

RESOLUTION No. 30895

me

Peter Steinbrueck ^(S)

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 1 of Article XX of the Charter of the City of Seattle to delete "elected" in reference to members of the Council for purposes of proposing 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.

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 3pg</i> <i>ds</i>

US5171

Pass 4-0

Steinbrueck

M. Iyer

Licata

Godder

7-24-06 Held 1 week ^(S)

7-31-06 Adopted As Amended 8-0 (Not Voting: Clark)

(S)

Law Department

RESOLUTION 30895

1
2 A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be
3 held on November 7, 2006, to amend Section 1 of Article XX of the Charter of the City of
4 Seattle to delete "elected" in reference to members of the Council for purposes of proposing
5 Charter amendments; calling on the City Clerk to certify the proposed amendment to the
6 Director of the Department of Records and Elections of King County and requesting and
7 directing such Director to call a special election and submit the proposition to City voters;
8 and providing for the publication of such proposed amendment.

9 WHEREAS, Section 1 of Article XX of the City Charter currently provides that a majority of all
10 the City Councilmembers "elected" may agree to place proposed amendments to the City
11 Charter before the voters; and

12 WHEREAS, Subsection 6.B and Subsection 6.C of Article XIX of the City Charter provide for
13 the seated Councilmembers to select persons to fill vacant Councilmember positions; and

14 WHEREAS, from time to time a vacancy does occur on the City Council, because of a
15 Councilmember's resignation or other situation, resulting in one or more Councilmembers
16 having been selected rather than "elected"; and

17 WHEREAS, a Councilmember filling a vacant Councilmember position has all of the same rights
18 to vote on issues before the Council as does an elected Councilmember; and

19 WHEREAS, modifying the City Charter to eliminate the word "elected" in Section 1 of Article
20 XX would make it clear that Councilmembers selected to fill vacancies can participate in
21 the voting process for placing proposed charter amendments before the voters; NOW
22 THEREFORE,

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

25 Section 1. Subject to the approval of a proposition by a majority of the qualified
26 electors casting votes thereon, Section 1 of Article XX of the Charter of the City of Seattle is
27 amended as follows:

28 **ARTICLE XX. Charter Amendments**

Section 1. **PROPOSED BY COUNCIL:** Any amendment or amendments to this
Charter may be proposed in the City Council, and if the same be agreed to by a majority of all

1 the members ((elected)), such proposed amendment or amendments shall be entered upon the
2 journal with the yeas and nays of the members voting thereon. Upon the passage of any such
3 amendment or amendments, the same shall be submitted to electors of the City for their
4 ratification at the next general state or municipal election, which shall be at least sixty days after
5 the adoption of such proposed amendment in the council; and if at such election any such
6 amendment shall be ratified by a majority of the qualified electors voting thereon, the same shall
7 thereby become a part of this Charter, and within five days after such election shall be by the
8 Mayor by proclamation published in the City official newspaper and proclaimed a part thereof:
9 Provided, that if more than one amendment be submitted at the same general state or municipal
10 election the same shall be submitted at such election in such manner that each proposed
11 amendment may be voted on separately without prejudice to others; and provided further, that
12 after the passage of such proposed amendments through the Council the same shall be published
13 in accordance with state law by the City Clerk prior to the day of submitting the same to the
14 electors for their approval.
15
16

17 * * *


18
19
20 Section 2. If the amendment to Section 1 of Article XX submitted by Resolution
21 30893 is also approved by voters, both changes to Section 1 of Article XX shall be incorporated
22 into the Charter.
23

24 Section 3. The King County Director of Records and Elections, as ex officio
25 supervisor of elections, is hereby requested to call a special election and is directed to submit the
26
27
28

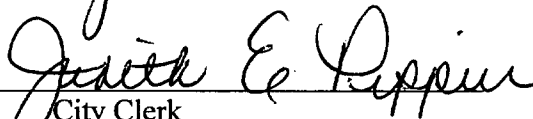
1 charter amendment proposed herein to the qualified electors of the City at the election on
2 November 7, 2006.

3
4 Section 4. The City Clerk shall certify to the Director of the Department of Records
5 and Elections of King County as Supervisor of Elections the charter amendment proposed herein
6 in the form of a ballot title prepared by the City Attorney pursuant to RCW 29A.36.071, and
7 shall certify a copy of the proposed Charter amendment, and the same shall be published by the
8 City Clerk in accordance with state law.
9

10
11 Adopted by the City Council the 31st day of JULY, 2006, and signed by me
12 in open session in authentication of its adoption this 31st day of JULY, 2006.
13

14 
15 President _____ of the City Council

16
17 Filed by me this 1 day of August, 2006.

18 
19 City Clerk
20

21 (Seal)
22
23
24
25
26
27
28

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 1 of Article XX of the Charter of the City of Seattle to delete "elected" in reference to members of the Council for purposes of proposing 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 delete "elected" in reference to members of the Council for purposes of proposing Charter amendments.

• **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 currently provides that a majority of all the City Councilmembers "elected" may agree to place proposed amendments to the City Charter before the voters. The Charter also provides for the seated Councilmembers to select persons to fill vacant Councilmember positions. From time to time a vacancy does occur on the City Council, because of a Councilmember's resignation or other situation, resulting in one or more Councilmembers having been selected rather than "elected." A Councilmember filling a vacant Councilmember position has all of the same rights to vote on issues before the Council as does an elected Councilmember. Modifying the City Charter, as proposed in this resolution, to eliminate the word "elected" would make it clear that Councilmembers selected to fill vacancies can participate in the voting process for placing proposed charter amendments before the voters.

• *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.)*



RESOLUTION 30895

1
2 A RESOLUTION submitting a proposition to the qualified electors of the City, at an election to be
3 held on November 7, 2006, to amend Section 1 of Article XX of the Charter of the City of
4 Seattle to delete "elected" in reference to members of the Council for purposes of proposing
5 Charter amendments; calling on the City Clerk to certify the proposed amendment to the
6 Director of the Department of Records and Elections of King County and requesting and
7 directing such Director to call a special election and submit the proposition to City voters;
8 and providing for the publication of such proposed amendment.

9 WHEREAS, Section 1 of Article XX of the City Charter currently provides that a majority of all
10 the City Councilmembers "elected" may agree to place proposed amendments to the City
11 Charter before the voters; and

12 WHEREAS, Subsection 6.B and Subsection 6.C of Article XIX of the City Charter provide for
13 the seated Councilmembers to select persons to fill vacant Councilmember positions; and

14 WHEREAS, from time to time a vacancy does occur on the City Council, because of a
15 Councilmember's resignation or other situation, resulting in one or more Councilmembers
16 having been selected rather than "elected"; and

17 WHEREAS, a Councilmember filling a vacant Councilmember position has all of the same rights
18 to vote on issues before the Council as does an elected Councilmember; and

19 WHEREAS, modifying the City Charter to eliminate the word "elected" in Section 1 of Article
20 XX would make it clear that Councilmembers selected to fill vacancies can participate in
21 the voting process for placing proposed charter amendments before the voters; NOW
22 THEREFORE,

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

25 Section 1. Subject to the approval of a proposition by a majority of the qualified
26 electors casting votes thereon, Section 1 of Article XX of the Charter of the City of Seattle is
27 amended as follows:

28 **ARTICLE XX. Charter Amendments**

Section 1. PROPOSED BY COUNCIL: Any amendment or amendments to this
Charter may be proposed in the City Council, and if the same be agreed to by a majority of all



1 the members ((elected)), such proposed amendment or amendments shall be entered upon the
2 journal with the yeas and nays of the members voting thereon. Upon the passage of any such
3 amendment or amendments, the same shall be submitted to electors of the City for their
4 ratification at the next general state or municipal election, which shall be at least sixty days after
5 the adoption of such proposed amendment in the council; and if at such election any such
6 amendment shall be ratified by a majority of the qualified electors voting thereon, the same shall
7 thereby become a part of this Charter, and within five days after certification of such election
8 shall be by the Mayor by proclamation published in the City official newspaper and proclaimed a
9 part thereof: Provided, that if more than one amendment be submitted at the same general state
10 or municipal election the same shall be submitted at such election in such manner that each
11 proposed amendment may be voted on separately without prejudice to others; and provided
12 further, that after the passage of such proposed amendments through the Council the same shall
13 be published in accordance with state law by the City Clerk prior to the day of submitting the
14 same to the electors for their approval.
15
16

17 * * *

18
19
20 Section 2. If the amendment to Section 1 of Article XX submitted by Resolution
21 30893 is also approved by voters, both changes to Section 1 of Article XX shall be incorporated
22 into the Charter.
23

24
25 Section 3. The King County Director of Records and Elections, as ex officio
26 supervisor of elections, is hereby requested to call a special election and is directed to submit the
27
28



1 charter amendment proposed herein to the qualified electors of the City at the election on
2 November 7, 2006.

3
4 Section 4. The City Clerk shall certify to the Director of the Department of Records
5 and Elections of King County as Supervisor of Elections the charter amendment proposed herein
6 in the form of a ballot title prepared by the City Attorney pursuant to RCW 29A.36.071, and
7 shall certify a copy of the proposed Charter amendment, and the same shall be published by the
8 City Clerk in accordance with state law.
9

10
11 Adopted by the City Council the _____ day of _____, 2006, and signed by me
12 in open session in authentication of its adoption this _____ day of _____, 2006.
13

14
15 _____
16 President _____ of the City Council

17 Filed by me this _____ day of _____, 2006.

18
19 _____
20 City Clerk

21 (Seal)



STATE OF WASHINGTON – KING COUNTY

--SS.

201148
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.

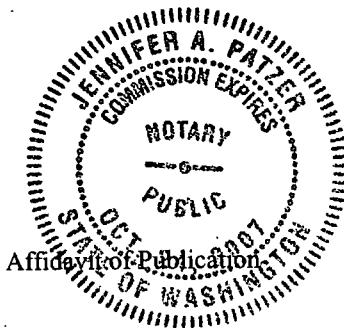
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:30895 RESOLUTION


was published on

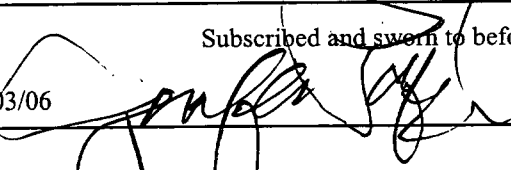
08/03/06

The amount of the fee charged for the foregoing publication is the sum of \$ 165.60, which amount has been paid in full.



Affidavit of Publication



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 30895

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 1 of Article XX of the Charter of the City of Seattle to delete "elected" in reference to members of the Council for purposes of proposing 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, Section 1 of Article XX of the City Charter currently provides that a majority of all the City Councilmembers "elected"

may agree to place proposed amendments to the City Charter before the voters; and

WHEREAS, Subsection 6.B and Subsection 6.C of Article XIX of the City Charter provide for the seated Councilmembers to select persons to fill vacant Councilmember positions; and

WHEREAS, from time to time a vacancy does occur on the City Council, because of a Councilmember's resignation or other situation, resulting in one or more Councilmembers having been selected rather than "elected"; and

WHEREAS, a Councilmember filling a vacant Councilmember position has all of the same rights to vote on issues before the Council as does an elected Councilmember; and

WHEREAS, modifying the City Charter to eliminate the word "elected" in Section 1 of Article XX would make it clear that Councilmembers selected to fill vacancies can participate in the voting process for placing proposed charter amendments before the voters; 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 1 of Article XX of the Charter of the City of Seattle is amended as follows:

ARTICLE XX. Charter Amendments

Section 1. PROPOSED BY COUNCIL:

Any amendment or amendments to this Charter may be proposed in the City Council, and if the same be agreed to by a majority of all the members ((elected)), such proposed amendment or amendments shall be entered upon the journal with the yeas and nays of the members voting thereon. Upon the passage of any such amendment or amendments, the same shall be submitted to electors of the City for their ratification at the next general state or municipal election, which shall be at least sixty days after the adoption of such proposed amendment in the council; and if at such election any such amendment shall be ratified by a majority of the qualified electors voting thereon, the same shall thereby become a part of this Charter, and within five days after such election shall be by the Mayor by proclamation published in the City official newspaper and proclaimed a part thereof: Provided, that if more than one amendment be submitted at the same general state or municipal election the same shall be submitted at such election in such manner that each proposed amendment may be voted on separately without prejudice to others; and provided further, that after the passage of such proposed amendments through the Council the same shall be published in accordance with state law by the City Clerk prior to the day of submitting the same to the electors for their approval.
