

Ordinance No. 121174

Council Bill No. 114559

AN ORDINANCE relating to monorail transportation;
repealing City of Seattle Initiative 41 and City of Seattle
Initiative 53.

CF No. _____

Date Introduced: MAY 12 2003		
Date 1st Referred: MAY 12 2003	To: (committee) Neighborhoods, Arts & Civil Rights Committee	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: 6-9-03	Full Council Vote: 9-0	
Date Presented to Mayor: 6-6-03	Date Approved: 6/12/03	
Date Returned to City Clerk: 6/17/03	Date Published: 2PR	T.O. ☒ F.T. ☐
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: _____

P.

Committee Action:

Pass 4-0 Licata Conlin Drago

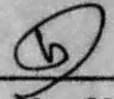
6-9-03 Passed 9-0

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

Law Department

Law Dept. Review

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The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: _____

Councilmember

Committee Action:

Pass 4-0 Licata Conlin Drago Sternbrueck

6-9-03 Passed 9-0

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

Committee: _____

Law Department

Law Dept. Review

OMP
Review

City Clerk
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NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE
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ORDINANCE 121174

AN ORDINANCE relating to monorail transportation; repealing City of Seattle Initiative 41 and City of Seattle Initiative 53.

WHEREAS, in 1997, voters in the City of Seattle (the "City") approved Initiative 41, establishing the Elevated Transportation Company ("ETC") to study and make recommendations for the construction of a significantly expanded monorail mass transit system in the city; and

WHEREAS, in 2000, voters in the City of Seattle approved Initiative 53, which provided City funding for the ETC and its planning process, with the goal of having the ETC prepare a proposal to be submitted to the voters to create an expanded monorail transportation system; and

WHEREAS, on November 5, 2002, pursuant to Petition/Proposition No. 1 and 2002 Washington Laws, Chapter 248 (substantially codified in the Revised Code of Washington as RCW Chapter 35.95A), voters in the City of Seattle created a city transportation authority (the Seattle Popular Monorail Authority, or "Seattle Monorail Project") to provide a monorail transportation system as set forth in the Seattle Popular Monorail Plan adopted by the ETC on August 5, 2002 (the "ETC Plan"); and

WHEREAS, the creation of the Seattle Monorail Project to implement the ETC Plan fulfills the purposes of the ETC and addresses the goals of Initiative 41 and Initiative 53; and

WHEREAS, provision has been made for addressing the goals of Initiative 41 and Initiative 53, and

WHEREAS, the ETC, through adoption of ETC Resolution 03-01, requested that Initiative 41 and Initiative 53 be repealed; and

WHEREAS, for the above reasons it is in the best interests of the City and its citizens that Initiative 41 and Initiative 53 be repealed; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Initiative 41 and Initiative 53 are repealed.

Aaron Bert/ALB
Repeal 41 and 53
April 28, 2003
version #3a

1 Section 2. If any one or more provisions of this Ordinance shall for any reason be held
2 invalid, such invalidity shall not affect any other provision of this Ordinance, but this Ordinance
3 shall be construed and enforced as if such invalid provisions had not been contained herein.

4 Section 3. This ordinance shall take effect and be in force thirty (30) days from and after
5 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days
6 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

7
8 Passed by the City Council the 9th day of June, 2003, and signed by me in open
9 session in authentication of its passage this 9th day of June, 2003.

10 Peter Steinbrink
11 President of the City Council

12 Approved by me this 12 day of June, 2003.

13 Gregory J. Nickels
14 Gregory J. Nickels, Mayor

15 Filed by me this 17th day of June, 2003.

16 Joan E. Lippin
17 City Clerk

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19 (Seal)
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Aaron Bert
April 28, 2003
ETC Dissolution Ordinance
Version #2a

Form revised January 17, 2003

Fiscal Note

Department:	Contact Person/Phone:	DOF Analyst/Phone:
DOF	Aaron Bert, 4-5176	Aaron Bert, 4-5176

Legislation Title:

A ORDINANCE relating to monorail transportation; repealing City of Seattle Initiative 41 and City of Seattle Initiative 53.

Summary of the Legislation:

The ordinance repeals City of Seattle Initiative 41 and City of Seattle Initiative 53. On November 5, 2002, pursuant to Petition/Proposition No. 1, the voters of the City of Seattle created a city transportation authority (the Seattle Popular Monorail Authority, or "Seattle Monorail Project") to provide a monorail transportation system as set forth in the Seattle popular monorail plan adopted by the ETC on August 5, 2002 (the "ETC Plan"). Because the purposes of the ETC have been fulfilled, and to avoid unnecessary duplication of the efforts of the Seattle Monorail Project, the ETC has asked that Initiatives 41 & 53 be repealed to facilitate the creation of the Seattle Monorail Project. This legislation does not have any financial implications.

Appropriations (in \$1,000's):

Fund Name and Number	Department	Budget Control Level*	2003 Appropriation	2004 Anticipated Appropriation
N/A	N/A	N/A	N/A	N/A
TOTAL				

* This is line of business for operating budgets, and program or project for capital improvements

Notes:

Expenditures (in \$1,000's):

Fund Name and Number	Department	Budget Control Level*	2003 Expenditures	2004 Anticipated Expenditures
N/A	N/A	N/A	N/A	N/A
TOTAL				

* This is line of business for operating budgets, and program or project for capital improvements

Notes:

Anticipated Revenue/Reimbursement (in \$1,000's):

Fund Name and Number	Department	Revenue Source	2003 Reimbursement	2004 Revenue
TOTAL				

Aaron Bert
April 28, 2003
ETC Dissolution Ordinance
Version #2a

Notes: The City has received a refund of \$150,000 as the unspent portion of \$6 million which the City provided the ETC as stipulated in Ordinance 120245.

Total Permanent Positions Created Or Abrogated Through Legislation, Including FTE Impact; Estimated FTE Impact for Temporary Positions:

Fund Name and Number	Department	Position Title*	2003 FTE	2004 FTE
N/A	N/A	N/A	N/A	N/A
TOTAL				

* List each position separately

Do positions sunset in the future? (If yes, identify sunset date):

N/A

Background:

In 1997 voters in The City of Seattle (the "City") approved Initiative 41, establishing the Elevated Transportation Company ("ETC") to study and make recommendations for the construction of a significantly expanded monorail mass transit system in the City. In 2000 Seattle voters approved Initiative 53, which provided City funding for the ETC and its planning process, with the goal of having the ETC prepare a proposal to be submitted to the voters, to build an expanded monorail transportation system. On November 5, 2002, pursuant to Petition/Proposition No. 1, the voters of the City of Seattle created a city transportation authority (the Seattle Popular Monorail Authority, or "Seattle Monorail Project") to provide a monorail transportation system as set forth in the Seattle popular monorail plan adopted by the ETC on August 5, 2002 (the "ETC Plan"). The Seattle Monorail Project was created to implement the ETC Plan; its creation fulfills the purposes of the ETC and addresses the goals of Initiative 41 and Initiative 53.

The financial cost of not implementing the legislation

N/A

Possible alternatives to the legislation which could achieve the same or similar objectives

N/A

Is the legislation subject to public hearing requirements (If yes, what public hearings have been held to date):

No hearing is required before this ordinance may be passed, but SMC 3.110.460 calls for the City Council to have a public hearing before adopting a resolution to terminate the ETC.

Other Issues (including long-term implications of the legislation):

N/A



City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

May 5, 2003

Honorable Peter Steinbrueck
President
Seattle City Council
Municipal Building, 11th Floor

Dear Council President Steinbrueck:

The attached ordinance repeals City of Seattle Initiative 41 and City of Seattle Initiative 53, each of which concern an expanded monorail transportation system. Both initiatives are being repealed as a result of the passage of Petition/Proposition No. 1 on November 5, 2002, which approved the creation of a city transportation authority (the Seattle Popular Monorail Authority, or Seattle Monorail Project) to provide an expanded monorail transportation system. As the Seattle Monorail Project addresses the goals originally set forth in Initiatives 41 and 53, both initiatives are being repealed for clarification purposes as part of the dissolution proceedings of the Elevated Transportation Company.

Thank you for your consideration of this legislation. Should you have questions please contact Aaron Bert at 684-5176.

Sincerely,

GREG NICKELS
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

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600 Fourth Avenue, 12th Floor, Seattle, WA 98104-1873

Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, E-mail: mayors.office@ci.seattle.wa.us

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STATE OF WASHINGTON - KING COUNTY

--SS.

160509
City of Seattle, Clerk's Office

No. TITLE ONLY

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:121173-121177

was published on

7/2/2003

J. S.

Subscribed and sworn to before me on

7/2/2003

Melissa M. Pasqua

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication



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State of Washington, King County

City of Seattle

TITLE-ONLY Ordinance, 2003.
The full text of this Ordinance will be passed by the City Council in a public hearing and published in the City Clerk's Office at 684-8344, after this public hearing, contact the City Clerk at 684-8344.

ORDINANCE NO. 121176
AN ORDINANCE relating to City employment, creating a compensation program for the position of City Light Superintendent, and specifying provisions for the administration of said compensation program.

ORDINANCE NO. 121175
AN ORDINANCE relating to City employment, creating a compensation program for the position of City Light Superintendent, and specifying provisions for the administration of said compensation program.

ORDINANCE NO. 121174
AN ORDINANCE relating to the Police Department; authorizing the execution of an agreement with Todd Pacific Shipyard Corporation for the Seattle Police Department to help provide additional security for United States Navy vessels in temporary dry-dock by providing marine patrol law enforcement services in Elliott Bay; accepting payment when received from Todd for such additional services; increasing the 2003 Budget of the Police Department by making a reimbursable appropriation; and ratifying and confirming prior acts; all by a three-fourths vote of the City Council.

ORDINANCE NO. 121173
AN ORDINANCE relating to the Seattle Public Utilities, authorizing its Director, or his designee, to enter into non-exclusive, revocable Master Sewer License Agreements which allow private corporations to construct, install, maintain, replace and remove fiber optic networks and related equipment within specified areas of the storm drains and combined and sanitary sewer systems (collectively the "Sewer System") operated by and located within The City of Seattle.

ORDINANCE NO. 121172
AN ORDINANCE relating to the Seattle Public Utilities, authorizing its Director, or his designee, to enter into non-exclusive, revocable Master Sewer License Agreements which allow private corporations to construct, install, maintain, replace and remove fiber optic networks and related equipment within specified areas of the storm drains and combined and sanitary sewer systems (collectively the "Sewer System") operated by and located within The City of Seattle.

Publication ordered by Judith Pippin, City Clerk.
Date of publication in the Seattle Daily Journal of Commerce, July 2, 2003.
7/2(160509)

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