

CLERK FILE No. 308327

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Clerk File #308327

King County Order of Special Election for Initiative 9 Referendum 1 (Adult Entertainment), Proposition 1 (Transportation Levy), and Charter Amendments 6 through 16 in conjunction with the General Election of November 7, 2006.

REPORT OF THE COMMITTEE

Honorable President:

The _____
to which was referred this file, respectfully reports that the same was considered, and

Date Filed with Clerk October 8, 2006

Received by *Patricia Wherton*
City Clerk Staff

ACTION OF THE COUNCIL

Referred	To
Referred	To
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Reported	Disposition
Re-referred	To
Reported	Disposition

309624

**AN ORDER OF THE DIRECTOR
RECORDS, ELECTIONS AND LICENSING SERVICES DIVISION
KING COUNTY, WASHINGTON**

WHEREAS, the City Council of the City of Seattle, King County, Washington, did present on September 22, 2006, the following:

- Resolution No. 30913 dated September 18, 2006
- Resolution No. 30907 dated August 22, 2006
- Resolution No. 30888 dated July 31, 2006
- Resolution No. 30898 dated July 31, 2006
- Resolution No. 30894 dated July 31, 2006
- Resolution No. 30896 dated July 31, 2006
- Resolution No. 30897 dated July 31, 2006
- Resolution No. 30893 dated July 31, 2006
- Resolution No. 30895 dated July 31, 2006
- Resolution No. 30890 dated July 31, 2006
- Resolution No. 30891 dated July 31, 2006
- Resolution No. 30889 dated July 31, 2006
- Resolution No. 30892 dated July 31, 2006
- Ordinance No. 122232 dated September 22, 2006

FILED
RECORDS DIVISION
KING COUNTY
SEP 22 2006

Wherein they direct that a Special Election be held, pursuant to RCW 29A.04.330 for submission to the qualified voters of said jurisdiction, propositions for their consideration; and

WHEREAS, said governing body states that an emergency exists and, accordingly, requests that the Special Election be held November 7, 2006 in conjunction with the General Election; and

WHEREAS, the request is found to be in compliance with the pertinent statutes governing special elections;

NOW, THEREFORE, BE IT ORDERED by the Director, King County Records, Elections and Licensing Services Division, as ex-officio supervisor of elections, having deemed that an emergency exists, that a Special Election shall be held in City of Seattle on November 7, 2006, said election to be conducted at the prescribed polling places for the purpose of submitting to the qualified voters of said jurisdiction the following ballot measures:

**CITY OF SEATTLE
INITIATIVE 91
FOR-PROFIT PROFESSIONAL SPORTS ORGANIZATIONS**

Seattle Initiative Measure Number 91 concerns property, goods, and services Seattle provides to for-profit professional sports.

If enacted the measure would require that for-profit professional sports organizations pay the City at least "fair value" for goods, services, real property, or facilities the City provides or leases to them, either directly or through another public entity or a non-profit organization. The measure defines "fair value," based in part on the rate of return for 30-year U.S. Treasury Bonds. Any Seattle resident would have standing to file a lawsuit challenging City acts that allegedly violated the measure.

Should this measure be enacted into law?

YES

NO

IT IS DUE TO THE QUALITY OF THE DOCUMENT.

**CITY OF SEATTLE
REFERENDUM NO. 1
ADULT ENTERTAINMENT**

The Seattle City Council passed Ordinance Number 121952 concerning the licensing and regulation of adult entertainment. Voters filed a sufficient referendum petition to refer the ordinance to a public vote. Among other things, Ordinance Number 121952 would: (1) add new provisions concerning license issuance, suspension and revocation; (2) prohibit adult entertainers from performing within four feet of customers, or directly accepting gratuities; (3) require specific lighting levels at adult-entertainment premises; (4) prohibit entertainment that is not visible from all public areas within the premises; (5) require premises to allow announced City inspections during business hours; and (6) allow the city attorney to file nuisance actions against adult-entertainment premises that violate the law. Should this ordinance be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 6
CITY COUNCIL MEETING LOCATIONS**

The city council has proposed an amendment to Article IV Section 6 of the city charter concerning council meeting locations in case of an emergency or disaster. This amendment would change the charter to allow the city council to meet at locations other than its regular meeting place when permitted by state law in the event of an emergency or disaster. Should this charter amendment be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 7
CITY COUNCIL QUORUM**

The city council has proposed an amendment to Article IV Section 3 of the city charter concerning how a quorum of the city council is determined. This amendment would change the charter to state that a council quorum is a majority of all nine councilmembers, with two exceptions: (1) To choose a person to fill a council vacancy, a quorum would be a majority of councilmembers holding office when the council chooses the new member; and (2) during declared emergencies, a quorum for all purposes would be a majority of councilmembers available to participate in council meetings and capable of performing their official duties. Should this charter amendment be:

APPROVED

REJECTED

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**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 8
REAPPOINTMENT AND RECONFIRMATION OF DEPARTMENT HEADS**

The city council has proposed amendments to Article VIII Section 1, Article XI Section 1, and Article XVI Section 1 of the city charter, and addition of a new section to Article XXII of the city charter, concerning a requirement for council reconfirmation of certain City department heads.

These amendments would require that the heads of the Finance Department, Parks Department and Personnel Department be subject to reappointment by the mayor and reconfirmation by the city council every four years. The heads of these three departments in office when these charter amendments take effect would first be subject to council reconfirmation on February 1, 2011.

Should these charter amendments be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 9
AUDITOR APPOINTMENT AND TERM**

The city council has proposed an amendment to Article VIII Section 2 of the city charter concerning the city auditor's appointment and length of term in office.

This amendment would change the charter to provide that: (1) the auditor would be appointed by a majority of the city council, rather than by the chair of the council finance committee subject to confirmation by a majority of the council, and (2) the auditor would serve a term of four years in office, rather than six years in office.

Should this charter amendment be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 10
APPOINTMENT AND REMOVAL OF PLANNING COMMISSION MEMBERS**

The city council has proposed an amendment to Article XIV Sections 1 and 2 of the city charter concerning the appointment and removal of the City's planning commission members.

This amendment would: (1) delete existing language giving the mayor the authority to appoint and remove planning commission members, subject to city council confirmation; and (2) provide instead that planning commission members are appointed in a manner determined by ordinance.

Should this charter amendment be:

APPROVED

REJECTED

IT IS DUE TO THE QUALITY OF THE DOCUMENT.

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 11
WHEN INITIATIVES AND CHARTER AMENDMENTS TAKE EFFECT**

The city council has proposed amendments to Article IV Section 1F and Article XX Sections 1 and 2 of the city charter concerning when initiatives and charter amendments take effect following voter approval. These amendments would change the deadline for the mayor to issue and publish a proclamation putting an initiative or charter amendment into effect following its approval by the voters. The charter currently requires the mayor to issue and publish the proclamation within five days after the election. Under the amendments, the mayor would be required to issue and publish the proclamation within five days after the election results have been certified.

Should these charter amendments be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 12
COUNCIL VOTING – CHARTER-AMENDMENT PROPOSALS**

The city council has proposed an amendment to Article XX Section 1 of the city charter concerning which city council members may vote to propose charter amendments.

This charter amendment would eliminate the provision that only "elected" council members may vote on whether to propose amendments to the city charter. This would allow a council member who had been selected to fill a vacant council position until the next election to vote on whether to propose charter amendments to the voters.

Should this charter amendment be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 13
ADVANCE NOTICE REQUIREMENTS FOR BALLOT MEASURES**

The city council has proposed an amendment to Article XVIII Section 3 of the city charter concerning advance notice requirements for certain ballot measures.

This amendment would change Article XVIII Section 3 to eliminate the provision that the city clerk must have advance notice of these ballot measures posted, and published in full in the City's official newspaper for 30 days before the date of the election. Instead, the clerk would have to have notice published in full in the City's official newspaper in accordance with state law.

Should this charter amendment be:

APPROVED

REJECTED

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**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 14
CLERK'S COMPILATION OF ORDINANCES**

The city council has proposed an amendment to Article IV Subsection 13B of the city charter concerning the city clerk's duty to compile ordinances.

This amendment would eliminate the current requirement that the city clerk each January compile certain ordinances enacted during the previous year and have multiple copies of those ordinances printed, indexed and bound in books with "substantial covers" for use by elected officials, department heads and the general public. Under the amendment, the clerk instead would be required to maintain a compilation of all ordinances enacted each year, to be available to the public at no cost.

Should this charter amendment be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 15
OUTDATED COMPTROLLER REFERENCES**

The city council has proposed amendments to Article IV Subsections 1D and 1J, and Article VIII Section 16 of the city charter concerning outdated references to the former office of the city comptroller.

These amendments would re-assign two functions from the city comptroller--an office that no longer exists--to the city clerk. Specifically, the amendments would (1) make the city clerk rather than the city comptroller responsible for taking charge of initiatives for their submittal to voters, and (2) require that referendum petitions be filed with the city clerk rather than with the city comptroller. The city council could further re-assign these functions by ordinance.

Should these charter amendments be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSED CHARTER AMENDMENT NO. 16
OBSOLETE CHARTER REFERENCES**

The city council has proposed amendments to Article XIV Section 2 and Article XIX Section 4 of the charter concerning obsolete references to another charter section that no longer exists.

These amendments would delete references in these sections to former Article XIX Section 10, which was repealed by the voters in 1973.

Should these charter amendments be:

APPROVED

REJECTED

**CITY OF SEATTLE
PROPOSITION NO. 1
TRANSPORTATION LEVY**

The City of Seattle's Proposition 1 concerns allowing increased property taxes for nine years for transportation improvements.

If approved, this proposition would fund facilities and services, including: street and bridge maintenance; enhanced transit services; bicycle, pedestrian and safety programs; and a neighborhood street fund, under Ordinance 122232. It would authorize regular property taxes higher than RCW 84.55 limits, allowing collection of up to \$36,650,000 in additional taxes in 2007 and up to \$365,000,000 over nine years. The 2007 total regular tax limit would be \$3.69/\$1,000 assessed value, including approximately \$0.36 additional taxes.

Should this levy lid lift be approved?

LEVY, YES

LEVY, NO

The foregoing ballot title has been certified in accordance with RCW 29A.36.071.

DATED at Seattle, Washington, this 2nd day of October 2006.



Interim Director, Records, Elections and
Licensing Services Division, King County

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