



SEATTLE CITY COUNCIL

Legislative Summary

CB 118533

Record No.: CB 118533

Type: Ordinance (Ord)

Status: Passed

Version: 2

124901

In Control: City Clerk

File Created: 09/22/2015

Final Action: 12/01/2015

Title: AN ORDINANCE relating to the annual budget of the Office of Arts and Culture; amending Section 5.40.120 of the Seattle Municipal Code.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Licata

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: adam.schaefer@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

Yes

No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	09/28/2015	Mayor's leg transmitted to Council	City Clerk			
	Action Text:		The Council Bill (CB) was Mayor's leg transmitted to Council. to the City Clerk				
	Notes:						
1	City Clerk	10/20/2015	sent for review	Budget Committee			
	Action Text:		The Council Bill (CB) was sent for review. to the Budget Committee				
	Notes:						
1	Full Council	10/26/2015	referred	Budget Committee			
	Action Text:		The Council Bill (CB) was referred. to the Budget Committee				
	Notes:						
1	Budget Committee	11/16/2015	pass				Pass
	Action Text:		The Committee recommends that Full Council pass the Council Bill (CB).				
			In Favor: 7	Chair Licata, Member Bagshaw, Member Burgess, Member Godden, Member O'Brien, Member Rasmussen, Member Sawant			
			Opposed: 0				
			Absent(NV): 1	Okamoto			

- 1 Budget Committee 11/16/2015 pass as amended Pass
Action Text: The Committee recommends that Full Council pass as amended the Council Bill (CB).
In Favor: 7 Chair Licata, Member Bagshaw, Member Burgess, Member Godden,
Member O'Brien, Member Rasmussen, Member Sawant
Opposed: 0
Absent(NV): 1 Okamoto
- 1 Full Council 11/23/2015 passed Pass
Action Text: The Council Bill (CB) was passed by the following vote and the President signed the Bill:
Notes:
In Favor: 9 Councilmember Bagshaw, Council President Burgess, Councilmember
Godden, Councilmember Harrell, Councilmember Licata, Councilmember
O'Brien, Okamoto, Councilmember Rasmussen, Councilmember Sawant
Opposed: 0
- 2 City Clerk 11/30/2015 submitted for Mayor
Mayor's signature
Action Text: The Council Bill (CB) was submitted for Mayor's signature. to the Mayor
Notes:
- 2 Mayor 12/01/2015 Signed
Action Text: The Council Bill (CB) was Signed.
Notes:
- 2 Mayor 12/01/2015 returned City Clerk
Action Text: The Council Bill (CB) was returned. to the City Clerk
Notes:
- 2 City Clerk 12/01/2015 attested by City
Clerk
Action Text: The Ordinance (Ord) was attested by City Clerk.
Notes:
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CITY OF SEATTLE
ORDINANCE 124901
COUNCIL BILL 118533

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4
5 AN ORDINANCE relating to the annual budget of the Office of Arts and Culture; amending
6 Section 5.40.120 of the Seattle Municipal Code.

7
8 WHEREAS, in November 2002, Ordinance 121006 reorganized the Seattle Arts Commission
9 (SAC) into a new Executive department, the Office of Arts and Cultural Affairs (now
10 called the Office of Arts & Culture (ARTS)); recreated SAC as an advisory body; set
11 forth duties of ARTS and SAC, and the budget role of SAC; and affirmed ARTS use of
12 20 percent of the City's Admission Tax revenues; and

13 WHEREAS, in November 2009, Ordinance 123155 increased the portion of the Admission Tax
14 revenue directed to ARTS from 20 percent to 75 percent, and established these revenues,
15 rather than General Fund resources, as the key source for ARTS funding; and

16 WHEREAS, Ordinance 123155 clarified that the City Council's dedication of a portion of the
17 City's Admission Tax revenues to arts and culture was intended to provide a "relatively
18 stable, reliable and dedicated revenue stream to fund [ARTS] core programs"; and

19 WHEREAS, Ordinance 123460 clarified the list of funding priorities, required that ARTS
20 develop fiscal policies related to the use of Arts Account funds, and supported short-term
21 use of funds for Department of Parks and Recreation uses until the end of 2012; and

22 WHEREAS, the Mayor's proposed budget for 2016 increases the portion of the Admission Tax
23 revenue directed to ARTS from 75 percent to 80 percent, which affects Section 5.40.120
24 of the Seattle Municipal Code;

25 NOW, THEREFORE,

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

1 Section 1. Subsection 5.40.120.A of the Seattle Municipal Code, which section was last
2 amended by Ordinance 124539, is amended as follows:

3 **5.40.120 Receipts to General Subfund and Arts Account**

4 A. Receipts shall be allocated as follows:

5 1. Beginning January 1, 2016, ~~(())~~all receipts from the admission tax levied in this
6 Chapter 5.40 shall be placed in the General Subfund of the General Fund, except that ~~((75))~~ 80
7 percent of all admission tax receipts shall be deposited into the Arts Account of the General
8 Subfund of the General Fund.

9 2. Beginning January 1, 2017, all receipts from the admission tax levied in this
10 Chapter 5.40 shall be placed in the General Subfund of the General Fund, except that 90 percent
11 of all admission tax receipts shall be deposited into the Arts Account of the General Subfund of
12 the General Fund.

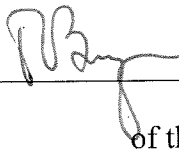
13 3. Beginning January 1, 2018, all receipts from the admission tax levied in this
14 Chapter 5.40 shall be deposited into the Arts Account of the General Subfund of the General
15 Fund.

16 * * *


17 Section 2. If the Mayor determines in any given year's proposed annual budget that the
18 City's financial condition and revenue growth is not sufficient to offset the resulting loss of
19 General Subfund resources, then the Mayor shall transmit for the Council's consideration budget
20 legislation proposing to amend Seattle Municipal Code section 5.40.120 to change the allocation
21 of admission tax receipts to be deposited into the Art Account of the General Subfund of the
22 General Fund.

1 Section 3. 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 23rd day of November, 2015, and
5 signed by me in open session in authentication of its passage this
6 23rd day of November, 2015.

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8 
9 President _____ of the City Council

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11 Approved by me this 1st day of December, 2015.

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14 Edward B. Murray, Mayor

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16 Filed by me this 1st day of December, 2015.

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18 
19 Monica Martinez Simmons, City Clerk

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21
22 (Seal)
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SUMMARY and FISCAL NOTE*

Department:	Contact Person/Phone:	Executive Contact/Phone:
Office of Arts and Culture	Jane Morris/684-7172	Candice Foote/233-7274

* Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.

1. BILL SUMMARY

Legislation Title:

AN ORDINANCE relating to the annual budget of the Office of Arts and Culture; amending Section 5.40.120 of the Seattle Municipal Code.

Summary and background of the Legislation: This legislation affects the use of Admission Tax revenues dedicated to the Office of Arts and Culture (Arts). Currently, Arts receives 75% of the City’s Admission Tax (Ad Tax) revenues to fund projects related to their stated mission (SMC 5.40.120). The 2016 Proposed Budget includes programming that assumes that Arts receives 80% of Ad Tax revenues in 2016 and beyond. This legislation codifies this change to Arts allocation.

2. CAPITAL IMPROVEMENT PROGRAM

 This legislation creates, funds, or amends a CIP Project.

3. SUMMARY OF FINANCIAL IMPLICATIONS

 X This legislation has direct financial implications.

Budget program(s) affected:				
Estimated \$ Appropriation change:	General Fund \$		Other \$	
	2015	2016	2015	2016
	\$0	\$0	\$0	\$441,000
Estimated \$ Revenue change:	Revenue to General Fund		Revenue to Other Funds	
	2015	2016	2015	2016
	\$0	\$0	\$0	\$540,000
Positions affected:	No. of Positions		Total FTE Change	
	2015	2016	2015	2016
	0	0	0	0
Other departments affected:				

3.a. Appropriations

 X This legislation adds, changes, or deletes appropriations.

Appropriations Notes:

Appropriation changes for Arts are included in the 2016 Proposed Budget.

3.b. Revenues/Reimbursements

This legislation adds, changes, or deletes revenues or reimbursements.

Revenue/Reimbursement Notes:

Revenue changes for Arts are included in the 2016 Proposed Budget.

3.c. Positions

This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

- a) **Does the legislation have indirect or long-term financial impacts to the City of Seattle that are not reflected in the above?**
This legislation increases the percentage of Admission Tax to Arts in perpetuity until changed by ordinance.
- b) **Is there financial cost or other impacts of not implementing the legislation?**
Arts has included programming in the 2016 Proposed Budget dependent on this funding. If this legislation is not passed, Arts will be unable fund these initiatives.
- c) **Does this legislation affect any departments besides the originating department?**
No.
- d) **Is a public hearing required for this legislation?**
No.
- e) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No.
- f) **Does this legislation affect a piece of property?**
No.
- g) **Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?**
This funding will be used for programs that support the goals of the Race and Social Justice Initiative.

- h) If this legislation includes a new initiative or a major programmatic expansion:
What are the long-term and measurable goals of the program? Please describe how
this legislation would help achieve the program's desired goals.**

This funding will be used to support the long-term goals of: restoring arts education in Seattle Public Schools by increasing support for Creative Advantage; increasing the work readiness of youth by increasing the number of youth participating in job training in creative arts; and preserving cultural spaces by increasing grant making capacity in Arts. Additional details regarding these budgetary changes can be found in the Mayor's 2016 Proposed Budget.

- i) Other Issues:**

List attachments/exhibits below:

STATE OF WASHINGTON -- KING COUNTY

--SS.

331470

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 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:124901 TITLE ONLY

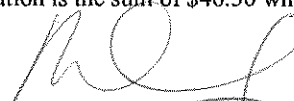
was published on

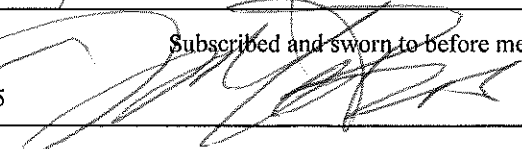
12/16/15

The amount of the fee charged for the foregoing publication is the sum of \$46.50 which amount has been paid in full.



Affidavit of Publication



Subscribed and sworn to before me on
12/16/2015


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 November 23, 2015, 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) 684-8944

Ordinance 124901

AN ORDINANCE relating to the annual budget of the Office of Arts and Culture; amending Section 5.40.120 of the Seattle Municipal Code.

Date of publication in the Seattle Daily Journal of Commerce, December 16, 2015.
12/16(331470)