

RESOLUTION No. 30892

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Peter Steinbrueck

A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be held on November 7, 2006, to amend Section 2 of Article XIV and Section 4 of Article XIX of the Charter of the City of Seattle to delete obsolete references to Section 10 of Article XIX; 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
Godde

Introduced: <i>JUL 17 2006</i>	By: STEINBRUECK
Referred: <i>JUL 17 2006</i>	To: <i>Special Committee on Charter Amendments</i>
Referred:	To:
Reported: <i>7-31-06</i>	
Passed: <i>7-31-06</i>	Signed: <i>7-31-06</i>
Filed: <i>7/31/06</i>	Published: <i>Full 3 pag. [initials]</i>

7-24-06 Held 1 week
7-31-06 Adopted 8-0
(Not voting: Clark)

[Circular stamp]

Law Department

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3 **RESOLUTION 30892**

4 A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be
5 held on November 7, 2006, to amend Section 2 of Article XIV and Section 4 of Article XIX
6 of the Charter of the City of Seattle to delete obsolete references to Section 10 of Article
7 XIX; 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.

8 WHEREAS, Section 2 of Article XIV and Section 4 of Article XIX of the City Charter each
9 make reference to "Section 10" of Article XIX; and

10 WHEREAS, Section 10 of Article XIX was repealed in 1973; and

11 WHEREAS, removal of references to a section of the Charter that no longer exists can eliminate
12 confusion on the part of readers of the Charter; NOW THEREFORE,

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

15 Section 1. Subject to the approval of a proposition by a majority of the qualified
16 electors casting votes thereon, Section 2 of Article XIV and Section 4 of Article XIX of the
17 Charter of the City of Seattle are amended as follows:

18 **ARTICLE XIV. City Planning Commission**

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20 * * *

21 **Sec. 2.** The Mayor may remove any member of the City Planning Commission subject
22 to like confirmation. Members shall receive no compensation for service on said Commission as
23 such. ~~((Such membership shall not constitute a violation of Article XIX, Sec. 10 of this~~
24 ~~Charter.))~~
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2 **ARTICLE XIX. Officers; Terms and Vacancies**

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5 **Sec. 4. OATH OF OFFICE; OFFICIAL BOND:** Every Councilmember and every
6 other officer of the City and the head of every department, before entering upon the duties of his
7 or her office, shall take and subscribe an oath or affirmation that he or she possesses all the
8 qualifications prescribed for his or her office, by this Charter; that he or she will support the
9 Constitution of the United States, and of the State of Washington, and the Charter and ordinances
10 of The City of Seattle; ~~((that he or she will faithfully comply with and abide by all the~~
11 ~~requirements of Section 10 of this Article,))~~ and that he or she will faithfully conduct himself or
12 herself in office. Every officer, when so required by law or ordinance, shall, before entering upon
13 the duties of his or her office, and within ten days after his or her election or appointment, give
14 bond to the City in such sum as shall be designated by ordinance or otherwise, conditioned for
15 the faithful performance of his or her duties, and that he or she will pay over all moneys
16 belonging to the City, as provided by law. If any person elected or appointed to any office shall
17 fail to take or subscribe such oath or affirmation, or to give bond, as herein required, his or her
18 office shall be deemed vacant.
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24 Section 2. If the amendment to Section 2 of Article XIV submitted by Resolution
25 30897 is also approved by voters, both changes to Section 2 of Article XIV shall be incorporated
26 into the Charter.
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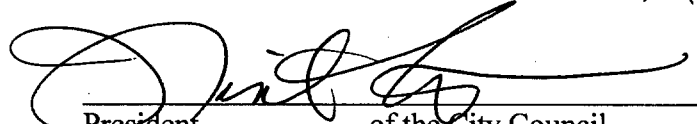


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Section 3. The King County Director of Records and Elections, as ex officio supervisor of elections, is hereby requested to call a special election and is directed to submit the charter amendment proposed herein to the qualified electors of the City at the election on November 7, 2006.

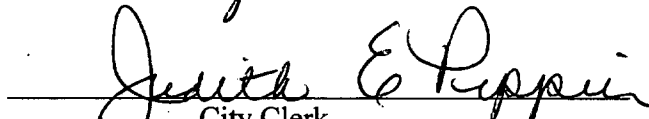
Section 4. The City Clerk shall certify to the Director of the Department of Records and Elections of King County as Supervisor of Elections the charter amendment proposed herein in the form of a ballot title prepared by the City Attorney pursuant to RCW 29A.36.071, and shall certify a copy of the proposed 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.



President _____ of the City Council

Filed by me this 1 day of August, 2006.



City Clerk

(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 Section 2 of Article XIV and Section 4 of Article XIX of the Charter of the City of Seattle to delete obsolete references to Section 10 of Article XIX; 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 delete obsolete references to Section 10 of Article XIX.

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

Section 2 of Article XIV and Section 4 of Article XIX of the City Charter each make reference to "Section 10" of Article XIX. However, Section 10 of Article XIX was repealed in 1973. Removal of references to a section of the Charter that no longer exists can eliminate confusion on the part of readers of the Charter. Therefore, the City Council proposes that the Charter be amended to delete these obsolete references.

• *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.

201153
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.

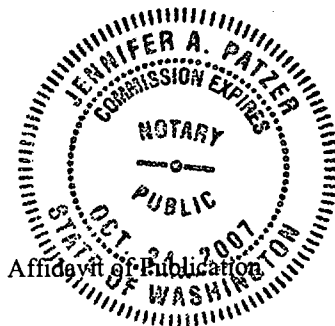
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

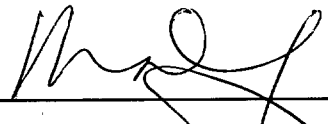
CT:30892 RESOLUTION

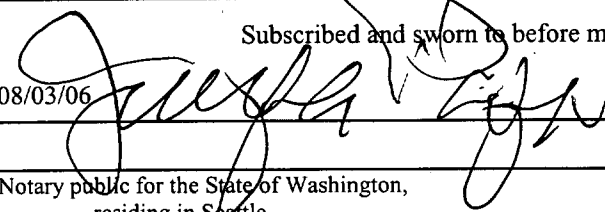
was published on

08/03/06

The amount of the fee charged for the foregoing publication is the sum of \$ 151.80, which amount has been paid in full.





Subscribed and sworn to before me on
08/03/06 

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

RESOLUTION 30892

A RESOLUTION submitting a proposition to the qualified electors of the City at an election to be held on November 7, 2006, to amend Section 2 of Article XIV and Section 4 of Article XIX of the Charter of the City of Seattle, to delete, obsolete references to Section 10 of Article XIX, 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, Section 2 of Article XIV and Section 4 of Article XIX of the City Charter each make reference to "Section 10 of Article XIX"; and

WHEREAS, Section 10 of Article XIX was repealed in 1973; and

WHEREAS, removal of references to a section of the Charter that no longer exists can eliminate confusion on the part of readers of the Charter; 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, Section 2 of Article XIV and Section 4 of Article XIX of the Charter of the City of Seattle are amended as follows:

ARTICLE XIV. City Planning Commission

Sec. 2. The Mayor may remove any member of the City Planning Commission subject to like confirmation. Members shall receive no compensation for service on said Commission as such. ((Such membership shall not constitute a violation of Article XIX, Sec. 10 of this Charter.))

ARTICLE XIX. Officers, Terms and Vacancies

Sec. 4. OATH OF OFFICE, OFFICIAL BOND: Every Councilmember and every other officer of the City and the head of every department, before entering upon the duties of his or her office, shall take and subscribe an oath or affirmation that he or she possesses all the qualifications prescribed for his or her office, by this Charter; that he or she will support the Constitution of the United States, and of the State of Washington, and the Charter and ordinances of the City of Seattle; ((that he or she will faithfully comply with and abide by all the requirements of Section 10 of this Article.)) and that he or she will faithfully conduct himself or herself in office. Every officer, when so required by law or ordinance, shall, before entering upon the duties of his or her office, and within ten days after his or her election or appointment, give bond to the City in such sum as shall be designated by ordinance or otherwise, conditioned for the faithful performance of his or her duties, and that he or she will pay over all moneys belonging to the City, as provided by law. If any person elected or appointed to any office shall fail to take or subscribe such oath or affirmation, or to give bond, as herein required, his or her office shall be deemed vacant.

Section 2. If the amendment to Section 2 of Article XIV submitted by Resolution 30892 is also approved by voters, both changes to Section 2 of Article XIV shall be incorporated into the Charter.

Section 3. 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 4. 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.36.074, 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 8, 2006.
(8/3/201143)