

Ordinance No. 122409

Council Bill No. 115892

AN ORDINANCE relating to the provision of civil legal assistance for domestic violence victims; revising a budget proviso that restricts spending in the Human Services Department's 2007 Adopted Budget, Domestic and Sexual Violence Prevention Budget Control Level.

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: *Tom Roemer*
Councilmember

Committee Action:

Pass 3-0 TC, SC, RM

6-4-07 Passed 9-0

CF No. _____

Date Introduced:	<u>5-17-2007</u>	
Date 1st Referred:	<u>5-17-2007</u>	
Date Re - Referred:	To: (committee) <u>HOUSING, HUMAN SERVICES AND HEALTH</u>	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote: <u>9-0</u>	
Date Presented to Mayor:	Date Approved: <u>6/7/07</u>	
Date Returned to City Clerk:	Date Published: <u>3</u>	T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
Date Vetoes 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 Dept. Review

OMP Review

City Clerk Review

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ORDINANCE 122409

AN ORDINANCE relating to the provision of civil legal assistance for domestic violence victims; revising a budget proviso that restricts spending in the Human Services Department's 2007 Adopted Budget, Domestic and Sexual Violence Prevention Budget Control Level.

WHEREAS, the 2005-2009 Strategic Plan on Seattle's Criminal Justice Response to Domestic Violence recommends that the criminal justice system create a comprehensive system-based set of advocacy services for victims of domestic violence; and

WHEREAS, local domestic violence needs assessment reports consistently identify the lack of affordable and accessible civil legal assistance for domestic violence victims living in Seattle as a major gap in the continuum of services; and

WHEREAS, the City Council approved an additional \$135,000 for 2007 and \$270,000 for 2008 in the Seattle Human Services Department's Domestic and Sexual Violence Prevention Budget Control Level with the intent that it be used solely for legal assistance and other high priority advocacy services for domestic violence victims, as recommended by the City's Domestic Violence Prevention Council and the Human Services Department; and

WHEREAS, the City Council prohibited spending more than \$3,166,927 of the funds appropriated for Seattle Human Services Department's Domestic and Sexual Violence Prevention Budget Control Level until authorized by a future ordinance, and

WHEREAS, the such authorization was envisioned to be contingent on the Domestic Violence Council and the Human Services Department making recommendations to the Council for use of the additional \$135,000 for 2007 and \$270,00 for 2008 in the Seattle Human Services Department's Domestic and Sexual Violence Prevention Budget Control Level, and

WHEREAS, the Human Services Department and the Domestic Violence Prevention Council of the City of Seattle have approved a plan that directs the Department to contract with a civil legal assistance agency to provide telephone-based, brief in-person, and in-depth civil legal services/representation to victims of domestic violence who live in the City of Seattle, according to victims' needs; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. This section amends the following proviso:



Department	Green Sheet #	Proviso Description	BCL/Project Code
Human Services	46-1-A-3	Limits overall spending for Budget Control Level. States that \$135,000 appropriated in 2007 and \$270,000 endorsed in 2008 can only be spent on legal assistance and other high priority advocacy services for victims of domestic violence.	Domestic and Sexual Violence Prevention

That portion of the following proviso, which reads:

“No more than \$3,166,927 appropriated for 2007 (and no more than \$3,028,922 of the money endorsed for 2008) for the Human Services Department’s Domestic and Sexual Violence Prevention BCL may be spent, until authorized by a future ordinance. Council anticipates that such authority will not be granted until the Domestic Violence Council and the Human Services Department make recommendations to the Council for specific use of the additional appropriated or endorsed funding and Council reviews the recommendations.”

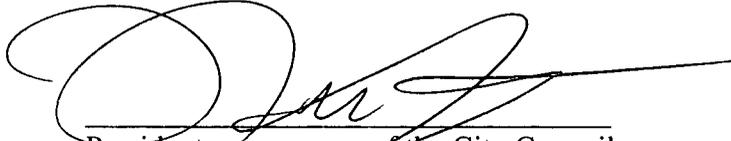
is removed, and the provisions of Subsection 1(b) of Ordinance 122298 no longer apply to this portion of the proviso. The remainder of the proviso is in full force and effect.

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



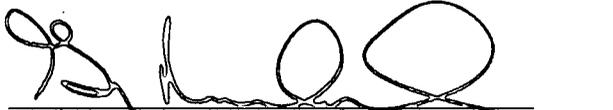
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Passed by the City Council the 4th day of June, 2007, and signed by me in open session in authentication of its passage this 4th day of June, 2007.



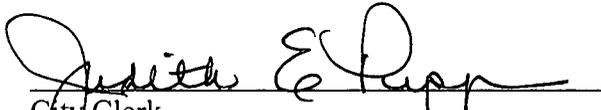
President _____ of the City Council

Approved by me this 7th day of June, 2007.



Gregory J. Nickels, Mayor

Filed by me this 11 day of June, 2007.



City Clerk

(Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Human Services Department	Bob Morgan, 684-8150	Jennifer Moon, 233-2780

Legislation Title: AN ORDINANCE relating to the provision of civil legal assistance for domestic violence victims; revising a budget proviso that restricts spending in the Human Services Department's 2007 Adopted Budget, Domestic and Sexual Violence Prevention Budget Control Level.

Summary of the Legislation: This legislation revises a 2007 budget proviso that restricts spending in the Domestic and Sexual Violence Prevention Budget Control Level. The proviso requires that the Domestic Violence Prevention Council (DVPC) approve a plan to spend \$135,000 in 2007 and \$270,000 in 2008 on civil legal assistance for domestic violence victims. At its April 18, 2007 meeting, the DVPC approved such a plan. This legislation proposes to modify the budget proviso, allowing the Human Services Department to spend the 2007 funds, while retaining a limitation upon the use of the dollars for legal assistance for domestic violence survivors.

Background: During the 2007-2008 budget process, the City Council approved a budget proviso (Green Sheet 46-1-A-3), along with new funding in the Human Services Department (HSD) budget, for domestic violence legal assistance services.

HSD staff worked with more than 10 community-based agencies to develop a plan, for use of the funds, which is supported by all involved. The DVPC approved the plan at its April 18, 2007 meeting. HSD will use the funds to contract with a civil legal assistance agency. This agency, to be selected through a Request for Qualifications process, will hire 2.0 FTE family law attorneys, and 0.5 FTE – 1.0 FTE paralegal. These positions will provide legal services to approximately 1,000 callers per year, 500 brief in-person consultations per year, and full-scale civil legal representation for 15 to 30 complex cases per year. (These will not be City positions but, rather, will be administered by the Community Agency that is successful in the RFQ process.) This new funding will approximately double the existing level of civil legal assistance for victims of domestic violence living in Seattle.



- 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:

Fund Name and Number	Department	Budget Control Level*	2007 Appropriation	2008 Anticipated Appropriation
Human Services Operating Fund 16200	Human Services	Domestic and Sexual Violence Prevention H40DV	\$135,000	\$270,000
TOTAL			\$135,000	\$270,000

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

Notes: These funds are already appropriated in the 2007 budget. This legislation modifies a proviso that restricts spending.

Anticipated Revenue/Reimbursement: Resulting From This Legislation:

Fund Name and Number	Department	Revenue Source	2007 Revenue	2008 Revenue
TOTAL				

Notes:



Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE Impact:

Position Title and Department*	Fund Name	Fund Number	Part-Time/Full Time	2007 Positions	2007 FTE	2008 Positions**	2008 FTE**
N/A							
TOTAL							

* List each position separately

** 2008 positions and FTE are total 2008 position changes resulting from this legislation, not incremental changes. Therefore, under 2008, please be sure to include any continuing positions from 2007.

Notes: No City of Seattle FTEs will be created. FTEs will be created in the community agency that is the successful applicant for these funds: 2 FTE family law attorneys and 0.5 to 1.0 FTE Paralegal.

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

Spending/Cash Flow:

Fund Name and Number	Department	Budget Control Level*	2007 Expenditures	2008 Anticipated Expenditures
N/A				
TOTAL				

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

Notes:

- **What is the financial cost of not implementing the legislation?** Needed funding in the community for civil legal assistance would not be available, and domestic violence victims needing civil legal assistance would not have access to these services.
- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** None
- **Is the legislation subject to public hearing requirements:** No
- **Other Issues:** None

Please list attachments to the fiscal note below:



STATE OF WASHINGTON – KING COUNTY

--SS.

212376
CITY OF SEATTLE, CLERKS OFFICE

No.

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.

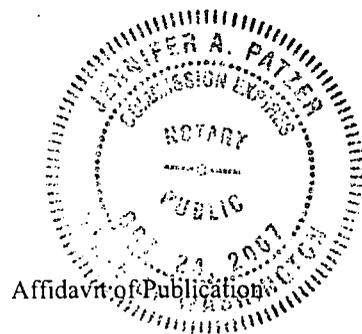
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:122409 & 122410 TITLE

was published on

06/14/07

The amount of the fee charged for the foregoing publication is the sum of \$ 41.85, which amount has been paid in full.



[Handwritten Signature]

Subscribed and sworn to before me on
06/14/07 *[Handwritten Signature]*

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on June 4, 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 684-8344.

ORDINANCE NO. 122410

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

ORDINANCE NO. 122409

AN ORDINANCE relating to the provision of civil legal assistance for domestic violence victims; revising a budget proviso that restricts spending in the Human Services Department's 2007 Adopted Budget, Domestic and Sexual Violence Prevention Budget Control Level.

Publication ordered by JUDITH PIPPIN,
City Clerk

Date of publication in the Seattle Daily
Journal of Commerce, June 14, 2007.

8/14(312376)