

Clerk File No. 311195

# The City of Seattle – Legislative Department

Clerk File sponsored by: \_\_\_\_\_

Clerk File No. 311195  
Initiative Measure No. 102, to establish protections for Seattle tax payers from cost overruns on all state transportation projects within Seattle, to establish policies to provide cost transparency and accountability and to prohibit city officials from entering into interlocal agreements that do not meet the standards established through said protections.

Related Legislation File: \_\_\_\_\_

Date Introduced and Referred:	To: (committee):
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action:	Disposition: <b>FILED</b>

Dec 10, 2010  
**Date Filed with City Clerk**  
*[Signature]*  
**By**

## Committee Action:

Date	Recommendation	Vote

This file is complete and ready for presentation to Full Council. \_\_\_\_\_

## Full Council Action:

Date	Decision	Vote

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Mr. Drew Paxton  
 Chair  
 Move Seattle Smarter  
 963 2<sup>nd</sup> Ave.  
 Seattle, WA 98122

## 2. Article Number

(Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

## A. Signature

X


 Agent Addressee

## B. Received by (Printed Name)

Andrew Paxton

## C. Date of Delivery

12/11/10

## D. Is delivery address different from item 1?

 Yes

If YES, enter delivery address below:

 No

## 3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

## 4. Restricted Delivery? (Extra Fee)

 Yes

7010 0780 0000 9925 2637

UNITED STATES POSTAL SERVICE

SEATTLE WA 98104

11 DEC 2010 PM 1:37



First Class Mail  
Postage & Fees Paid  
USPS  
Permit No. 1240

° Sender: Please print your name, address, and ZIP+4 in this box °

Monica M. Simmons, City Clerk  
City Hall  
600 4<sup>th</sup> Avenue, FL. 3  
Seattle, WA 98104

FILED  
CITY OF SEATTLE  
10 DEC 13 PM 1:37  
CITY CLERK



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
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- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Drew Paxton  
 Chair & Spokesperson  
 Move Seattle Smarter  
 963 21<sup>st</sup> Ave.  
 Seattle, WA 98122

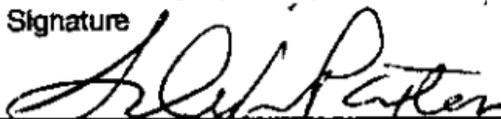
2. Art  
 (In)

PS Fc

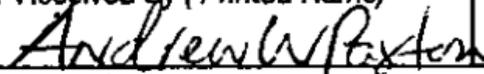
**COMPLETE THIS SECTION ON DELIVERY**

## A. Signature

X


 Agent Addressee

## B. Received by (Printed Name)



## C. Date of Delivery

12-19-12

D. Is delivery address different from item 1?  Yes

If YES, enter delivery address below:

 No

## 3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

## 4. Restricted Delivery? (Extra Fee)

 Yes

UNITED STATES POSTAL SERVICE

SEATTLE WA 98101

14 DEC 2010 PM 6 T

First Class Mail  
Postage & Fees Paid  
USPS  
Permit No. 6410

° Sender: Please print your name, address, and ZIP+4 in this box °

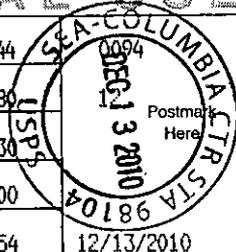
Monica M. Simmons, City Clerk  
City of Seattle  
600 4<sup>th</sup> Avenue, Floor 3  
P.O. Box 94728  
Seattle, WA 98124-4728

7002 2410 0001 8925 6995

U.S. Postal Service™  
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For delivery information visit our website at [www.usps.com](http://www.usps.com)

SEATTLE WA 98122 OFFICIAL USE

Postage	\$ 0.44	
Certified Fee	\$2.80	
Return Receipt Fee (Endorsement Required)	\$2.30	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
<b>Total Postage &amp; Fees</b>	<b>\$ 5.54</b>	

Sent To Drew Paxton  
 Street, Apt. No., or PO Box No. 963 21st Ave.  
 City, State, ZIP+4 Seattle 98122

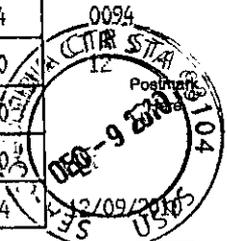
PS Form 3800, June 2002 See Reverse for Instructions

7010 0780 0000 9925 2637

U.S. Postal Service™  
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Sent To Drew Paxton  
 Street, Apt. No., or PO Box No. 963 21st Ave  
 City, State, ZIP+4 Seattle 98122

PS Form 3800, August 2006 See Reverse for Instructions

For Dec. 10th  
Certified Letter

# CF No.311195

Title: Initiative Measure No. 102, to establish protections for Seattle tax payers from cost overruns on all state transportation projects within Seattle, to establish policies to provide cost transparency and accountability, and to prohibit city

Date Filed with City Clerk: 20101210

## SEATTLE TAXPAYER PROTECTION INITIATIVE

AN ORDINANCE relating to City fiscal policies.

WHEREAS, The benefits of transportation megaprojects are routinely exaggerated and costs downplayed to make such projects seem more appealing to the People.

WHEREAS, 90% of transportation megaprojects incur cost overruns averaging 30%.

WHEREAS, The City Council adopted a resolution establishing City policy that the State shall be solely responsible for all costs, including cost overruns, of certain State transportation projects.

WHEREAS, The People through this Initiative intend to adopt a similar policy in the Seattle Municipal Code as permanent protections for Seattle taxpayers, applicable to all State transportation projects within Seattle, and to require City elected officials to carry out such policies in exercising their powers and authority.

Now, Therefore, BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

A new chapter of the Seattle Municipal Code is added to read as follows:

### PART I

#### ADOPTION OF CITY POLICIES

NEW SECTION. Sec. 101. The following City policies are hereby adopted to apply in connection with any State transportation projects located totally or partly within the City of Seattle:

- (1) The City of Seattle and its elected officials shall exercise their full powers and authority to hold the State of Washington solely responsible for all costs, including cost overruns, on State transportation projects, and to protect City of Seattle taxpayers from responsibility for such costs and cost overruns.
- (2) The City of Seattle and its elected officials shall exercise their full powers and authority to obtain, at the earliest possible time, viable and transparent funding plans, including an itemized project budget, for State transportation projects within the City of Seattle, including related project components and amenities that are important to Seattle residents and businesses.
- (3) The City of Seattle and its elected officials shall not enter into interlocal agreements with the State until meeting the requirements of paragraph 1 and 2 of this section.
- (4) It is the position of the people of Seattle that no State project should begin construction within the City of Seattle until these City policies are met.

### PART II

#### DUTIES TO CARRY OUT POLICIES

NEW SECTION. Sec. 201. Whenever a State transportation project is proposed totally or partly within the City of Seattle, Seattle elected officials shall have the following duties:

- (1) The City Council, Mayor, and City Attorney shall act collectively and independently to carry out the policies adopted in Part 1 of this ordinance.
- (2) The City Council and the Mayor shall have the duty to obtain from the State or elsewhere, at the earliest possible time, a viable and transparent funding plan for such project and for all related project components and amenities that are important to Seattle residents and businesses.
- (3) The City Attorney shall investigate all available legal strategies to carry out and enforce the policies adopted in Part I of this ordinance, including but not limited to enforcing provisions in the State Constitution that may prohibit the State from requiring City taxpayers to fund State transportation projects.
- (4) The City Council, Mayor, and City Attorney shall issue quarterly reports on their efforts to carry out the duties established herein.

### **PART III**

#### **ESTABLISHMENT OF COST ACCOUNTABILITY COMMISSION**

NEW SECTION. Sec. 301. Within two months after the effective date of this ordinance, the Mayor and the President of the City Council shall each appoint five individuals to a Cost Accountability Commission. The President of the City Council and Mayor shall jointly fill vacancies as necessary. The Commission shall:

- (1) Elect a chairperson and meet at least quarterly or more frequently as necessary.
- (2) Oversee the implementation of this ordinance, including actions taken or not taken by elected officials to carry out their duties under Part II of this ordinance, and report thereon on a quarterly basis.
- (3) Recommend, on a quarterly basis, additional actions that can be taken by elected officials to carry out their duties under Part II of this ordinance.
- (4) At the conclusion of four years after adoption of this ordinance, recommend to the City Council potential modifications to improve the effectiveness of this ordinance.

### **PART IV**

NEW SECTION. Sec. 401: Construction and Codification.

This ordinance is to be liberally construed to advance its purpose of protecting Seattle taxpayers from cost overruns on State transportation projects. However, this ordinance governs the City and its officials only to the extent that they are acting within the scope of their powers and authority under State law and the City Charter, and shall not be construed to authorize or require actions beyond or in conflict with such authority. Nor shall anything in this ordinance be deemed to authorize or compel the City or its officials to refuse to cooperate with the State with regard to the State transportation project.

NEW SECTION. Sec. 402: Severability.

If any provisions of this ordinance, or its application to any person or circumstance be held invalid, the remainder of the ordinance or the application of its terms and provisions to other persons or circumstances shall remain in effect. The Citizens of Seattle declare that they support each of the provisions of this ordinance independently.



# City of Seattle

Office of the City Clerk

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July 8, 2011

Drew Paxton  
Chair and Spokesperson  
Move Seattle Smarter  
963 21st Avenue  
Seattle, WA 98122

Subject: Initiative Measure No. 102

Dear Mr. Paxton:

Please be advised that the deadline date has passed for the submittal of voter signatures related to Initiative Measure No. 102. Pursuant to Article IV, Section 1(B) of the Seattle City Charter, signed petitions shall be filed with the City Clerk within one hundred eighty (180) days after the date of approval of the form of such petitions. June 20, 2011, was determined to be the deadline date for submittal of the minimum number of resident registered voter signatures for the subject initiative measure. To date no petitions have been received, and this clerk file has been closed.

Should you have any questions regarding this matter, please do not hesitate to contact me at (206) 684-8361.

Very truly yours,

Monica Martinez Simmons  
City Clerk

Cc: Mayor Mike McGinn  
City Councilmembers  
Peter Holmes, City Attorney  
Wayne Barnett, Director, EEC  
Sherril Huff, Director, King County Elections  
Clerk File No. 311195

**City of Seattle  
Legislative Department  
Office of the City Clerk**



Monica Martinez Simmons, City Clerk

HAND DELIVERED

December 21, 2010

Sherril Huff, Director  
King County Elections  
919 Southwest Grady Way  
Renton, WA 98057-2906

*Subject: Initiative Measure No. 102*

Dear Ms. Huff:

This is to inform you that the proposed subject initiative petition was originally filed with my office on December 10, 2010. A subsequent corrected version was resubmitted and approved as to form on December 20, 2010. This corrected version also incorporates the established ballot title provided by the City Attorney's office. This initiative petition has been designated Initiative Measure No. 102 and concerns limiting Seattle's responsibility for State transportation-project costs within the City.

The Seattle City Attorney's Office has provided the following ballot title:

**THE CITY OF SEATTLE  
INITIATIVE MEASURE NUMBER 102**

The City of Seattle Initiative Measure Number 102 concerns limiting Seattle's responsibility for State transportation-project costs within the City.

If enacted, the measure would establish City policies regarding State transportation projects within Seattle. These policies would require City elected officials to use all lawful authority to obtain viable project funding plans and to hold the State solely responsible for cost overruns. City officials could not make interlocal agreements with the State without first satisfying these policies. City elected officials and a new Cost Accountability Commission shall issue quarterly reports. The City Attorney shall investigate strategies to implement these policies.

Should this measure be enacted into law?

Yes

No

Those in favor shall vote "Yes;" those opposed shall mark their ballots "No."

600 4<sup>th</sup> Avenue Floor 3, PO Box 94728, Seattle, Washington 98124-4728

(206) 684-8344 Fax: (206) 386-9025 TTY: (206) 233-0025

email: [clerk@seattle.gov](mailto:clerk@seattle.gov)

Accommodations for people with disabilities provided upon request. An equal opportunity employer

Ms. Sherril Huff  
December 21, 2010  
Page 2

The initiative's proponents have been informed that the minimum number of resident registered voter signatures required is 20,629 and shall be filed with this office no later than June 20, 2011, 5:00 pm, for subsequent submittal to your office for verification of sufficiency of signatures.

Should you have any questions or if you need additional information, please do not hesitate to call me at (206) 684-8361 or via email at [monica.simmons@seattle.gov](mailto:monica.simmons@seattle.gov).

Sincerely,



Monica Martinez Simmons  
City Clerk

cc: *Mayor Mike McGinn*  
*Council President Richard Conlin & City Councilmembers*  
*Peter Holmes, City Attorney*  
*Jeff Slayton, Attorney, Office of the City Attorney*  
*Wayne Barnett, Executive Director, SEEC*  
*Sandy McConnell, Election Program Manager, King County Department of Elections*



**City of Seattle  
Legislative Department  
Office of the City Clerk**

**Monica Martinez Simmons, City Clerk**

**CERTIFIED MAIL**

12/20/10

December 20, 2010

Drew Paxton  
Chair & Spokesperson  
Move Seattle Smarter  
963 21<sup>st</sup> Avenue,  
Seattle, WA 98122

Subject: *Initiative Measure No. 102*

Dear Mr. Paxton:

Following review of the corrected and resubmitted subject initiative measure on December 20, 2010, please be advised Initiative Measure 102, has been approved as to form. As previously stated, the ballot title has been prepared by the City Attorney's Office in accordance with SMC 2.08.020 and RCW 29A.36.071 and reads as follows:

**THE CITY OF SEATTLE  
INITIATIVE MEASURE NUMBER 102**

The City of Seattle Initiative Measure Number 102 concerns limiting Seattle's responsibility for State transportation-project costs within the City.

If enacted, the measure would establish City policies regarding State transportation projects within Seattle. These policies would require City elected officials to use all lawful authority to obtain viable project funding plans and to hold the State solely responsible for cost overruns. City officials could not make interlocal agreements with the State without first satisfying these policies. City elected officials and a new Cost Accountability Commission shall issue quarterly reports. The City Attorney shall investigate strategies to implement these policies.

Should this measure be enacted into law?

Yes

No

Those in favor shall vote "Yes," those opposed shall mark their ballots "No."

600 4<sup>th</sup> Avenue, Floor 3, PO Box 94728, Seattle, Washington 98124-4728

(206) 684-8344 Fax: (206) 386-9025 TTY: (206) 233-0025

email: [clerk@seattle.gov](mailto:clerk@seattle.gov)

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Drew Paxton  
December 20, 2010  
Page 2

The initiative process is outlined in Article IV, Section 1 of the City Charter, Seattle Municipal Code Section 2.08, and the Washington State Code (RCW) 29A.36.071, 29A.36.080 and 29A.36.090. Please be advised the signed petitions for Initiative Measure No. 102 must be filed with the City Clerk within 180 days from approval notification. The 180-day count will begin Tuesday, December 21, 2010. The number of signatures required shall be equal to or not less than ten (10) percent of the total number of votes cast for the office of Mayor at the last preceding municipal election (2009). The minimum number of resident registered voter signatures required is 20,629 and shall be filed with my office by Monday, June 20, 2011 at 5:00 p.m. The appropriate documentation and petition signatures will then be transmitted to the King County Elections Department for verification of the sufficiency of signatures in accordance with state law.

Should you have any questions, please feel free to contact me at (206) 684-8361 or via e-mail at [Monica.simmons@seattle.gov](mailto:Monica.simmons@seattle.gov).

Very truly yours,



Monica Martinez Simmons  
City Clerk

*Cc: Mayor Mike McGinn  
Council President Richard Conlin & City Councilmembers  
Peter Holmes, City Attorney  
Jeff Slayton, Attorney, Office of the City Attorney  
Wayne Barnett, Director, SEEC*

FILED  
CITY OF SEATTLE

CORRECTED SUBMITTAL

2010 DEC 20 PM 4:07

December 20, 2010

*Initiative Measure No. 102  
ms*

To The Office of the City Clerk, CITY CLERK

This letter of transmittal contains the name and contact information for the Chair and Spokesperson of the group Move Seattle Smarter, who is filing this proposed initiative entitled Seattle Taxpayer Protection Initiative. Please see the information below:

Drew Paxton, Chair and Spokesperson for Move Seattle Smarter

963 21<sup>st</sup> Ave

Seattle, WA 98122

(206) 406-5951

awpaxt@yahoo.com

Please use this information as necessary for contact. Thank you for your cooperation in this matter.

Sincerely,



Drew Paxton

Move Seattle Smarter

# city of seattle initiative measure number 102

Initiative petition for submission  
to the Seattle City Council.  
A complete text of the initiative  
is on the reverse side.

Return signed petitions to:  
Drew Paxton, Chair Move Seattle Smarter  
P.O. Box 17385, Seattle, WA 98127  
206.406.5951

**to the city council and the city of seattle**

We, the undersigned registered voters of The City of Seattle, State of Washington, propose and ask for the enactment of an ordinance of the measure known as "The City of Seattle Initiative Measure Number 102 concerns limiting Seattle's responsibility for state-transportation project costs within the City. If enacted, the measure would establish City policies regarding State transportation projects within Seattle. These policies would require City elected officials to use all lawful authority to obtain viable project funding plans and to hold the State solely responsible for cost overruns. City officials could not make interlocal agreements with the State without first satisfying these policies. City elected officials and a new Cost Accountability Commission shall issue quarterly reports. The City Attorney shall investigate strategies to implement these policies. Should this measure be enacted into law?" a true, full, and correct copy of which is included herein, and we petition the Council to enact said measure as an ordinance; and, if not enacted within forty-five (45) days from the time of receipt thereof by the City Council, then to be submitted to the qualified electors of the City of Seattle for approval or rejection at the next regular election or at a special election in accordance with Article IV, Section 1 of the City Charter; and each of us for himself or herself says: I have personally signed this petition; I am a registered voter of The City of Seattle, State of Washington, in the precinct (if known) written after my name, and my residence address is correctly stated.

**ONLY SEATTLE RESIDENTS MAY SIGN. MUST BE A REGISTERED VOTER.**

	Petitioner's Signature	Printed Name	Residence Address #	Zip Code	Date Signed
1.	_____	_____	_____	_____	_____
2.	_____	_____	_____	_____	_____
3.	_____	_____	_____	_____	_____
4.	_____	_____	_____	_____	_____
5.	_____	_____	_____	_____	_____
6.	_____	_____	_____	_____	_____
7.	_____	_____	_____	_____	_____
8.	_____	_____	_____	_____	_____
9.	_____	_____	_____	_____	_____
10.	_____	_____	_____	_____	_____

<b>WARNING</b>	<p><i>Ordinance 94289 provides as follows:</i></p> <p><b>Section 1.</b> It is unlawful for any person:</p> <ol style="list-style-type: none"> <li>1. To sign or decline to sign any petition for a City initiative, referendum, or Charter amendment, in exchange for any consideration or gratuity or promise thereof; or</li> <li>2. to give or offer any gratuity to anyone to induce him or her to sign or not to sign a petition for a City initiative, referendum, or Charter amendment, or</li> <li>3. To interfere with or attempt to interfere with the right of any voter to sign a petition for a City initiative, referendum, or Charter amendment by threat, intimidation or any other corrupt means of practice; or</li> <li>4. To sign a petition for a City initiative, referendum, or Charter amendment with any other than his or her true name, or to knowingly sign more than one (1) petition for the same initiative, referendum, or Charter amendment measure, or to sign any petition knowing that he or she is not a registered voter of The City of Seattle.</li> </ol> <p>The provisions of this ordinance shall be printed as a warning on every petition for a City initiative, referendum, or Charter amendment.</p> <p><b>Section 2.</b> Any person violating any of the provisions of this ordinance shall upon conviction thereof be punishable by a fine of not more than Five Hundred Dollars (\$500) or by imprisonment in the City Jail for a period not to exceed six (6) months, or by both such fine and imprisonment.</p>
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# city of seattle

## initiative measure number 102

AN ORDINANCE relating to City fiscal policies.

WHEREAS, The benefits of transportation megaprojects are routinely exaggerated and costs downplayed to make such projects seem more appealing to the People.

WHEREAS, 90% of transportation megaprojects incur cost overruns averaging 30%.

WHEREAS, The City Council adopted a resolution establishing City policy that the State shall be solely responsible for all costs, including cost overruns, of certain State transportation projects.

WHEREAS, The People through this Initiative intend to adopt a similar policy in the Seattle Municipal Code as permanent protections for Seattle taxpayers, applicable to all State transportation projects within Seattle, and to require City elected officials to carry out such policies in exercising their powers and authority.

Now, Therefore, BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

A new chapter of the Seattle Municipal Code is added to read as follows:

### PART I ADOPTION OF CITY POLICIES

**NEW SECTION.** Sec. 101. The following City policies are hereby adopted to apply in connection with any State transportation projects located totally or partly within the City of Seattle:

- (1) The City of Seattle and its elected officials shall exercise their full powers and authority to hold the State of Washington solely responsible for all costs, including cost overruns, on State transportation projects, and to protect City of Seattle taxpayers from responsibility for such costs and cost overruns.
- (2) The City of Seattle and its elected officials shall exercise their full powers and authority to obtain, at the earliest possible time, viable and transparent funding plans, including an itemized project budget, for State transportation projects within the City of Seattle, including related project components and amenities that are important to Seattle residents and businesses.
- (3) The City of Seattle and its elected officials shall not enter into interlocal agreements with the State until meeting the requirements of paragraph 1 and 2 of this section.
- (4) It is the position of the people of Seattle that no State project should begin construction within the City of Seattle until these City policies are met.

### PART II DUTIES TO CARRY OUT POLICIES

**NEW SECTION.** Sec. 201. Whenever a State transportation project is proposed totally or partly within the City of Seattle, Seattle elected officials shall have the following duties:

- (1) The City Council, Mayor, and City Attorney shall act collectively and independently to carry out the policies adopted in Part I of this ordinance.
- (2) The City Council and the Mayor shall have the duty to obtain from the State or elsewhere, at the earliest possible time, a viable and transparent funding plan for such project and for all related project components and amenities that are important to Seattle residents and businesses.
- (3) The City Attorney shall investigate all available legal strategies to carry out and enforce the policies adopted in Part I of this ordinance, including but not limited to enforcing provisions in the State Constitution that may prohibit the State from requiring City taxpayers to fund State transportation projects.
- (4) The City Council, Mayor, and City Attorney shall issue quarterly reports on their efforts to carry out the duties established herein.

### PART III ESTABLISHMENT OF COST ACCOUNTABILITY COMMISSION

**NEW SECTION.** Sec. 301. Within two months after the effective date of this ordinance, the Mayor and the President of the City Council shall each appoint five individuals to a Cost Accountability Commission. The President of the City Council and Mayor shall jointly fill vacancies as necessary. The Commission shall:

- (1) Elect a chairperson and meet at least quarterly or more frequently as necessary.
- (2) Oversee the implementation of this ordinance, including actions taken or not taken by elected officials to carry out their duties under Part II of this ordinance, and report thereon on a quarterly basis.
- (3) Recommend, on a quarterly basis, additional actions that can be taken by elected officials to carry out their duties under Part II of this ordinance.
- (4) At the conclusion of four years after adoption of this ordinance, recommend to the City Council potential modifications to improve the effectiveness of this ordinance.

### PART IV

**NEW SECTION.** Sec. 401: Construction and Codification.

This ordinance is to be liberally construed to advance its purpose of protecting Seattle taxpayers from cost overruns on State transportation projects. However, this ordinance governs the City and its officials only to the extent that they are acting within the scope of their powers and authority under State law and the City Charter, and shall not be construed to authorize or require actions beyond or in conflict with such authority. Nor shall anything in this ordinance be deemed to authorize or compel the City or its officials to refuse to cooperate with the State with regard to the State transportation project.

**NEW SECTION.** Sec. 402: Severability.

If any provisions of this ordinance, or its application to any person or circumstance be held invalid, the remainder of the ordinance or the application of its terms and provisions to other persons or circumstances shall remain in effect. The Citizens of Seattle declare that they support each of the provisions of this ordinance independently.

## SEATTLE TAXPAYER PROTECTION INITIATIVE

AN ORDINANCE relating to City fiscal policies.

WHEREAS, The benefits of transportation megaprojects are routinely exaggerated and costs downplayed to make such projects seem more appealing to the People.

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WHEREAS, The City Council adopted a resolution establishing City policy that the State shall be solely responsible for all costs, including cost overruns, of certain State transportation projects.

WHEREAS, The People through this Initiative intend to adopt a similar policy in the Seattle Municipal Code as permanent protections for Seattle taxpayers, applicable to all State transportation projects within Seattle, and to require City elected officials to carry out such policies in exercising their powers and authority.

Now, Therefore, BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

A new chapter of the Seattle Municipal Code is added to read as follows:

### PART I

#### ADOPTION OF CITY POLICIES

NEW SECTION. Sec. 101. The following City policies are hereby adopted to apply in connection with any State transportation projects located totally or partly within the City of Seattle:

- (1) The City of Seattle and its elected officials shall exercise their full powers and authority to hold the State of Washington solely responsible for all costs, including cost overruns, on State transportation projects, and to protect City of Seattle taxpayers from responsibility for such costs and cost overruns.
- (2) The City of Seattle and its elected officials shall exercise their full powers and authority to obtain, at the earliest possible time, viable and transparent funding plans, including an itemized project budget, for State transportation projects within the City of Seattle, including related project components and amenities that are important to Seattle residents and businesses.
- (3) The City of Seattle and its elected officials shall not enter into interlocal agreements with the State until meeting the requirements of paragraph 1 and 2 of this section.
- (4) It is the position of the people of Seattle that no State project should begin construction within the City of Seattle until these City policies are met.

### PART II

#### DUTIES TO CARRY OUT POLICIES

**NEW SECTION.** Sec. 201. Whenever a State transportation project is proposed totally or partly within the City of Seattle, Seattle elected officials shall have the following duties:

- (1) The City Council, Mayor, and City Attorney shall act collectively and independently to carry out the policies adopted in Part I of this ordinance.
- (2) The City Council and the Mayor shall have the duty to obtain from the State or elsewhere, at the earliest possible time, a viable and transparent funding plan for such project and for all related project components and amenities that are important to Seattle residents and businesses.
- (3) The City Attorney shall investigate all available legal strategies to carry out and enforce the policies adopted in Part I of this ordinance, including but not limited to enforcing provisions in the State Constitution that may prohibit the State from requiring City taxpayers to fund State transportation projects.
- (4) The City Council, Mayor, and City Attorney shall issue quarterly reports on their efforts to carry out the duties established herein.

### **PART III**

#### **ESTABLISHMENT OF COST ACCOUNTABILITY COMMISSION**

**NEW SECTION.** Sec. 301. Within two months after the effective date of this ordinance, the Mayor and the President of the City Council shall each appoint five individuals to a Cost Accountability Commission. The President of the City Council and Mayor shall jointly fill vacancies as necessary. The Commission shall:

- (1) Elect a chairperson and meet at least quarterly or more frequently as necessary.
- (2) Oversee the implementation of this ordinance, including actions taken or not taken by elected officials to carry out their duties under Part II of this ordinance, and report thereon on a quarterly basis.
- (3) Recommend, on a quarterly basis, additional actions that can be taken by elected officials to carry out their duties under Part II of this ordinance.
- (4) At the conclusion of four years after adoption of this ordinance, recommend to the City Council potential modifications to improve the effectiveness of this ordinance.

### **PART IV**

**NEW SECTION.** Sec. 401: Construction and Codification.

This ordinance is to be liberally construed to advance its purpose of protecting Seattle taxpayers from cost overruns on State transportation projects. However, this ordinance governs the City and its officials only to the extent that they are acting within the scope of their powers and authority under State law and the City Charter, and shall not be construed to authorize or require actions beyond or in conflict with such authority. Nor shall anything in this ordinance be deemed to authorize or compel the City or its officials to refuse to cooperate with the State with regard to the State transportation project.

**NEW SECTION.** Sec. 402: Severability.

If any provisions of this ordinance, or its application to any person or circumstance be held invalid, the remainder of the ordinance or the application of its terms and provisions to other persons or circumstances shall remain in effect. The Citizens of Seattle declare that they support each of the provisions of this ordinance independently.

City of Seattle  
Legislative Department  
Office of the City Clerk



Monica Martinez Simmons, City Clerk

CERTIFIED MAIL

12/20/10

December 17, 2010

Drew Paxton  
Chair & Spokesperson  
Move Seattle Smarter  
963 21<sup>st</sup> Avenue  
Seattle, WA 98122

Subject: *Initiative Measure No. 102*

Dear Mr. Paxton:

The subject initiative measure filed with my office on behalf of Move Seattle Smarter on December 10, 2010, has been rejected in its current format and will require correction and resubmittal to my office in order to comply with Seattle Municipal Code 2.08.030, Specifications for Petitions. Please note, specifically, the appropriate contact name and phone number shall be included on the petition form.

The ballot title has been prepared by the City Attorney's Office in accordance with SMC 2.08.020 and RCW 29A.36.071 and reads as follows:

**THE CITY OF SEATTLE  
INITIATIVE MEASURE NUMBER 102**

The City of Seattle Initiative Measure Number 102 concerns limiting Seattle's responsibility for State transportation-project costs within the City.

If enacted, the measure would establish City policies regarding State transportation projects within Seattle. These policies would require City elected officials to use all lawful authority to obtain viable project funding plans and to hold the State solely responsible for cost overruns. City officials could not make interlocal agreements with the State without first satisfying these policies. City elected officials and a new Cost Accountability Commission shall issue quarterly reports. The City Attorney shall investigate strategies to implement these policies.

Should this measure be enacted into law?

Yes

No

Those in favor shall vote "Yes;" those opposed shall mark their ballots "No."

600 4<sup>th</sup> Avenue, Floor 3, PO Box 94728, Seattle, Washington 98124-4728  
(206) 684-8344 Fax: (206) 386-9025 TTY: (206) 233-0025

email: [clerk@seattle.gov](mailto:clerk@seattle.gov)

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Drew Paxton  
December 17, 2010  
Page 2

The initiative process is outlined in Article IV, Section 1 of the City Charter, Seattle Municipal Code Section 2.08, and the Washington State Code (RCW) 29A.36.071, 29A.36.080 and 29A.36.090. Please be advised the signed petitions for Initiative Measure No. 102 must be filed with the City Clerk within 180 days from approval notification. The 180-day count will begin the day following acceptance and approval of your corrected petition.

Should you have any questions, please feel free to contact me at (206) 684-8361 or via e-mail at [Monica.simmons@seattle.gov](mailto:Monica.simmons@seattle.gov).

Very truly yours,



Monica Martinez Simmons  
City Clerk

*Cc: Mayor Mike McGinn  
Council President Richard Conlin & City Councilmembers  
Peter Holmes, City Attorney  
Wayne Barnett, Director, EEC*

600 4<sup>th</sup> Avenue, Floor 3, PO Box 94728, Seattle, Washington 98124-4728  
(206) 684-8344 Fax: (206) 386-9025 TTY: (206) 233-0025  
email: [clerk@seattle.gov](mailto:clerk@seattle.gov)

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**Simmons, Monica M**

---

**From:** Simmons, Monica M  
**Sent:** Friday, December 17, 2010 4:38 PM  
**To:** 'awpaxt@yahoo.com'  
**Cc:** Slayton, Jeff  
**Subject:** Initiative Measure 102 -  
**Attachments:** [Untitled].pdf

Mr. Paxton.

Please find attached my correspondence requesting re-submittal of your petition to ensure compliance with petition specifications set forth in the Seattle Municipal Code.

Mr. Slayton has submitted the ballot title language to my office, and this information has also been provided.

A voicemail message was left at your home as well. I will be in the office Monday morning should you have any questions regarding this matter.

Thank you,

Monica Martinez Simmons  
City Clerk  
(206) 684-8361

**MEMORANDUM**

TO: Monica Martinez Simmons, City Clerk  
FROM: Jeff Slayton, Assistant City Attorney  
SUBJECT: Ballot Title for Initiative 102 (Clerk File 311195)  
DATE: December 17, 2010

***Via e-mail and hand-delivered***

In response to your December 10, 2010 memorandum regarding proposed Initiative Measure 102, this office has established the following ballot title:

**THE CITY OF SEATTLE  
INITIATIVE MEASURE NUMBER 102**

The City of Seattle Initiative Measure Number 102 concerns limiting Seattle's responsibility for State transportation-project costs within the City.

If enacted, the measure would establish City policies regarding State transportation projects within Seattle. These policies would require City elected officials to use all lawful authority to obtain viable project funding plans and to hold the State solely responsible for cost overruns. City officials could not make interlocal agreements with the State without first satisfying these policies. City elected officials and a new Cost Accountability Commission shall issue quarterly reports. The City Attorney shall investigate strategies to implement these policies.

Should this measure be enacted into law?  
Yes  
No

Those in favor shall vote "Yes;" those opposed shall mark their ballots "No."

If you have any questions, please contact me at 233-2154.

**MEMORANDUM**

TO: Monica Martinez Simmons, City Clerk  
FROM: Jeff Slayton, Assistant City Attorney   
SUBJECT: Ballot Title for Initiative 102 (Clerk File 311195)  
DATE: December 17, 2010

FILED  
CITY OF SEATTLE  
2010 DEC 17 AM 10:55  
CITY CLERK

*Via e-mail and hand-delivered*

In response to your December 10, 2010 memorandum regarding proposed Initiative Measure 102, this office has established the following ballot title:

**THE CITY OF SEATTLE  
INITIATIVE MEASURE NUMBER 102**

The City of Seattle Initiative Measure Number 102 concerns limiting Seattle's responsibility for State transportation-project costs within the City.

If enacted, the measure would establish City policies regarding State transportation projects within Seattle. These policies would require City elected officials to use all lawful authority to obtain viable project funding plans and to hold the State solely responsible for cost overruns. City officials could not make interlocal agreements with the State without first satisfying these policies. City elected officials and a new Cost Accountability Commission shall issue quarterly reports. The City Attorney shall investigate strategies to implement these policies.

Should this measure be enacted into law?

Yes

No

Those in favor shall vote "Yes;" those opposed shall mark their ballots "No."

If you have any questions, please contact me at 233-2154.

*DRAFT*

**THE CITY OF SEATTLE  
INITIATIVE MEASURE NUMBER 102**

The City of Seattle Initiative Measure Number 102 concerns City policies on state transportation projects within the city limits. (There are ten words after “concerns” with a limit of 10 words)

If enacted, the measure would adopt City policies regarding State transportation projects within Seattle. These policies, to the extent legally possible, would require City elected officials to obtain viable project funding plans and to hold the State solely responsible for cost overruns. City officials could not make agreements with the State without first satisfying these policies. City elected officials and a new Cost Accountability Commission shall issue quarterly reports. The City Attorney shall investigate strategies to carry out these policies.

(There are 75 words after “would,” with a limit of 75 words)

Should this measure be enacted into law?

Yes

No

Those in favor shall vote “Yes;” those opposed shall mark their ballots “No.”



**Legislative Department  
Office of City Clerk  
Memorandum**

**Date:** December 10, 2010  
**To:** The Honorable Peter Holmes  
City Attorney  
**From:** Monica Martinez Simmons, City Clerk *ms*  
**Subject:** Filing of Corrected Submittal - Initiative Measure No. 102;  
Clerk File (CF) No. 311195

Please find attached a copy of Clerk File (CF) No. 311195, which contains the Corrected Submittal of Initiative Measure No. 102, proposing an ordinance "to establish protections for Seattle tax payers from cost overruns on all state transportation projects within Seattle, to establish policies to provide cost transparency and accountability, and to prohibit city officials from entering into interlocal agreements that do not meet the standards established through said protections."

The corrected version of the proposed initiative measure was filed with the Office of the City Clerk on Friday, December 10, 2010, at 12:25 p.m., pursuant to Article IV, Section 1B of the Seattle City Charter and Seattle Municipal Code Section 2.08. The coordinating organization for the initiative measure is: Move Seattle Smarter, and the contact spokesperson is Drew Paxton, 963 21<sup>st</sup> Ave., Seattle, WA 98122, telephone number: 206-406-5951.

The title of Clerk File (CF) #311195 is:

**"Initiative Measure No. 102, to establish protections for Seattle tax payers from cost overruns on all state transportation projects within Seattle, to establish policies to provide cost transparency and accountability, and to prohibit city officials from entering into interlocal agreements that do not meet the standards established through said protections."**

This duplicate file is being transmitted to you for the purpose of preparing a ballot title in accordance with Seattle Municipal Code 2.08.020.

Thank you, Peter, and please advise if I can assist your office in any way.

Attachment (CF No. 311195)

cc: Mayor Mike McGinn  
Council President Richard Conlin & City Councilmembers  
Wayne Barnett, Executive Director Seattle Ethics and Elections Commission

600 4<sup>th</sup> Avenue Floor 3, PO Box 94728, Seattle, Washington 98124-4728  
(206) 684-8344 Fax: (206) 386-9025 TTY: (206) 233-0025  
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City of Seattle  
Legislative Department  
Office of the City Clerk



Monica Martinez Simmons, City Clerk

CERTIFIED MAIL

December 10, 2010

Mr. Drew Paxton  
Chair and Spokesperson for Move Seattle Smarter  
963 21<sup>st</sup> Ave.  
Seattle, WA 98122

RE: Filing of **Corrected Submittal** - Initiative Measure No. 102, December 10, 2010 –  
Clerk File 311195

Dear Mr. Paxton:

This acknowledges receipt and filing of your "Corrected Submittal" of Move Seattle Smarter's proposed initiative measure on Friday, December 10, 2010, 12:25 p.m. This proposed measure will remain designated Initiative Measure No.102 and relates to the following:

**Initiative Measure No. 102, to establish protections for Seattle tax payers from cost overruns on all state transportation projects within Seattle, to establish policies to provide cost transparency and accountability, and to prohibit city officials from entering into interlocal agreements that do not meet the standards established through said protections.**

The petition is currently being reviewed for compliance with the appropriate petition filing requirements, and a duplicate has also been transmitted to the City Attorney for preparation of a ballot title. Written and telephonic notification will be provided to you no later than the end of business on **Friday, December 17, 2010**, with the results of the petition compliance review and status of the ballot title.

Should you have any questions regarding this initiative process or the information contained herein, please contact me at 206-684-8361 or via email at [monica.simmons@seattle.gov](mailto:monica.simmons@seattle.gov).

Sincerely,

A handwritten signature in cursive script that reads "Monica M. Simmons".

Monica Martinez Simmons, MMC  
City Clerk

600 4<sup>th</sup> Avenue, Floor 3, PO Box 94728, Seattle, Washington 98124-4728  
(206) 684-8344 Fax: (206) 386-9025 TTY: (206) 233-0025  
email: [clerk@seattle.gov](mailto:clerk@seattle.gov)

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FILED  
CITY OF SEATTLE

December 10, 2010

CORRECTED SUBMITTAL

2010 DEC 10 PM 12: 25

To The Office of the City Clerk,

CITY CLERK *Initiative Measure #102*

This letter of transmittal contains the name and contact information for the Chair and Spokesperson of the group Move Seattle Smarter, who is filing this proposed initiative entitled Seattle Taxpayer Protection Initiative. Please see the information below:

*Ph. Simmons  
City Clerk*

Drew Paxton, Chair and Spokesperson for Move Seattle Smarter

963 21<sup>st</sup> Ave

Seattle, WA 98122

(206) 406-5951

Please use this information as necessary for contact. Thank you for your cooperation in this matter.

Sincerely,



Drew Paxton

Move Seattle Smarter

# seattle taxpayer protection initiative

Initiative petition for submission  
to the Seattle City Council.  
A complete text of the initiative  
is on the reverse side.

Return signed petitions to:  
Move Seattle Smarter  
P.O. Box 17385  
Seattle, WA 98127

## to the city council and the city of seattle

We, the undersigned registered voters of The City of Seattle, State of Washington, propose and ask for the enactment of an ordinance of the measure known as Initiative Measure No. XXX entitled: Initiative XXX concerns establishing protections for Seattle tax payers from cost overruns on all state transportation projects within Seattle, establishes policies to provide cost transparency and accountability, and prohibits city officials from entering into interlocal agreements that do not meet the standards established through said protections. Should this measure be enacted into law?, a true, full, and correct copy of which is included herein, and we petition the Council to enact said measure as an ordinance; and, if not enacted within forty-five (45) days from the time of receipt thereof by the City Council, then to be submitted to the qualified electors of the City of Seattle for approval or rejection at the next regular election or at a special election in accordance with Article IV, Section 1 of the City Charter; and each of us for himself or herself says: I have personally signed this petition; I am a registered voter of The City of Seattle, State of Washington, in the precinct (if known) written after my name, and my residence address is correctly stated.

**ONLY SEATTLE RESIDENTS MAY SIGN. MUST BE A REGISTERED VOTER.**

	Signature	Printed Name	Street Address	Zip Code	Date
1.	_____	_____	_____	_____	_____
2.	_____	_____	_____	_____	_____
3.	_____	_____	_____	_____	_____
4.	_____	_____	_____	_____	_____
5.	_____	_____	_____	_____	_____
6.	_____	_____	_____	_____	_____
7.	_____	_____	_____	_____	_____
8.	_____	_____	_____	_____	_____
9.	_____	_____	_____	_____	_____
10.	_____	_____	_____	_____	_____

Ordinance 942891 provides as follows:

**Section 1.** It is unlawful for any person:

1. To sign or decline to sign any petition for a City initiative, referendum, or Charter amendment, in exchange for any consideration or gratuity or promise thereof; or
2. to give or offer any gratuity to anyone to induce him or her to sign or not to sign a petition for a City initiative, referendum, or Charter amendment, or
3. To interfere with or attempt to interfere with the right of any voter to sign a petition for a City initiative, referendum, or Charter amendment by threat, intimidation or any other corrupt means of practice; or
4. To sign a petition for a City initiative, referendum, or Charter amendment with any other than his or her true name, or to knowingly sign more than one (1) petition for the same initiative, referendum, or Charter amendment measure, or to sign any petition knowing that he or she is not a registered voter of The City of Seattle.

The provisions of this ordinance shall be printed as a warning on every petition for a City initiative, referendum, or Charter amendment.

**Section 2.** Any person violating any of the provisions of this ordinance shall upon conviction thereof be punishable by a fine of not more than Five Hundred Dollars (\$500) or by imprisonment in the City Jail for a period not to exceed six (6) months, or by both such fine and imprisonment.

**WARNING**

# seattle taxpayer protection initiative

AN ORDINANCE relating to City fiscal policies.

WHEREAS, The benefits of transportation megaprojects are routinely exaggerated and costs downplayed to make such projects seem more appealing to the People.

WHEREAS, 90% of transportation megaprojects incur cost overruns averaging 30%.

WHEREAS, The City Council adopted a resolution establishing City policy that the State shall be solely responsible for all costs, including cost overruns, of certain State transportation projects.

WHEREAS, The People through this Initiative intend to adopt a similar policy in the Seattle Municipal Code as permanent protections for Seattle taxpayers, applicable to all State transportation projects within Seattle, and to require City elected officials to carry out such policies in exercising their powers and authority.

Now, Therefore, BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

A new chapter of the Seattle Municipal Code is added to read as follows:

## PART I ADOPTION OF CITY POLICIES

**NEW SECTION.** Sec. 101. The following City policies are hereby adopted to apply in connection with any State transportation projects located totally or partly within the City of Seattle:

- (1) The City of Seattle and its elected officials shall exercise their full powers and authority to hold the State of Washington solely responsible for all costs, including cost overruns, on State transportation projects, and to protect City of Seattle taxpayers from responsibility for such costs and cost overruns.
- (2) The City of Seattle and its elected officials shall exercise their full powers and authority to obtain, at the earliest possible time, viable and transparent funding plans, including an itemized project budget, for State transportation projects within the City of Seattle, including related project components and amenities that are important to Seattle residents and businesses.
- (3) The City of Seattle and its elected officials shall not enter into interlocal agreements with the State until meeting the requirements of paragraph 1 and 2 of this section.
- (4) It is the position of the people of Seattle that no State project should begin construction within the City of Seattle until these City policies are met.

## PART II DUTIES TO CARRY OUT POLICIES

**NEW SECTION.** Sec. 201. Whenever a State transportation project is proposed totally or partly within the City of Seattle, Seattle elected officials shall have the following duties:

- (1) The City Council, Mayor, and City Attorney shall act collectively and independently to carry out the policies adopted in Part I of this ordinance.
- (2) The City Council and the Mayor shall have the duty to obtain from the State or elsewhere, at the earliest possible time, a viable and transparent funding plan for such project and for all related project components and amenities that are important to Seattle residents and businesses.
- (3) The City Attorney shall investigate all available legal strategies to carry out and enforce the policies adopted in Part I of this ordinance, including but not limited to enforcing provisions in the State Constitution that may prohibit the State from requiring City taxpayers to fund State transportation projects.
- (4) The City Council, Mayor, and City Attorney shall issue quarterly reports on their efforts to carry out the duties established herein.

## PART III ESTABLISHMENT OF COST ACCOUNTABILITY COMMISSION

**NEW SECTION.** Sec. 301. Within two months after the effective date of this ordinance, the Mayor and the President of the City Council shall each appoint five individuals to a Cost Accountability Commission. The President of the City Council and Mayor shall jointly fill vacancies as necessary. The Commission shall:

- (1) Elect a chairperson and meet at least quarterly or more frequently as necessary.
- (2) Oversee the implementation of this ordinance, including actions taken or not taken by elected officials to carry out their duties under Part II of this ordinance, and report thereon on a quarterly basis.
- (3) Recommend, on a quarterly basis, additional actions that can be taken by elected officials to carry out their duties under Part II of this ordinance.
- (4) At the conclusion of four years after adoption of this ordinance, recommend to the City Council potential modifications to improve the effectiveness of this ordinance.

## PART IV

**NEW SECTION.** Sec. 401: Construction and Codification.

This ordinance is to be liberally construed to advance its purpose of protecting Seattle taxpayers from cost overruns on State transportation projects. However, this ordinance governs the City and its officials only to the extent that they are acting within the scope of their powers and authority under State law and the City Charter, and shall not be construed to authorize or require actions beyond or in conflict with such authority. Nor shall anything in this ordinance be deemed to authorize or compel the City or its officials to refuse to cooperate with the State with regard to the State transportation project.

**NEW SECTION.** Sec. 402: Severability.

If any provisions of this ordinance, or its application to any person or circumstance be held invalid, the remainder of the ordinance or the application of its terms and provisions to other persons or circumstances shall remain in effect. The Citizens of Seattle declare that they support each of the provisions of this ordinance independently.

## SEATTLE TAXPAYER PROTECTION INITIATIVE

AN ORDINANCE relating to City fiscal policies.

WHEREAS, The benefits of transportation megaprojects are routinely exaggerated and costs downplayed to make such projects seem more appealing to the People.

WHEREAS, 90% of transportation megaprojects incur cost overruns averaging 30%.

WHEREAS, The City Council adopted a resolution establishing City policy that the State shall be solely responsible for all costs, including cost overruns, of certain State transportation projects.

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Now, Therefore, BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

A new chapter of the Seattle Municipal Code is added to read as follows:

### PART I

#### ADOPTION OF CITY POLICIES

NEW SECTION. Sec. 101. The following City policies are hereby adopted to apply in connection with any State transportation projects located totally or partly within the City of Seattle:

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- (2) The City of Seattle and its elected officials shall exercise their full powers and authority to obtain, at the earliest possible time, viable and transparent funding plans, including an itemized project budget, for State transportation projects within the City of Seattle, including related project components and amenities that are important to Seattle residents and businesses.
- (3) The City of Seattle and its elected officials shall not enter into interlocal agreements with the State until meeting the requirements of paragraph 1 and 2 of this section.
- (4) It is the position of the people of Seattle that no State project should begin construction within the City of Seattle until these City policies are met.

### PART II

#### DUTIES TO CARRY OUT POLICIES

NEW SECTION. Sec. 201. Whenever a State transportation project is proposed totally or partly within the City of Seattle, Seattle elected officials shall have the following duties:

- (1) The City Council, Mayor, and City Attorney shall act collectively and independently to carry out the policies adopted in Part 1 of this ordinance.
- (2) The City Council and the Mayor shall have the duty to obtain from the State or elsewhere, at the earliest possible time, a viable and transparent funding plan for such project and for all related project components and amenities that are important to Seattle residents and businesses.
- (3) The City Attorney shall investigate all available legal strategies to carry out and enforce the policies adopted in Part I of this ordinance, including but not limited to enforcing provisions in the State Constitution that may prohibit the State from requiring City taxpayers to fund State transportation projects.
- (4) The City Council, Mayor, and City Attorney shall issue quarterly reports on their efforts to carry out the duties established herein.

### **PART III**

#### **ESTABLISHMENT OF COST ACCOUNTABILITY COMMISSION**

NEW SECTION. Sec. 301. Within two months after the effective date of this ordinance, the Mayor and the President of the City Council shall each appoint five individuals to a Cost Accountability Commission. The President of the City Council and Mayor shall jointly fill vacancies as necessary. The Commission shall:

- (1) Elect a chairperson and meet at least quarterly or more frequently as necessary.
- (2) Oversee the implementation of this ordinance, including actions taken or not taken by elected officials to carry out their duties under Part II of this ordinance, and report thereon on a quarterly basis.
- (3) Recommend, on a quarterly basis, additional actions that can be taken by elected officials to carry out their duties under Part II of this ordinance.
- (4) At the conclusion of four years after adoption of this ordinance, recommend to the City Council potential modifications to improve the effectiveness of this ordinance.

### **PART IV**

NEW SECTION. Sec. 401: Construction and Codification.

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If any provisions of this ordinance, or its application to any person or circumstance be held invalid, the remainder of the ordinance or the application of its terms and provisions to other persons or circumstances shall remain in effect. The Citizens of Seattle declare that they support each of the provisions of this ordinance independently.