

ORDINANCE No. 119555

(120)

COUNCIL BILL No. 112775

The City of Seattle--Legislative

AN ORDINANCE to amend the Charter of the City of Seattle, Chapter 2, 1999, to amend Article IV, Section 1, of the Charter of the City of Seattle to clarify the time for filing initiative petitions must be filed with the City by election day, to amend Article IV, Section 1, of the Charter of the City of Seattle to specify 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the time for procuring signatures on initiative petitions shall in no event exceed two hundred (200) days, and to amend outdated references to the role of the City Comptroller in the initiative process; ratifying and confirming prior acts; calling on the City Clerk to certify the proposed amendment 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 amendment

REPORT OF COMMITTEE

Honorable President:

Your Committee on _____

to which was referred the within Council Bill No. _____
report that we have considered the same and respectfully recommend

7/13/99 Gov't, Education & Labor Comm.
7-19-99 Full Council: Passed

COMPTROLLER FILE No. _____

| | |
|-------------------------------------|---|
| Introduced: JUL 12 1999 | By: DONALDSON |
| Referred: JUL 12 1999 | To: Government, Education & Labor Committee |
| Referred: | To: |
| Referred: | To: |
| Reported: 7-19-99 | Second Reading: |
| Third Reading: 7-19-99 | Signed: 7-19-99 |
| Presented to Mayor: 7-19-99 | Approved: |
| Returned to City Clerk: JUL 26 1999 | Published: 3 pages FT. |
| Vetoed by Mayor: | Veto Published: |
| Passed over Veto: | Veto Sustained: |



Committee Chair

150

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

Honorable President:

Your Committee on _____

to which was referred the within Council Bill No. _____

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

7/13/99 Gov't, Education & Labor Committee 3-0 Do Pass

7-19-99 Full Council: Passed 9-0

(15)

Committee Chair

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ORDINANCE 119565

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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 IV, Section 1, Paragraph B of the Charter of
5 the City of Seattle to clarify the time limit within which signed initiative petitions must be filed
6 with the City by eliminating a provision that specifies that the time for procuring signatures on
7 initiative petitions shall in no event exceed two hundred (200) days, and to amend outdated
8 references to the role of the City Comptroller in the initiative process; ratifying and confirming
9 prior acts; calling on the City Clerk to certify the proposed amendment to the Director of the
10 Department of Records and Elections of King County and directing such Director to submit the
11 proposition to City voters; and providing for the publication of such proposed amendment.

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

9 Section 1. Subject to the approval of a proposition by a majority of the qualified electors
10 casting votes thereon, Paragraph B of Section 1 of Article IV of the Charter of the City of Seattle is
11 amended as follows:

12 **ARTICLE IV Legislative Department**

13 Section 1.

14 ***

15 B. INITIATIVE AND REFERENDUM; HOW EXERCISED; PETITIONS; (~~COMPTROLLER~~
16 ~~TO VERIFY~~) VERIFICATION OF SIGNATURES; COMPLETION OF PETITION,
17 CONSIDERATION IN COUNCIL: The first power reserved by the people is the initiative. It may be
18 exercised on petition of a number of registered voters equal to not less than ten (10) percent of the total
19 number of votes cast for the office of Mayor at the last preceding municipal election, proposing and
20 asking for the enactment as an ordinance of a bill or measure, the full text of which shall be included in
21 the petition. Prior to circulation for signatures, such petition shall be filed with the City (~~Comptroller~~)
22 Clerk in the form prescribed by ordinance, and by such officer assigned a serial number, dated, and
23 approved or rejected as to form, and the petitioner so notified within five (5) days after such filing.
24 Signed petitions shall be filed with the City (~~Comptroller~~) Clerk within one hundred eighty (180) days

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1 after the date of approval of the form of such petitions. Upon such filing, the City ((Comptroller)) Clerk
2 shall ((verify)) cause the verification of the sufficiency of the signatures to the petition, and transmit it,
3 together with his or her report thereon to the City Council at a regular meeting not more than twenty
4 (20) days after the filing of such signed petition, and such transmission shall be the introduction of the
5 initiative bill or measure in the City Council. If the ((Comptroller)) Clerk shall find any petition, which,
6 upon filing had a sufficient number of signatures, to have insufficient verified signatures, he or she shall
7 notify the principal petitioners, and an additional twenty (20) days shall be allowed them in which to
8 complete such petition to the required percentage(~~is provided however, that in no event shall the time for~~
9 ~~procuring signatures exceed two hundred (200) days~~). Consideration of such initiative petition shall
10 take precedence over all other business before the City Council, except appropriation bills and
11 emergency measures.

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

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

16 Proposed City Charter Amendment No. ____

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

21 Yes ____ No ____

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

23 Every qualified voter desiring to reject the proposition shall mark his or her ballot "No."
24

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

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

9
10 Section 5. This ordinance shall take effect and be in force immediately upon approval by the
11 Mayor or, if not approved and returned by the Mayor within ten (10) days after presentation, then on the
12 eleventh (11th) day after its presentation to the Mayor or, if vetoed by the Mayor, then immediately
13 upon its passage over his veto.

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

Juanita
President _____ of the City Council

17 Approved by me this 21st day of July, 1999.

Paul Selzer
Mayor _____

20 Filed by me this 25th day of July, 1999.

Ann Donahue
acting City Clerk _____

23 (Seal)
24

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE
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FILED
CITY OF SEATTLE

99 OCT 12 PM 12: 51
AN ORDER OF THE MANAGER
RECORDS AND ELECTIONS DIVISION CITY CLERK
KING COUNTY, WASHINGTON

WHEREAS, the City of Seattle did present on September 17, 1999, Ordinance No. 119555 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;

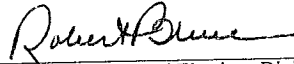
NOW, THEREFORE, BE IT ORDERED by the Manager, King County Records and Elections Division, as ex-officio supervisor of elections, having deemed that an emergency exists, that a special election shall be held in the City of Seattle on November 2, 1999, said election to be conducted at the prescribed polling places for the purpose of submitting to the qualified voters of said jurisdiction the following ballot measure:

CITY of SEATTLE
PROPOSITION NO. 13 – CHARTER AMENDMENT
INITIATIVE PROCESS and TIME LIMITS

“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 of said charter 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

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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.

C. S. 20.28

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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 IV, Section 1, Paragraph B of the Charter of the City of Seattle to clarify the time limit within which signed initiative petitions must be filed with the City by eliminating 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 role of the City Comptroller in the initiative process; ratifying and confirming prior acts; calling on the City Clerk to certify the proposed amendment 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 amendment.

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STATE OF WASHINGTON - KING COUNTY

108488
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 119555/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

Affidavit of Publication

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City of Seattle

ORDINANCE 119555

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 IV, Section 1, Paragraph B of the Charter of the City of Seattle to clarify the time limit within which signed initiative petitions must be filed with the City by eliminating 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 role of the City Comptroller in the initiative process; ratifying and confirming prior acts, calling on the City Clerk to certify the proposed amendment 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 amendment.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subject to the approval of a proposition by a majority of the qualified electors casting votes thereon, Paragraph B of Section 1 of Article IV of the Charter of the City of Seattle is amended as follows:

ARTICLE IV LEGISLATIVE DEPARTMENT

Section 1.

B. INITIATIVE AND REFERENDUM; HOW PREPARED; PETITIONS; (COMPTROLLER TO VERIFY) VERIFICATION OF SIGNATURES; COMPLETION OF PETITION; CONSIDERATION IN COUNCIL. The first power reserved by the people is the initiative. It may be exercised on petition of a number of registered voters equal to not less than ten (10) percent of the total number of votes cast for the office of Mayor at the last preceding municipal election, proposing and asking for the enactment as an ordinance of a bill or measure; the full text of which shall be included in the petition. Prior to circulation for signatures, such petition shall be filed with the City (Comptroller) Clerk in the form prescribed by ordinance, and by such officer assigned a serial number, dated, and approved or rejected as to form, and the petitioner so notified within five (5) days after such filing. Signed petitions shall be filed with the City (Comptroller) Clerk within one hundred eighty (180) days after the date of approval of the form of such petitions. Upon such filing, the City (Comptroller) Clerk shall (verify) cause the verification of the sufficiency of the signatures to the petition, and transmit it, together with his or her report thereon to the City Council at a regular meeting not more than twenty (20) days after the filing of such signed petition, and such transmission shall be the introduction of the initiative bill or measure in the City Council. If the (Comptroller) Clerk shall find any petition, which, upon filing had a sufficient number of signatures, to have insufficient verified signatures, he or she shall notify the principal petitioner, and an additional twenty (20) days shall be allowed them in which to complete such petition to the required percentage (if provided however, that in no event shall the time for procuring signatures exceed two hundred (200) days). Consideration of such initiative petition shall take precedence over all other business before the City Council, except appropriation bills and emergency measures.

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

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

Proposed City Charter

Amendment No. _____

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 of said charter be amended accordingly?

Yes _____ No _____

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

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

Section 3. The City Clerk shall certify to the Director of the Department of Records and Elections of King County as Supervisor of Elections the charter amendment proposed herein in the form of a ballot title conforming to the foregoing statement of the same, and shall certify a copy of the 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.

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 18th day of July, 1999.

SUE DONALDSON,
President of the City Council.
Approved by me this 23rd day of July, 1999.

PAUL SCHELL,
Mayor.
Filed by me this 26th day of July, 1999.
(Seal) ERNIE DORNFIELD,
Acting City Clerk.
Publication ordered by JUDITH PIPPIN,
City Clerk.

(Boldface denotes deletion.)
Date of official publication in Daily Journal of Commerce, Seattle, July 30, 1999.
720(108488)

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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.

Subscribed and sworn to before me on

02/23/00

Notary Public for the State of Washington,
residing in Seattle

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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 NO. 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 charter and ordinance provisions and practice; 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. 119560]

"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 2 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. 119569]

"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 said 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. 119551]

"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 reenactment 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 caused the corporate seal of the City of Seattle to be affixed hereto and attested by the City Clerk of the City of Seattle this 18th 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.
2/23/116138

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