

Ordinance No. 124090

Council Bill No. 117674

AN ORDINANCE relating to City employment, to continue to provide a wage supplement and insurance benefits for employees who are mobilized by the United States Armed Forces for active military service; and ratifying and confirming prior acts.

CF No. \_\_\_\_\_

Date Introduced:	<u>12/10/12</u>	
Date 1st Referred:		To: (committee) <u>Government Performance and Finance</u>
Date Re - Referred:		To: (committee)
Date Re - Referred:		To: (committee)
Date of Final Passage:	<u>12.17.12</u>	Full Council Vote: <u>9-0</u>
Date Presented to Mayor:	<u>12.18.12</u>	Date Approved: <u>12.21.12</u>
Date Returned to City Clerk:	<u>12.21.12</u>	Date Published: T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
Date Vetoed by Mayor:		Date Veto Published:
Date Passed Over Veto:		Veto Sustained:

# The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: \_\_\_\_\_

*Boyer*  
Councilmember

## Committee Action:

12/13/12 Adopt VS 2-0  
SC

12.17.12 Passed 9-0

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

**CITY OF SEATTLE**

**ORDINANCE** 124090

**COUNCIL BILL** 117674

AN ORDINANCE relating to City employment, to continue to provide a wage supplement and insurance benefits for employees who are mobilized by the United States Armed Forces for active military service; and ratifying and confirming prior acts.

WHEREAS, the City has supported its employees called to active military duty in the wake of military action resulting from the terrorist attacks on September 11, 2001 by providing for the extension of employee benefits and by providing for a wage supplement to ensure employees do not experience a loss of pay while they are on active military duty, as authorized by Ordinances 120682, 121058, 121369, 121692, 121885, 122418, and 123506; and

WHEREAS, Ordinance 123506, which authorizes the extension of employee benefits and the wage supplement expires December 31, 2012; and

WHEREAS, City of Seattle employees who are members of the United States Military Reserves and the National Guard will continue to be activated for duty in Afghanistan and elsewhere beyond December 31, 2012; and

WHEREAS, the Mayor and the City Council resolve to support City employees who are ordered to active military duty by the United States government; NOW, THEREFORE,

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

Section 1. Effective January 1, 2013, any employee of the City of Seattle who is ordered to active military duty by the United States government and who has exhausted his or her annual paid military leave benefit and is on unpaid military leave of absence shall be eligible to receive the difference between his or her base military wage and the regular base rate of pay he or she would have received for his or her City position, if higher.



1           Section 2. Effective January 1, 2013, any employee of the City of Seattle who is ordered  
2 to active military duty by the United States government and who has exhausted his or her annual  
3 paid military leave benefit and is on unpaid military leave of absence shall be eligible to retain  
4 the medical, dental and vision services coverage and optional insurance coverage, including but  
5 not necessarily limited to Group Term Life (Basic and Supplemental), Long Term Disability, and  
6 Accidental Death and Dismemberment, provided as a benefit of their employment with the City  
7 of Seattle, at the same level and under the same conditions as though they were in the City's  
8 employ, pursuant to program guidelines and procedures developed by the Personnel Director.  
9 Eligibility for coverage shall be effective for the duration of the employee's active deployment  
10 but not to exceed the expiration of authority provided in Section 3 of this ordinance. The  
11 employee becomes eligible for coverage as an activated military reservist the month after he or  
12 she last has regular coverage as a result of being on City pay status.

13           Section 3. The authority granted under this ordinance shall expire on December 31, 2014,  
14 or when the United States Armed Forces officially withdraws from military operations in  
15 Afghanistan, whichever occurs first.

16  
17           Section 4. Any acts made consistent with the authority and prior to the effective date of  
18 this ordinance are hereby ratified and confirmed.



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

4 Passed by the City Council the 17<sup>th</sup> day of DECEMBER, 2012, and  
5 signed by me in open session in authentication of its passage this  
6 17<sup>th</sup> day of DECEMBER, 2012.

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8   
9 President \_\_\_\_\_ of the City Council

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11 Approved by me this 21<sup>st</sup> day of December, 2012.

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13   
14 Michael McGinn, Mayor

15  
16 Filed by me this 21<sup>st</sup> day of December, 2012.

17  
18   
19 Monica Martinez Simmons, City Clerk

20 (Seal)



**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>CBO Analyst/Phone:</b>
Personnel	David Bracilano/47874 Sarah Butler/47929	Greg Shiring/64085

**Legislation Title:**

AN ORDINANCE relating to City employment, to continue to provide a wage supplement and insurance benefits for employees who are mobilized by the United States Armed Forces for active military service; and ratifying and confirming prior acts.

**Summary of the Legislation:**

This legislation provides authority for the City to continue to provide certain benefits for employees who are called to active military duty and who have exhausted their annual paid military leave. These employees shall receive a wage supplement from the City so that their military income (if lower than their City salary) along with the supplement is equal to their base City salary. Such employees shall also continue to receive insurance coverage at the same level and under the same conditions as though they were in the City's employ. The authority for this legislation shall begin on January 1, 2013 and expire on December 31, 2014, or when the United States Armed Forces officially withdraws from military operations in Afghanistan, whichever occurs first.

**Background:**

The City has long supported its employees called to active military duty in the wake of military action resulting from the terrorist attacks on September 11, 2001 by providing for the extension of employee benefits and by providing for a wage supplement to ensure employees do not experience a loss of pay while they are on active military duty (as authorized by Ordinances 120682, 121058, 121369, 121692, 121885, 122418, and 123506). The most recent legislation, Ordinance 123506, provided for the extension of the wage supplement and insurance benefits through December 31, 2012, or when the United States Armed Forces withdraw from Iraq and Afghanistan, whichever occurs first.

The United State has withdrawn from Iraq, but employees have been and will continue to be called to active duty to support military action in Afghanistan. This legislation seeks to extend the authority to provide the wage supplement and insurance benefits through December 31, 2014, unless the United States Armed Forces withdraws from Afghanistan first.

Please check one of the following:

This legislation does not have any financial implications.

This legislation has financial implications.



This legislation has financial implications, but does not request additional appropriation authority. While an employee is deployed under the conditions described in this ordinance, departments continue to pay the health care/insurance premiums through the annual health care bill regardless of whether the employee is working on site, or deployed. There may, however, be additional costs to the employing unit if an employee's position is backfilled using overtime or temporary workers. This cost is billed separately from the annual health care bill, and would result in an additional charge to departments for health care coverage for temporary workers.

**Other Implications:**

- a) **Does the legislation have indirect financial implications, or long-term implications?**  
This legislation only has direct or indirect financial implications as described above.
- b) **What is the financial cost of not implementing the legislation?**  
None.
- c) **Does this legislation affect any departments besides the originating department?**  
This legislation affects all departments who have employees mobilized for active duty. Personnel will communicate the affects of this legislation to those departments.
- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**  
None.
- e) **Is a public hearing required for this legislation?**  
No.
- f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**  
No.
- g) **Does this legislation affect a piece of property?**  
No.
- h) **Other Issues:** None.

**List attachments to the fiscal note below:** None





City of Seattle  
Office of the Mayor

November 6, 2012

Honorable Sally J. Clark  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill to extend current benefits that would otherwise sunset December 31, 2012, for City employees who are deployed for active military duty and who have exhausted their annual paid military leave. If passed, City employees would continue to receive a pay supplement that maintains their income at the same levels as their current base salary while out on military leave. These employees will also continue to receive insurance coverage at the same level and under the same conditions as though they were in the City's employ. The authority for this legislation expires on December 31, 2014, or when the United States Armed Forces officially withdraws from military operations in Afghanistan, whichever occurs first.

The City has long supported its employees called to active military duty in the wake of military action resulting from the terrorist attacks on September 11, 2001 by providing for the extension of employee benefits and by providing for a wage supplement to ensure employees do not experience a loss of pay while they are on active military duty (as authorized by Ordinances 120682, 121058, 121369, 121692, 121885, 122418, and 123506). The most recent legislation, Ordinance 123506, provided for the extension of the wage supplement and insurance benefits through December 31, 2012, or when the United States Armed Forces withdraw from Iraq and Afghanistan, whichever occurs first. The United State has withdrawn from Iraq, but employees have been and will continue to be called to active duty to support military action in Afghanistan. This legislation seeks to extend the authority to provide the wage supplement and insurance benefits through December 31, 2014, unless the United States Armed Forces withdraws from Afghanistan first.

I know that City Council joins me in support of City employees who serve in the United States Armed Forces and thank you for your consideration of this legislation. Should you have questions, please contact David Bracilano at (206) 684-7874 or Sarah Butler at (206) 684-7929.

Sincerely,

Michael McGinn  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

Michael McGinn, Mayor  
Office of the Mayor  
600 Fourth Avenue, 7<sup>th</sup> Floor  
PO Box 94749  
Seattle, WA 98124-4749

Tel (206) 684-4000  
Fax (206) 684-5360  
TDD (206) 615-0476  
mike.mcgin@seattle.gov



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STATE OF WASHINGTON – KING COUNTY

--SS.

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292351

No.

CITY OF SEATTLE, CLERKS OFFICE

**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 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

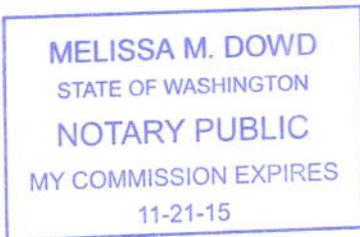
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:124082-124093 TITLE

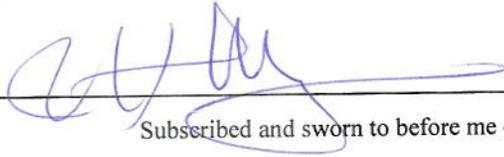
was published on

01/09/13

The amount of the fee charged for the foregoing publication is the sum of \$222.42 which amount has been paid in full.

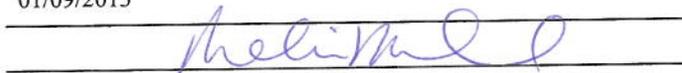


Affidavit of Publication



Subscribed and sworn to before me on

01/09/2013



Notary public for the State of Washington,  
residing in Seattle

# State of Washington, King County

## City of Seattle

The full text of the following legislation, passed by the City Council on December 17, 2012, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>. Contact: Office of the City Clerk at (206) 684-8344.

### ORDINANCE NO. 124082

AN ORDINANCE clarifying the disability retirement benefit formula in the Seattle City Employees' Retirement System (SCERS); amending Seattle Municipal Code section 4.36.230; providing a benefit that is directly proportional to City service for members making application for disability retirement after December 31, 2012 who have less than 10 years of City service but who otherwise may qualify for a disability retirement under portability.

### ORDINANCE NO. 124083

AN ORDINANCE authorizing the Director of the Department of Transportation to acquire, accept, and record on behalf of the City of Seattle; four permanent easements from abutting property owners located in portions of Lots 2, 3, 4, and 5, Block 6, of the Replat of Block 6 of the Lake Dell Addition to the City of Seattle; for the purposes of constructing, repairing, replacing, and maintaining a catchment wall in connection with Lake Dell Avenue; and ratifying and confirming prior acts.

### ORDINANCE NO. 124084

AN ORDINANCE vacating a portion of the alley in Block 101, D. T. Denny's Fifth Addition to North Seattle on the petition of City Place IV LLC, a Washington limited liability company; accepting an Easement for Alley Turn-Around for public vehicle turn-around purposes; accepting an Agreement Regarding Stormwater Drainage Improvements to design and construct a new stormwater system to convey stormwater from the alley to the City's sewer system; and accepting a Property Use and Development Agreement as reflected in Clerk File 309170.

### ORDINANCE NO. 124085

AN ORDINANCE vacating the alley in Block 102, D. T. Denny's First Addition to North Seattle on the petition of Lake Union III LLC, a Washington limited liability company; and accepting a Property Use and Development Agreement as reflected in Clerk File 304098.

### ORDINANCE NO. 124086

AN ORDINANCE vacating a portion of the alley in Block 103, D. T. Denny's First Addition to North Seattle on the petition of City Place III LLC, a Washington limited liability company; accepting an Agreement Regarding Stormwater Drainage Improvements to design and construct a new stormwater system to convey stormwater from the alley to the City's sewer system; and accepting a Property Use and Development Agreement as reflected in Clerk File 308958.

### ORDINANCE NO. 124087

AN ORDINANCE authorizing, in 2012, acceptance of funding from non-City sources; authorizing the heads of the Department of Neighborhoods, Executive Office, City Budget Office, Seattle Fire Department, Seattle Police Department, Department of Planning and Development, Department of Parks and Recreation, Human Services Department, Department of Transportation, Seattle City Light, and Seattle Public Utilities to accept specified grants and private funding and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

### ORDINANCE NO. 124088

AN ORDINANCE related to the 2012 Budget; amending Ordinance 123758, which adopted the 2012 Budget, including the 2012-2017 Capital Improvement Program (CIP); creating a new appropriation, changing appropriations to various departments and budget control levels, and from various funds in the Budget; making cash transfers between various City funds; adding new projects; creating new positions; creating exempt positions; abrogating positions; revising project allocations for certain projects in the 2012-2017 CIP; revising project descriptions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

### ORDINANCE NO. 124089

AN ORDINANCE relating to taxation; adopting amendments to the model business license tax ordinance; amending the Seattle Municipal Code due to changes in the Revised Code of Washington as it pertains to the taxation of digital products by local jurisdictions; and amending sections in chapters 5.30 and 5.45 of the Seattle Municipal Code.

### ORDINANCE NO. 124090

AN ORDINANCE relating to City employment, to continue to provide a wage supplement and insurance benefits for employees who are mobilized by the United States Armed Forces for active military service; and ratifying and confirming prior acts.

### ORDINANCE NO. 124091

AN ORDINANCE, relating to City employment, to be known as the 2013 Pay Zone Ordinance; adjusting the pay zone structures for the City's discretionary pay programs for the year 2013.

### ORDINANCE NO. 124092

AN ORDINANCE relating to City employment commonly referred to as the Fourth Quarter 2012 Employment Ordinance; establishing new titles and/or salaries; amending Seattle Municipal Code Section 4.20.320, designating positions as exempt from Civil Service status, returning positions to Civil Service status, amending Seattle Municipal Code Section 4.13.010 and ratifying and confirming prior acts; all by a 2/3 vote of the City Council.

### ORDINANCE NO. 124093

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

Date of publication in the Seattle Daily Journal of Commerce, January 9, 2013.

1/9(292351)