

ORDINANCE No. 111500

Law Department

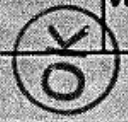
COUNCIL BILL No. 103927

AN ORDINANCE adopting a budget including the capital improvement program, for the City of Seattle for fiscal year 1984.

11-18-83 Pass

COMPTROLLER FILE No. _____

Introduced: SEP 29 1983	By:
Referred: SEP 26 1983	To: <i>Budget</i>
Referred:	To:
Referred:	To:
Reported: NOV 28 1983	Second Reading: NOV 28 1983
Third Reading: NOV 28 1983	Signed: NOV 28 1983
Presented to Mayor: NOV 29 1983	Approved: DEC 2 1983
Returned to City Clerk: DEC 2 1983	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:



Law Department

Tab 16

111500

ORD. 111500 AMENDMENTS & RE TO

Ord. 111576 -Corrects an error in the 1984 Budget for sewer improvements; & amends the approp. for five projects from Sewer Fund to Sewer Improvement Fund.

Res. 27085 -Adopts the "Statements of Issues & Policies" for the 1985 Annual Budget & Capital Improvement Program.

<input checked="" type="checkbox"/> LIGHT	HEALTH
<input checked="" type="checkbox"/> ENG	PARKS
<input type="checkbox"/> DCLU	L & CA
<input type="checkbox"/> DCD	<i>J. P. [unclear]</i>
<input checked="" type="checkbox"/> LAW	<i>R. [unclear]</i>

ORDINANCE **111500**

1
2 AN ORDINANCE adopting a budget including the capital improvement program, for
the City of Seattle for fiscal year 1984.

3 WHEREAS, by Resolution 24964, the City Council adopted the concept of imple-
4 menting the City's Capital Improvement Program through appropriations in
budgets adopted annually to the greatest extent feasible; and

5 WHEREAS, in response thereto, the Mayor has submitted a proposed 1984 Annual
6 Budget as contemplated by RCW Chapter 35.32A and filed as C.F. 292688, which
incorporates certain appropriations for capital projects, and a proposed 1984
Capital Improvement Program filed as C.F. 292699; and

7 WHEREAS, the orderly administration of public projects and the public health and
8 safety require that appropriations be made at this time on certain projects
9 contained within said budget for which an environmental impact statement has
been prepared or a declaration that there is no significant environmental
impact or that are categorically exempt; Now, Therefore,

10 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

11 Section 1. The Proposed Annual Budget submitted by the Mayor as contem-
12 plated by RCW Chapter 35.32A and filed as Comptroller's File 292688 and the Proposed
13 Capital Improvement Program, recommended by the Mayor and filed as Comptroller's
14 File 292689 are hereby adopted, with the following modifications as the City's Annual
Budget and its Capital Improvement Program, namely;

15 (a) The recommendations of the Mayor for change in the 1984 Proposed Annual
16 Budget (C.F. 292690);

17 (b) The recommendations of the Budget Committee of the City Council, as set
18 forth in C.F. 292691 and adopted by the City Council on 11/28/83. In case of conflict,
19 the last budget recommendation, modification, adjustment, or amendment shall
20 control.

21 Section 2. The offices and employee positions designated in the 1984 Annual
22 Budget are hereby established in the various departments or agencies shown. The
23 administrative or organizational structure of the various City departments or
24 agencies shown in the 1984 Annual Budget shall supersede any existing or inconsistent
25 organization established in previous budgets for such department or agency during
1984.

26 Section 3. (a) The amounts, or so much thereof as may be necessary, shown as
27 appropriations for the various capital projects, or for the indicated objects of
28 expenditure in various capital improvement program categories, in the Annual Budget
are hereby appropriated from the respective funds identified for development of the

1 capital improvement program category or the capital improvement project named
2 (including acquisition, right-of-way negotiation, preparation of plans and designs,
3 ancillary services, demolition or construction) to be carried out by the designated
4 City Department, subject to and consistent with the State Constitution and laws
5 (including the State Environmental Policy Act, RCW 43.21C), and the City Charter
6 and ordinances of the City of Seattle (including Environmental Policy, Chapter
7 25.04), all as more fully described in the approved 1984 Capital Improvement
8 Program;

9 (b) Funds appropriated from the Park Acquisition and Development Fund, the
10 Arterial Development Fund, the Neighborhood Improvement Fund, the Sewer Im-
11 provement Fund, the Park Improvement Fund, the Seattle General Street Improve-
12 ment Bonds 1960 Fund, the Municipal Sewerage 1971 Construction Fund, the Seattle
13 Center Improvement Fund, the Seattle Police Precinct Station Construction Fund, the
14 Public Safety Building Improvement Fund, the West Seattle Freeway Construction
15 Fund, and other funds in which are deposited the proceeds derived from the issuance
16 of bonded obligations, shall be expended only in accordance with the terms,
17 conditions, and restrictions of ordinances authorizing such obligations and estab-
18 lishing the respective funds and no such appropriation shall be expended until the
19 same has been reviewed as to legality and compliance with bond covenants by the
20 City Attorney;

21 (c) Funds appropriated from the Arterial City Street Fund, and from funds in
22 which are deposited the proceeds of grants, financial assistance from the State of
23 Washington or other governmental agencies, or gifts, bequests or devises to the City
24 for specific purposes shall be expended only in accordance with such terms and
25 conditions and restrictions as control the City's disbursements of the same;

26 (d) The Board of Public Works shall exercise such jurisdiction over all public
27 improvements to be made by contract or by day labor as contemplated by the City
28 Charter;

(e) The funds so appropriated shall be subject to transfer for use with other
projects as provided in SMC Chapter 5.08 (Ordinance 100895) or as provided in
Section 6 below; and

1 (f) In the event of conflict, the narrative description of the project set forth in
2 the approved Capital Improvement Program shall control.

3 The City Comptroller is authorized to draw and the City Treasurer to pay the
4 necessary warrants and to make any necessary transfers.

5 Section 4. The Mayor or, at his request, the head of the department that is
6 designated to carry out a project, for and on behalf of the City of Seattle is hereby
7 authorized to submit such applications as may be deemed appropriate to the United
8 States of America, or any of its departments, and the State of Washington any any of
9 its departments, for financial assistance in carrying out the projects authorized, and
10 to make for and on behalf of the City all such assurances, promises, representations,
11 and consent to suit, and/or covenants to comply with any applicable regulations of
12 the United States relating to implementation of such projects and activities; to act in
13 connection with such applications as the authorized representative of the City; to
14 provide such additional information as may be required; and to prepare plans for
15 implementation of such terms and conditions as may accompany such grants, provided
16 the submission of such application shall not result in the making of a contract, in
17 incurring of any indebtedness or the acceptance of moneys imposing any duties or
18 obligations upon the City except as shall be provided for by ordinance authorizing the
19 same.

20 Section 5. The Engineering Director, the Superintendent of Parks, the
21 Community Development Director, the Superintendent of City Light, the Superin-
22 tendent of Water, the Administrative Services Director, and the Seattle Center
23 Director are authorized to negotiate for and enter into contracts with consultants to
24 provide planning, engineering, design, and construction inspection services for those
25 capital projects assigned to their respective departments.

26 Section 6. The Mayor, in consultation with the Budget Director, is authorized
27 to transfer up to ten percent (10%) of an appropriation for a particular capital
28 improvement project authorized in Section 1 or identified in Section 3 or Twenty-five
Thousand Dollars (\$25,000) whichever is greater, to another project or activity
authorized in Section 1 or Section 3 and to be carried out by the same department,
provided:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

(a) The sum of such changes does not exceed ten percent (10%) of the gross amount appropriated for projects to be carried out by such department;

(b) The Mayor or, at his request, the Budget Director reports in writing to the City Council on a quarterly basis the nature and amount of such changes and an explanation therefor;

(c) All such changes comply with terms, conditions, and restrictions controlling the expenditure of funds so transferred, and do not infringe any covenants or any obligations, agreements, or ordinances by which the City received the moneys.

Section 7. The Mayor or, at his request, the head of the department that is designated to carry out a capital improvement project or capital improvement program category shall maintain a clear and definitive audit trail for each capital improvement project or for each project in a capital improvement program category.

Section 8. Preparation of plans and specifications, the execution of other contracts expenditures made or authorized consistent with the authority and prior to the effective date of this ordinance are hereby ratified and confirmed.

Section 9. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 28th day of November, 1983
and signed by me in open session in authentication of its passage this 28th day of
November, 1983.

Approved by me this 2nd day of December, 1983
Charles Royer
Mayor.

Filed by me this 2nd day of December, 1983.

Attest: Jim Hill
City Comptroller and City Clerk.

(SEAL)

Published

By Theresa Dunbar
Deputy Clerk.

AN ORDINANCE adopting a budget including the capital improvement program, for the City of Seattle for fiscal year 1984.

WHEREAS, by Resolution 24964, the City Council adopted the concept of implementing the City's Capital Improvement Program through appropriations in budgets adopted annually to the greatest extent feasible; and

WHEREAS, in response thereto, the Mayor has submitted a proposed 1984 Annual Budget as contemplated by RCW Chapter 33.12A and filed as C.F. [redacted], which incorporates certain appropriations for capital projects, and a proposed 1984 Capital Improvement Program filed as C.F. [redacted]; and

WHEREAS, the orderly administration of public projects and the public health and safety require that appropriations be made at this time on certain projects contained within said budget for which an environmental impact statement has been prepared or a declaration that there is no significant environmental impact or that are categorically exempt; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Proposed Annual Budget submitted by the Mayor as contemplated by RCW Chapter 33.12A and filed as Comptroller's File 2126872 and the Proposed Capital Improvement Program, recommended by the Mayor and filed as Comptroller's File 216697, are hereby adopted, with the following modifications as the City's Annual Budget and its Capital Improvement Program, namely:

(a) The recommendations of the Mayor for change in the 1984 Proposed Annual Budget (C.F. 216697).

(b) The recommendations of the Budget Committee of the City Council, as set forth in C.F. 216697, and adopted by the City Council on 9/18/83. In case of conflict, the budget recommendation, modification, adjustment, or amendment shall control.

Section 2. The offices and employee positions designated in the 1984 Annual Budget are hereby established in the various departments or agencies shown. The administrative or organizational structure of the various City departments or agencies shown in the 1984 Annual Budget shall supersede any existing or inconsistent organization established in previous budgets for such department or agency during 1984.

Section 3. (a) The amounts, or so much thereof as may be necessary, shown as appropriations for the various capital projects, or for the indicated objects of expenditure in various capital improvement program categories, in the Annual Budget are hereby appropriated from the respective funds identified for development of the capital improvement program category or the capital improvement project named, including acquisition, right-of-way negotiation, preparation of plans and designs, ancillary services, demolition or construction) to be carried out by the designated City Department, subject to and consistent with the State Constitution and laws (including the State Environmental Policy Act, RCW 43.21C), and the City Charter and ordinances of the City of Seattle (including Environmental Policy, Chapter 23.04), all as more fully described in the approved 1984 Capital Improvement Program.

(b) Funds appropriated from the Park Acquisition and Development Fund, the Arterial Development Fund, the Neighborhood Improvement Fund, the Sewer Improvement Fund, the Park Improvement Fund, the Seattle General Street Improvement Bonds 1960 Fund, the Municipal Sewerage 1971 Construction Fund, the Seattle Center Improvement Fund, the Seattle Police Precinct Station Construction Fund, the Public Safety Building Improvement Fund, the West Seattle Freeway Construction Fund, and other funds in which are deposited the proceeds derived from the issuance of bonded obligations, shall be expended only in accordance with the terms, conditions, and restrictions of ordinances authorizing such obligations and establishing the respective funds and no such appropriation shall be expended until the same has been reviewed as to legality and compliance with bond covenants by the City Attorney.

(c) Funds appropriated from the Arterial City Street Fund, and from funds in which are deposited the proceeds of grants, financial assistance from the State of Washington or other governmental agencies, or gifts, bequests or devises to the City for specific purposes shall be expended only in accordance with such terms and conditions and restrictions as control the City's disbursements of the same.

(d) The Board of Public Works shall exercise such jurisdiction over all public improvements to be made by contract or by day labor as contemplated by the City Charter.

(e) The funds so appropriated shall be subject to transfer for use with other projects as provided in SMC Chapter 3.08 (Ordinance 100895) or as provided in Section 6 below; and

(f) In the event of conflict, the narrative description of the project set forth in the approved Capital Improvement Program shall control.

The City Comptroller is authorized to draw and the City Treasurer to pay the necessary warrants and to make any necessary transfers.

Section 4. The Mayor or, at his request, the head of the department that is designated to carry out a project, for and on behalf of the City of Seattle is hereby authorized to submit such applications as may be deemed appropriate to the United States of America, or any of its departments, and the State of Washington any any of its departments, for financial assistance in carrying out the projects authorized, and to make for and on behalf of the City all such assurances, promises, representations, and consent to suit, and/or covenants to comply with any applicable regulations of the United States relating to implementation of such projects and activities; to act in connection with such applications as the authorized representative of the City; to

provide such additional information as may be required; and to prepare plans for implementation of such terms and conditions as may accompany such grants; provided the submission of such application shall not result in the making of a contract, in incurring of any indebtedness or the acceptance of moneys imposing any duties or obligations upon the City except as shall be provided for by ordinance authorizing the same.

Section 5. The Engineering Director, the Superintendent of Parks, the Community Development Director, the Superintendent of City Light, the Superintendent of Water, the Administrative Services Director, and the Seattle Center Director are authorized to negotiate for and enter into contracts with consultants to provide planning, engineering, design, and construction inspection services for those capital projects assigned to their respective departments.

Section 6. The Mayor, in consultation with the Budget Director, is authorized to transfer up to ten percent (10%) of an appropriation for a particular capital improvement project authorized in Section 1 or identified in Section 3 or Twenty-five Thousand Dollars (\$25,000) whichever is greater, to another project or activity authorized in Section 1 or Section 3 and to be carried out by the same department, provided:

(a) The sum of such changes does not exceed ten percent (10%) of the gross amount appropriated for projects to be carried out by such department.

(b) The Mayor or, at his request, the Budget Director reports in writing to the City Council on a quarterly basis the nature and amount of such changes and an explanation therefor.

(c) All such changes comply with terms, conditions, and restrictions controlling the expenditure of funds so transferred, and do not violate any covenants or any obligations, agreements, or ordinances by which the City received the moneys.

Section 7. The Mayor or, at his request, the head of the department that is designated to carry out a capital improvement project or capital improvement program category shall maintain a clear and definitive audit trail for each capital improvement project or for each project in a capital improvement program category.

Section 8. Preparation of plans and specifications, the execution of other contracts expenditures made or authorized consistent with the authority and prior to the effective date of this ordinance are hereby ratified and confirmed.

Section 9. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 23rd day of November, 1983, and signed by me in open session in authorization of its passage this 23rd day of November, 1983.

Approved by me this 21st day of December, 1983, Mayor.

Filed by me this 2nd day of December, 1983.

Attest: Jim Hill, City Comptroller and City Clerk.

By Theresa Dunbar, Deputy Clerk.

(SEAL)

Publication ordered by TIM HILL, Comptroller and City Clerk. Date of official publication in Daily Journal of Commerce, Seattle, December 8, 1983. (C-475)

C-475

Affidavit of Publication

STATE OF WASHINGTON
KING COUNTY—SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

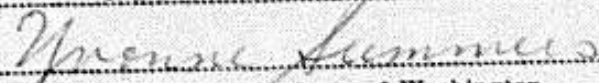
Ordinance No. 111500

was published on December 8, 1983



Subscribed and sworn to before me on

December 8, 1983


Notary Public for the State of Washington,
residing in Seattle.