

RESOLUTION No. 30894

A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be held on November 7, 2006, to amend a section in each of Article VI, Article VIII, Article X, Article XI, and Article XVI, and add a section in Article XXII of the Charter of the City of Seattle to provide for the reappointment and reconfirmation of certain City department heads every four years; calling on the City Clerk to certify the proposed amendments 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 amendments.

Introduced:	JUL 17 2006	By:	STEINBRUECK
Referred:	JUL 17 2006	To:	Special Committee on Charter Amendments
Referred:		To:	
Reported:	7-31-06		
Passed:	7-31-06	Signed:	7-31-06
Filed:	7/31/06	Published:	Full 4 pp. <i>DP</i>

US5171

Law Department

Peter Steinbrueck

Move to Cancel 4-0 w/o recommendation

Steinbrueck

Licata

McIver

Godden

7-24-06 Held 1 week

7-31-06 Adopted As Amended

~~7-31-06 Y. Dells, Steinbrueck~~

~~Not Godden, Drago, McIver, Licata~~

7-1 (No: Licata
(Not Voting: Clark)

(Signature)

RESOLUTION 30894

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WHEREAS, the City Charter provides that the heads of certain departments are appointed by the Mayor, subject to confirmation by the City Council, but does not provide for periodic reappointment and reconfirmation of those department heads; and

WHEREAS, the Seattle Municipal Code does provide for periodic reappointment and reconfirmation of several other department heads; and

WHEREAS, periodic reappointment and reconfirmation of department heads affords the City Council and the public an opportunity to review a department head's accomplishments, vision, goals, priorities, challenges, and decision-making approach; and

WHEREAS, periodic reappointment and reconfirmation provides an orderly system of public accountability for the City's department heads; 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, a section in each of Article VIII, Article XI, and Article XVI of the Charter of the City of Seattle is amended, and a new section is added to Article XXII as follows:

ARTICLE VIII. Financial and Clerical

Section 1. DEPARTMENT OF FINANCE: There shall be a Department of Finance to exercise general supervision over the financial affairs of the City, with such powers and duties as may be prescribed by ordinance. The Director of Finance shall be appointed by the Mayor, subject to confirmation by a majority of the City Council, shall be subject to reappointment and reconfirmation

1 every four years, and may be removed by the Mayor upon filing a statement of his or her reasons
2 therefor with the City Council.

3 * * *

4
5 **ARTICLE XI. Department of Parks**

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7 Section 1. DEPARTMENT OF PARKS AND RECREATION: There shall be a Department of Parks
8 and Recreation, the head of which shall be the Superintendent of Parks and Recreation, who shall
9 have responsibility for the management and control of the park and recreation system of the City.
10 Such Superintendent shall appoint under civil service laws and rules, supervise and control all
11 officers and employees in the Department of Parks and Recreation, and shall have such further
12 powers and perform such other duties as may be prescribed by ordinance. The Superintendent of
13 Parks and Recreation shall be appointed by the Mayor, subject to confirmation by a majority of the
14 City Council, shall be subject to reappointment and reconfirmation every four years, and may be
15 removed for cause by the Mayor upon filing with the City Council a statement of his or her reasons
16 therefor; provided that upon the resignation of the Superintendent of Parks and Recreation in
17 response to the Mayor's request, the Mayor shall file with the City Council a statement of his or her
18 reasons for making such request.
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20 * * *

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23 **ARTICLE XVI. Personnel System and Civil Service**

24 Section 1. PERSONNEL SYSTEM: A personnel system for the City shall be established
25 by ordinance. The system shall be administered by the Personnel Director, who shall be appointed by
26 the Mayor, such appointment to be effective only upon confirmation by the City Council passed by a
27
28

majority of all its members, and shall be subject to reappointment and reconfirmation every four years. The Personnel Director may be removed for cause by the Mayor upon filing a statement of his or her reasons therefor with the City Council; provided that upon the resignation of the Personnel Director in response to the Mayor's request, the Mayor shall file with the City Council a statement of his or her reasons for making such request. The ordinance shall establish uniform procedures for recruitment, selection, development, and maintenance of an effective and responsible work force, including but not limited to, job advertising, training, job classification, examinations, appointments, transfers within the system, career development, salary administration, labor negotiations, safety, employee benefits, grievance procedures, discipline, discharge, layoff and recall, regulation of political activity, and other personnel matters.

* * *

NEW SECTION:

ARTICLE XXII. Miscellaneous Subjects


* * *

Sec. 14. CERTAIN INCUMBENTS IN OFFICE: Incumbents, if any, holding the offices of Director of Finance, Superintendent of Parks and Recreation, and Personnel Director on the effective date of the 2006 amendments to Articles VIII, XI, and XVI shall first be subject to reappointment and reconfirmation on February 1, 2011.

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 amendments proposed herein to the qualified electors of the City at the election on November 7, 2006.

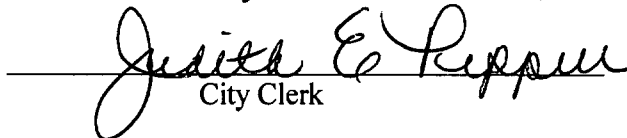
Section 3. The City Clerk shall certify to the Director of the Department of Records and Elections of King County as Supervisor of Elections the charter amendments proposed herein in the form of a ballot title prepared by the City Attorney pursuant to RCW 29A.36.071, and shall certify a copy of the proposed Charter amendments, 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 a section in each of Article VIII, Article XI, and Article XVI, and add a section in Article XXII of the Charter of the City of Seattle to provide for the reappointment and reconfirmation of certain City department heads every four years; calling on the City Clerk to certify the proposed amendments 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 amendments.

• **Summary of the Legislation:**

This resolution would submit a proposition to Seattle voters to amend the City Charter to provide for the reappointment and reconfirmation of certain City department heads every four years.

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

The City Charter provides that the heads of certain departments are appointed by the Mayor, subject to confirmation by the City Council, but does not provide for periodic reappointment and reconfirmation of those department heads. The Seattle Municipal Code does provide for periodic reappointment and reconfirmation of several other department heads. Periodic reappointment and reconfirmation of department heads affords the City Council and the public an opportunity to review a department head's accomplishments, vision, goals, priorities, challenges, and decision-making approach, and provides an orderly system of public accountability for the City's department heads. Therefore, the Council has proposed this Charter amendment to be submitted to the voters of Seattle to provide for periodic reappointment and reconfirmation of the heads of three departments (Finance, Parks, and Personnel).

- *Please check one of the following:*

X **This legislation does not have any financial implications.** *(Stop here and delete the remainder of this document prior to saving and printing.)*



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 a section in each of Article VI, Article VIII, Article X, Article XI, and Article XVI, and add a section in Article XXII of the Charter of the City of Seattle to provide for the reappointment and reconfirmation of certain City department heads every four years; calling on the City Clerk to certify the proposed amendments 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 amendments.

• **Summary of the Legislation:**

This resolution would submit a proposition to Seattle voters to amend the City Charter to provide for the reappointment and reconfirmation of certain City department heads every four years.

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

The City Charter provides that the heads of five departments (Police, Finance, Fire, Parks, and Personnel) are appointed by the Mayor, subject to confirmation by the City Council, but does not provide for periodic reappointment and reconfirmation of those department heads. The Seattle Municipal Code does provide for periodic reappointment and reconfirmation of five other department heads. Periodic reappointment and reconfirmation of department heads affords the City Council and the public an opportunity to review a department head's accomplishments, vision, goals, priorities, challenges, and decision-making approach, and provides an orderly system of public accountability for the City's department heads. Therefore, the Council has proposed this Charter amendment to be submitted to the voters of Seattle.

• *Please check one of the following:*

 X **This legislation does not have any financial implications.** *(Stop here and delete the remainder of this document prior to saving and printing.)*



RESOLUTION 30894

A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be held on November 7, 2006, to amend a section in each of Article VI, Article VIII, Article X, Article XI, and Article XVI, and add a section in Article XXII of the Charter of the City of Seattle to provide for the reappointment and reconfirmation of certain City department heads every four years; calling on the City Clerk to certify the proposed amendments 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 amendments.

WHEREAS, the City Charter provides that the heads of five departments are appointed by the Mayor, subject to confirmation by the City Council, but does not provide for periodic reappointment and reconfirmation of those department heads; and

WHEREAS, the Seattle Municipal Code does provide for periodic reappointment and reconfirmation of five other department heads; and

WHEREAS, periodic reappointment and reconfirmation of department heads affords the City Council and the public an opportunity to review a department head's accomplishments, vision, goals, priorities, challenges, and decision-making approach; and

WHEREAS, periodic reappointment and reconfirmation provides an orderly system of public accountability for the City's department heads; 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, a section in each of Article VI, Article VIII, Article X, Article XI, and Article XVI of the Charter of the City of Seattle is amended, and a new section is added to Article XXII as follows:

Article VI. Department of Police

* * *

Section 2. **CHIEF OF POLICE; QUALIFICATIONS, APPOINTMENT, REMOVAL;**
TO APPOINT SUBORDINATE OFFICERS: The Chief of Police shall be appointed by the

1 Mayor, subject to confirmation by a majority vote of all members of the City Council, and shall be
2 subject to reappointment and reconfirmation every four years. He or she shall be selected by the
3 Mayor from among the three highest ranking candidates in a competitive examination to be
4 conducted under the direction of the Mayor. The Mayor may remove the Chief of Police upon filing
5 a statement of his or her reasons for so doing with the City Council. A Chief of Police appointed
6 from the classified civil service may take leave of absence from his or her classified position until
7 completion of his or her tenure as Chief of Police. All subordinate police officers shall be appointed
8 by the Chief of Police under civil service rules and regulations.
9

10 * * *

11 12 **ARTICLE VIII. Financial and Clerical**

13 **Section 1. DEPARTMENT OF FINANCE:** There shall be a Department of Finance to
14 exercise general supervision over the financial affairs of the City, with such powers and duties as
15 may be prescribed by ordinance. The Director of Finance shall be appointed by the Mayor, subject to
16 confirmation by a majority of the City Council, shall be subject to reappointment and reconfirmation
17 every four years, and may be removed by the Mayor upon filing a statement of his or her reasons
18 therefor with the City Council.
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21 22 **ARTICLE X. Fire Department**

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25 **Section 2. APPOINTMENT OF FIRE CHIEF:** The Fire Chief shall be appointed by the
26 Mayor, such appointment to be effective only upon confirmation of the City Council passed by a
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majority vote of all its members, and shall be subject to reappointment and reconfirmation every four years. ~~I((t))~~he Fire Chief may be removed by the Mayor upon filing a statement of the Mayor's reasons therefor with the City Council. The Fire Chief shall have at least ten years service in a fire department in a jurisdiction of not less than one hundred thousand population. In case the Fire Chief be appointed from the civil service, he or she shall resume his or her former position therein upon replacement and the subordinate appointees shall resume their former positions respectively.

* * *

ARTICLE XI. Department of Parks

Section 1. DEPARTMENT OF PARKS AND RECREATION: There shall be a Department of Parks and Recreation, the head of which shall be the Superintendent of Parks and Recreation, who shall have responsibility for the management and control of the park and recreation system of the City. Such Superintendent shall appoint under civil service laws and rules, supervise and control all officers and employees in the Department of Parks and Recreation, and shall have such further powers and perform such other duties as may be prescribed by ordinance. The Superintendent of Parks and Recreation shall be appointed by the Mayor, subject to confirmation by a majority of the City Council, shall be subject to reappointment and reconfirmation every four years, and may be removed for cause by the Mayor upon filing with the City Council a statement of his or her reasons therefor; provided that upon the resignation of the Superintendent of Parks and Recreation in response to the Mayor's request, the Mayor shall file with the City Council a statement of his or her reasons for making such request.

* * *

ARTICLE XVI. Personnel System and Civil Service

Section 1. PERSONNEL SYSTEM: A personnel system for the City shall be established by ordinance. The system shall be administered by the Personnel Director, who shall be appointed by the Mayor, such appointment to be effective only upon confirmation by the City Council passed by a majority of all its members, and shall be subject to reappointment and reconfirmation every four years. The Personnel Director may be removed for cause by the Mayor upon filing a statement of his or her reasons therefor with the City Council; provided that upon the resignation of the Personnel Director in response to the Mayor's request, the Mayor shall file with the City Council a statement of his or her reasons for making such request. The ordinance shall establish uniform procedures for recruitment, selection, development, and maintenance of an effective and responsible work force, including but not limited to, job advertising, training, job classification, examinations, appointments, transfers within the system, career development, salary administration, labor negotiations, safety, employee benefits, grievance procedures, discipline, discharge, layoff and recall, regulation of political activity, and other personnel matters.

* * *

NEW SECTION:

ARTICLE XXII. Miscellaneous Subjects

* * *

Sec. 14. CERTAIN INCUMBENTS IN OFFICE: Incumbents, if any, holding the offices of Chief of Police, Director of Finance, Fire Chief, Superintendent of Parks and Recreation, and Personnel Director on the effective date of the 2006 amendments to Articles VI, VIII, X, XI, and XVI shall first be subject to reappointment and reconfirmation on February 1, 2011.

1
2 Section 2. The King County Director of Records and Elections, as ex officio supervisor
3 of elections, is hereby requested to call a special election and is directed to submit the charter
4 amendments proposed herein to the qualified electors of the City at the election on November 7,
5 2006.

6
7 Section 3. The City Clerk shall certify to the Director of the Department of Records and
8 Elections of King County as Supervisor of Elections the charter amendments proposed herein in the
9 form of a ballot title prepared by the City Attorney pursuant to RCW 29A.36.071, and shall certify a
10 copy of the proposed Charter amendments, and the same shall be published by the City Clerk in
11 accordance with state law.
12

13
14 Adopted by the City Council the ____ day of _____, 2006, and signed by me in
15 open session in authentication of its adoption this ____ day of _____, 2006.
16

17
18 _____
19 President _____ of the City Council

20 Filed by me this ____ day of _____, 2006.

21
22 _____
23 City Clerk

24 (Seal)
25
26
27
28

STATE OF WASHINGTON – KING COUNTY

--SS.

201145
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.

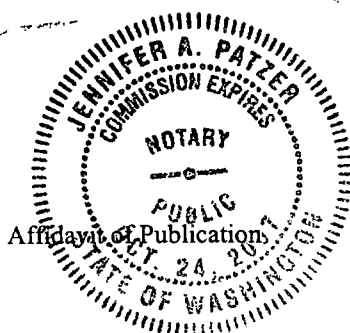
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a


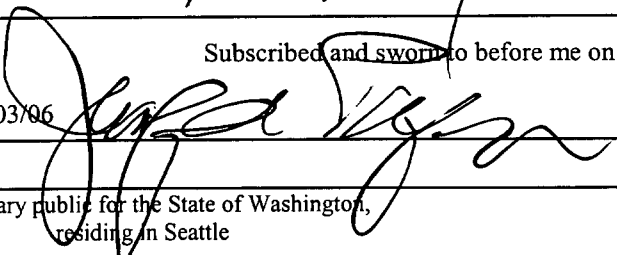
CT:30894 RESOLUTION

was published on

08/03/06

The amount of the fee charged for the foregoing publication is the sum of \$ 207.00, 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 30894

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ARTICLE XI. Department of Parks

Section 1. DEPARTMENT OF PARKS AND RECREATION: There shall be a Department of Parks and Recreation, the head of which shall be the Superintendent of Parks and Recreation, who shall have responsibility for the management and control of the park and recreation system of the City. Such Superintendent shall appoint under civil service laws and rules, supervise and control all officers and employees in the Department of Parks and Recreation, and shall have such further powers and perform such other duties as may be prescribed by ordinance. The Superintendent of Parks and Recreation shall be appointed by the Mayor, subject to confirmation by a majority of the City Council, shall be subject to reappointment and reconfirmation every four years, and may be removed for cause by the Mayor upon filing with the City Council a statement of his or her reasons therefor; provided that upon the resignation of the Superintendent of Parks and Recreation in response to the Mayor's request, the Mayor shall file with the City Council a statement of his or her reasons for making such request.

ARTICLE XVI. Personnel System and Civil Service

Section 1. PERSONNEL SYSTEM: A personnel system for the City shall be established by ordinance. The system shall be administered by the Personnel Director, who shall be appointed by the Mayor, such appointment to be effective only upon confirmation by the City Council passed by a majority of all its members, and shall be subject to reappointment and reconfirmation every four years. The Personnel Director may be removed for cause by the Mayor upon filing a statement of his or her reasons therefor with the City Council; provided that upon the resignation of the Personnel Director in response to the Mayor's request, the Mayor shall file with the City Council a statement of his or her reasons for making such request. The ordinance shall establish uniform procedures for recruitment, selection, development, and maintenance of an effective and responsible work force, including but not limited to, job advertising, training, job classification, examinations, appointments, transfers within the system, career development salary administration, labor negotiations safety, employee benefits, grievance procedures, discipline, discharge, layoff and recall regulation of political activity, and other personnel matters.

NEW SECTION:

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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(201145)