

Ordinance No. 121845

Council Bill No. 115276

AN ORDINANCE removing a budget proviso that restricted an appropriation in the Seattle Police Department's 2005 budget.

# The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: *Nick Licata*  
Councilmember

## Committee Action:

*Pass 3-0*

*(Licata, Steinboeck, Della)*

*6-27-05 Passed 9-0*

CF No. \_\_\_\_\_

Date Introduced: <i>June</i> <del>MAY</del> - 6 2005		
Date 1st Referred: <i>June</i> <del>MAY</del> - 6 2005	To: (committee)	Public Safety, Civil Rights & Arts
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: <i>6-27-05</i>	Full Council Vote: <i>9-0</i>	
Date Presented to Mayor: <i>6-28-05</i>	Date Approved: <i>7/5/05</i>	
Date Returned to City Clerk: <i>7/4/05</i>	Date Published: <i>2 pp</i>	T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

*DPC*

This file is complete and ready for presentation to Full Council. Committee: \_\_\_\_\_ (initial/date)

**Law Department**  
Law Dept. Review

OMP Review

*b*  
City Clerk Review

*me*  
*9*  
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ORDINANCE 121845

AN ORDINANCE removing a budget proviso that restricted an appropriation in the Seattle Police Department's 2005 budget.

WHEREAS, in adopting the 2005 Budget, the City Council passed Green Sheet 087-2-B-2, which included a budget proviso restricting expenditures in excess of \$13,000,000 under the Police Department's Deputy Chief of Administration BCL (P1600); and

WHEREAS, the City Council stated that it would consider lifting said budget proviso upon receipt of a satisfactory response to Statement of Legislative Intent (SLI) number 86-2-A-2 regarding domestic violence firearms forfeitures; and

WHEREAS, the Seattle Police Department provided the Council with a progress report on the referenced SLI on March 4, 2005, and transmitted a formal SLI response on April 21, 2005; and

WHEREAS, the Seattle Police Department has satisfied the direction set forth in the Council's budget proviso and requests that it be lifted; NOW, THEREFORE,

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

Section 1. The restriction imposed by the following budget proviso is removed and it is no longer a restriction for any purpose including for Subsection 1(b) of Ordinance 121660:

Department	Green Sheet #	Proviso Description	BCL Code
Police	087-2-B-2	Limits spending and encumbrances from Deputy Chief Administration BCL	P1600

Section 2. Any act consistent with the authority of this ordinance taken after passage of this ordinance is hereby ratified and confirmed.

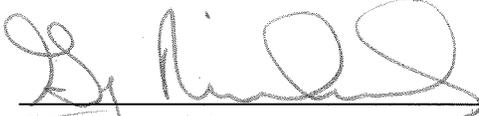


1 Section 3. This ordinance shall take effect and be in force thirty (30) days from and after  
2 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days  
3 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

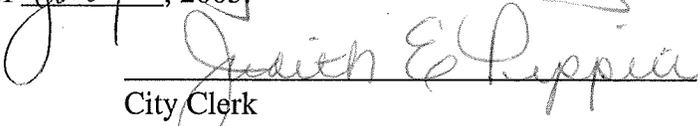
4 Passed by the City Council the 27<sup>th</sup> day of June, 2005, and signed by me in  
5 open session in authentication of its passage this 27<sup>th</sup> day of June, 2005.

6  
7   
8 President \_\_\_\_\_ of the City Council

9 Approved by me this 5<sup>th</sup> day of July, 2005.

10  
11   
12 Gregory J. Nickels, Mayor

13 Filed by me this 8<sup>th</sup> day of July, 2005.

14   
15 City Clerk

16 (Seal)



**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>DOF Analyst/Phone:</b>
Seattle Police Department	Michael Quinn/615-1230	Greg Doss/615-1759

**Legislation Title:**

AN ORDINANCE removing a budget proviso that restricted an appropriation in the Seattle Police Department's 2005 budget.

- **Summary of the Legislation:** This legislation satisfies and lifts the restrictions set forth in Budget proviso 087-2-B-2 enacted with the 2005 Adopted Budget.
- **Background:** *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):*

As part of the 2005 Budget adoption process, the City Council enacted a budget proviso specifying that "no more than \$13,000,000 appropriated for the Police Department's Deputy Chief Administration BCL (P1600) can be expended or encumbered, until authorized by a future ordinance." The Council further specified that it would consider lifting the restriction cited in the budget proviso "only if a satisfactory response to the request for information concerning firearms forfeiture, contained in Statement of Legislative Intent number 86-2-A-2, is received by March 31." The Seattle Police Department provided Council with a progress report on the referenced Statement of Legislative Intent (SLI) on March 4, 2005 followed by transmittal of the SLI itself on April 21, 2005. Working with the Law Department and Seattle Municipal Court, SPD developed and presented a specific set of policies and procedures to govern the voluntary forfeiture of firearms that are involved in domestic violence incidents. These actions constitute substantial compliance with the conditions specified in the budget proviso.

- *Please check one of the following:*

**This legislation has financial implications.** *(Stop here and delete the remainder of this document prior to saving and printing.)*

This legislation removes restrictions on the use of funds that are already appropriated in the 2005 Adopted Budget.





# City of Seattle

Gregory J. Nickels, Mayor

## Office of the Mayor

May 17, 2005

Honorable Jan Drago  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Drago:

I am pleased to transmit the attached proposed Council Bill, which will remove the 2005 budget proviso restricting expenditures and encumbrances from the Seattle Police Department's (SPD's) adopted budget.

The proviso directed the Executive to respond to Statement of Legislative Intent number 86-2-A-2 regarding domestic violence firearm forfeitures prior to spending in excess of \$13,000,000 from the Deputy Chief of Administration budget control level (P1600). SPD provided the Council with a progress report on this matter on March 4, 2005 and transmitted a formal SLI response on April 21, 2005. Working with the Law Department and Seattle Municipal Court, SPD developed and presented a specific set of policies and procedures to govern the voluntary forfeiture of firearms that are involved in domestic violence incidents.

Ongoing implementation of the domestic violence firearm forfeiture policies will contribute greatly to the safety of Seattle's citizens. Thank you for your consideration of this legislation. Should you have questions, please contact Deputy Chief John Diaz at 615-0935.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg Nickels", written over a large, faint circular stamp or watermark.

GREG NICKELS  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council



STATE OF WASHINGTON – KING COUNTY

--SS.

187918  
CITY OF SEATTLE, CLERKS OFFICE

No. TITLE ONLY

**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 12<sup>th</sup> 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:121844-45,48-49&52

was published on

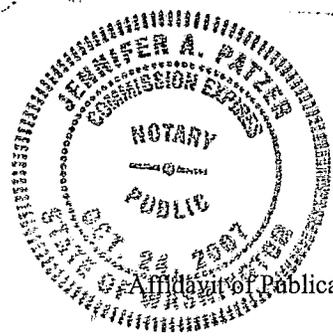
07/18/05

The amount of the fee charged for the foregoing publication is the sum of \$ 66.25, which amount has been paid in full.

Subscribed and sworn to before me on

07/18/05

Notary public for the State of Washington,  
residing in Seattle



Affidavit of Publication

State of Washington, King County

**City of Seattle**  
**TITLE ONLY PUBLICATION**  
The full text of the following ordinances, passed by the City Council on June 27, 2006, and published here by title only, will be mailed upon request, or can be accessed electronically at <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 681-344.

**ORDINANCE NO. 121852**  
AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

**ORDINANCE NO. 121849**  
AN ORDINANCE relating to the City Light Department; declaring certain property rights surplus to the City of Seattle's needs, and authorizing the Superintendent to execute a long-term lease for the surplus rights with Gateway Plaza, LLC over a portion of City Light fee owned Transmission Right-of-Way (P.M. #280407-447).

**ORDINANCE NO. 121848**  
AN ORDINANCE relating to the City Light Department; declaring certain property rights surplus to the City of Seattle's needs and authorizing the Superintendent to execute a long-term lease for the surplus property rights with the Joshua Green Corporation over a portion of City Light fee owned Transmission Right-of-Way (Portion of P.M. #280418-2-201).

**ORDINANCE NO. 121846**  
AN ORDINANCE removing a budget provision that restricted an appropriation in the Seattle Police Department's 2006 budget.

**ORDINANCE NO. 121844**  
AN ORDINANCE relating to the Police Department; authorizing the creation of Police Officer - Patrol positions; and increasing appropriations to the Police Department in the 2006 Budget; all by a three-fourths vote of the City Council.

Publication ordered by JUDITH PIPPIN,  
City Clerk.  
Date of publication in the Seattle Daily  
Journal of Commerce, July 18, 2006  
718(187818)