



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 119406

Record No.: CB 119406

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125719

In Control: City Clerk

File Created: 11/05/2018

Final Action: 11/26/2018

**Title:** AN ORDINANCE relating to the School Safety Traffic and Pedestrian Improvement Fund; amending Sections 5.81.010 and 5.82.010 of the Seattle Municipal Code; and transferring money from the School Safety Traffic and Pedestrian Improvement Fund to the General Fund for one-time expenditures.

<b>Notes:</b>	<u>Date</u>
<b>Sponsors:</b> Bagshaw	<b>Filed with City Clerk:</b>
	<b>Mayor's Signature:</b>
	<b>Vetoed by Mayor:</b>
	<b>Veto Overridden:</b>
	<b>Veto Sustained:</b>

**Attachments:**

Drafter: patrick.wigren@seattle.gov

Filing Requirements/Dept Action:

**History of Legislative File**

Legal Notice Published:  Yes  No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Clerk	11/06/2018	sent for review	Council President's Office			
	<b>Action Text:</b> The Council Bill (CB) was sent for review. to the Council President's Office						
	<b>Notes:</b>						
1	Council President's Office	11/06/2018	sent for review	Select Budget Committee			
	<b>Action Text:</b> The Council Bill (CB) was sent for review. to the Select Budget Committee						
	<b>Notes:</b>						
1	City Council	11/13/2018	referred	Select Budget Committee			
	<b>Action Text:</b> The Council Bill (CB) was referred. to the Select Budget Committee						
	<b>Notes:</b>						
1	Select Budget Committee	11/14/2018	pass				Pass
	<b>Action Text:</b> The Committee recommends that City Council pass the Council Bill (CB).						
	<b>Notes:</b>						

In Favor: 9 Chair Bagshaw, Member González , Member Harrell, Member Herbold,  
Member Johnson, Member Juarez, Member Mosqueda, Member O'Brien,  
Member Sawant

Opposed: 0

1 City Council 11/19/2018 passed Pass

Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill:

Notes:

In Favor: 9 Councilmember Bagshaw, Councilmember González , Council  
President Harrell, Councilmember Herbold, Councilmember Johnson,  
Councilmember Juarez, Councilmember Mosqueda, Councilmember  
O'Brien, Councilmember Sawant

Opposed: 0

1 City Clerk 11/21/2018 submitted for Mayor  
Mayor's signature

1 Mayor 11/26/2018 Signed

1 Mayor 11/26/2018 returned City Clerk

1 City Clerk 11/26/2018 attested by City Clerk

Action Text: The Ordinance (Ord) was attested by City Clerk.

Notes:

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CITY OF SEATTLE

ORDINANCE 125719

COUNCIL BILL 119406

AN ORDINANCE relating to the School Safety Traffic and Pedestrian Improvement Fund; amending Sections 5.81.010 and 5.82.010 of the Seattle Municipal Code; and transferring money from the School Safety Traffic and Pedestrian Improvement Fund to the General Fund for one-time expenditures.

WHEREAS, the School Safety Traffic and Pedestrian Improvement Fund (SSTPIF) was

established with 100 percent of the revenues generated by school zone fixed automated camera fines and civil penalties and 20 percent of the revenues generated by automated traffic safety camera (also known as red light camera) fines and civil penalties; and

WHEREAS, the City Budget Office's October 2018 revenue update increased anticipated

revenues from school zone fixed automated camera fines and civil penalties by \$2,198,095 in 2018, \$2,150,312 in 2019, and \$2,371,961 in 2020; and

WHEREAS, the City Budget Office's October 2018 revenue update did not change the

anticipated revenue from automated traffic safety camera fines and civil penalties directed to the SSTPIF, which remain \$918,250 in 2018, \$888,750 in 2019, and \$871,000 in 2020; and

WHEREAS, the increased forecast of school zone camera revenue to the SSTPIF is higher than

the anticipated red light camera revenue directed to the SSTPIF; and

WHEREAS, pursuant to RCW 46.63.180, revenues generated by school zone fixed automated

camera fines and civil penalties may only be used for school traffic and pedestrian safety and directly related infrastructure projects; pedestrian, bicycles, and driver education campaigns; and installation, administrative, enforcement, operations, and maintenance costs associated with the school zone fixed automated cameras; and

1 WHEREAS, pursuant to RCW 46.63.180, revenues generated by automated traffic safety  
2 cameras are unrestricted and may be spent for any general government purpose; and

3 WHEREAS, the Council desires to utilize the revenues generated by automated traffic safety  
4 camera (red light camera) fines and civil penalties in 2018, 2019, and 2020 for general  
5 government purposes; and

6 WHEREAS, Ordinance 125379 authorized a one-time allowance for SSTPIF funds to be spent  
7 on the Seattle Public Schools transition from a three-tier bus schedule to a two-tier bus  
8 schedule, which has been completed, and should be removed from the financial policies  
9 governing the SSTPIF; NOW, THEREFORE,

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

11 Section 1. Section 5.81.010 of the Seattle Municipal Code, last amended by Ordinance  
12 125379, is amended as follows:

13 **5.81.010 Financial policies**

14 The following financial policies govern revenues generated from school zone fixed automated  
15 camera fines or civil penalties:

16 A. Spending for School Traffic and Pedestrian Safety: Funding in an amount equal to the  
17 revenue generated annually by school zone fixed automated camera fines and civil penalties will  
18 be spent for school traffic and pedestrian safety and directly related infrastructure projects;  
19 pedestrian, bicyclist, and driver education campaigns; and installation, administrative,  
20 enforcement, operations and maintenance costs associated with the school zone fixed automated  
21 cameras.

1           ~~((B. Notwithstanding subsection 5.81.010.A, up to \$2.3 million will be appropriated on a~~  
2 ~~one-time basis to pay for the Seattle Public Schools transition from a three-tier bus schedule to a~~  
3 ~~two-tier bus schedule.))~~

4           ~~((C.))~~ B. Annual Budget Revenues and Appropriations: The Executive will propose  
5 appropriations for the items in subsection 5.81.010.A above in its annual budget submittal to the  
6 Council based on the amount of school zone fixed automated camera fines and civil penalties  
7 projected to be received in the proposed budget year.

8           ~~((D.))~~ C. Year-End Report: The Executive will provide a year-end report to the City  
9 Council on school zone fixed automated camera revenue receipts, appropriations, and  
10 expenditures by March 1 each year.

11           ~~((E.))~~ D. True-Up of Revenues and Expenditures: To the extent that actual annual  
12 revenues from school zone fixed automated cameras differ from the appropriations made through  
13 the annual budget, the Executive will propose appropriation changes in supplemental legislation  
14 to ensure that funding in an amount at least equal to the actual revenues generated by school  
15 zone fixed automated cameras are spent for school traffic and pedestrian safety and directly  
16 related infrastructure projects; pedestrian, bicyclist, and driver education campaigns; and  
17 installation, administrative, enforcement, operations, and maintenance costs associated with the  
18 school zone fixed automated cameras.

19           Section 2. Section 5.82.010 of the Seattle Municipal Code, last amended by Ordinance  
20 125379, is amended as follows:

21 **5.82.010 Financial policies**

22 The following financial policies govern revenues generated from automated traffic safety camera  
23 fines or civil penalties:

1           A. Spending for school traffic and pedestrian safety: Funding in an amount equal to 20  
2 percent of the revenue generated annually by automated traffic safety camera fines and civil  
3 penalties will be spent for school traffic and pedestrian safety and directly related infrastructure  
4 projects, as well as pedestrian, bicyclist, and driver education campaigns and installation,  
5 administrative, enforcement, operations, and maintenance costs associated with the automated  
6 traffic safety cameras (also known as red light cameras).

7           ~~((B. Notwithstanding subsection 5.82.010.A, up to \$2.3 million will be appropriated on a  
8 one-time basis to pay for the Seattle Public Schools transition from a three-tier bus schedule to a  
9 two-tier bus schedule.))~~

10           ~~((C.))~~ B. Annual budget revenues and appropriations: The Executive will propose  
11 appropriations for the items in subsection 5.82.010.A in its annual budget submittal to the City  
12 Council based on the amount of automated traffic safety camera fines and civil penalties  
13 projected to be received in the prior budget year.

14           ~~((D.))~~ C. Year-end report: The Executive will provide a year-end report to the City  
15 Council on automated traffic safety camera revenue receipts, ~~((appropriation,))~~ appropriations,  
16 and expenditures by March 1 each year.

17           ~~((E.))~~ D. True-up of revenues and expenditures: To the extent that actual annual revenues  
18 from automated traffic safety cameras differ from the appropriations made through the annual  
19 budget, the Executive will propose appropriation changes in supplemental legislation to ensure  
20 that funding in an amount equal to 20 percent of the actual revenues generated by automated  
21 traffic safety cameras is spent for the purposes described in Section 2 of Ordinance 124230, as  
22 amended by Ordinance 124907.

1           E. Notwithstanding subsections 5.82.010.A, 5.82.010.B, and 5.82.010.D, none of the  
2 revenue generated by automatic traffic safety camera fines and civil penalties in 2018, 2019 and  
3 2020 will be directed to the School Safety Traffic and Pedestrian Improvement Fund.

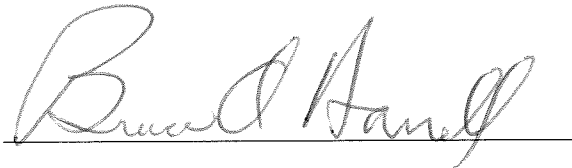
4           Section 3. The Council authorizes a transfer on January 1, 2019 in the amount of  
5 \$918,250 from the unexpended and unencumbered balance of the School Safety Traffic and  
6 Pedestrian Improvement Fund to the General Fund as shown below:

<b>Item</b>	<b>Fund</b>	<b>Amount</b>	<b>Transferred (In / Out)</b>
3.1	General Fund (00100)	\$918,250	Transferred In
	School Safety Traffic and Pedestrian Improvement Fund (18500)	(\$918,250)	Transferred Out

7  
8

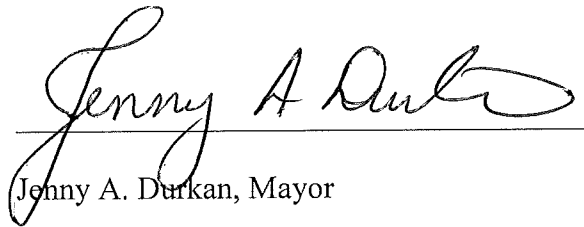
1 Section 4. This ordinance shall take effect and be in force 30 days after its approval by  
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 19<sup>th</sup> day of November, 2018,  
5 and signed by me in open session in authentication of its passage this 19<sup>th</sup> day of  
6 November, 2018.

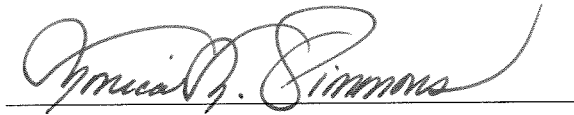
7 

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

9 Approved by me this 26<sup>th</sup> day of November, 2018.

10   
11 Jenny A. Durkan, Mayor

12 Filed by me this 26<sup>th</sup> day of NOVEMBER, 2018.

13 

14 Monica Martinez Simmons, City Clerk

15 (Seal)