

RESOLUTION No. 30889

Peter Steinbrueck (3)

A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be held on November 7, 2006, to amend Subsection 1.D and Subsection 1.J of Article IV and Section 16 of Article VIII of the Charter of the City of Seattle to change "City Comptroller" to "City Clerk" and to bring the assignment of duties assigned to the City Clerk by this amendment into conformity with prior Charter amendments; calling on the City Clerk to certify the proposed amendment to the Director of the Department of Records and Elections of King County and requesting and directing such Director to call a special election and submit the proposition to City voters; and providing for the publication of such proposed amendment.

Pass 4-0
Steinbrueck
Licata
McIver
Godden

Introduced: JUL 17 2006	By: STEINBRUECK
Referred: JUL 17 2006	To: <i>Special Committee on Charter Amendments</i>
Referred:	To:
Reported: 7-31-06	
Passed: 7-31-06	Signed: 7-31-06
Filed: 7/31/06	Published: <i>full 3PR</i>

7-24-06 - Held 1 week
7-31-06 Adopted 8-0
(Not Volung: Clerk)

US5171

Law Department

(Handwritten initials)

RESOLUTION 30889

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2 A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be held
3 on November 7, 2006, to amend Subsection 1.D and Subsection 1.J of Article IV and Section 16
4 of Article VIII of the Charter of the City of Seattle to change "City Comptroller" to "City Clerk"
5 and to bring the assignment of duties assigned to the City Clerk by this amendment into
6 conformity with prior Charter amendments; calling on the City Clerk to certify the proposed
7 amendment to the Director of the Department of Records and Elections of King County and
8 requesting and directing such Director to call a special election and submit the proposition to
9 City voters; and providing for the publication of such proposed amendment.

10 WHEREAS, in 1991 and 1999 City of Seattle voters approved charter amendments that eliminated
11 the position of City Comptroller and transferred certain duties of the Comptroller to the City
12 Clerk; and

13 WHEREAS, Subsection 1.D and Subsection 1.J of Article IV of the City Charter were overlooked
14 during these previous charter amendments, and those sections continue to refer to
15 "Comptroller" rather than "City Clerk" as was intended; NOW THEREFORE,

16 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE AS**
17 **FOLLOWS:**

18 Section 1. Subject to the approval of a proposition by a majority of the qualified electors
19 casting votes thereon, Subsection 1.D and Subsection 1.J of Article IV and Section 16 of Article VIII
20 of the Charter of the City of Seattle are each amended as follows:

21 **ARTICLE IV. Legislative Department**

22 * * *

23 **Section 1. D. WHEN REJECTED MEASURE AND SUBSTITUTE SUBMITTED TO**
24 **PEOPLE; GENERAL AND SPECIAL ELECTIONS:** If the City Council rejects any initiative
25 measure, or shall during forty-five (45) days after receipt thereof have failed to take final action
26 thereon, or shall have passed a different measure dealing with the same subject, the said rejected
27 initiative measure and such different measure dealing with the same subject, if any has been passed,
28 shall be taken in charge by the City Clerk (~~Comptroller~~), and the City Council shall order the



1 measure submitted to the qualified electors for approval or rejection at the next regularly scheduled
2 election, irrespective of whether it is a state or municipal election or a primary or general election;
3 but the City Council may in its discretion designate submission be at a general election rather than a
4 primary or call an earlier special election.

5 * * *

6
7 **Section 1. J. REFERENDUM BY PETITION; EFFECT OF; VERIFICATION OF**
8 **SIGNATURES:** The referendum may be invoked by petition bearing the signatures of the required
9 percentage of qualified voters as to any non-emergency law or ordinance or any section, item or part
10 of any such law or ordinance, which petition shall be filed with the City Clerk (~~Comptroller~~) before
11 the day fixed for the taking effect of the said law or ordinance, which shall in no case be less than
12 thirty (30) days after the final favorable action thereon by the Mayor and City Council, acting in their
13 usual prescribed manner as the ordinary legislative authority of the City, and the filing of such
14 referendum petition as to any such ordinance or section, item or part thereof, shall operate to suspend
15 the taking effect of the same, or any further action thereon, except as herein provided, viz: The City
16 Clerk (~~Comptroller~~) shall verify the sufficiency of the signatures to the petition and transmit it,
17 together with his or her report thereon, to the City Council, at a regular meeting not less than twenty
18 (20) days after the filing of the petition.
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23 **ARTICLE VIII. Financial and Clerical**

24 * * *

25 **Sec. 16. CERTAIN DUTIES AND FUNCTIONS MAY BE REASSIGNED:** The terms
26 "City Comptroller" and "City Treasurer" as may be used outside this Charter shall refer to the
27
28




1 Director of Finance, except as the Council may by ordinance re-assign those functions. The duties
2 and functions of the former City Comptroller and City Treasurer assigned by this or another
3 contemporaneous 1999 charter amendment, or by the 2006 amendment to Subsections 1.D and 1.J of
4 Article IV of this Charter, also may be re-assigned by ordinance.

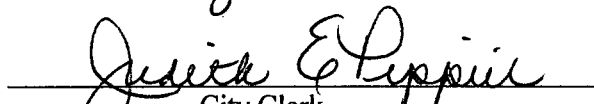
5
6 Section 2. The King County Director of Records and Elections, as ex officio supervisor
7 of elections, is hereby requested to call a special election and is directed to submit the charter
8 amendment proposed herein to the qualified electors of the City at the election on November 7, 2006.
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11 Section 3. The City Clerk shall certify to the Director of the Department of Records and
12 Elections of King County as Supervisor of Elections the charter amendment proposed herein in the
13 form of a ballot title prepared by the City Attorney pursuant to RCW 29A.36.071, and shall certify a
14 copy of the proposed Charter amendment, and the same shall be published by the City Clerk in
15 accordance with state law.
16

17
18 Adopted by the City Council the 31st day of JULY, 2006, and signed by me in
19 open session in authentication of its adoption this 31st day of JULY, 2006.

20
21 
22 President _____ of the City Council

23 Filed by me this 1 day of August, 2006.

24
25 
26 City Clerk

27 (Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Legislative	Martha Lester / 4-8149	NA

Legislation Title:

A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be held on November 7, 2006, to amend Subsection 1.D and Subsection 1.J of Article IV and Section 16 of Article VIII of the Charter of the City of Seattle to change "City Comptroller" to "City Clerk" and to bring the assignment of duties assigned to the City Clerk by this amendment into conformity with prior Charter amendments; calling on the City Clerk to certify the proposed amendment to the Director of the Department of Records and Elections of King County and requesting and directing such Director to call a special election and submit the proposition to City voters; and providing for the publication of such proposed amendment.

• **Summary of the Legislation:**

This resolution would submit a proposition to Seattle voters to amend the City Charter to change "City Comptroller" to "City Clerk" and to bring the assignment of duties assigned to the City Clerk by this amendment into conformity with prior Charter amendments.

• **Background:** *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):*

In 1991 and 1999, City of Seattle voters approved Charter amendments that eliminated the position of City Comptroller and transferred certain duties of the Comptroller to the City Clerk. Subsection 1.D and Subsection 1.J of the City Charter were overlooked during these previous Charter amendments, and those sections continue to refer to "Comptroller" rather than "City Clerk" as was intended. Therefore, the City Council proposes this Charter amendment to change "City Comptroller" to "City Clerk" and to bring the assignment of duties assigned to the City Clerk by this amendment into conformity with the prior Charter amendments.

• *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.)*



STATE OF WASHINGTON – KING COUNTY

--SS.

201144
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:30889 RESOLUTION

was published on

08/03/06

The amount of the fee charged for the foregoing publication is the sum of \$ 172.50, which amount has been paid in full.



[Handwritten Signature]

Subscribed and sworn to before me on

08/03/06

[Handwritten Signature]

Notary public for the State of Washington
residing in Seattle

State of Washington, King County

City of Seattle

RESOLUTION 30889

A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be held on November 7, 2006, to amend Subsection 1.D and Subsection 1.J of Article IV and Section 16 of Article VIII of the Charter of the City of Seattle to change "City Comptroller" to "City Clerk" and to bring the assignment of duties assigned to the City Clerk by this amendment into conformity with prior Charter amendments; calling on the City Clerk to certify the proposed amendment to the Director of the Department of Records and Elections of King County and requesting and directing such Director to call a special election and submit the proposition to City voters; and providing for the publication of such proposed amendment.

WHEREAS, in 1991 and 1999 City of Seattle voters approved charter amendments that eliminated the position of City Comptroller and transferred certain duties of the Comptroller to the City Clerk; and

WHEREAS, Subsection 1.D and Subsection 1.J of Article IV of the City Charter were overlooked during these previous charter amendments; and those sections continue to refer to "Comptroller" rather than "City Clerk" as was intended; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE AS FOLLOWS:

Section 1: Subject to the approval of a proposition by a majority of the qualified electors casting votes thereon; Subsection 1.D and Subsection 1.J of Article IV and Section 16 of Article VIII of the Charter of the City of Seattle are each amended as follows:

ARTICLE IV Legislative Department

Section 1. D. WHEN REJECTED MEASURE AND SUBSTITUTE SUBMITTED TO PEOPLE GENERAL AND SPECIAL ELECTIONS: If the City Council rejects any initiative measure, or shall during forty-five (45) days after receipt thereof have failed to take final action thereon, or shall have passed a different measure dealing with the same subject, the said rejected initiative measure and such different measure dealing with the same subject, if any has been passed, shall be taken in charge by the City Clerk ((Comptroller)), and the City Council shall order the measure submitted to the qualified electors for approval or rejection at the next regularly scheduled election, irrespective of whether it is a state or municipal election or a primary or general election, but the City Council may in its discretion designate submission be at a general election rather than a primary or call an earlier special election.

Section 1. J. REFERENDUM BY PETITION; EFFECT OF; VERIFICATION OF SIGNATURES: The referendum may be invoked by petition bearing the signatures of the required percentage of qualified voters as to any non-emergency law or ordinance or any section, item or part of any such law or ordinance, which petition shall be filed with the City Clerk ((Comptroller)) before the day fixed for the taking effect of the said law or ordinance, which shall in no case be less than thirty (30) days after the final favorable action thereon by the Mayor and City Council, acting in their usual prescribed manner as the ordinary legislative authority of the City, and the filing of such referendum petition as to any such ordinance or section, item or part thereof, shall operate to suspend the taking effect of the same, or any further action thereon, except as herein provided, viz: The City Clerk ((Comptroller)) shall verify the sufficiency of the signatures to the petition and transmit it, together with his or her report thereon, to the City Council, at a regular meeting not less than twenty (20) days after the filing of the petition.

ARTICLE VIII. Financial and Clerical

Sec. 16. CERTAIN DUTIES AND FUNCTIONS MAY BE REASSIGNED: The terms "City Comptroller" and "City Treasurer" as may be used outside this Charter shall refer to the Director of Finance, except as the Council may by ordinance reassign those functions. The duties and functions of the former City Comptroller and City Treasurer assigned by this or another contemporaneous 1999 charter amendment, or by the 2006 amendment to Subsections 1.D and 1.J of Article IV of this Charter, also may be re-assigned by ordinance.

Section 2. The King County Director of Records and Elections, as ex officio supervisor of elections, is hereby requested to call a special election and is directed to submit the charter amendment proposed herein to the qualified electors of the City at the election on November 7, 2006.

Section 3. The City Clerk shall certify to the Director of the Department of Records and Elections of King County as Supervisor of Elections the charter amendment proposed herein in the form of a ballot title prepared by the City Attorney pursuant to RCW 29A.36.071, and shall certify a copy of the proposed Charter amendment, and the same shall be published by the City Clerk in accordance with state law.

Adopted by the City Council the 31st day of July, 2006, and signed by me in open session in authentication of its adoption this 31st day of July, 2006.

Nick Licata

President of the City Council

Filed by me this 31st day of July, 2006.

(Seal) Judith Pippin

City Clerk

Publication ordered by JUDITH PIPPIN
City Clerk

Date of publication in the Seattle Daily Journal of Commerce, August 3, 2006.

8/3(201144)