

ORDINANCE No. 121910

COUNCIL BILL No. 115335

AN ORDINANCE relating to the sale of surplus property located in Block 11, Yesler's 2nd Addition to the City of Seattle; authorizing the sale of real property to an abutting property owner and execution of a Quitclaim Deed in connection therewith; and designating the disposition of sales proceeds.

Richard J. McIver

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

Honorable President:

Your Committee on _____

to which was referred the within Council Bill No. _____
report that we have considered the same and respectfully recommend that the same:

~~RM, RC~~ RM, RC 2-0 motion passed
9-12-05 Passed 8-0 (Excused: McIver)

COMPTRROLLER FILE No. _____

Introduced: <u>AUG - 1 2005</u>	By: McIVER
Referred: <u>AUG - 1 2005</u>	To: <u>Finance & Budget</u>
Referred:	To:
Referred:	To:
Reported: <u>9-12-05</u>	Second Reading:
Third Reading: <u>9-12-05</u>	Signed: <u>9-12-05</u>
Presented to Mayor: <u>9-12-05</u>	Approved: <u>9/19/05</u>
Returned to City Clerk: <u>9/20/05</u>	Published: <u>Sithe</u> <u>3PAP</u> <u>[Signature]</u>
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

Law Department

Committee Chair

[Signature]

ORDINANCE 121910

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3 AN ORDINANCE relating to the sale of surplus property located in Block 11, Yesler's 2nd
4 Addition to the City of Seattle; authorizing the sale of real property to an abutting
5 property owner and execution of a Quitclaim Deed in connection therewith; and
6 designating the disposition of sales proceeds.

7
8 WHEREAS, Resolution 29799 adopted policies and procedures and a process for notifying other
9 City departments or other government agencies of the potential availability of property
10 excess to department needs; and

11
12 WHEREAS, the City of Seattle acquired for general municipal purposes that certain property
13 described in Section 1 below, pursuant to Local Improvement Assessment Deed dated
14 April 30, 1974 and recorded under Auditor's File No. 19745170376; and

15
16 WHEREAS, the availability of subject property has been circulated to City departments and
17 public agencies as excess to the City's Fleets and Facilities Department needs and no
18 City department or other public agency has indicated interest in assuming jurisdiction
19 over said property; and

20
21 WHEREAS, the subject property is considered excess to City needs; and

22
23 WHEREAS, the Purchasers Scott N. and Colleen Zilmer, the owners of the residential lot located
24 to the north and abutting the subject property, have offered to purchase said property so
25 as to legally include its area as part of their backyard, and the Fleets and Facilities
26 Department has determined that Three Hundred Dollars (\$300.00) is a fair and
27 reasonable price for said property; and

28
29 WHEREAS, the Fleets and Facilities Department, having reviewed the suitability of the subject
30 property against the criteria adopted in Resolution 29799, recommended sale of the
31 subject property to the adjoining landowner; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The real property legally described as follows:

The north 5 feet of the south 15 feet of the north 25 feet of the west 30 feet of Lot 8, Block 11,
Yesler's 2nd Addition to the City of Seattle, situate in the City of Seattle, County of King, State
of Washington.



1 is hereby declared to be surplus.

2 Section 2. The Fleets and Facilities Department ("Director") or designee is hereby
3 authorized to execute and deliver, for and on behalf of The City of Seattle, a Quitclaim Deed for
4 the sale of the property described in Section 1, in substantially the form attached hereto as
5 "Exhibit A" to this Ordinance, and to deliver the same to the Purchasers, Scott N. and Colleen
6 Zilmer, upon receipt of the sum of \$300.00.
7

8 Section 3. Proceeds from the sale authorized herein shall be deposited in the Unrestricted
9 Subaccount of the Cumulative Reserve Subfund (00164) in accordance with Seattle Municipal
10 Code 5.80.030, to be appropriated consistent with Council Resolution 30379.
11

12 Section 4. Any act pursuant to the authority and prior to the effective date of this
13 ordinance is hereby ratified and confirmed.
14

15 Section 5. This ordinance shall take effect and be in force thirty (30) days from and after
16 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days
17 after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.
18



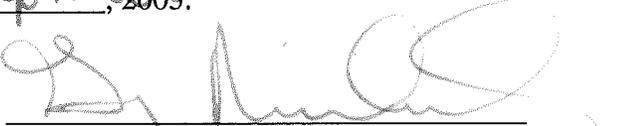
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Passed by the City Council the 12th day of September, 2005, and signed by me in
open session in authentication of its passage this 12th day of September, 2005.



President _____ of the City Council

Approved by me this 19th day of September, 2005.



Gregory J. Nickels, Mayor

Filed by me this 20th day of September, 2005.



City Clerk

(Seal)

Exhibit A: Quit Claim Deed



After recording, return to:

QUIT CLAIM DEED
(Unimproved Property)

Reference number of related documents:

Grantor: The City of Seattle

Grantee: Scott N. Zilmer and Colleen Zilmer, husband and wife

Legal Description:

- 1.
2. Additional legal description is on Page 1 of document.

Assessor's Property Tax Parcel Account Number(s): 982280-0885

Grant. The City of Seattle, a Washington municipal corporation ("Grantor"), hereby conveys and quit claims to _____ ("Grantees"), for and in consideration of the sum of _____ (\$_____), and subject to the COVENANT set forth below that certain real property located in the City of Seattle, King County, Washington, and legally described as follows:

COVENANT REGARDING ENVIRONMENTAL CONDITIONS

The Property described herein is conveyed AS-IS, WHERE-IS, WITH-ALL-FAULTS, AND WITHOUT ANY REPRESENTATION OR WARRANTY WHATSOEVER, EXPRESS OR IMPLIED, AS TO ITS CONDITION, ENVIRONMENTAL OR OTHERWISE, OR ITS SUITABILITY OR SUFFICIENCY FOR THE GRANTEE'S INTENDED USES AND PURPOSES. Grantee acknowledges that adverse physical, economic or other conditions (including without limitation, adverse environmental soils and ground-water conditions), either latent or patent, may exist on the Property and assumes Grantor's responsibility for all environmental conditions of the Property, known or unknown, including but not limited to responsibility, if any, for investigation, removal or remediation actions relating to the presence, release or threatened release of any Hazardous Substance or other environmental contamination relating to the Property. Grantee also releases and shall indemnify, defend, and hold Grantor and its past, present





City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

July 19, 2005

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

Dear Council President Drago:

I am transmitting the attached proposed Council Bill that authorizes the Fleets and Facilities Department (FFD) to sell a 150 square foot piece of City owned land to the adjoining property owner. The property is located immediately south of and adjoining 2615 E. Olive St. in the Central Area, and is not needed for any public purpose or policy. The parcel was acquired with General Fund monies for general municipal purposes, and sale proceeds net of transaction costs will be deposited in the Unrestricted Subaccount of the Cumulative Reserve Subfund.

FFD reviewed the suitability of the property parcel identified in this legislation against the criteria adopted in Council Resolution 29799 that provides policies and procedures to govern the acquisition, reuse, or disposal of City real property. The property was carefully screened in the context of adopted neighborhood plans, and is not needed or desired for a neighborhood or community purpose or project. Other City departments and public agencies identified no public uses for this property.

Thank you for your consideration of this legislation. Should you have questions, please contact Hillary Hamilton in the Fleets and Facilities Department Real Estate Services Division at 684-0421.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gregory J. Nickels".

GREG NICKELS
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

600 Fourth Avenue, 7th Floor, P.O. Box 94749, Seattle, WA 98124-4749

Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, E:mail: mayors.office@seattle.gov

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and future officials, employees, and agents, harmless from and against any and all claims, demands, penalties, fees, damages, losses, expenses (including but not limited to regulatory agencies, attorneys, contractors and consultants' fees and costs), and liabilities arising out of, or in any way connected with, the condition of the Property including but not limited to any alleged or actual past, present or future presence, release or threatened release of any Hazardous Substance in, on, under or emanating from the Property, or any portion thereof or improvement thereon, from any cause whatsoever; it being intended that Grantee shall so indemnify Grantor and such personnel without regard to any fault or responsibility of Grantor or Grantee. The obligation to complete all environmental investigation, removal or remediation of the Property and the acknowledgement, release and indemnification touch and concern the Property, restrict the use of the Property, constitute an assessment against the Property and are intended to run with the land and bind Grantee and Grantee's heirs, successors and assigns, and inure to the benefit of Grantor and its successors and assigns.

For purposes of this COVENANT, the term "Hazardous Substance" shall mean petroleum products and compounds containing them; flammable materials; radioactive materials; polychlorinated biphenyls ("PCBs") and compounds containing them; asbestos or asbestos-containing materials in any friable form; underground or above-ground storage tanks; or any substance or material that is now or hereafter becomes regulated under any federal, state, or local statute, ordinance, rule, regulation, or other law relating to environmental protection, contamination or cleanup.

Grantee's release shall include both claims by Grantee against Grantor and cross-claims against Grantor by Grantee based upon claims made against Grantee by any and all third parties. The obligation to indemnify and defend shall include, but not be limited to, any liability of Grantor to any and all federal, state or local regulatory agencies or other persons or entities for remedial action costs and natural resources damages claims. The obligation to complete all environmental investigation, removal or remediation of the Property and the acknowledgement, release and indemnification touch and concern the Property, restrict the use of the Property, constitute an assessment against the Property and are intended to run with the land and bind Grantee and Grantee's heirs, successors and assigns, and inure to the benefit of Grantor and its successors and assigns. This release means that Grantee accepts the Property "as-is, where-is and with-all-faults," and that Grantee assumes all responsibility of Grantor to investigate, remove and remediate any environmental conditions on the Property and has no recourse against Grantor or any of its officers, employees or agents for any claim or liability with respect to the Property.

Grantor shall have the right to defend itself and seek from Grantee recovery of any damages, liabilities, settlement awards and defense costs and expenses incurred by Grantor if Grantee does not accept unconditionally Grantor's tender to Grantee of the duty to investigate, remove and/or remediate environmental conditions on the Property and/or defend and indemnify Grantor against any such claim, suit, demand, penalty, fee, damages, losses, cost or expense. This Covenant shall apply regardless of whether or not Grantee is culpable, negligent or in violation of any law, ordinance, rule or regulation. This Covenant is not intended, nor shall it, release, discharge or affect any rights or causes of action that



Grantor or Grantee may have against any other person or entity, except as otherwise expressly stated herein, and each of the parties reserves all such rights including, but not limited to, claims for contribution or cost recovery relating to any Hazardous Substance in, on, under or emanating from the Property.

Scott N. Zilmer and Colleen Zilmer, the Grantees/Purchasers herein, do hereby acknowledge and accept all of the terms, conditions, and provisions of the foregoing Covenant Regarding Environmental Conditions.

Date: _____

By: _____
Scott N. Zilmer

Date: _____

By: _____
Colleen Zilmer

Executed this ____ day of _____, 2005, pursuant to Ordinance _____ of The City of Seattle.

THE CITY OF SEATTLE

By: _____
Brenda Bauer
Fleets & Facilities Director



STATE OF WASHINGTON)
) ss
COUNTY OF KING)

On this ____ day of _____, 2005, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Brenda Bauer, to me known to be the Fleets & Facilities Director of THE CITY OF SEATTLE, the municipal corporation on behalf of which the within and foregoing instrument was executed, and acknowledged said instrument to be the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

WITNESS my hand and official seal hereto affixed the day and year in this instrument above written.

(Signature)

(Print or Type Name)

NOTARY PUBLIC in and for the State of
Washington, residing at _____.
My commission expires _____.



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Fleets and Facilities	David Hemmelgarn 684-0701	Candice Chin 233-7014

Legislation Title: An ordinance relating to the sale of surplus property located in Block 11, Yesler's 2nd Addition to the City of Seattle; authorizing the sale of real property to an abutting property owner and execution of a Quit Claim Deed in connection therewith; and designating the disposition of sales proceeds.

- **Summary of the Legislation:** The legislation authorizes the Director of the Fleets and Facilities Department to sell by Quit Claim Deed excess City property to the abutting owner at fair value. The subject property serves no public purpose. Net proceeds after expenses will be deposited in the Unrestricted Subaccount of the Cumulative Reserve Subfund (00164) in accordance with SMC 5.80.030.
- **Background:** This legislation sells City-owned property that is excess and not needed for any municipal purpose. The City acquired the property, identified as PMA No.1590, by authority of a Local Improvement Assessment Deed dated April 30, 1974 and recorded under Auditor's File No. 19745170376. The subject property was acquired with General Funds for general municipal purposes. The abutting property owners want to purchase this 150 square foot lot so that it can be legally included in their property area for driveway and yard purposes. The City has determined that the property has no current or future value to the City due to its small size and location. Notification to City Departments and public agencies resulted in no objections or concerns about the disposition of the property. In consideration of the surrounding area, and because the property cannot be developed by itself nor increase the development value of the adjoining property, a reasonable and fair sale price for the property is \$2.00 per square foot, for a total price of \$300.00

X This legislation has financial implications.

Appropriations: No appropriations are a direct result of this legislation.

Fund Name and Number	Department	Budget Control Level*	2005 Appropriation	2006 Anticipated Appropriation
TOTAL			0	0



Anticipated Revenue/Reimbursement: Resulting From This Legislation:

Fund Name and Number	Department	Revenue Source	2005 Revenue	2006 Revenue
Cumulative Reserve Subfund – Unrestricted Subaccount (00164)	Finance General		\$300	\$0
TOTAL			\$300	\$0

Notes:

* Net proceeds after expenses will be deposited in the Unrestricted Subaccount of the Cumulative Reserve Subfund (00164) in accordance with SMC 5.80.030.

Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE Impact: None

Position Title and Department*	Fund Name	Fund Number	Part-Time/Full Time	2005 Positions	2005 FTE	2006 Positions**	2006 FTE**
TOTAL				0	0	0	0

- **Do positions sunset in the future?** (If yes, identify sunset date):
Not Applicable

Spending/Cash Flow:

Fund Name and Number	Department	Budget Control Level*	2005 Expenditures	2006 Anticipated Expenditures
TOTAL				

Notes: Not Applicable

- **What is the financial cost of not implementing the legislation?**
The City would incur an opportunity cost due to lost sale proceeds and lost property tax revenue (from not adding the property to the tax rolls). As property owner, the City would incur potential maintenance expense and liability. These amounts have not been quantified.



- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**
None.
- **Is the legislation subject to public hearing requirements:**
No.
- **Other Issues** (including long-term implications of the legislation):
None.

Please list attachments to the fiscal note below:

- Attachment 1 - Preliminary Report - Evaluation of Reuse and Disposal Options
- Attachment 2 - Property Maps for PMA No. 1590

PRELIMINARY REPORT
EVALUATION OF REUSE AND DISPOSAL OPTIONS FOR

**PMA No. 1590 – Located in Block 11,
 Yesler's 2nd Addition to City of Seattle,
 South of and Adjoining 2615 E. Olive St.**

In Resolution 29799, City Council expressed its desire for the Executive to make recommendations on the reuse or disposal of excess property on a case by case basis, using *the Procedures for Evaluation of the Reuse and Disposal of the City's Real Property* included in that resolution. Additionally, the Resolution identified guidelines for items to be considered in making a recommendation. This report addresses each of the guidelines outlined in Resolution 29799.

Property Management Area: PMA No. 1590 – South of and adjoining 2615 E. Olive St.

BACKGROUND INFORMATION

Legal Description:

The north 5 feet of the south 15 feet of the north 25 feet of the west 30 feet of Lot 8, Block 11, Yesler's 2nd Addition to the City of Seattle, situate in the City of Seattle, County of King, State of Washington.

Physical Description and Related Factors: This city-owned parcel is a 150 SF rectangular parcel located immediately south and adjacent to the property identified by a street address of 2615 E. Olive Street. The property is presently being used for yard and driveway purposes by the adjoining property owners. It has dimensions of 5 feet along its western boundary line on the adjacent alley and similarly on its east side. Its north and south lines are 30 feet long. The north line adjoins the southern boundary of the residence at 2615 E. Olive Street. The south line is marked by a six-foot tall rickety wooden board fence that separates the subject parcel from the adjoining lot. The eastern five-foot line also borders on the same adjoining lot and is separated therefrom by a laurel and blackberry hedge. The lot is near level with a slight slope towards the west. PMA No. 1590 has no trees and is best described as a grass, weed, and gravel patch that has been variously used for parking, storage, or yard purposes by its neighbors. It is located in a SF 5000 zone in an independent middle-class neighborhood with relatively small houses. It is identified by the King County Assessor as Tax Parcel No. 982820-0885.

GUIDELINE A: Consistency

The analysis should consider the purpose for which the property was originally acquired, funding sources used to acquire the property, terms and conditions of original acquisition, the title or deed conveying the property, or any other contract or instrument by which the City is bound or to which the property is subject, and City, state or federal ordinances, statutes and regulations.

PMA No. 1590 was acquired in 1974 to preserve the city's taxable interest in a parcel on which King County had obtained a local improvement assessment judgment. It was conveyed to the City by a Local Improvement Assessment Deed under Recording No. 7405170376. General Fund monies were



used for the purchase and the parcel is a General Fund asset. The City is not bound by any other deeds or instruments, and the property is not subject to any particular or extraordinary laws or regulations.

Guideline B: Compatibility and Suitability

The recommendation should reflect an assessment of the potential for use of the property in support of adopted Neighborhood Plans, as or in support of low-income housing, in support of economic development, in support of affordable housing, for park or open space, in support of Sound Transit Link Light Rail station area development, as or in support of child care facilities, and in support of other priorities reflected in adopted City policies.

Context. The property is located in the Central Area Neighborhood Planning Area, two blocks west of Martin Luther King, Jr. Way and two blocks east and outside of the Madison-Miller Urban Village/Center. Because of its small size and location, it has not been identified as a property desired or needed for the implementation of any community plan or project. Likewise, because of its character as a diminutive vacant lot adjoining a single family residence, it is not appropriate for consideration or use in support of any of the aforementioned city policies or programs. It is not located within a Sound Transit planning area.

Range of Options. Options include retention by the City, negotiated sale, or sale by public bid. No other City department has identified any current or future use for the property. Given the limited potential for any kind of redevelopment of this small parcel, retention of the property presents no benefits for the City. Both adjoining property owners were notified about the availability of the subject property for purchase. The proposed purchasers are the only adjoining who presented a bona-fide offer to purchase the 150 SF piece.

Guideline C: Other Factors

The recommendation should consider the highest and best use of the property, compatibility of the proposed use with the physical characteristics of the property and with surrounding uses, timing and term of the proposed use, appropriateness of the consideration to be received, unique attributes that make the property hard to replace, potential for consolidation with adjacent public property to accomplish future goals and objectives, conditions in the real estate market, and known environmental factors that may affect the value of the property.

Highest and Best Use: The zoning designation for the property is SF 5000 – Single Family Residential – minimum lot size of 5,000 square feet. This parcel is an uneconomic remainder. The best and most appropriate use for this property is for additional yard or parking space for an adjoining single-family residence.

Compatibility with the physical characteristics: Sale of the property to the abutting property owner will allow the Purchaser to expand his yard and parking area. Incorporating the city property into the adjoining yard is very compatible with the present uses in the single-family zoned neighborhood.



Compatibility with surrounding uses:

Currently, the property is already being used as a parking site and side yard by the adjoining property owner. The immediate neighborhood is zoned Single Family Residential. Sale of the property to the abutting owner will allow him to legally use said property in designing and creating yard and parking area for his residence.

Potential for Consolidation with adjacent public property:

The City of Seattle originally acquired the property in 1974 when it was redeemed from King County following its foreclosure of a local improvement assessment lien. There are no public properties in the vicinity that could benefit from a consolidation with this parcel.

Timing and Term of Proposed Use:

The proposed purchaser has agreed to a purchase of the property as soon as the sale is authorized by the City Council. The sale should close in early summer and use of the property will be at the Purchaser's discretion.

Appropriateness of the consideration:

Due to the size of the property, it has not been appraised. The consideration for the transfer is based on the value established by the King County Assessor for properties in the area, zoning, and neighborhood influences. A small 150 SF parcel like PMA No. 1590 cannot be built upon and is only useful as an addition to the adjoining property yard area. Property of this nature is considered useless and undevelopable and is usually valued at \$2.00 per square foot. Because of its small size and irregular shape, the proposed consideration of \$300.00 is a fair amount to be obtained from the Purchaser.

Unique Attributes: Part of the subject parcel is presently being used by the adjoining owner and prospective purchaser. It is unique in that it became a tiny separate tax parcel when segregated because of the assessment lien foreclosure by King County.

Conditions in the real estate market: The real estate market in the central area has demonstrated gradual appreciation over the last five years. However, either standing alone or added to the adjoining property, PMA No. 1590 does not have the capacity to sustain development or value beyond that allowed for one single-family lot in a SF 5000 zone.

Known environmental factors: There are no environmental factors that would prevent a transfer of property. A preliminary field visit indicated no cause for testing. Purchase and use of the site by the adjoining property owner is the most reasonable manner of sale and it will result in improvements to the neighborhood.

Guideline D: Sale

The recommendation should evaluate the potential for selling the property to non-City public entities and to members of the general public.

Information concerning the availability of the property was circulated to all City departments and other public agencies that may have an interest in publicly-owned property. This circulation took

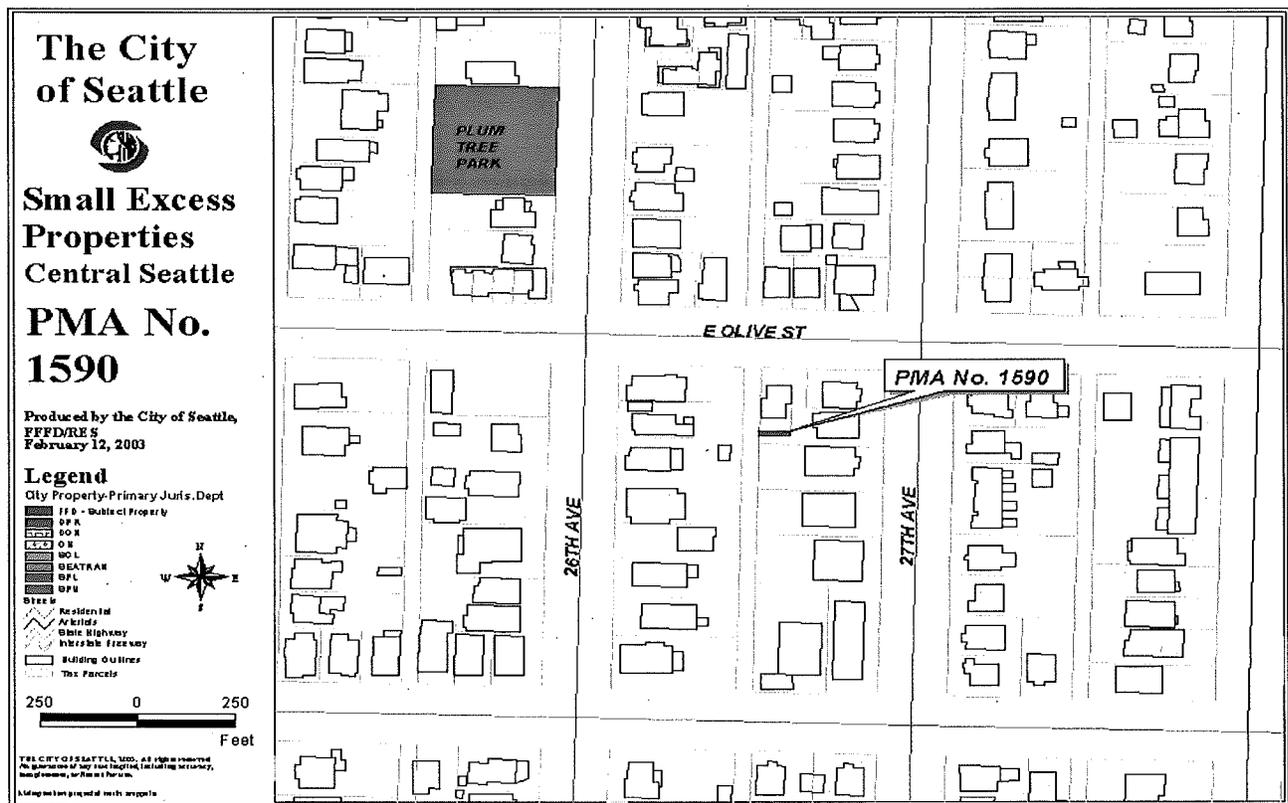
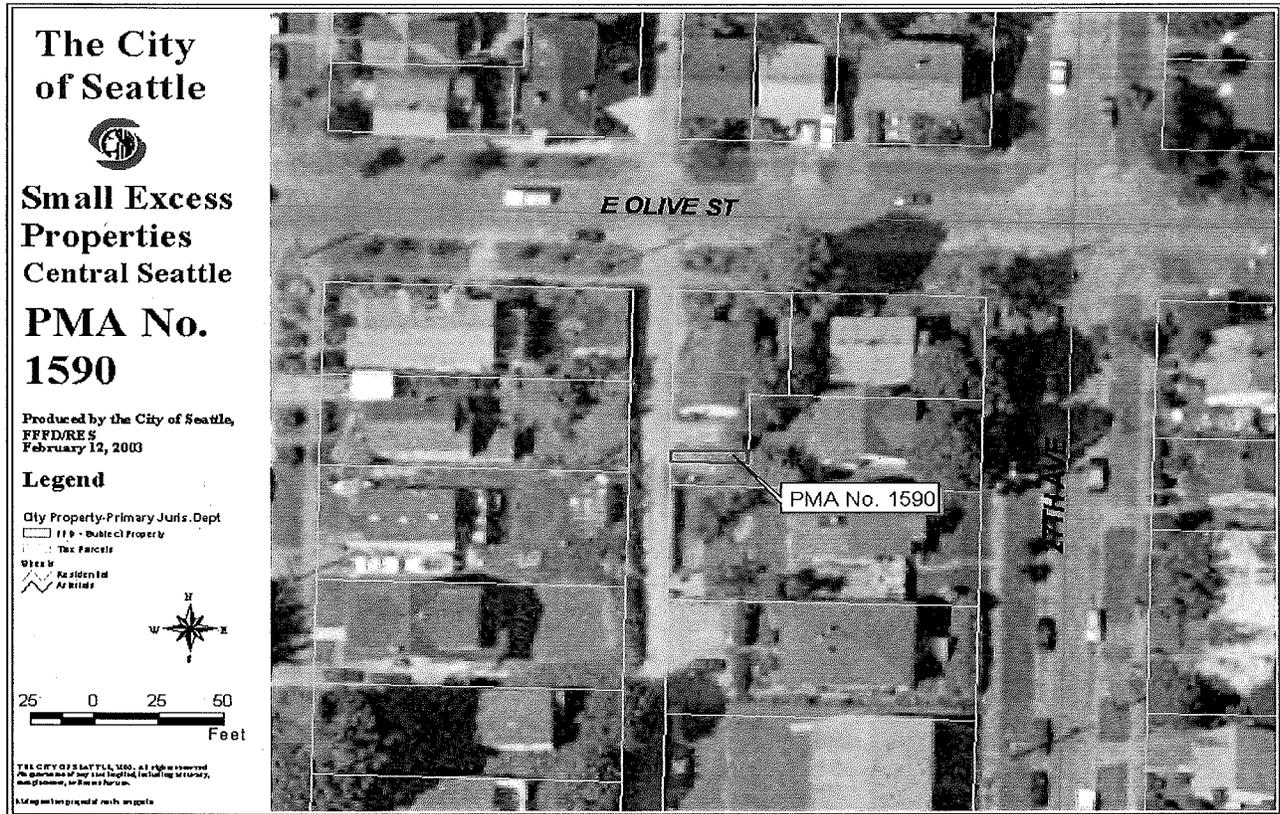


place in November 2003. No city department or other public agency has expressed any interest in acquiring this property. The two adjoining property owners were notified about the availability of PMA No. 1590. The proposed purchasers, the adjoining owners to the north of the property, responded in good faith and were the only members of the general public that presented a bona fide offer for acquiring the property.

Recommendation

FFD recommends that sale of PMA No. 1590 to the northerly adjoining landowner be approved by the Seattle City Council.





STATE OF WASHINGTON – KING COUNTY

--SS.

190207
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 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:121910-121914

was published on

09/22/05

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

[Handwritten signature]

Subscribed and sworn to before me on

09/22/05

[Handwritten signature]

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 September 12,

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. 121912

AN ORDINANCE relating to the Department of Neighborhoods; authorizing implementation of certain Neighborhood Matching Fund projects in 2005, and specifying that 2005 appropriations for the Neighborhood Matching Subfund shall carry forward automatically to future budget years.

ORDINANCE NO. 121914

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

ORDINANCE NO. 121913

AN ORDINANCE relating to the federal Grants to Encourage Arrest Policies (GEAP) grant program; authorizing the execution of an agreement under which the City will receive financial assistance from the US Department of Justice (DOJ), Office of Violence Against Women (OVW); accepting the money when received; and increasing appropriations to the Department of Information Technology and the Seattle Municipal Court in the 2005 Budget; all by a three-fourths vote of the City Council.

ORDINANCE NO. 121911

AN ORDINANCE relating to City employment, to be known as the Second Quarter 2005 Salary Ordinance, establishing three new titles and salaries; designating five positions as exempt from Civil Service status; amending Seattle Municipal Code Section 4.13.010; returning one position from exempt to Civil Service status and amending Ordinance 121817 to correct one position number; all by a two-thirds vote of the City Council.

ORDINANCE NO. 121910

AN ORDINANCE relating to the sale of surplus property located in Block 11, Yesler's 2nd Addition to the City of Seattle; authorizing the sale of real property to an abutting property owner and execution of a Quitclaim Deed in connection therewith; and designating the disposition of sales proceeds.

Publication ordered by JUDITH PIPPIN, City Clerk

Date of publication in the Seattle Daily Journal of Commerce, September 22, 2005.

9/22(190207)