

Ordinance No. 122348

Council Bill No. 115826

An Ordinance relating to security from terrorism; authorizing the City to partner with the State of Washington and King County to receive financial assistance from the Department of Homeland Security (DHS), Office of Grants and Training under the Urban Areas Security Initiative Grant for Federal Fiscal Year 2006 (UASI 06); authorizing an application for allocation of funds under that agreement; increasing appropriations to the Police Department and the Fire Department in the 2007 Budget; all by a three-fourths vote of the City Council.

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: *Nick Lesch*
Councilmember

Committee Action:

pass 2-0 NYJG 2/23/07

2-26-07 Passed 9-0

CF No. _____

Date Introduced:	<u>2-20-07</u>	
Date 1st Referred:	<u>2-20-07</u>	
Date Re - Referred:	To: (committee) <u>Public Safety, Govt'l Relations + Arts</u>	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote: <u>9-0</u>	
Date Presented to Mayor:	Date Approved: <u>3-5-07</u>	
Date Returned to City Clerk:	Date Published:	T.O. <u>3</u> F.T. _____
Date Vetted by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

This file is complete and ready for presentation to Full Council. Committee: _____ (initial/date)

Law Department

Law Dept. Review OMP Review City Clerk Review Electronic Copy Loaded Indexed

ORDINANCE 122348

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3 AN ORDINANCE relating to security from terrorism; authorizing the City to partner with the
4 State of Washington and King County to receive financial assistance from the
5 Department of Homeland Security (DHS), Office of Grants and Training under the Urban
6 Areas Security Initiative Grant for Federal Fiscal Year 2006 (UASI 06); authorizing an
7 application for allocation of funds under that agreement; increasing appropriations to the
8 Police Department and the Fire Department in the 2007 Budget; all by a three-fourths
9 vote of the City Council.

10 WHEREAS, the projects identified in this legislation are consistent with the objectives of the
11 Seattle-King County Urban Area Strategy, as approved by the federal Department of
12 Homeland Security;

13 WHEREAS, Ordinance 121283, adopted by the City Council on September 22, 2003, authorized
14 the Police Department to apply for funding under UASI Grant Programs I and II,
15 authorized the Police Department to execute an agreement to partner with the State of
16 Washington, King County, and other local jurisdictions to participate in UASI Grant
17 Program II, and appropriated an initial allocation of funding under both grant programs
18 for immediate needs of conducting vulnerability assessments and providing urgently
19 needed equipment to City departments;

20 WHEREAS, Ordinance 121418 adopted by the City Council on March 15, 2004 authorized the
21 Police Department to apply for the remaining funding available through UASI Grant
22 Programs I and II;

23 WHEREAS, Ordinance 121515, adopted by the City Council on June 28, 2004 authorized the
24 Police Department to apply for funding under UASI 04;

25 WHEREAS, Ordinance 121860, adopted by the City Council on July 11, 2005, authorized the
26 Police Department to apply for additional funding under UASI 05; and

27 WHEREAS, the projects to be funded by UASI 06 were identified by the Urban Area Core
28 Group using proposals that had been submitted by the State of Washington and the five
jurisdictions in the urban area; including King County, Pierce County, Snohomish County
and the Cities of Bellevue and Seattle. Projects were identified thorough process that
involved operations staff from seven City departments; including the Fire Department,
Police Department, Department of Information Technology, Fleets and Facilities, Seattle
Department of Transportation, Seattle City Light, and Seattle Public Utilities.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:



1 Section 1. The Chief of Police or his designee is authorized to partner with the State of
2 Washington and King County to receive financial assistance from DHS, and execute all
3 documents he reasonably deems necessary for the application and receipt of UASI 06 funds in
4 the amount of \$3,138,811 to address the unique equipment, training, and planning needs of the
5 Seattle urban area to prevent, respond to, and recover from threats or acts of terrorism. These
6 funds are hereby accepted and shall be deposited in the funds named in Section 2 to reimburse
7 for appropriations made in Section 2.
8

9 Section 2. To carry out the purpose of the agreements authorized in Section 1, and
10 contingent upon the execution of those agreements, the appropriations for the following in the
11 2007 budget are increased as follows:
12

Fund	Department	Budget Control Level	Amount
General Subfund (00100)	Police	Chief of Police Program P1000	\$2,998,811
General Subfund (00100)	Fire	Operations F3000	\$140,000
		Total:	\$3,138,811

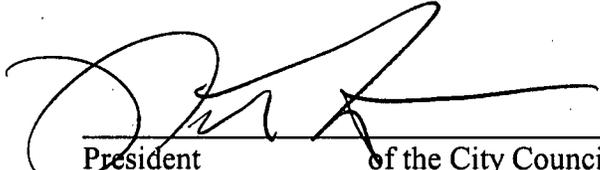
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19 Section 3. In accordance with RCW 35.32A.060, by reason of the facts above stated, the
20 foregoing appropriations are made to meet actual necessary expenditures of the City for which
21 insufficient appropriations have been made due to causes that could not reasonably have been
22 foreseen at the time of the making of the 2007 Budget. Unspent funds so appropriated shall carry
23 forward to subsequent fiscal years until they are exhausted or abandoned by ordinance.
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25 Section 4. Any act consistent with the authority but prior to the effective date of this
26 ordinance is hereby ratified and confirmed.
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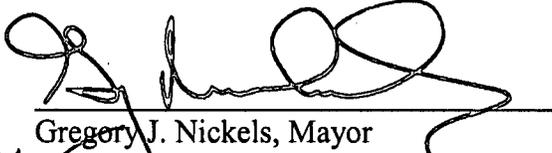


1 Section 5. This ordinance shall take effect and be in force thirty (30) days from and after
2 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days
3 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

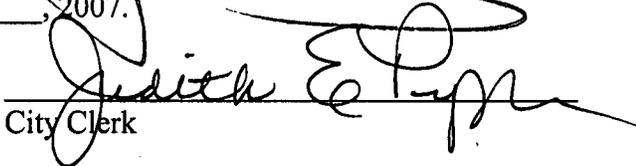
4 Passed by a three-fourths vote of all the members of the City Council the 26th day of
5 February, 2007, and signed by me in open session in authentication of its passage this 26th
6 day of February 2007.

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8 
9 President _____ of the City Council

10 Approved by me this 5th day of March, 2007.

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12 
13 Gregory J. Nickels, Mayor

14 Filed by me this 8th day of March, 2007.

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17 City Clerk

18 (Seal)
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FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Police	Dave Chavez/389-0057	Greg Doss/615-1759

Legislation Title:

An Ordinance relating to security from terrorism; authorizing the City to partner with the State of Washington and King County to receive financial assistance from the Department of Homeland Security (DHS), Office for State and Local Government Coordination and Preparedness under the Urban Areas Security Initiative Grant for Federal Fiscal Year 2006 (UASI 06); authorizing an application for allocation of funds under that agreement; increasing appropriations to the Police Department and the Fire Department in the 2007 Budget; all by a three-fourths vote of the City Council.

- **Summary of the Legislation:** This legislation appropriates \$3,138,811 under UASI 06 to the funds outlined below to be reimbursed from funds received from DHS. Funds will reimburse the City of Seattle for equipment, training, planning and management needs associated with preventing, responding to, and recovering from threats or acts of terrorism.

This legislation additionally authorizes the Police Department to execute an agreement to partner with the State of Washington, King County, and other local jurisdictions to participate in UASI 06 and receive funding from the state in the amount of \$3,138,811 to increase the capacity of the Seattle urban area to prevent, respond to, and recover from threats or acts of terrorism.

- **Background:** This is the fifth ordinance SPD has asked City Council to adopt for the application and receipt of funds from DHS for furthering the City's strategy for preparedness. Seattle was one of seven cities awarded funding under UASI Grant Program I and one of thirty urban areas funded under UASI Grant Program II. Ordinance 121283, adopted by the City Council on September 22, 2003, as well as subsequent Ordinance 121418, adopted by the City Council on March 15, 2004, authorized the Police Department to apply for funding from these grants. Ordinance 121515, adopted by the City Council on June 28, 2004, authorized the Police Department to apply for additional funding under UASI 04, and Ordinance 121860, adopted by the City Council on July 11, 2005, authorized the Police Department to apply for additional funding under UASI 05.
- The funding authorized by this legislation continues previous efforts and reflects a multi-disciplinary approach that recognizes the need for prevention, protection, and response capability. Months of work by City departments and Seattle's urban area partners have resulted in assessments of Seattle's risk, development of a strategy to respond to those



risks, and a budget plan that implements the strategy. Funding will assist in providing specialized equipment for a new space in which intelligence operations from King County and the City of Seattle will be co-located; as well as information management equipment for Seattle's new Emergency Operations Center. Seattle's first responders will also benefit from additional equipment and training. Furthermore, Seattle will participate with its regional partners in planning for the safety of vulnerable populations and staging a catastrophic event exercise.

- Please check one of the following:

This legislation does not have any financial implications. (Stop here and delete the remainder of this document prior to saving and printing.)

This legislation has financial implications. (Please complete all relevant sections that follow.)

Appropriations: This table should reflect appropriations that are a direct result of this legislation. In the event that the project/ programs associated with this ordinance have appropriations that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below.

Fund Name and Number	Department	Budget Control Level*	2007 Appropriation	2008 Anticipated Appropriation
General Subfund (00100)	Police	Chief of Police Program P1000	\$2,998,811	N/A
General Subfund (00100)	Fire	Operations F3000	\$140,000	N/A
TOTAL			\$3,138,811	

*See budget book to obtain the appropriate Budget Control Level for your department.

Notes:



Anticipated Revenue/Reimbursement: Resulting From This Legislation: *This table should reflect revenues/reimbursements that are a direct result of this legislation. In the event that the issues/projects associated with this ordinance/resolution have revenues or reimbursements that were, or will be, received because of previous or future legislation or budget actions, please provide details in the Notes section below the table.*

Fund Name and Number	Department	Revenue Source	2007 Revenue	2008 Revenue
General Subfund (00100)	Police	DHS	\$2,998,811	N/A
General Subfund (00100)	Fire	DHS	\$140,000	N/A
TOTAL			\$3,138,811	

Notes:

Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE Impact: *This table should only reflect the actual number of positions created by this legislation. In the event that positions have been, or will be, created as a result of previous or future legislation or budget actions, please provide details in the Notes section below the table.*

Position Title and Department*	Fund Name	Fund Number	Part-Time/Full Time	2007 Positions	2007 FTE	2008 Positions**	2008 FTE**
N/A—no FTE Positions are created by this legislation				N/A	N/A	N/A	N/A
TOTAL							

* List each position separately

** 2007 positions and FTE are total 2007 position changes resulting from this legislation, not incremental changes. Therefore, under 2007, please be sure to include any continuing positions from 2006

Notes:

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



Spending/Cash Flow: This table should be completed only in those cases where part or all of the funds authorized by this legislation will be spent in a different year than when they were appropriated (e.g., as in the case of certain grants and capital projects). Details surrounding spending that will occur in future years should be provided in the Notes section below the table.

Fund Name and Number	Department	Budget Control Level*	2007 Anticipated Expenditures	2008 Anticipated Expenditures
General Subfund (00100)	Police	Chief of Police Program P1000	\$2,998,811	N/A
General Subfund (00100)	Fire	Operations F3000	\$140,000	N/A
TOTAL			\$3,138,811	N/A

* See budget book to obtain the appropriate Budget Control Level for your department.

What is the financial cost of not implementing the legislation? The costs to the City of not implementing the legislation include the loss of funding that has been made available to the City under UASI 06, and therefore, loss of funding to improve the City's overall ability to prevent, respond to, and recover from threats or acts of terrorism. In addition, not implementing this legislation would likely result in the City of Seattle and contiguous jurisdictions being ineligible to receive additional funding that is expected to be made available under additional phases of the UASI Grant Program in future years.

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** The only possible alternative would be to use scarce City resources to provide urban area security equipment, training and infrastructure protection, and to implement other elements of the urban area homeland security strategy that was authorized by Ordinance 121283.
- **Is the legislation subject to public hearing requirements:** No
- **Other Issues** (including long-term implications of the legislation):

Please list attachments to the fiscal note below:





City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

February 6, 2007

Honorable Nick Licata
President
Seattle City Council
City Hall, 2nd Floor

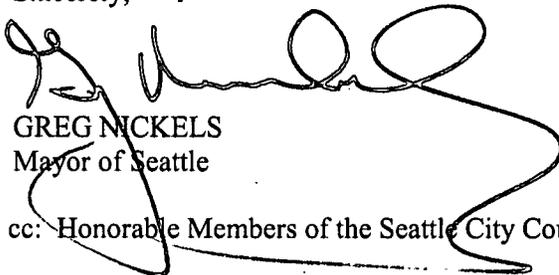
Dear Council President Licata:

I am pleased to transmit legislation that appropriates \$3,138,811 from the Urban Area Security Initiative Grant for Federal Fiscal Year 2006 (UASI 06). The total award to the Seattle Urban Area, which includes the State of Washington, the Counties of King, Pierce and Snohomish and the Cities of Bellevue and Seattle, was \$9.15 million. City of Seattle projects will further the City's preparedness strategy that was presented to the City Council in December 2003 and approved by the Department of Homeland Security (DHS) in March 2004. Specifically, funding will provide specialized equipment for a new space in which intelligence operations of King County and the City of Seattle will be collocated, and management information equipment for the City's new Emergency Operations Center. Furthermore, Seattle will participate with its regional partners in planning for the safety of vulnerable populations and staging a catastrophic event exercise.

UASI 06 funding, which was awarded to 46 cities, is the fifth round of funding that DHS has provided for high risk urban areas. Including this award of \$9.15 million, the UASI program has supplied the Seattle urban area with over \$66.8 million. Of that total, Seattle has received nearly \$35.4 million.

The funding package in this legislation reflects a multi-disciplinary approach that recognizes the need for prevention, protection, response and recovery capability. Months of work by City department representatives and Seattle's urban area partners have resulted in assessments of Seattle's risk, development of a strategy to respond to those risks, and a budget plan that implements the strategy. The training and equipment in this package are vital to advancing Seattle as the most prepared city in America. Thank you for your consideration of this legislation. Should you have questions, please contact Dave Chavez at (206) 386-0057.

Sincerely,



GREG NICKELS
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

600 Fourth Avenue, 7th Floor, P.O. Box 94749, Seattle, WA 98124-4749

Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, Email: mayors.office@seattle.gov

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STATE OF WASHINGTON - KING COUNTY

--SS.

208560
CITY OF SEATTLE, CLERKS 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:122347-48&122350

was published on

03/12/07

The amount of the fee charged for the foregoing publication is the sum of \$ 55.80, which amount has been paid in full.



[Signature]
Subscribed and sworn to before me on
03/12/07 *[Signature]*

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

State of Washington, King County

City of Seattle

TITLE ONLY PUBLICATION

The full text of the following ordinances passed by the City Council on February 26, 2007 and published here by title only, will be mailed upon request or can be accessed electronically at <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 624-2344.

ORDINANCE NO. 122847

AN ORDINANCE relating to an agreement with the Port of Seattle for implementation of a habitat mitigation project on the Duwamish River and authorizing execution of the agreement.

ORDINANCE NO. 122848

AN ORDINANCE relating to security from terrorism, authorizing the City to partner with the State of Washington and King County to receive financial assistance from the Department of Homeland Security (DHS), Office of Grants and Training under the Urban Areas Security Initiative Grant for Federal Fiscal Year 2006 (UASI-06), authorizing an application for allocation of funds under that agreement, increasing appropriations to the Police Department and the Fire Department in the 2007 Budget, all by a three-fourths vote of the City Council.

ORDINANCE NO. 122850

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Publication ordered by JUDITH RIPPIN,
City Clerk
Date of publication in the Seattle Daily
Journal of Commerce, March 12, 2007.
3/12(208560)