

or ditches the rate of assessment per square foot in the local district may be determined by any of the methods provided for assessment of similar improvements in cities or towns in chapter 35.44 RCW, and the lands specially benefited by such improvements shall be the same as provided in chapter 35.43 RCW for similar improvements in cities or towns.

SEC. 11. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately. Emergency.

Passed the House February 26, 1959.

Passed the Senate February 25, 1959.

Approved by the Governor March 3, 1959.

CHAPTER 76.

[H. B. 109.]

CITIES—COUNCIL-MANAGER PLAN.

AN ACT relating to cities and towns; amending section 3, chapter 337, Laws of 1955 and RCW 35.18.020; amending section 1, chapter 271, Laws of 1943 and RCW 35.18.230; amending section 11, chapter 271, Laws of 1943 and RCW 35.18.180; amending section 23, chapter 337, Laws of 1955 and RCW 35.18.250; and amending section 12, chapter 337, Laws of 1955 and RCW 35.18.270.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. Section 3, chapter 337, Laws of 1955 and RCW 35.18.020 are each amended to read as follows:

RCW 35.18.020 amended.

The number of councilmen shall be in proportion to the population of the city or town indicated in its petition for incorporation and thereafter shall be in proportion to its population as last determined by the state census board as follows:

Number of councilmen—
Terms—
Vacancies.

(1) A city or town having not more than two thousand inhabitants, five councilmen;

Number of
councilmen
—Terms—
Vacancies.

(2) A city having more than two thousand, seven councilmen.

All councilmen shall be elected at large or from such wards or districts as may be established by ordinance, and shall serve for a term of four years and until their successors are elected and qualified: *Provided, however,* That at the first election, the following shall apply:

(a) At the first election, one councilman shall be nominated and elected from each ward or such other existing district of said city as may have been established for the election of members of the legislative body of the city and the remaining councilmen shall be elected at large; but if there are no such wards or districts in the city, or at an initial election for the incorporation of a community, the councilmen shall be elected at large.

(b) In cities electing five councilmen, the candidates having the three highest number of votes shall be elected for a four year term and the other two for a two year term and until their successors are elected and qualified.

(c) In cities electing seven councilmen, the candidates having the four highest number of votes shall be elected for a four year term and the other three for a two year term and until their successors are elected and qualified.

(d) In determining the candidates receiving the highest number of votes, only the candidate receiving the highest number of votes in each ward, as well as the councilman-at-large or councilmen-at-large, are to be considered. When a municipality has qualified for an increase in the number of councilmen from five to seven by virtue of the next succeeding state census board population determination after the majority of the voters thereof have approved operation under the council-manager plan, at the first election when two additional councilmen

are to be elected, one of the two additional councilmen receiving the highest number of votes shall be elected for a four year term and the other additional councilman shall be elected for a two year term.

If a vacancy in the council occurs, the remaining members shall appoint a person to fill such office only until the next regular general municipal election at which a person shall be elected to serve for the remainder of the unexpired term.

In the event such population determination as provided in this section requires an increase in the number of councilmen, the city or town council shall fill the additional councilmanic positions by appointment not later than thirty days following the release of said population determination, and the appointee shall hold office only until the next regular city or town election at which a person shall be elected to serve for the remainder of the unexpired term: *Provided*, That should said population determination result in a decrease in the number of councilmen, said decrease shall not take effect until the next regular city or town election.

SEC. 2. Section 1, chapter 271, Laws of 1943 and RCW 35.18.230 are each amended to read as follows:

RCW 35.18.230 amended.

Any city or town having a population of less than thirty thousand may be organized as a council-manager city or town under this act.

Eligibility to organize.

SEC. 3. Section 11, chapter 271, Laws of 1943 and RCW 35.18.180 are each amended to read as follows:

RCW 35.18.180 amended.

No ordinance, resolution, or order, including those granting a franchise or valuable privilege, shall have any validity or effect unless passed by the affirmative vote of at least a majority of the members of the city or town council. Every ordinance or resolution adopted shall be signed by the mayor or two members, filed with the clerk within two days and by him recorded.

Ordinances—Record.

RCW 35.18.250 amended.

SEC. 4. Section 23, chapter 337, Laws of 1955 and RCW 35.18.250 are each amended to read as follows:

Organization—Election procedure.

Upon the filing of a petition for the adoption of the council-manager plan of government, or upon resolution of the council to that effect, the mayor, only after the petition has been found to be valid, by proclamation issued within ten days after the filing of the petition or the resolution with the clerk, shall submit the question at a special election to be held at a time specified in the proclamation, which shall be as soon as possible after the sufficiency of the petition has been determined or after the said resolution of the council has been enacted, but in no event shall said special election be held during the ninety day period immediately preceding any regular municipal election therein. All acts necessary to hold this election, including legal notice, jurisdiction and canvassing of returns, shall be conducted in accordance with existing law.

RCW 35.18.270 amended.

SEC. 5. Section 12, chapter 337, Laws of 1955 and RCW 35.18.270 are each amended to read as follows:

Organization—Election of council.

If the majority of the votes cast at a special election for organization on the council-manager plan favor the plan, the city or town at its next regular election shall elect the council required under the council-manager plan in number according to the population of the municipality: *Provided*, That if the date of the next municipal general election is more than one year from the date of the election approving the council-manager plan, a special election shall be held to elect the councilmen; the newly elected councilmen shall assume office immediately following the canvass of votes as certified and shall remain in office until their successors are elected and qualified. Councilmen shall take office at the time provided by general law. Declarations of candidacy for city or town elective positions under the council-

manager plan for cities and towns shall be filed with the city or town clerk as the case may be not more than forty-five nor less than thirty days prior to said special election to elect the members of the city council. Any candidate may file a written declaration of withdrawal at any time within five days after the last day for filing a declaration of candidacy. All names of candidates to be voted upon shall be printed upon the ballot alphabetically in group under the designation of the title of the offices for which they are candidates. There shall be no rotation of names.

Passed the House February 27, 1959.

Passed the Senate February 26, 1959.

Approved by the Governor March 3, 1959.

CHAPTER 77.

[S. B. 1.]

WASHINGTON STATE UNIVERSITY DESIGNATED.

AN ACT relating to changing the designation of the State College of Washington to Washington State University; and amending section 1, chapter 53, Laws of 1905 and RCW 28.80.010.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. Section 1, chapter 53, Laws of 1905 and RCW 28.80.010 are each amended to read as follows:

RCW 28.80.010
amended.

The state agricultural college and school of science as located and established in the city of Pullman, Whitman county, shall be designated Washington State University.

Washington
State Uni-
versity.

SEC. 2. The effective date of this act shall be September 1, 1959.

Effective
date.

Passed the Senate February 3, 1959.

Passed the House February 26, 1959.

Approved by the Governor March 4, 1959.