

Ordinance No. 121860

Council Bill No. 115303

An Ordinance relating to security from terrorism; authorizing the City to partner with the State of Washington and King County to receive financial assistance from the Department of Homeland Security (DHS), Office for State and Local Government Coordination and Preparedness under the Urban Areas Security Initiative Grant for Federal Fiscal Year 2005 (UASI 05); authorizing an application for allocation of funds under that agreement; increasing appropriations to the Police Department, the Fire Department, the Department of Information Technology, and the Fleets and Facilities Department in the 2005 Budget; all by a three-fourths vote of the City Council.

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Jan Prigo
Councilmember

Committee Action:

Do Pass 2-0 JP, Jc
7/11/05 Passed 2-0 (Excused: Della, Steinbroeck)

CF No. _____

Date Introduced:	<u>JUN 27 2005</u>	
Date 1st Referred:	To: (committee)	<u>Government Affairs & Labor</u>
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote:	
<u>7-11-05</u>	<u>2-0</u>	
Date Presented to Mayor:	Date Approved:	
<u>7-4-05</u>	<u>7/14/05</u>	
Date Returned to City Clerk:	Date Published:	T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
<u>7/21/05</u>	<u>3pp</u>	
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

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

Law Department

Law Dept. Review OMP Review City Clerk Review Electronic Copy Loaded Indexed

ME

ORDINANCE 121860

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3 AN ORDINANCE relating to security from terrorism; authorizing the City to partner with the
4 State of Washington and King County to receive financial assistance from the
5 Department of Homeland Security (DHS), Office for State and Local Government
6 Coordination and Preparedness under the Urban Areas Security Initiative Grant for
7 Federal Fiscal Year 2005 (UASI 05); authorizing an application for allocation of funds
8 under that agreement; increasing appropriations to the Police Department, the Fire
9 Department, the Department of Information Technology, and the Fleets and Facilities
10 Department in the 2005 Budget; all by a three-fourths vote of the City Council.

11 WHEREAS, the projects identified in this legislation are consistent with the objectives of the
12 Seattle-King County Urban Area Strategy, as approved by the federal Department of
13 Homeland Security; and

14 WHEREAS, Ordinance 121283, adopted by the City Council on September 22, 2003, authorized
15 the Police Department to apply for funding under UASI Grant Programs I and II; to
16 execute an agreement to partner with the State of Washington, King County, and other
17 local jurisdictions to participate in UASI Grant Program II; and appropriated an initial
18 allocation of funding under both grant programs for immediate needs of conducting
19 vulnerability assessments and providing urgently needed equipment to City departments;
20 and

21 WHEREAS, Ordinance 121418 adopted by the City Council on March 15, 2004 authorized the
22 Police Department to apply for the remaining funding available through UASI Grant
23 Programs I and II; and

24 WHEREAS, Ordinance 121515, adopted by the City Council on January 28, 2004 authorized the
25 Police Department to apply for funding under UASI 04; and

26 WHEREAS, the projects to be funded by UASI 05 were identified using a thorough process that
27 involved operations staff from seven City departments; including the Fire Department,
28 Police Department, Department of Information Technology, Fleets and Facilities, Seattle
Department of Transportation, Seattle City Light, and Seattle Public Utilities;

29 NOW, THEREFORE,

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

31 Section 1. The Chief of Police or his designee is authorized to partner with the State of
32 Washington and King County to receive financial assistance from The Department of Homeland
33 Security (DHS), and execute all documents he reasonably deems necessary for the application



1 and receipt of UASI 05 funds in the amount of up to \$4,136,596 to address the unique
2 equipment, training, and planning needs of the Seattle urban area to prevent, respond to, and
3 recover from threats or acts of terrorism. These funds are hereby accepted and shall be deposited
4 in the funds named in Section 2 to reimburse for appropriations made in Section 2.

5
6 Section 2. To carry out the purpose of the agreements authorized in Section 1, and
7 contingent upon the execution of those agreements, the appropriations for the following in the
8 2005 budget are increased as follows:

9

Fund	Department	Budget Control Level	Amount
Information Technology Operating Fund (50410)	DoIT	Technology Infrastructure D33	\$467,138
General Subfund (00100)	Fire	Operations F3000	\$1,682,720
General Subfund (00100)	Police	Chief of Police Program P1000	\$1,666,738
Fleets & Facilities Fund (50300)	Fleets & Facilities Department	Facility Operations A3000	\$120,000
Water Fund (43000)	Seattle Public Utilities	Other Operating Budget N400B	\$200,000
		Total:	\$4,136,596

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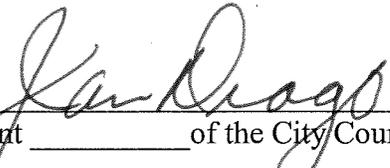
22 Section 3. In accordance with RCW 35.32A.060, by reason of the facts above stated, the
23 foregoing appropriations are made to meet actual necessary expenditures of the City for which
24 insufficient appropriations have been made due to causes that could not reasonably have been
25 foreseen at the time of the making of the 2005 Budget. Unspent funds so appropriated shall carry
26 forward to subsequent fiscal years until they are exhausted or abandoned by ordinance.
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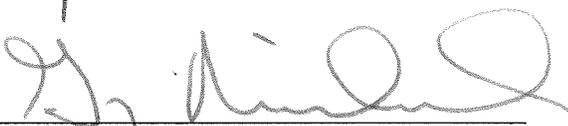
1 Section 4. Any act consistent with the authority but prior to the effective date of this
2 ordinance is hereby ratified and confirmed.

3 Section 5. This ordinance shall take effect and be in force thirty (30) days from and after
4 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days
5 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

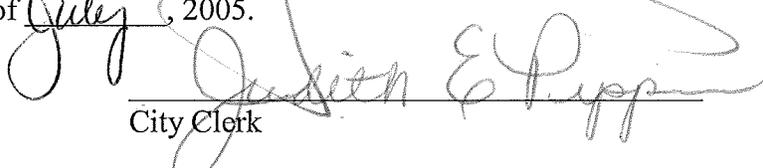
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7 Passed by a three-fourths vote of all the members of the City Council the 11th day of
8 July, 2005, and signed by me in open session in authentication of its passage this 11th
9 day of July, 2005.

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11 
12 President _____ of the City Council

13 Approved by me this 18th day of July, 2005.

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15 
16 Gregory J. Nickels, Mayor

17 Filed by me this 21st day of July, 2005.

18
19 
20 City Clerk

21 (Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Police	Dave Chavez/389-0057	Doug Carey/615-1759

Legislation Title: An Ordinance relating to security from terrorism; authorizing the City to partner with the State of Washington and King County to receive financial assistance from the Department of Homeland Security (DHS), Office for State and Local Government Coordination and Preparedness under the Urban Areas Security Initiative Grant for Federal Fiscal Year 2005 (UASI 05); authorizing an application for allocation of funds under that agreement; increasing appropriations to the Police Department, the Fire Department, the Department of Information Technology, and the Fleets and Facilities Department in the 2005 Budget; all by a three-fourths vote of the City Council.

- **Summary of the Legislation:** This legislation appropriates \$4,136,596 under UASI 05 to the funds outlined below to be reimbursed from funds received from DHS. Funds will reimburse the City of Seattle for equipment, training, planning and management needs associated with preventing, responding to, and recovering from threats or acts of terrorism.

This legislation additionally authorizes the Police Department to execute an agreement to partner with the State of Washington, King County, and other local jurisdictions to participate in UASI 05 and receive funding from the state in the amount of \$4,136,596 to increase the capacity of the Seattle urban area to prevent, respond to, and recover from threats or acts of terrorism.

- **Background:** This is the fourth ordinance SPD has asked City Council to adopt for the application and receipt of funds from DHS for furthering the City's strategy for preparedness. Seattle was one of seven cities awarded funding under UASI Grant Program I and one of thirty urban areas funded under UASI Grant Program II. Ordinance 121283, passed by the City Council on September 22, 2003, as well as subsequent Ordinance 121418, passed by the City Council on March 15, 2004, authorized the Police Department to apply for funding from these grants. Ordinance 121515, passed by the City Council on January 28, 2004, authorized the Police Department to apply for additional funding under UASI 04.

The funding authorized by this legislation continues previous efforts and reflects a multi-disciplinary approach that recognizes the need for prevention, protection, and response capability. Months of work by City departments and Seattle's urban area partners have resulted in assessments of Seattle's risk, development of a strategy to respond to those risks, and a budget plan that implements the strategy. In addition to providing necessary equipment and training for our first responders in the Police and Fire Departments, this ordinance package provides equipment and infrastructure protection for the Department of Information Technology, Seattle Public Utilities, and the Fleets and Facilities Department.



Furthermore, \$1 million in resources for four regional projects benefiting Seattle's urban area partners are appropriated to Seattle, which will manage those multi-jurisdictional projects.

- 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.)

This legislation has financial implications. (Please complete all relevant sections that follow.)

Appropriations:

Fund Name and Number	Department	Budget Control Level*	2005 Appropriation	2006 Anticipated Appropriation
Information Technology Operating Fund (50410)	DoIT	Technology Infrastructure D3300	\$467,138	\$0
Facility Services (50330)	Fleets & Facilities	Facility Operations A3000	\$120,000	\$0
General Subfund (00100)	Fire	Operations F3000	\$1,682,720	\$0
General Subfund (00100)	Police	Chief of Police Program P1000	\$1,666,738	\$0
Water Fund (43000)	Public Utilities	Other Operating Budget N400B	\$200,000	\$0
TOTAL			\$4,136,596	\$0

Notes:

Anticipated Revenue/Reimbursement: Resulting From This Legislation:

Fund Name and Number	Department	Revenue Source	2005 Revenue	2006 Revenue
Information Technology Operating Fund (50410)	DoIT	DHS	\$467,138	\$0
Facility Services (50330)	FFD	DHS	\$120,000	\$0
General Subfund (00100)	Fire	DHS	\$1,682,720	\$0
General Subfund (00100)	Police	DHS	\$1,666,738	\$0
Water Fund (43000)	Public Utilities	DHS	\$200,000	\$0
TOTAL			\$4,136,596	\$0

Notes:



Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE Impact:

Position Title and Department*	Fund Name	Fund Number	Part-Time/ Full Time	2005 Positions	2005 FTE	2006 Positions**	2006 FTE**
N/A—no FTE Positions are created by this legislation							
TOTAL							

Notes:

- **Do positions sunset in the future?** N/A

Spending/Cash Flow:

Fund Name and Number	Department	Budget Control Level*	2005 Expenditures	2006 Anticipated Expenditures
Information Technology Operating Fund (50410)	DoIT	Technology Infrastructure D3300	\$252,138	\$215,000
Facility Services (50330)	FFD	Facility Operations A3000	\$20,000	\$100,000
General Subfund (00100)	Fire	Operations F3000	\$802,720	\$880,000
General Subfund (00100)	Police	Chief of Police Program P1000	\$775,648	\$745,572
Water Fund (43000)	Public Utilities	Other Operating Budget N400B	\$50,000	\$150,000
TOTAL			\$1,900,506	\$2,090,572

* See budget book to obtain the appropriate Budget Control Level for your department.

Notes: It is anticipated that \$145,518 in expenditures will be incurred by the Police Department in 2007, for training purposes and for grant management and administration.

- **What is the financial cost of not implementing the legislation?**

The costs to the City of not implementing the legislation include the loss of funding that has been made available to the City under UASI 05, and therefore, loss of funding to improve the City's overall ability to prevent, respond to, and recover from threats or acts of terrorism. In addition, not implementing this legislation would likely result in the City of Seattle and contiguous jurisdictions being ineligible to receive additional funding that is expected to be made available under additional phases of the UASI Grant Program in future years.



- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** The only possible alternative would be to use scarce City resources to provide urban area security equipment, training and infrastructure protection, and to implement other elements of the urban area homeland security strategy that was authorized by Ordinance 121283.
- **Is the legislation subject to public hearing requirements:** No.
- **Other Issues** (including long-term implications of the legislation):

Please list attachments to the fiscal note below:





City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

May 24, 2005

Honorable Jan Drago, President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Drago:

I am pleased to transmit the attached proposed Council Bill that appropriates \$4,136,596 from the Urban Area Security Initiative Grant for Federal Fiscal Year 2005 (UASI 05). Projects funded with UASI 05 resources will further the City's preparedness strategy that was presented to the City Council in December 2003 and approved by the Department of Homeland Security (DHS) in March 2004. Specifically, the funding authorized by this legislation provides necessary equipment and training for Seattle's first responders in the Police and Fire Departments, and equipment and infrastructure protection for the Department of Information Technology, Seattle Public Utilities, and the Fleets and Facilities Department. Furthermore, \$1 million for four regional projects benefiting Seattle's urban area partners is appropriated to Seattle, which will manage those multi-jurisdictional projects.

According to analyses conducted by the federal government, Seattle is among the urban areas in the United States at highest risk for terrorist attack. UASI 05 funding, which was awarded to 50 cities, is the fourth round of funding that DHS has provided for high risk urban areas. Including this award of \$4,136,596, the UASI program has supplied the Seattle urban area, comprised of Seattle and King, Pierce, and Snohomish Counties, with over \$57 million. Of that total, Seattle has received nearly \$29 million.

The funding package set forth in this legislation reflects a multi-disciplinary approach that recognizes the need for prevention, protection, and response capability. Months of work by City departments and Seattle's urban area partners have resulted in assessments of Seattle's risk, development of a strategy to respond to those risks, and a budget plan that implements the strategy. The training, equipment, and infrastructure protection in this funding package are vital to advancing Seattle as the most prepared city in America. Thank you for your consideration of this legislation. Should you have questions, please contact Dave Chavez at 206-386-0057.

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

600 Fourth Avenue, 7th Floor, P.O. Box 94749, Seattle, WA 98124-4747

Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, Email: mayors.office@ci.seattle.wa.us

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STATE OF WASHINGTON - KING COUNTY

--SS.

188506
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.

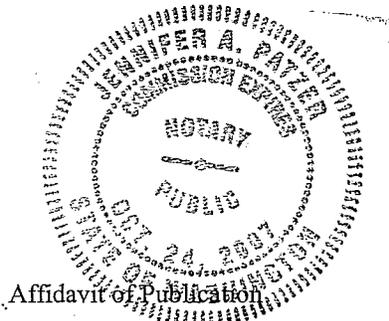
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:121858-121864

was published on

08/01/05

The amount of the fee charged for the foregoing publication is the sum of \$ 79.50, which amount has been paid in full.



MD

Subscribed and sworn to before me on

08/01/05

Jennifer Rayzer

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council

on July 11, 2005, 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 684-8344.

ORDINANCE NO. 121858

AN ORDINANCE relating to the Neighborhood Parks, Green Spaces, Trails, and Zoo Levy; authorizing the acquisition of real property commonly

known as Junction Plaza and the Ercolini Property; authorizing

acceptance of the deeds for open space, park and recreation purposes; increasing appropriations to the Department of Parks and Recreation in the 2005 Budget; all by a three-fourths vote of the City Council.

ORDINANCE NO. 121860

AN ORDINANCE relating to security from terrorism; authorizing the City

to partner with the State of Washington and King County to receive

financial assistance from the Department of Homeland Security (DHS), Office for State and Local Government Coordination and Preparedness under the Urban Areas Security Initiative Grant for Federal Fiscal Year 2005 (UASI 05); authorizing an application for allocation of funds under that agreement; increasing appropriations to the Police Department, the Fire Department, the Department of Information Technology, and the Fleets and Facilities Department in the 2005 Budget; all by a three-fourths vote of the City Council.

ORDINANCE NO. 121863

AN ORDINANCE relating to care and treatment for sex industry workers;

making an appropriation to the Human Services Department in the 2005 Budget from a dedicated account in the Human Services Operating Fund by a three-fourths vote of the City Council.

ORDINANCE NO. 121864

AN ORDINANCE appropriating money to pay certain audited claims and

ordering the payment thereof.

Publication ordered by JUDITH PIPPIN,
City Clerk

Date of publication in the Seattle Daily Journal of Commerce, August 1, 2005.

8/1(188608)