AN ORDINANCE related to the creation of the Office of the Community Police Commission within the Executive Department; amending Ordinance 124058 by establishing a budget control level, position authority and appropriations for the 2013 fiscal year; amending Section 1 of Ordinance 124021; creating new sections in Chapter 3.14 of the Seattle Municipal Code; and amending Section 4.13.010 of the Seattle Municipal Code to exempt a position from the Civil Service system; all by a 2/3 vote of the City Council.

Committee Action:

3/20/13 Pass as amended BH, MO, NL

3/25/13 Full Council passed 9-0

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

[Signature]

Law Dept. Review OMP Review City Clerk Review Electronic Copy Loaded Indexed
CITY OF SEATTLE
ORDINANCE \underline{1245}
COUNCIL BILL \underline{11727}

AN ORDINANCE related to the creation of the Office of the Community Police Commission within the Executive Department; amending Ordinance 124058 by establishing a budget control level, position authority and appropriations for the 2013 fiscal year; amending Section 1 of Ordinance 124021; creating new sections in Chapter 3.14 of the Seattle Municipal Code; and amending Section 4.13.010 of the Seattle Municipal Code to exempt a position from the Civil Service system; all by a 2/3 vote of the City Council.

WHEREAS, on July 27, 2012, the United States Department of Justice (DOJ) and the City of Seattle entered into a settlement agreement (Agreement) and memorandum of understanding (MOU) (collectively Agreements) related to ensuring police services are delivered to the people of Seattle in a manner consistent with the Constitution and laws of the United States; and

WHEREAS, on August 30, 2012, the United States District Court for the Western District of Washington provisionally approved the Agreement and ordered that the deadlines in the Agreement would run from August 27, 2012; and

WHEREAS, the Seattle Police Department (SPD) and the elected leadership of the City are committed to providing effective and constitutional policing for all of Seattle’s residents and value the role of community input and participation to enhance and promote public safety; and

WHEREAS, the Agreements outline a substantive and meaningful role for the newly created Community Police Commission (CPC) to provide ongoing community input regarding the reform process; and

WHEREAS, on October 9, 2012, the Mayor issued Executive Order 02-2012 outlining the parameters for creating the CPC in order to begin the application process for selecting members; and

WHEREAS, City Council by Ordinance 124021 established the CPC and its purposes and duties, consistent with and complementary to the Agreement and MOU regarding the role of the CPC in order to provide additional clarity to CPC members and transparency for members of the public; and
WHEREAS, on March 12, 2013, the Court approved the Monitoring Plan that envisions the CPC as “a powerful, independent policymaking body that proceeds carefully based upon evidence and whose conclusions and recommendations have great integrity and persuasive power”; and

WHEREAS, the City will provide the staff support necessary for the CPC to perform all of the duties and responsibilities outlined in this ordinance and the Agreements; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Budget Control Level. The 2013 Adopted Budget is amended with the creation of the Office of the Community Police Commission budget control level (BCL) in the Executive Department added to Attachment A of Ordinance 124058 as follows:

<table>
<thead>
<tr>
<th>Item</th>
<th>Fund</th>
<th>Department</th>
<th>BCL Code</th>
<th>BCL Name</th>
<th>BCL Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1</td>
<td>General Subfund</td>
<td>Executive Department</td>
<td>X1P00</td>
<td>Office of the Community Police Commission</td>
<td>The purpose of the Office of the Community Police Commission BCL is to leverage the ideas, talents, experience, and expertise of the community to provide ongoing community input into the development of Seattle Police Department reforms, the establishment of police priorities, and facilitation of police/community relationships necessary to promote public safety.</td>
</tr>
</tbody>
</table>

Termination of this BCL may not occur prior to the termination of the settlement agreement between the United States and the City.

Section 2. 2013 Funding Appropriation. The appropriations for the following items in the 2013 Budget are modified, as follows:
<table>
<thead>
<tr>
<th>Item</th>
<th>Fund</th>
<th>Department</th>
<th>Budget Control Level</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.1</td>
<td>General Subfund (00100)</td>
<td>Executive Department</td>
<td>Office of the Community Police Commission (X1P00)</td>
<td>$362,865</td>
</tr>
<tr>
<td>2.2</td>
<td>General Subfund (00100)</td>
<td>Finance General</td>
<td>Reserves (2QD00)</td>
<td>($362,865)</td>
</tr>
<tr>
<td></td>
<td>Total</td>
<td></td>
<td></td>
<td>$0</td>
</tr>
</tbody>
</table>

Funding in future years will be appropriated through the annual budget process.

Section 3. **Position Authority.** To carry out the purposes of the appropriation in Item 2.1, the following new positions, which are exempt from Civil Service and Public Safety Civil Service rules and laws, are created in the Executive Department – Office of the Community Police Commission:

<table>
<thead>
<tr>
<th>Item</th>
<th>Department</th>
<th>Position Title</th>
<th>Position Status</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>3.1</td>
<td>Executive Department</td>
<td>Strategic Advisor 3, Exempt</td>
<td>Full-time</td>
<td>1.0</td>
</tr>
<tr>
<td>3.2</td>
<td>Executive Department</td>
<td>Strategic Advisor 2, Exempt</td>
<td>Full-time</td>
<td>1.0</td>
</tr>
<tr>
<td>3.3</td>
<td>Executive Department</td>
<td>Administrative Staff Assistant</td>
<td>Full-time</td>
<td>1.0</td>
</tr>
</tbody>
</table>

These positions are created upon the effective date of this Ordinance.

Section 4: Section 1 of Ordinance 124021 is amended as follows:

Section 1. Commission Established. The City of Seattle hereby establishes the Community Police Commission. The CPC will consist of 15 members and remain in existence until terminated by the City, but this termination may not occur prior to the termination of the settlement agreement between the United States and the City of Seattle. Within six months of the termination of the settlement agreement by the Federal Court, the Mayor and City Council will assess the need for continuation of the CPC and the Office of the Community Police Commission.
Section 5. A new Subchapter IX to Chapter 3.14 is added to the Seattle Municipal Code as follows:

Subchapter IX

Office of the Community Police Commission

3.14.981 Background. On July 27, 2012, the United States Department of Justice and The City of Seattle entered into a Settlement Agreement and Memorandum of Understanding (collectively Agreements) related to ensuring police services provided by the Seattle Police Department are delivered to the people of Seattle in a manner consistent with the Constitution and laws of the United States. The Agreements outline a substantive and meaningful role for a newly created Community Police Commission.


There is created within the Executive Department an Office of the Community Police Commission, under the direction of the Mayor. The purpose of the Office of the Community Police Commission is to provide staff support to the Community Police Commission created by Executive Order 02-2012 and Ordinance 124021. It is intended that if the Community Police Commission is terminated, this staff support will be eliminated.


A. The Executive Director of the Office of the Community Police Commission shall be appointed by the Mayor, subject to confirmation by a majority vote of all members of the City Council and the Commission, and may be removed by the Mayor at any time upon filing a statement of reason with the City Council and the Commission.

B. In case of a vacancy, the Mayor may appoint an interim Executive Director for a period not to exceed 120 days from the date of appointment. The Mayor shall appoint an Executive Director before the end of the interim appointment for confirmation by the City Council.

3.14.984 Executive Director -- Duties.

The duties of the Executive Director of the Office of the Community Police Commission are as follows:
A. Oversee and manage the functions of the Office of the Community Police Commission to advance the mission of the Office and perform other duties as the Commission may prescribe;

B. Appoint, remove, supervise and control officers and employees in the Office of the Community Police Commission;

C. Manage the preparation of the proposed budget of the Office of the Community Police Commission, authorize necessary expenditures and enter into contracts for professional and expert services in accordance with the adopted budget, develop and manage programs, and undertake authorized activities;

D. Execute, administer, modify and enforce such agreements and instruments as he or she shall deem reasonably necessary to implement programs and carry out the responsibilities, functions, and activities of the Office of the Community Police Commission; apply for grants and donations for department programs; and solicit and use volunteer services;

E. Serve, in conjunction with other affected Department heads, as the City's representative to boards, commissions, and organizations engaged in issues pertaining to Constitutional policing;

F. Exercise such other and further powers and duties as shall be prescribed by ordinance; and

H. Report to the Commission, Mayor, City Council, Monitor, and public on the City's efforts to advance the mission of the Office of the Community Police Commission.

Section 6. Section 4.13.010 of the Seattle Municipal Code, last amended by Ordinance 124092 is amended as follows:

4.13.010 Exemptions from the Civil Service and Public Safety Civil Service Systems.

<table>
<thead>
<tr>
<th>Employment Unit</th>
<th>Titles of Exempt Positions</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. All Employing Units</td>
<td>Administrative Secretary</td>
</tr>
<tr>
<td></td>
<td>Assistant to the Superintendent</td>
</tr>
<tr>
<td></td>
<td>All legal advisors and associate legal advisors to employing units</td>
</tr>
<tr>
<td></td>
<td>Apprentice</td>
</tr>
<tr>
<td></td>
<td>Executive 1</td>
</tr>
<tr>
<td></td>
<td>Executive 2</td>
</tr>
</tbody>
</table>
Executive 3
Executive 4
IT Professional A, Exempt
IT Professional B, Exempt
IT Professional C, Exempt
Manager 1, Exempt
Manager 2, Exempt
Manager 3, Exempt
Office/Maintenance Aide
Strategic Advisor 1, Exempt
Strategic Advisor 2, Exempt
Strategic Advisor 3, Exempt

In addition to the Titles of Exempt Positions in All Employing Units the positions listed below are exempt from civil service in the specified departments.

2. Arts and Cultural Affairs, None
   Office of

3. Auditor, Office of the City All positions in the Office of the City Auditor except
   clerical positions classified in the Administrative
   Support class series

4. City Budget Office Admin Staff Analyst (PosNo. 00017844)
   Executive Assistant (PosNo. 00016933)

5. City Light City Light Superintendent
   Power Marketer
   Electric Utility Executive 3, Officer
   Electric Utility Executive 3, Director (not Officer level)
   Electric Utility Executive 2
   Electric Utility Executive 1
   Finance Analyst, Senior (PosNo. 10004697)

6. Civil Service Commission Administrative Staff Assistant (PosNo. 00025687)

7. Executive Administrative Staff Assistant (OCPC)
   Administrative Staff Assistant (OED) (PosNo. 10002037)
   Administrative Staff Assistant (OOH) (PosNo. 00017417)
   Administrative Staff Analyst (OSE) (PosNo.
10004696)  
All directors of offices in the Executive Department  
All positions in the Office of the Mayor  
Community Development Specialist (OED) (PosNo.  
10004691)  
Executive Assistant (OED) (PosNo. 00025562)  

8. Department of Finance and Administrative Services  
Claims Adjuster - FAS  
Investments/Debt Director  
Investments/Debt Director, Assistant  

9. Fire  
All positions included in the Public Safety Civil  
Service are exempt from Chapters 4.04 and the rules of  
City Personnel and the Civil Service Commission  
regarding examination, selection, discipline,  
termination and appeals.  
Executive Assistant, Senior (PosNo. 00007594)  

10. Hearing Examiner, Office of  
All positions in the Office of Hearing Examiner, except  
clerical positions classified in the Administrative  
Support and Accounting Support class series  

11. Human Services  
Executive Assistant, Senior (PosNo. 00011390)  

12. Information Technology, Department of  
Executive Assistant, Senior (PosNo. 00026709)  

13. Law  
All positions in the Law Department, except clerical  
positions classified in the Administrative Support and  
Accounting Support class series  

14. Legislative  
All positions in the Legislative Department, except  
clerical positions classified in the Administrative  
Support and Accounting Support class series  

15. Municipal Court  
All Municipal Judges, Magistrates, and Court  
Commissioners  
All positions in the Probation Counselor class series  
Administrative Specialist III (PosNo. 00023563)  
Research and Evaluation Assistant (PosNo. 00011478)  
Bailiff  
Bailiff, Chief  
Executive Assistant (PosNo. 00016207)  
Executive Assistant, Senior (PosNo. 00011524)  
Municipal Court Marshal
Municipal Court Marshal, Senior

Administrative Staff Assistant (PosNo. 10004293)
Executive Assistant, Senior (PosNo. 00022313)

Administrative Staff Assistant (PosNo. 00010227)
Administrative Staff Assistant (PosNo. 00025346)
Administrative Staff Assistant (PosNo. 00014435)

All positions included in the Public Safety Civil Service are exempt from Chapter 4.04 and the rules of City Personnel and the Civil Service Commission regarding examination, selection, discipline, termination and appeals.

Administrative Staff Assistant (PosNo. 10002374)
Executive Assistant, Senior (PosNo. 00006333)
Management Systems Analyst (PosNo. 10004666)
Police Chief, Assistant
Police Chief, Deputy
Victim Advocate (PosNo. 10004665)

None

Administrative Staff Analyst (PosNo. 10004468)
Executive Assistant, Senior (PosNo. 10001213)

All positions in the office of the Seattle Ethics and Elections Commission

None

Executive Assistant (PosNo. 00007689)
Administrative Specialist II (PosNo. 00007744)
Paralegal (PosNo. 10003513)

All positions of the Seattle Firefighter's Pension Board

Section 7. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.
Passed by a 2/3 vote of all the members of the City Council the 25th day of
March, 2013, and signed by me in open session in authentication of its passage this
25th day of March, 2013.

President of the City Council

Approved by me this 15th day of April, 2013.

Michael McGinn, Mayor

Filed by me this 3rd day of April, 2013.

Monica Martinez Simmons, City Clerk

(Seal)
FISCAL NOTE FOR NON-CAPITAL PROJECTS

<table>
<thead>
<tr>
<th>Department:</th>
<th>Contact Person/Phone:</th>
<th>CBO Analyst/Phone:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Executive</td>
<td>Glenn Harris/233-5199</td>
<td>Candice Livingston/233-7274</td>
</tr>
</tbody>
</table>

**Legislation Title:**
AN ORDINANCE related to the creation of the Office of the Community Police Commission within the Executive Department; amending Ordinance 124058 by establishing a budget control level, position authority and appropriations for the 2013 fiscal year; amending Section 1 of Ordinance 124021; creating new sections in Chapter 3.14 of the Seattle Municipal Code; and amending Section 4.13.010 of the Seattle Municipal Code to exempt a position from the Civil Service system; all by a 2/3 vote of the City Council.

**Summary of the Legislation:**
This legislation creates the structure and staffing in support of the Community Police Commission (CPC) established and defined by Executive Order 02-2012 and Ordinance 124021 per the United States Department of Justice (DOJ) and the City of Seattle settlement agreement and memorandum of understanding filed with the United States District Court: Western District of Washington. It also amends a related Ordinance and Section of the Seattle Municipal Code.

**Background:**
On July 27, 2012, the DOJ and the City of Seattle entered into a Settlement Agreement (Agreement) and Memorandum of Understanding (MOU) filed with the United States District Court: Western District of Washington, related to ensuring police services are delivered to the people of Seattle in a manner consistent with the Constitution and laws of the United States. These documents outline a substantive and meaningful role for a newly created CPC to provide ongoing community input regarding the reform process. The CPC was to be created within 90 days of the August 30, 2012 court filing of the Agreements.

On October 9, 2012, the Mayor issued Executive Order 02-2012 outlining the parameters for creating the CPC in order to begin the application process for selecting members. In addition, the City Council through Ordinance 124021, provided additional guidance consistent with and complementary to the Agreement and MOU regarding the role of the CPC in order to provide additional clarity to commission members and transparency for members of the public.

The City of Seattle is committed to providing the staff support necessary for the CPC to perform all of the duties and responsibilities outlined in this ordinance and the Agreements. The creation of the Office of the Community Police Commission (OCPC) Budget Control Level (BCL), authorization of positions, and appropriation of funding helps accomplish this task.
This action will not impact net 2013 Budget appropriations. It moves $362,865 from the Finance General reserve to a new BCL in the Executive Department. This leaves a remaining balance of approximately $532,000 in the reserve for miscellaneous implementation costs that may emerge as the work plan is developed. As required in the proviso in the 2013 Adopted Budget, the amount that remains in reserve may only be accessed if authorized through Council-approved legislation.

Below is a summary of Finance General reserve uses including this legislation:

<table>
<thead>
<tr>
<th>Action</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Creation of the OCPC</td>
<td>$362,865</td>
</tr>
<tr>
<td>Finance General amount required to pay for the monitor and initial OCPC set-up costs</td>
<td>$925,000</td>
</tr>
<tr>
<td>SPD – new positions and funding in 2013</td>
<td>$2,767,110</td>
</tr>
<tr>
<td>Remaining Reserve</td>
<td>$532,525</td>
</tr>
<tr>
<td></td>
<td>$4,587,500</td>
</tr>
</tbody>
</table>

This action also amends Section 1 of Council Ordinance 124021, indicating that the Mayor and City Council will assess the need for continuation of the Commission, staffing, and funding within six months of the termination of the settlement agreement.

Please check one of the following:

___ This legislation does not have any financial implications.

(Please skip to “Other Implications” section at the end of the document and answer questions a-h. Earlier sections that are left blank should be deleted. Please delete the instructions provided in parentheses at the end of each question.)

X This legislation has financial implications.

(If the legislation has direct fiscal impacts (e.g., appropriations, revenue, positions), fill out the relevant sections below. If the financial implications are indirect or longer-term, describe them in narrative in the “Other Implications” Section. Please delete the instructions provided in parentheses at the end of each title and question.)

Appropriations:

<table>
<thead>
<tr>
<th>Fund Name and Number</th>
<th>Department</th>
<th>Budget Control Level*</th>
<th>2013 Appropriation</th>
<th>2014 Anticipated Appropriation</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund 00100</td>
<td>Executive</td>
<td>Office of the Community Police Commission - X1P00</td>
<td>$362,865</td>
<td>$433,051</td>
</tr>
<tr>
<td>General Fund 00100</td>
<td>Finance General Reserve - 2QD00</td>
<td>($362,865)</td>
<td>($433,051)</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td></td>
<td><strong>$0</strong></td>
<td><strong>$0</strong></td>
</tr>
</tbody>
</table>

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

Appropriations Notes:

This appropriation provides for three positions and expense funding for the operation of the CPC. The 2013 appropriation is for 10 months of operations. The 2014 anticipated appropriation is for 12 months of operations plus anticipated cost increases.
Anticipated Revenue/Reimbursement Resulting from this Legislation:

<table>
<thead>
<tr>
<th>Fund Name and Number</th>
<th>Department</th>
<th>Revenue Source</th>
<th>2012 Revenue</th>
<th>2013 Revenue</th>
</tr>
</thead>
<tbody>
<tr>
<td>N/A</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Revenue/Reimbursement Notes:
None.

Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact:

<table>
<thead>
<tr>
<th>Position Title and Department</th>
<th>Position # for Existing Positions</th>
<th>Fund Name &amp; #</th>
<th>PT/FT</th>
<th>2012 Positions</th>
<th>2012 FTE</th>
<th>2013 Positions*</th>
<th>2013 FTE*</th>
</tr>
</thead>
<tbody>
<tr>
<td>StratAdvsr3, Exempt Executive</td>
<td>N/A</td>
<td>General Fund 00100</td>
<td>FT</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>StratAdvsr2, Exempt Executive</td>
<td>N/A</td>
<td>General Fund 00100</td>
<td>FT</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>Admin Staff Asst, Exempt Executive</td>
<td>N/A</td>
<td>General Fund 00100</td>
<td>FT</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td></td>
<td></td>
<td>3</td>
<td>3</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* 2013 positions and FTE are total 2013 position changes resulting from this legislation, not incremental changes. Therefore, under 2013, please be sure to include any continuing positions from 2012.

Position Notes:
None.

Do positions sunset in the future?
No

Spending/Cash Flow:

<table>
<thead>
<tr>
<th>Fund Name &amp; #</th>
<th>Department</th>
<th>Budget Control Level*</th>
<th>2012 Expenditures</th>
<th>2013 Anticipated Expenditures</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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

Spending/Cash Flow Notes:
None.
Other Implications:

a) Does the legislation have indirect financial implications, or long-term implications?  
No

b) What is the financial cost of not implementing the legislation?  
None, however, the CPC would not have staff or financial support.

c) Does this legislation affect any departments besides the originating department?  
Office of the Community Police Commission

d) What are the possible alternatives to the legislation that could achieve the same or similar objectives?  
There are no alternatives that would achieve similar objectives. This Office cannot share staff with other smaller commissions or offices due to the amount of workload expected.

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:

List attachments to the fiscal note below:
February 12, 2012

Honorable Sally J. Clark  
President  
Seattle City Council  
City Hall, 2nd Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill that creates an Office of the Community Police Commission (CPC) within the Executive Department and provides positions and funding to respond to requirements in the U. S. Department of Justice (DOJ) Memorandum of Understanding (MOU) signed July 27, 2012. This Council Bill creates three new exempt positions and transfers $362,865 from Finance General to a newly created Commission Budget Control Level. It also amends City Council Ordinance 124021 to ensure that review of the continuation of the CPC will occur within six months of the termination of the Settlement Agreement with DOJ.

On July 27, 2012, the DOJ and the City of Seattle entered into a Settlement Agreement and MOU (collectively Agreements) related to ensuring police services are delivered to the people of Seattle in a manner consistent with the Constitution and laws of the United States. The Agreements outline a substantive and meaningful role for a newly created CPC to provide ongoing community input regarding the reform process.

On October 9, 2012, Executive Order 02-2012 outlined the parameters for creating the CPC as called for in the MOU in order to begin the application process for selecting members. This Executive Order was released in collaboration with the City Council which approved Ordinance 124021 to provided additional guidance consistent with and complementary to the Agreement and MOU regarding the role of the CPC in order to provide additional clarity to commission members and transparency for members of the public.

The City is committed to provide the staff support necessary for the CPC to perform all of its duties. As the work of the CPC progresses, we will continue to evaluate the CPC’s workload to ensure the CPC has the appropriate staffing levels.

Thank you for your consideration of this legislation. Should you have any questions, please contact Candice Livingston at 206-233-7274.

Sincerely,

Michael McGinn  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council
CITY OF SEATTLE
ORDINANCE
COUNCIL BILL 117927

AN ORDINANCE related to the creation of the Office of the Community Police Commission within the Executive Department; amending Ordinance 124058 by establishing a budget control level, position authority and appropriations for the 2013 fiscal year; amending Section 1 of Ordinance 124021; creating new sections in Chapter 3.14 of the Seattle Municipal Code; and amending Section 4.13.010 of the Seattle Municipal Code to exempt a position from the Civil Service system; all by a 2/3 vote of the City Council.

WHEREAS, on July 27, 2012, the United States Department of Justice (DOJ) and the City of Seattle entered into a settlement agreement (Agreement) and memorandum of understanding (MOU) (collectively Agreements) related to ensuring police services are delivered to the people of Seattle in a manner consistent with the Constitution and laws of the United States; and

WHEREAS, on August 30, 2012, the United States District Court for the Western District of Washington provisionally approved the Agreement and ordered that the deadlines in the Agreement would run from August 27, 2012; and

WHEREAS, the Seattle Police Department (SPD) and the elected leadership of the City are committed to providing effective and constitutional policing for all of Seattle's residents and value the role of community input and participation to enhance and promote public safety; and

WHEREAS, the Agreements outline a substantive and meaningful role for the newly created Community Police Commission (CPC) to provide ongoing community input regarding the reform process; and

WHEREAS, on October 9, 2012, the Mayor issued Executive Order 02-2012 outlining the parameters for creating the CPC in order to begin the application process for selecting members; and

WHEREAS, City Council by Ordinance 124021 provided additional guidance, consistent with and complementary to the Agreement and MOU regarding the role of the CPC in order to provide additional clarity to commission members and transparency for members of the public; and

Form Last Revised: April 24, 2012
WHEREAS, the City will provide the staff support necessary for the CPC to perform all of the duties and responsibilities outlined in this ordinance and the Agreements; NOW, THEREFORE,

BE IT ORDEIGNED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Budget Control Level. The 2013 Adopted Budget is amended with the creation of the Office of the Community Police Commission budget control level (BCL) in the Executive Department added to Attachment A of Ordinance 124058 as follows:

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<th>BCL Name</th>
<th>BCL Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1</td>
<td>General Subfund</td>
<td>Executive Department</td>
<td>X1P00</td>
<td>Office of the Community Police Commission</td>
<td>The purpose of the Office of the Community Police Commission BCL is to leverage the ideas, talents, experience, and expertise of the community to provide ongoing community input into the development of Seattle Police Department reforms, the establishment of police priorities, and facilitation of police/community relationships necessary to promote public safety.</td>
</tr>
</tbody>
</table>

Termination of this BCL may not occur prior to the termination of the settlement agreement between the United States and the City.

Section 2. 2013 Funding Appropriation. The appropriations for the following items in the 2013 Budget are modified, as follows:
Funding in future years will be appropriated through the annual budget process.

Section 3. Position Authority. To carry out the purposes of the appropriation in Item 2.1, the following new positions, which are exempt from Civil Service and Public Safety Civil Service rules and laws, are created in the Executive Department – Office of the Community Police Commission:

<table>
<thead>
<tr>
<th>Item</th>
<th>Department</th>
<th>Position Title</th>
<th>Position Status</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>3.1</td>
<td>Executive Department</td>
<td>Strategic Advisor 3, Exempt</td>
<td>Full-time</td>
<td>1.0</td>
</tr>
<tr>
<td>3.2</td>
<td>Executive Department</td>
<td>Strategic Advisor 2, Exempt</td>
<td>Full-time</td>
<td>1.0</td>
</tr>
<tr>
<td>3.3</td>
<td>Executive Department</td>
<td>Administrative Staff Assistant</td>
<td>Full-time</td>
<td>1.0</td>
</tr>
</tbody>
</table>

These positions are created upon the effective date of this Ordinance.

Section 4: Section 1 of Ordinance 124021 is amended as follows:

Section 1. Commission Established. The City of Seattle hereby establishes the Community Police Commission. The CPC will consist of 15 members and remain in existence until terminated by the City, but this termination may not occur prior to the termination of the settlement agreement between the United States and the City of Seattle. Within six months of the termination of the settlement agreement by the Federal Court, the Mayor and City Council will assess the need for continuation of the CPC and the Office of the Community Police Commission.
Section 5. A new Subchapter IX to Chapter 3.14 is added to the Seattle Municipal Code as follows:

Subchapter IX

Office of the Community Police Commission

3.14.981 Background. On July 27, 2012, the United States Department of Justice and the City of Seattle entered into a Settlement Agreement and Memorandum of Understanding (collectively Agreements) related to ensuring police services provided by the Seattle Police Department are delivered to the people of Seattle in a manner consistent with the Constitution and laws of the United States. The Agreements outline a substantive and meaningful role for a newly created Community Police Commission.


There is created within the Executive Department an Office of the Community Police Commission, under the direction of the Mayor. The purpose of the Office of the Community Police Commission is to provide staff support to the Community Police Commission created by Executive Order 02-2012 and Ordinance 124021. It is intended that if the Community Police Commission is terminated, this staff support will be eliminated.


A. The Executive Director of the Office of the Community Police Commission shall be appointed by the Mayor, subject to confirmation by a majority vote of all members of the City Council, and may be removed by the Mayor at any time upon filing a statement of reason with the City Council.

B. In case of a vacancy, the Mayor may appoint an interim Executive Director for a period not to exceed 120 days from the date of appointment. The Mayor shall appoint an Executive Director before the end of the interim appointment for confirmation by the City Council.

3.14.984 Executive Director -- Duties.

The duties of the Executive Director of the Office of the Community Police Commission are as follows:

A. Oversee and manage the functions of the Office of the Community Police Commission to advance the mission of the Office;
B. Appoint, remove, supervise and control officers and employees in the Office of the Community Police Commission;

C. Manage the preparation of the proposed budget of the Office of the Community Police Commission, authorize necessary expenditures and enter into contracts for professional and expert services in accordance with the adopted budget, develop and manage programs, and undertake authorized activities;

D. Execute, administer, modify and enforce such agreements and instruments as he or she shall deem reasonably necessary to implement programs and carry out the responsibilities, functions, and activities of the Office of the Community Police Commission; apply for grants and donations for department programs; and solicit and use volunteer services;

E. Serve, in conjunction with other affected Department heads, as the City's representative to boards, commissions, and organizations engaged in issues pertaining to Constitutional policing;

F. Exercise such other and further powers and duties as shall be prescribed by ordinance; and

H. Report to the Mayor and City Council on the City's efforts to advance the mission of the Office of the Community Police Commission.

Section 6. Section 4.13.010 of the Seattle Municipal Code, last amended by Ordinance 124092 is amended as follows:

4.13.010 Exemptions from the Civil Service and Public Safety Civil Service Systems.

<table>
<thead>
<tr>
<th>Employment Unit</th>
<th>Titles of Exempt Positions</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. All Employing Units</td>
<td>Administrative Secretary</td>
</tr>
<tr>
<td></td>
<td>Assistant to the Superintendent</td>
</tr>
<tr>
<td></td>
<td>All legal advisors and associate legal advisors to employing units</td>
</tr>
<tr>
<td></td>
<td>Apprentice</td>
</tr>
<tr>
<td></td>
<td>Executive 1</td>
</tr>
<tr>
<td></td>
<td>Executive 2</td>
</tr>
<tr>
<td></td>
<td>Executive 3</td>
</tr>
<tr>
<td></td>
<td>Executive 4</td>
</tr>
<tr>
<td></td>
<td>IT Professional A, Exempt</td>
</tr>
</tbody>
</table>
2. Arts and Cultural Affairs, Office of
   None

3. Auditor, Office of the City
   All positions in the Office of the City Auditor except clerical positions classified in the Administrative Support class series

4. City Budget Office
   Admin Staff Analyst (PosNo. 00017844)
   Executive Assistant (PosNo. 00016933)

5. City Light
   City Light Superintendent
   Power Marketer
   Electric Utility Executive 3, Officer
   Electric Utility Executive 3, Director (not Officer level)
   Electric Utility Executive 2
   Electric Utility Executive 1
   Finance Analyst, Senior (PosNo. 10004697)

6. Civil Service Commission
   Administrative Staff Assistant (PosNo. 00025687)

7. Executive
   Administrative Staff Assistant (OCPC)
   Administrative Staff Assistant (OED) (PosNo. 10002037)
   Administrative Staff Assistant (OOH) (PosNo. 00017417)
   Administrative Staff Analyst (OSE) (PosNo. 10004696)
   All directors of offices in the Executive Department
   All positions in the Office of the Mayor
Community Development Specialist (OED) (PosNo. 10004691)
Executive Assistant (OED) (PosNo. 00025562)

8. Department of Finance and Administrative Services
Claims Adjuster - FAS
Investments/Debt Director
Investments/Debt Director, Assistant

9. Fire
All positions included in the Public Safety Civil Service are exempt from Chapters 4.04 and the rules of City Personnel and the Civil Service Commission regarding examination, selection, discipline, termination and appeals.
Executive Assistant, Senior (PosNo. 00007594)

10. Hearing Examiner, Office of
All positions in the Office of Hearing Examiner, except clerical positions classified in the Administrative Support and Accounting Support class series

11. Human Services
Executive Assistant, Senior (PosNo. 00011390)

12. Information Technology, Department of
Executive Assistant, Senior (PosNo. 00026709)

13. Law
All positions in the Law Department, except clerical positions classified in the Administrative Support and Accounting Support class series

14. Legislative
All positions in the Legislative Department, except clerical positions classified in the Administrative Support and Accounting Support class series

15. Municipal Court
All Municipal Judges, Magistrates, and Court Commissioners
All positions in the Probation Counselor class series
Administrative Specialist III (PosNo. 00023563)
Research and Evaluation Assistant (PosNo. 00011478)
Bailiff
Bailiff, Chief
Executive Assistant (PosNo. 00016207)
Executive Assistant, Senior (PosNo. 00011524)
Municipal Court Marshal
Municipal Court Marshal, Senior

16. Neighborhoods
Administrative Staff Assistant (PosNo. 10004293)
Executive Assistant, Senior (PosNo. 00022313)
<table>
<thead>
<tr>
<th>No.</th>
<th>Department/Board</th>
<th>Positions/Staff</th>
</tr>
</thead>
<tbody>
<tr>
<td>17.</td>
<td>Parks and Recreation</td>
<td>Administrative Staff Assistant (PosNo. 00010227)</td>
</tr>
<tr>
<td>18.</td>
<td>Personnel</td>
<td>Administrative Staff Assistant (PosNo. 00025346)</td>
</tr>
<tr>
<td>19.</td>
<td>Planning and Development, Department of</td>
<td>Administrative Staff Assistant (PosNo. 00014435)</td>
</tr>
<tr>
<td>20.</td>
<td>Police</td>
<td>All positions included in the Public Safety Civil Service are exempt from Chapter 4.04 and the rules of City Personnel and the Civil Service Commission regarding examination, selection, discipline, termination and appeals. Administrative Staff Assistant (PosNo. 10002374) Executive Assistant, Senior (PosNo. 00006333) Management Systems Analyst (PosNo. 10004666) Police Chief, Assistant Police Chief, Deputy Victim Advocate (PosNo. 10004665)</td>
</tr>
<tr>
<td>21.</td>
<td>Public Safety Civil Service Commission</td>
<td>None</td>
</tr>
<tr>
<td>22.</td>
<td>Retirement</td>
<td>Administrative Staff Analyst (PosNo. 10004468)</td>
</tr>
<tr>
<td>23.</td>
<td>Seattle Center</td>
<td>Executive Assistant, Senior (PosNo. 10001213)</td>
</tr>
<tr>
<td>24.</td>
<td>Seattle Ethics and Elections Commission</td>
<td>All positions in the office of the Seattle Ethics and Elections Commission</td>
</tr>
<tr>
<td>25.</td>
<td>Seattle Public Utilities</td>
<td>None</td>
</tr>
<tr>
<td>26.</td>
<td>Transportation</td>
<td>Executive Assistant (PosNo. 00007689) Administrative Specialist II (PosNo. 00007744) Paralegal (PosNo. 10003513)</td>
</tr>
<tr>
<td>27.</td>
<td>Seattle Firefighter's Pension Board</td>
<td>All positions of the Seattle Firefighter's Pension Board</td>
</tr>
</tbody>
</table>
Section 7. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by a 2/3 vote of all the members of the City Council the ___ day of _______________, 2013, and signed by me in open session in authentication of its passage this ___ day of _______________, 2013.

________________________________________
President _____________ of the City Council

Approved by me this ___ day of ________________, 2013.

________________________________________
Michael McGinn, Mayor

Filed by me this ___ day of ________________, 2013.

________________________________________
Monica Martinez Simmons, City Clerk

(Seal)
STATE OF WASHINGTON -- KING COUNTY

296346
CITY OF SEATTLE, CLERKS OFFICE

No. 124145, 146, 147, 148, 149

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: TITLE ONLY ORDINANCE

was published on

04/12/13

The amount of the fee charged for the foregoing publication is the sum of $99.00 which amount has been

Subscribed and sworn to before me on

04/12/2013

Notary public for the State of Washington, residing in Seattle
ORDINANCE NO. 124145

AN ORDINANCE relating to the creation of the Office of the Community Police Commission within the Executive Department; amending Ordinance 124056 by establishing a budget control level; position authority and appropriations for the 2016 fiscal year; amending Section 1 of Ordinance 124058, creating new sections in Chapter 9.14 of the Seattle Municipal Code; and amending Section 4.13.010 of the Seattle Municipal Code to exempt a position from the Civil Service system; all by a 2/3 vote of the City Council.

ORDINANCE NO. 124146

AN ORDINANCE relating to contracting indebtedness; amending Ordinance 124053 to lower the amount of bonds authorized to be issued thereunder and amending Exhibit A to Ordinance 124053 to adjust the projects listed thereon.

ORDINANCE NO. 124147

AN ORDINANCE related to the 2018 budget; amending Ordinance 124059 by increasing appropriations to the Police Department and reducing appropriations to Finance General, creating seven new positions, amending Council Green Sheet 671-04, and certifying and confirming certain prior acts.

ORDINANCE NO. 124148

AN ORDINANCE authorizing the Director of Finance and Administrative Services to execute an Amended and Restated Lease between the City of Seattle and EP Seattle Fifth Avenue LLC; a Washington limited liability company, for a portion of the property located at 705 5th Avenue, commonly known as the Seattle Municipal Tower.

ORDINANCE NO. 124149

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

Date of publication in the Seattle Daily Journal of Commerce, April 12, 2013.