There being no further business, the meeting was adjourned at 6:32 p.m.

Mark P. Martinez, Chair

Marisa Tetreault, Administrative Assistant, Public Works