

**Committee of the Whole**  
**October 23, 1963**  
**10 a.m.**

Recessed Council meeting from Monday, October 21, 1963, reconvened Friday, October 25, 1963, at 10 a.m. Roll Call.

Council President Miller introduced members of the City Council, Mayor Clinton, Assistant Corporation Counsel A. L. Newbould, David Levine, President Emeritus of the City Council, State Representatives Sam Smith, Ann O'Donnell and Mrs. Douglas Kirk, and the following members of the Human Rights Commission: Alfred J. Westberg, Chairman, Rabbi Raphael H. Levine, Elliott N. Couden, Johnny Allen, Reverent Lincoln Eng, Mrs. Kirby D. Walker, Howard Pruzen, William Leckenby, Reverend Samuel B. McKinney, Reverend Edmund Boyle and Y. Philip Hayasaka, Executive Director.

President Miller commented briefly on the Charter provisions relative to conducting the hearing in the Council Chambers, citing provisions of Article 4, Section 6. "Regular Meetings: The Council shall meet each Monday, or if Monday be a legal holiday, then upon the next day, not a legal holiday, and all its sessions shall be public, and it shall not adjourn to any other place than its regular place of meeting."

On motion, duly seconded and carried, the Council resolved itself into a Committee of the Whole.

On motion, duly seconded and carried, Mr. Luke was elected Chairman of the Committee of the Whole. All members present.

Chairman Luke stated the ground rules as follows: "The purpose of this meeting is to conduct a business session of the Seattle City Council. Common rules of courtesy and conduct shall apply. No applause, booing or other unruly expressions and conduct will be permitted. It should be further pointed out that once the presentation by the public is concluded and the matter is under discussion by the City Council, no interruption of its proceedings is permitted until the Council concludes its business.

"Members of our Police Department are here to preserve the public peace and decorum of this meeting by every legal means.

"Sit downs, demonstrations or other acts which prohibit the safe and peaceful movements of persons in the public street access to this building or to its offices within, or the remaining beyond closing hours in this building are in violation of law, and those who use these unlawful means are subject to arrest.

"Upon conclusion of the Council's business, all spectators and participants are requested to leave the Council Chambers. The building normally closes at 5

p.m. but will remain open until the conclusion of Council business should it proceed beyond that hour. All spectators and participants are requested to leave the building at that time, which ever is the later hour.

“It is sincerely expected that we will receive complete cooperation, compliance and understanding from all.”

The Committee of the Whole considered File No. 249030, recommendation of the Human Rights Commission for an ordinance to prevent discrimination in the rental and sale of housing accommodations. The Committee of the Whole also considered the following files:

File No. 248548	Petition of residents against a city ordinance police-powered control of housing.
249398	Petition of residents of City of Seattle in favor of proposed “Open Housing” ordinance.
249299	Affidavit of notification of press media of public hearing on the “open housing” ordinance to be held ‘Friday, October 25, 1963 by the City Council.
248775	Petition of Shoreline Savings Association against an open housing ordinance and asking the City Council to put such ordinance passed to a vote of the people.
248210	Petition of Urban League, et al., re. need for a fair housing ordinance.
248551	Petition of Herbert E. Reed re. restrictions against landlords, tenants and others in connection with a housing ordinance.
248793	Petition of Charles A. Valentine re. membership on Human Rights Commission.
248945	Petition of Rainier Vista Coordinating Council favoring the Human Rights Commission.
247078	Petition of C. H. Birney re. passage of bill on housing bias.
247369	Petition of Seattle Urban League for new housing ordinance and other things.
248273	Petition of Ann Sloat, Church Secretary, for the University Unitarian Church Congregation in favor of open housing ordinance.

- 248520 Petition of Seattle Public Schools re. their cooperation in problems related to equal educational opportunity in central area of city.
- 249431 Petition of residents against adoption of housing ordinance.
- 249432 Petition of residents and others approving housing ordinance.
- 249433 Petition of Central Federated Clubs and others to place the proposed "Open Housing Ordinance" on the ballot at the next regular election.
- 249434 Petition of Apartment Operators Assn. and others regarding the proposed open housing ordinance.—Contains EXHIBITS
- 249435 Petition of Seattle Japanese Hotel and Apartment Association re. the proposed "Open Housing Ordinance."
- 249436 Memorandum of Corporation Counsel re. the Human Rights Commission's proposed open housing ordinance.

The clerk read a summary of communications received by the Council as of 6:26 p.m., Thursday, October 24, 1973, as follows:

In favor:

- 1,261 letters and post cards (including communications from churches and civic groups).
- 1 petition with 78 signatures from citizens
  - 1 petition with 700 signatures from Garfield High School students
  - 1 petition with 65 signatures from Edmond Meany Junior High School students
- Approximately 8,270 signatures – presented by church groups.

Requesting a Vote on the Ordinance:

- 1,125 letters and post cards
- 21 petitions with 293 signatures
- 2,037 newspaper coupons

Against any ordinance:

- 265 letters and post cards
- 1 petition with 36 signatures
- 1 petition with 2,000 signatures (See File No. 248548)

The following communications were read in full:

Letter in support of the proposed ordinance, from a private home owner—Morris David Morris, 2235 E. Crescent Drive.

Letter from a Negro home owner in favor of the proposed ordinance—Mr. and Mrs. Melvin Streeter  
 Letter from a private home owner in favor of the proposed ordinance—signed by Ruth Brune (Mrs. Fred A. Brune), 5732 29<sup>th</sup> Ave N.E.  
 Letter from businessmen in favor of the ordinance—Albert A. Kelly and Harvey P. Pittelko[ ] 610 Lloyd Building.

Statement of the Seattle Conference on Religion and Race (petition containing 10,000 signatures in support of the proposed ordinance), signed by Reverend John Lynch, Reverend Lemuel Petersen and Rabbi Jacob Singer.

Letter and Petition containing 41 signatures of West Seattle High School students in support of the ordinance.

Letter regarding the proposed ordinance and recommending modification—from Mr. Andrew M. Williams, Attorney.

The following communications recommending the matter go to a vote of the people were read in full:

Letter from Mr. and Mrs. Claude Baker, 10214 California Avenue Southwest  
 Letter from apartment house owner, Loren E. Baldwin, 1103 N. 36<sup>th</sup> St.  
 Communication signed by Richard W. Woodward, President, Central Federated Clubs, office of Secretary—1377 Dexter Horton Building  
 [ ] Viewland Realty Company

Also read were:

A letter signed by Edwin C. Suhrbier, C. P. M., Assistant Vice President, West and Wheeler, against the proposed ordinance.

Excerpts read from statement of the Seattle Japanese Hotel Association, signed by H. T. Kubota, President (File No. 249435).

Reference was made to a memorandum, dated October 17, 1963, of Corporation Counsel, relative to the emergency clause, etc. (File No. 249436).

Chairman Luke called on Mr. Alfred J. Westberg, Chairman, Human Rights Commission, for remarks relative to the proposed “open housing” ordinance.

Mr. Kenneth Colman, Chairman, Citizens Committee for Open Housing, after speaking in support of the proposed ordinance, introduced the following speakers for the proponents:

Reverend John Hurst Adams, Central Area Committee on Civil Rights.  
 Dr. Ernest Barth, Department of Sociology, University of Washington (as an individual speaker)

Father John Lynch, Catholic Diocese of Seattle and Seattle Conference on Religion and Race (Father Lynch also read a communication circulated by the Apartment Operators Ass'n. which statement was filed with the City Council as Exhibit No. 1, contained in File No. 249434).

Mr. David Sprague, member of the Citizens Committee for Open Housing  
 Mr. Benjamin Weeks, member of the Citizens Committee for Open Housing  
 Dr. Lawrence Northwood, Associate Professor of Social Work, University of Washington  
 The Reverend Dale Turner, University Congregational Church  
 Pastor Everett J. Jensen, President, Seattle Council of Churches  
 Mr. Tak Kubota, Japanese American Citizens' League (Mr. Kubota's statement filed with the City Council as Exhibit No. 2, contained in File No. 249434).

Fred Dore, State Senator, 37<sup>th</sup> District  
 Rabbi Norman Hirsch, representing the Jewish Community  
 Dr. Donald Kruzner, Council of Planning Affiliates (Statement filed with the City Council as Exhibit No. 3, contained in File No. 249434).  
 Mrs. Elinor Webb, representing the Central Associates Secretaries  
 Mr. Alvin Zionst, representing American Civil Liberties Union

The Reverend Anthony R. Perrino, representing West Seattle Fair Housing  
 Mr. John F. Gordon, President, Civic Unity Committee (Statement filed as Exhibit No. 5, contained in File No. 249434).  
 Mr. Ralph W. Stevens, Executive Secretary, Seattle Teachers' Association (Statement filed with the City Council as Exhibit No. 4, contained in File 249434).

Mr. Seymour Kaplan, Anti-Defamation League (Statement filed with the City Council as Exhibit No. 6, contained in File No. 249434).  
 Mr. Milton Karr, Puget Sound Chapter of the National Association of Social Workers (statement filed with the City Council as Exhibit No. 7, contained in File No. 249434).  
 Rabbi Jacob Singer, Temple De Hirsch (statement filed with the City Council as Exhibit No. 8, contained in File No. 249434).  
 Mr. David York, President, Associated Students of the University of Washington (statement filed with the City Council as Exhibit No. 9, contained in File No. 249434).  
 Mrs. William Taylor, Young Women's Christian Association  
 Mr. Lars Watson, Seattle Federation of Teachers

Mr. C. A. Crosser, Executive Secretary, Municipal League of Seattle and King County, read a statement for the League recommending amendments to The proposed ordinance. (statement filed with the City Council as Exhibit No. 10, contained in File No. 249434).

Due to the limited time left for the proponents to speak, Mr. Colman introduced the following persons who were in the audience and had planned to speak in support of the proposed ordinance.

Mrs. Jean Jones, representing Seattle Unitarians for Social Justice  
 Mrs. Jeanette K. Williams, King County Chairman, King County Democratic Central Com. (Mrs. Williams presented a statement for filing with the City Council as Exhibit No. 11, contained in File No. 249434).  
 Mary Barton, Fair Housing Listing Service  
 Mr. Harry Truman, Central Area Community Council  
 The Reverend Robert B. Shaw, Christian Friends for Racial Equality  
 Mr. Tom Kranjceovich, Jewish War Veterans  
 Mrs. Louis L. Wilcox Inter-Greek Civic Action Committee  
 Rev. H. K. Griffin, Baptist Ministers Association  
 Mr. E. V. "Vic" Bacho, President, Filipino-American Citizens, Inc.  
 Mrs. Alice C. Miles, University Friends Meeting of the Society of Friends (Quakers).

The Committee of the Whole then recessed for lunch at 12:30 p.m. and reconvened at 1:40 p.m.

Mr. Orville Robertson, Vice President of the Seattle Real Estate Board, introduced the following speakers in opposition:

Mr. Harold Cooper, President, Seattle Real Estate Board (Statement presented For filing with the City Council as Exhibit No. 12, contained in File No. 249434).  
 Mrs. Olive Ziegler, President, Salesmen's Division, Seattle Real Estate Board (apartment owner)  
 Mr. Bob North, Home owner and Parent—Seattle Real Estate Board  
 Nancy McGhee, Home Owner and Public Accountant  
 Mr. Herb Hunt, Real Estate Salesman (speaking for himself)  
 Jean Veldwyk, realtor (speaking her views)  
 Mr. Robert Gans, Realtor—Regional Vice President of the Institute of Real Estate Management (Certified Property Managers) (statement filed with the City Council for filing as Exhibit No. 13, contained in File No. 249434)  
 Mr. Larry Camarillo, citizen  
 Mr. Donald C. Haas, President, Apartment Operators' Association (included in Mr. Haas' statement were excerpts from two magazine articles, which were Filed with the City Council as Exhibits Nos. 14a and 14b, contained in File No. 249434).  
 Mr. Jim Romerein, Trustee, Apartment Operators Association (apartment owner)  
 Mrs. Jas. Kelley, rental property owner (presented a statement from the West Seattle Herald of Thursday, October 24, 1963, filed with the City Council as Exhibit No. 15, contained in File No. 249434).

Reverend Thomas W. Miller, Calvary Bible Presbyterian Church  
 Mr. Herb Reichart, Chairman, Seattle Voting Rights Committee (submitted  
 Petitions said to contain over 5,000 signatures requesting that the  
 Proposed ordinance be submitted to a vote of the people, filed with the  
 City Council as Exhibit No. 16, contained in File No. 249434).

Mr. Floyd A. Jordan, member of the Seattle Voting Rights Committee and home  
 Owner

Mrs. Doris Dowling, member of the Seattle Voting Rights Committee and home  
 Owner

Mr. John E. Lowe, member of the Seattle Voting Rights Committee and home  
 Owner

Mr. Robert E. Oestreich, member of Seattle Voting Rights Committee and home  
 Owner

Mr. S. R. Franklin, Chairman, Legislative Committee, Apartment Operators  
 Association

Mr. Earl Ecklund, Trustee, Apartment Operators Association

Mr. Kenneth Chaney, Rental Property Owner

Mr. Fred Mercy, Home Owner

The Committee of the Whole recessed at 3:45 p.m. for ten minutes. Upon  
 reconvening at 3:55 p.m., the Committee heard rebuttal on both sides of the  
 question.

Mr. Howard Pruzan, attorney and member of the Human Rights  
 Commission, spoke for the proponents of the ordinance.

Mr. Dana Brown, realtor, spoke for the opponents of the ordinance.

The following individuals were heard:

Mr. John L. Blount, The Century Mark Association, residing at 805 15<sup>th</sup> Ave.,  
 Spoke for the ordinance (statement submitted as Exhibit No. 17, contained  
 in File No. 249434).

Mr. Clark L. Belknap, spoke in opposition to the ordinance.

Mrs. Eileen Meacham, resident of Bellevue (owner of a triplex in Seattle) spoke as  
 a moderate, requesting regulation of tenants who "discriminate."

Mr. E. V. "Vic" Bacho, President, Filipino-American Citizens, Inc., spoke in favor  
 of the proposed ordinance.

Mr. Kurt Heilbut, spoke in favor of the proposed ordinance but said he had other  
 ideas.

Mr. L. Scott Elder, representing the Political Union of the Associated Students,  
 University of Washington, spoke in favor of the proposed ordinance.

Reverend Edward Ross, Clerk of Session, Madrona Presbyterian Church, said  
 with reference to statement of Reverend Thomas W. Miller, that other  
 Presbyterian groups favored the ordinance.

Mr. Lloyd Olson, 12515 11<sup>th</sup> Ave. NW, member, Regional Conference of Christians and Jews, speaking as a private citizen relating to religious discrimination generally favored the ordinance.

The Clerk, at the request of the Chairman, read the memorandum in full of the Corporation Counsel, dated October 17, 1963. (See File No. 249436).

Assistant Corporation Counsel A. L. Newbould summarized the reasons for submitting the memorandum for Council consideration.

Mayor Clinton commented relative to enforcement provisions of the law.

Assistant Corporation Counsel A. L. Newbould commented on special rules of the Council, citing Rule 47.

It was recommended the Committee of the Whole vote on the proposed ordinance section by section.

#### Section 1. Definitions.

Mr. Braman suggested Section 1, relating to definitions, not be read in full.

Mr. Chairman: Section 1. Any discussion with reference to Section 1, relating to "definitions"?

Motion was made by Mr. Kramer, and seconded by Mr. Braman, that Section 1, as submitted by the Human Rights Commission, be approved. Motion carried unanimously.

#### Section 1. Unfair Housing Practices.

The Chairman read Section 2 in full.

Motion was made by Mr. Kramer, and seconded, that Section 2 be accepted as submitted by the Human Rights Commission. Motion carried unanimously.

#### Section 3. Unfair Housing Practices Forbidden.

Motion was made by Mr. Carroll, and seconded by Mr. Kramer, that Section 3 be accepted as submitted by the Human Rights Commission. Motion carried unanimously.

#### Section 4. Enforcement Procedures.

Motion was made by Mr. Miller and seconded by Mr. Alexander, that “In view of the Corporation Counsel’s Memorandum, dated October 17, 1963, I move for an amendment of Section 4, Sub-section 4.

“The language of Section 4, Sub-section 4, now reads: ‘In any case in which the Commission decided that an unfair housing practice has occurred, and that all reasonable efforts to eliminate or remedy such unfair practice by conciliation and persuasion have been made and have failed, the Commission shall forward its file to the Corporation Counsel along with its recommendation that the Corporation Counsel prosecute the matter in the proper court.’

“I recommend that Section 4, Sub-section 4, be stricken and there be substituted in lieu thereof the following language, ‘In any case in which the Commission finds that an unfair housing practice has occurred, and that all reasonable efforts to eliminate or remedy such unfair practice by conciliation and persuasion have been made and have failed, the Commission shall forward its file to the Mayor who shall see that this ordinance is enforced as provided in Seattle Charter Article V, Section 1.’”

Motion carried unanimously.

Mr. Chairman: Amendments passed. Enactment of Section 4, as amended, now passed.

#### Section 5. Rules:

Motion was made and seconded that Section 5, as submitted by the Human Rights Commission, be accepted. Motion carried unanimously.

#### Section 6. Exclusions.

(1) Motion was made by Mr. Kramer, and seconded by Mr. Braman, that Sub-section 2 of Section 6, be deleted.

(2) Motion was made by Mr. Kramer that prior to voting the Human Rights Commission be permitted to explain and clarify the need for this section.

Mr. Chairman: May we have a show of hands on this second motion.

In favor—4                      Opposed—5 (Mr. Miller, Mr. Alexander, Mr. Braman,  
Mr. Mitchell, Mr. Massart)

Motion failed for lack of a majority.

Mr. Chairman: Question now on the first motion. Those in favor of removing the clause?

In favor—7                      Opposed—2 (Mr. Carroll and Mr. Luke).

Motion carried

Mr. Chairman: I call for a vote on Section 6 as amended.

In favor—7                      Opposed—1 Chair votes “No”

Motion carried by a vote of 7 to 2 (Mr. Carroll and Mr. Luke opposed).

Section 7. Penalty.

Motion was made by Mrs. Edwards, and seconded by Mr. Carroll, that Section 7 be amended by striking the following words: “or to imprisonment in the city jail for not more than 6 months, or to both such fine and imprisonment, and each day’s continuance of an unfair housing practice shall constitute a separate offense.”

“Section 7 will then read: ‘Penalty. Upon conviction of violation of this Ordinance, the guilty party or parties shall be subject to a fine of not more than \$500.00.’

Mr. Chairman: I call for a vote on Section 7 as amended.

In favor—9                      Opposed—0

Motion carried unanimously.

Section 8. Severability.

Motion was made and seconded that Section 8 be accepted as submitted by the Human Rights Commission. Motion carried unanimously.

Section 9. Findings of Fact and Emergency Clause:

Motion was made by Mr. Alexander, and seconded by Mr. Braman, that Section 9, the emergency clause, be stricken.

Debate ensued.

Mr. Chairman: Question on the motion. Those in favor of deleting the emergency clause.

By a show of hands                      In favor—6                      Opposed—3 (Mr. Carroll,  
Mrs. Edwards, Mr. Luke)

Motion was made by Mr. Miller, and seconded by Mr. Alexander, that the proposed ordinance be further amended to add and include a section submitting the same to the referendum without petition, at the regular municipal election on March 10, 1964, as authorized by Seattle Charter Article IV, Section 1 (H) and (K), to be a new Section 9.

Debate ensued.

Mr. Chairman: Question on the motion. Those in favor of the motion.

By a show of hands                      In favor—7                      Opposed—2 (Mr. Carroll,  
Mr. Luke)

Motion was made, seconded, and carried that all other files pertaining to the subject matter, as listed above, be placed on file.

Motion was made by Mrs. Edwards, and seconded by Mr. Mitchell, that the proposed bill, as amended, be approved, that the Corporation Counsel be requested to prepare the ordinance in final form, and that the Committee of the Whole rise, report progress and beg leave to sit again.

Thereafter, at 5:44 p.m., the Committee of the Whole arose and reported to the Council as above set forth; and the Council, nine members being present and voting, adopted said report of the Committee of the Whole.

On a show of hands, the vote was: 7 in favor                      2 opposed (Mr. Carroll,  
Mr. Luke opposed).