

ORDINANCE No. 119551

(10)

COUNCIL BILL No. 112771

The City

AN ORDINANCE submitting a proposition to the qualified electors of the City, at the general election to be held on November 2, 1999, to amend Article XIX, Section 4 of the Charter of the City of Seattle to modify the requirements concerning oaths of office by specifying that the head of every City department shall take and subscribe such an oath or affirmation before entering upon the duties of his or her office, eliminating the requirement that each of the assistants to officers of the City take and subscribe such an oath or affirmation, and clarifying the nature of the oath; ratifying and confirming prior acts; calling on the City Clerk to certify the proposed amendments to the Director of the Department of Records and Elections of King County and directing such Director to submit the proposition to City voters; and providing for the publication of such proposed amendments.

Honorable President:
Your Committee on _____

to which was referred the within C report that we have considered the

7/13/99 Gov'n't. Ed.

7-19-99 FOIL

COMPTROLLER FILE No. _____

Introduced: <u>JUL 12 1999</u>	By: <u>DONALDSON</u>
Referred: <u>JUL 12 1999</u>	To: <u>Government, Education & Labor Committee</u>
Referred:	To:
Referred:	To:
Reported: <u>7-19-99</u>	Second Reading:
Third Reading: <u>7-19-99</u>	Signed: <u>7-19-99</u>
Presented to Mayor: <u>7-19-99</u>	Approved:
Returned to City Clerk: <u>JUL 20 1999</u>	Published: <u>Spages</u> <u>F.T.</u>
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

(10)

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

able President:

Committee on

h was referred the within Council Bill No.

that we have considered the same and respectfully recommend that the same:

3/99 Gov't, Education and Labor Committee 3-0 Do Pass

19-99 For Council: Passed 9-0



Committee Chair

ORDINANCE 119551

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2
3 AN ORDINANCE submitting a proposition to the qualified electors of the City, at the general election
4 to be held on November 2, 1999, to amend Article XIX, Section 4 of the Charter of the City of
5 Seattle to modify the requirements concerning oaths of office by specifying that the head of
6 every City department shall take and subscribe such an oath or affirmation before entering upon
7 the duties of his or her office, eliminating the requirement that each of the assistants to officers of
8 the City take and subscribe such an oath or affirmation, and clarifying the nature of the oath;
9 ratifying and confirming prior acts; calling on the City Clerk to certify the proposed amendments
10 to the Director of the Department of Records and Elections of King County and directing such
11 Director to submit the proposition to City voters; and providing for the publication of such
12 proposed amendments.

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

14 Section 1. Subject to the approval of a proposition by a majority of the qualified electors
15 casting votes thereon, Section 4 of Article XIX of the Charter of the City of Seattle is amended as
16 follows:

17 **ARTICLE XIX Officers; Terms and Vacancies**

18 ***

19 Sec. 4. OATH OF OFFICE; OFFICIAL BOND: Every Council(~~(man)~~) member and every other
20 officer of the City and (~~(each of his assistants)~~) the head of every department, before entering upon the
21 duties of his or her office, shall take and subscribe an oath or affirmation that he or she possesses all the
22 qualifications prescribed for his or her office, by this Charter; that he or she will support the Constitution
23 of the United States, and of the State of Washington, and the Charter and ordinances of The City of
24 Seattle; that he or she will faithfully comply with and abide by all the requirements of Section 10 of this
Article, and that he or she will faithfully (~~(demean)~~) conduct himself or herself in office. Every officer,
when so required by law or ordinance, shall, before entering upon the duties of his or her office, and
within ten days after his or her election or appointment, give bond to the City in such sum as shall be
designated by ordinance or otherwise, conditioned for the faithful performance of his or her duties, and
that he or she will pay over all moneys belonging to the City, as provided by law. If any person elected



1 or appointed to any office shall fail to take or subscribe such oath or affirmation, or to give bond, as
2 herein required, his or her office shall be deemed vacant.

3 ***

4 Section 2. The King County Director of Records and Elections, as ex officio supervisor of
5 elections, is hereby directed to submit to the qualified electors of the City the proposition set forth below
6 at the City general election on November 2, 1999.

7 The City Clerk is hereby authorized and directed to certify the proposition to the King County
8 Director of Records and Elections in the following form:

9
10 Proposed City Charter Amendment No. _____

11 Shall the Seattle City Charter be amended to modify the requirements for oaths of office by
12 specifying that the head of every City department shall take and subscribe such an oath before entering
13 upon the duties of his or her office, eliminating the requirement that assistants to City officers take and
14 subscribe such an oath, and clarifying the nature of the oath, and shall Article XIX, Section 4 be
15 amended accordingly?

16
17 Yes _____ No _____

18 Every qualified voter at the election desiring to ratify the proposition shall mark his or her ballot "Yes."

19 Every qualified voter desiring to reject the proposition shall mark his or her ballot "No."

20
21 Section 3. The City Clerk shall certify to the Director of the Department of Records and
22 Elections of King County as Supervisor of Elections the charter amendment proposed herein in the form
23 of a ballot title conforming to the foregoing statement of the same, and shall certify a copy of the
24 proposed charter amendment, and the same shall be published by the City Clerk in two daily newspapers
in the City for at least thirty (30) days prior to such election, and as required by RCW 35.22.170.



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Section 4. Certification of the charter amendments proposed herein by the City Clerk to the Director of Records and Elections and any other act pursuant to the authority and prior to the effective date of this ordinance is hereby ratified and confirmed.

Section 5. This ordinance shall take effect and be in force immediately upon approval by the Mayor or, if not approved and returned by the Mayor within ten (10) days after presentation, then on the eleventh (11th) day after its presentation to the Mayor or, if vetoed by the Mayor, then immediately upon its passage over his veto.

Passed by the City Council the 19th day of July, 1999, and signed by me in open session in authentication of its passage this 19th day of July, 1999.

[Signature]
President _____ of the City Council

Approved by me this 20th day of July, 1999.

[Signature]
Mayor

Filed by me this 20th day of July, 1999.

[Signature]
acting City Clerk

(Seal)



FILED
CITY OF SEATTLE

**AN ORDER OF THE MANAGER
RECORDS AND ELECTIONS DIVISION
KING COUNTY, WASHINGTON**

99 OCT 12 PM 12:51

CITY CLERK

WHEREAS, the City of Seattle did present on September 17, 1999, Ordinance No. 119551 wherein they direct that a Special Election be held pursuant to RCW 29.13.020 for submission to the qualified voters of said jurisdiction for their consideration; and

WHEREAS, said governing body states that an emergency exists and, accordingly, requests that the Special Election be held in conjunction with the General Election to be held on November 2, 1999; and

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

NOW, THEREFORE, BE IT ORDERED by the Manager, King County Records and Elections Division, as ex-officio supervisor of elections, having deemed that an emergency exists, that a special election shall be held in the City of Seattle on November 2, 1999, 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 measure:

**CITY of SEATTLE
PROPOSITION NO. 14 – CHARTER AMENDMENT
OATHS of OFFICE**

“Shall the Seattle City Charter be amended to modify the requirements for oaths of office by specifying that the head of every City department shall take and subscribe such an oath before entering upon the duties of his or her office, eliminating the requirement that assistants to City officers take and subscribe such an oath, and clarifying the nature of the oath, and shall Article XIX, Section 4 be amended accordingly?”

The foregoing ballot title has been certified in accordance with of RCW 29.27.065.

DATED at Seattle, Washington, this 27th day of September, 1999



Manager, Records and Elections Division
King County



TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

_____	_____
_____	_____
_____	_____
_____	_____

[Handwritten signature]

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

ORDINANCE _____

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AN ORDINANCE submitting a proposition to the qualified electors of the City, at the general election to be held on November 2, 1999, to amend Article XIX, Section 4 of the Charter of the City of Seattle to modify the requirements concerning oaths of office by specifying that the head of every City department shall take and subscribe such an oath or affirmation before entering upon the duties of his or her office, eliminating the requirement that each of the assistants to officers of the City take and subscribe such an oath or affirmation, and clarifying the nature of the oath; ratifying and confirming prior acts; calling on the City Clerk to certify the proposed amendments to the Director of the Department of Records and Elections of King County and directing such Director to submit the proposition to City voters; and providing for the publication of such proposed amendments.



STATE OF WASHINGTON - KING COUNTY

108483

City of Seattle, City Clerk

—ss.

No. **ORD IN FULL**

Affidavit of Publication

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.

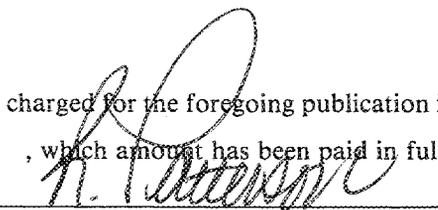
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:ORD 119551/FULL

was published on

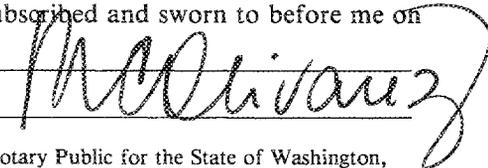
07/30/99

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.



Subscribed and sworn to before me on

07/30/99



Notary Public for the State of Washington,
residing in Seattle

STATE OF WASHINGTON - KING COUNTY

115138

City of Seattle, City Clerk

—ss.

No. PROP 2-15

Affidavit of Publication

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

CT: PROCLAMATION, MAYO

was published on

02/23/00

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.

[Handwritten signature]

Subscribed and sworn to before me on

02/23/00

[Handwritten signature]

Notary Public for the State of Washington,
residing in Seattle

City of Seattle

PROCLAMATION

I, Paul Schell, Mayor of the City of Seattle, certify and declare that the following amendments to the Charter of the City of Seattle were submitted as Propositions to the qualified electors (voters) of the City of Seattle for their ratification or rejection at the General Election held Tuesday, November 2, 1999; and received the approval of a majority of the qualified electors voting thereon:

PROPOSITION 2 — [ORDINANCE NO. 119552]

"Shall the Seattle City Charter be amended to replace all exclusively male gender references with gender-neutral references, and shall various articles and sections of said charter be amended accordingly?"

PROPOSITION 3 — [ORDINANCE NO. 119564]

"Shall the Seattle City Charter be amended to eliminate obsolete references therein to the City territory and boundary, the City Planner, the City Public Health Department, the City Board of Public Works and the original salaries of elective officers; to delete Article II; Article V, Section 12; and Article IX of said charter; to change the headings of Article VII and Article VIII; and to amend Article XVII, Section 1 of said charter, accordingly?"

PROPOSITION 4 — [ORDINANCE 119563]

"Shall the Seattle City Charter be amended to eliminate obsolete references to City Comptroller and City Treasurer and re-assign various financial, auditing, claims, contracting and clerical functions, responsibilities and procedures previously assigned those officers to conform with other current charters and ordinance provisions and practices; and shall certain sections of Articles IV, V, VIII, XII and XVIII of said charter be amended and a new section added to Article VIII of said charter accordingly?"

PROPOSITION 5 — [ORDINANCE NO. 119550]

"Shall the Seattle City Charter be amended to eliminate provisions concerning annual estimates of City expenses and revenues, which provisions have been rendered superfluous by State law; and shall Section 22 of Article IV of said charter be deleted accordingly?"

PROPOSITION 6 — [ORDINANCE NO. 119576]

"Shall the Seattle City Charter be amended to eliminate references to the Auditing Committee in order to conform with current financial practices, and shall the heading of Article VIII of said charter be changed, Article VIII, Section 13 of said charter be deleted, and Article XVII, Section 3 of said charter be amended, accordingly?"

PROPOSITION 7 — [ORDINANCE NO. 119556]

"Shall the Seattle City Charter be amended to clarify its provisions governing the filing of claims against the City, and to eliminate a provision, made superfluous by State law, concerning the statute of limitations for the filing of lawsuits; and shall Article IV, Section 24 of said charter be amended accordingly?"

PROPOSITION 8 — [ORDINANCE NO. 119559]

"Shall the Seattle City Charter be amended to delete obsolete references to processes for conducting City elections, which processes are now governed by State law; and shall Article IV, Section 2, Subdivision A and Article XVIII, Sections 1 and 2 of said charter be amended accordingly?"

PROPOSITION 9 — [ORDINANCE NO. 119554]

"Shall the Seattle City Charter be amended to allow the Civil Service Commission, under certain circumstances, to select a temporary Commission member, and so that if the commission fails to timely decide an appeal the decision, if any, of the hearing examiner shall be sustained; and shall Article XVI, Sections 5 and 6 of said charter be amended accordingly?"

PROPOSITION 11 — [ORDINANCE NO. 119557]

"Shall the Seattle City Charter be amended to modify the requirement that the Fire Chief have at least ten years prior service by permitting such service to have been in a fire department in any jurisdiction of not less than one hundred thousand population rather than requiring such service to have been in a city of not less than one hundred thousand population; and shall Article X, Section 2 of such charter be amended accordingly?"

PROPOSITION 12 — [ORDINANCE NO. 119560]

"Shall the Seattle City Charter be amended to specify that the Mayor is deemed to have taken favorable action on a bill (thereby commencing the period for filing referendum signatures) when the Mayor signs it, or returns it to the City Council unsigned but without the Mayor's disapproval, or when the ten days for returning the bill shall have elapsed without its return; and shall Article IV, Section 12 of said charter be amended accordingly?"

PROPOSITION 13 — [ORDINANCE NO. 11955]

"Shall the Seattle City Charter be amended to eliminate a provision that specifies that the time for procuring signatures on initiative petitions shall in no event exceed two hundred (200) days and to amend outdated references to the City Comptroller's role in the initiative process, and shall Article IV, Section 1, Paragraph B be amended accordingly?"

PROPOSITION 14 — [ORDINANCE NO. 119551]

"Shall the Seattle City Charter be amended to modify the requirements for oaths of office by specifying that the head of every City department shall take such an oath before entering upon the duties of his or her office, eliminating the requirement that assistants to City officers take and subscribe such an oath, and clarifying the nature of the oath, and shall Article XIX, Section 4 be amended accordingly?"

PROPOSITION 15 — [ORDINANCE NO. 119551]

"Shall the Seattle City Charter be amended to allow for the re-enactment or amendment of uncodified ordinances by setting forth in full the section or subsection being amended, as is already permitted by State law for codified ordinances; and shall Article IV, Section 9 of said charter be amended accordingly?"

NOW, THEREFORE, the results of said election having been duly certified to me, I, Paul Schell, Mayor of the City of Seattle.

PROCLAIM that said Propositions 2 through 9 and 11 through 15, by virtue of such approval by the electors, become, and are, a part of the City Charter of the City of Seattle.

IN WITNESS WHEREOF, I have signed this Proclamation and cause the corporate seal of the City of Seattle to be affixed hereto and attested by the City Clerk of the City of Seattle this 15th day of February, 2000.

PAUL SCHELL,
Mayor of the City of Seattle.
ATTEST: JUDITH E. PIPPIN,
City Clerk.

Publication ordered by JUDITH PIPPIN,
City Clerk.

Date of official publication in Daily Journal
of Commerce, Seattle, February 23,
2000. 2/23(115138)