

Ordinance No. 121972

Council Bill No. 115433

AN ORDINANCE related to the disaster relief efforts associated with Hurricane Wilma; declaring an emergency so that this ordinance may have immediate effect; authorizing the voluntary deployment of City employees with specific skills to the affected regions to perform duties related but not limited to search, rescue and recovery efforts and restoration of essential services to the citizens of Florida and other southern states; and providing for their compensation; all by a three-fourths vote of the City Council.

CF No. _____

Date Introduced:	<u>10/24/05</u>	
Date 1st Referred:	<u>10/24/05</u>	To: (committee) <u>Full Council</u>
Date Re - Referred:		To: (committee)
Date Re - Referred:		To: (committee)
Date of Final Passage:	<u>10-31-05</u>	Full Council Vote: <u>9-0</u>
Date Presented to Mayor:	<u>11-1-05</u>	Date Approved: <u>11/7/05</u>
Date Returned to City Clerk:	<u>11/9/05</u>	Date Published: <u>SPP</u>
Date Vetoes by Mayor:		T.O. <input checked="" type="checkbox"/> F.T. <input checked="" type="checkbox"/> <u>Dyc</u>
Date Passed Over Veto:		Date Veto Published:
		Veto Sustained:

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Drape
walk-in Councilmember

Committee Action:

10-31-05 Passed 9-0

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

Law Department

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

ORDINANCE 121972

AN ORDINANCE related to the disaster relief efforts associated with Hurricane Wilma; declaring an emergency so that this ordinance may have immediate effect; authorizing the voluntary deployment of City employees with specific skills to the affected regions to perform duties related, but not limited to, search, rescue and recovery efforts and restoration of essential services to the citizens of Florida and other southern states; and providing for their compensation; all by a three-fourths vote of the City Council.

WHEREAS, Hurricane Wilma and associated winds and flooding due to storm surges and rainfall are resulting in devastation in Florida and possibly other southern states and may cause thousands to be in physical peril and left homeless without food, clothing, water or other basics necessary for survival; and

WHEREAS, other southern states may also be devastated by Hurricane Wilma; and

WHEREAS, the devastation in Florida and other states that may be affected could well include emergency conditions conducive to disease and illnesses brought about by the type of waterborne pollutants that afflicted the Gulf Coast after Hurricane Katrina; and

WHEREAS, the Governor of Florida has declared a state of emergency, mandatory evacuations are underway, and emergency shelters have already opened up in the wake of the damage done by Hurricane Wilma; and

WHEREAS, the governors of other states that may be affected in the future may declare a state of emergency for their respective states; and

WHEREAS, the City of Seattle's Disaster Management Committee will be developing a plan for the City's coordinated relief response to the disaster-stricken communities in the path of Hurricane Wilma; and

WHEREAS, the Mayor has asked City department directors to examine opportunities for City employees with specific skills to assist agencies with shelter management and logistical support, and to identify and create a citywide list of volunteers with necessary skills;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. A City employee who wishes to render assistance in support of disaster relief efforts in Florida and other areas in the south affected by Hurricane Wilma may volunteer for



1 deployment to that region without loss of pay, paid leave or other employment-related benefits
2 under the following conditions:

3 1. The individual is a regular employee of the City of Seattle in a job title or
4 classification that requires knowledge, skills and abilities that have been specifically requested by
5 Federal Emergency Management Agency (hereinafter FEMA) or pursuant to the Emergency
6 Management Assistance Compact (hereinafter EMAC) or other agency identified in the national
7 response plan for the disaster relief effort;
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9 2. The individual's appointing authority has agreed to assign an employee who is in
10 a classification or job title that requires the requested knowledge, skills and abilities to the
11 disaster relief effort to perform work reasonably related to the work he or she performs in the
12 course of his or her City employment;
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14 3. The individual complies with all pre-deployment health requirements as identified
15 by the State of Washington based on guidance from the Centers for Disease Control, including
16 but not necessarily limited to, immunizations for tetanus and hepatitis B;
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18 4. The individual agrees to release the City of Seattle from any and all liability
19 arising from loss of property, injury, illness or death while so deployed, except to the extent that
20 his or her illness, injury or death may be covered under the workers' compensation, Law
21 Enforcement Officers and Fire Fighters Plan and emergency worker laws of the State of
22 Washington;
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24 5. The individual agrees to register as an emergency worker under procedures
25 established by the Personnel Director;
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1 Section 4. In addition to paying the employee for his or her regular and overtime
2 hours in support of the disaster relief effort, the City shall pay for transportation and lodging
3 costs that are reimbursable to the City by FEMA or pursuant to the EMAC or other agency
4 identified in the national response plan. To the extent that these expenses are already reimbursed
5 by the state of Washington or other entity, employees will not be able to claim expenses that have
6 already been paid.
7

8 Section 5. The heads of respective departments affected by this ordinance are hereby
9 authorized to use unexpended and unencumbered funds accumulating in their respective budgets
10 to pay the compensation and related expenses authorized herein.
11

12 Section 6. The Mayor or his designee is authorized to execute agreements with the
13 State of Washington related to the deployment of City employees to assist in the disaster relief
14 efforts associated with Hurricane Wilma.
15

16 Section 7. Because of the large number of persons that Hurricane Wilma will leave
17 without the basic necessities for survival and the immediate danger of disease and illnesses
18 caused by waterborne pollutants, an emergency is declared to exist under Seattle City Charter
19 Article 4, Section I. It is necessary for the preservation of the public peace, health and safety that
20 this ordinance becomes effective without delay. This ordinance shall take effect immediately
21 upon its passage by a three-fourths vote of the City Council and its approval by the Mayor.
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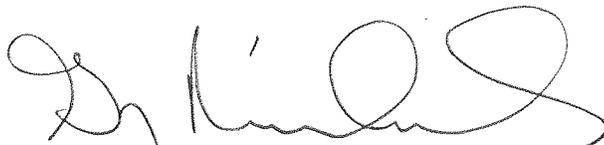
Section 8. Any acts made consistent with the authority and prior to the effective date of this ordinance are hereby ratified and confirmed.

Passed by a three-fourths vote of all the members of the City Council the 31st day of October, 2005, and signed by me in open session in authentication of its passage this 31st day of October 2005.



President _____ of the City Council

Approved by me this 7th day of November, 2005.



Gregory J. Nickels, Mayor

Filed by me this 9th day of Nov, 2005.



City Clerk

(Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Police	John Pirak / 3-5705	Doug Carey / 4-8067

Legislation Title:

AN ORDINANCE related to the disaster relief efforts associated with Hurricane Wilma; declaring an emergency so that this ordinance may have immediate effect; authorizing the voluntary deployment of City employees with specific skills to the affected regions to perform duties related, but not limited to, search, rescue and recovery efforts and restoration of essential services to the citizens of Florida and other southern states; and providing for their compensation; all by a three-fourths vote of the City Council.

• **Summary of the Legislation:**

This ordinance allows City employees who have skills and qualifications requested by FEMA or identified pursuant to the Emergency Management Assistance Compact (EMAC) to volunteer to be deployed to the hurricane relief efforts in the southern states affected by Hurricane Wilma. Each City department head will evaluate requests and may authorize employees to perform the tasks assigned by the state of Florida or other states affected by Hurricane Wilma for a maximum period of 30 calendar days. The department head or other appointing authority may grant an extension at his or her discretion on request of FEMA or EMAC or other agency identified in the national response plan.

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

Hurricane Wilma struck Florida on October 24, 2005. The hurricane and its associated flooding has put many residents out of their homes and put many at risk of being without food, clothing, water or other basics necessary for survival. The City of Seattle's Disaster Management Committee will be developing a plan for the City's coordinated relief response to the disaster-stricken communities, including the voluntary deployment of City employees who have specific skills that have been requested pursuant to the national response plan for the disaster relief effort. The City of Seattle has sent employees to other areas in times of need, including eastern Washington and other Puget Sound area cities.

• *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.)*



John Pirak
October 24, 2005
SPD Emerg Deploy Hurricane Wilma
Version #:2

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

Notes:

The Department of Finance and utility and public safety departments will develop estimates to approximate the costs of deploying employees to the relief effort when further details of needs are known. If necessary, the Executive will submit supplemental budget legislation to make the appropriation changes necessitated by actual expenses. The fiscal note accompanying that legislation will provide a more detailed and precise costing as it will be based upon departments' actual expenditures. The City expects reimbursement from the state of Washington pursuant to the standard EMAC agreements in the disaster relief efforts associated with Hurricane Wilma.





City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

October 24, 2005

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

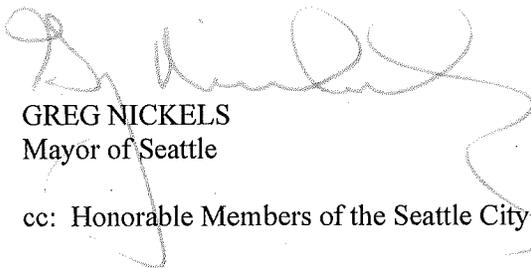
Dear Council President Drago:

I am transmitting the attached proposed Council Bill, which authorizes the voluntary deployment of City employees to assist in disaster relief efforts related to Hurricane Wilma.

The utter devastation recently caused by Hurricane Katrina and the unfortunate delay in responding to its victims magnifies the importance of shared response efforts from local, state, and federal government. The employees affected by this proposed Bill are assigned to classifications in which they have knowledge, skills, and abilities similar to those sought by FEMA or other government agencies. This Bill will allow City employees who wish to render assistance in the recovery and relief efforts to perform work without loss of pay, paid leave, or other employment-related benefits.

Thank you for your prompt consideration of this legislation. If you have any questions or would like additional information, please contact John Pirak at 233-5075.

Sincerely,



GREG NICKELS
Mayor of Seattle

cc: Honorable Members of the Seattle City Council



STATE OF WASHINGTON – KING COUNTY

--SS.

191911
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:121972-121975

was published on

11/17/05

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

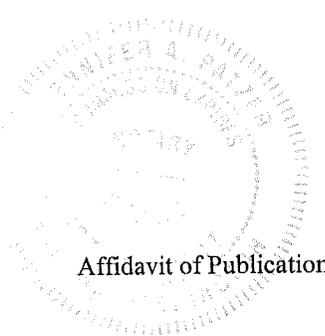
R. Roy

Subscribed and sworn to before me on

11/17/05

James G. Pagan

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 October 31, 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. 121975

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

ORDINANCE NO. 121972

AN ORDINANCE related to the disaster relief efforts associated with Hurricane Wilma; declaring an emergency so that this ordinance may have immediate effect; authorizing the voluntary deployment of City employees with specific skills to the affected regions to perform duties related, but not limited to, search, rescue and recovery efforts and restoration of essential services to the citizens of Florida and other southern states; and providing for their compensation; all by a three-fourths vote of the City Council.

ORDINANCE NO. 121974

AN ORDINANCE relating to the Olympic Sculpture Park; authorizing the execution of a Construction and Finance Agreement and an Operation and Maintenance Agreement between the Seattle Department of Parks and Recreation and the Seattle Art Museum, concerning their roles in development, construction and operation and maintenance of portions of Alaskan Way Boulevard that will be operated as part of the Olympic Sculpture Park.

ORDINANCE NO. 121973

AN ORDINANCE adopting the 2006 Update to The City of Seattle 2005-2008 Consolidated Plan for Housing and Community Development, including general policies for the use of the City's funding resources for housing and community development; authorizing the submission of the 2006 Update to the United States Department of Housing and Urban Development; authorizing the Human Services Director to make changes to the Plan for certain purposes; and ratifying and confirming prior acts.

Publication ordered by JUDITH PIPPIN,
City Clerk

Date of publication in the Seattle Daily
Journal of Commerce, November 17, 2005.

11/17(191911)