


MUKILTEO CITY COUNCIL AGENDA BILL <u>2010-12</u>			
SUBJECT TITLE: Mukilteo Initiative No 2 and Voter Pamphlet Committee		FOR AGENDA OF: 7/19/10	
Contact Staff: Joe Hannan		EXHIBITS 1. Resolution 2010-22 2. Explanatory Statement	
Department Approval:			
City Administrator Approval: J. Hannan 			
Amount Budgeted:	N/A	Account Name(s):	Account Number:
Expenditure Required:	N/A		
Budget Remaining:	N/A		
Appropriation Required:	N/A		

MOTION: Approve Resolution 2010-22 a resolution calling an election to be held in conjunction with the November General Election for submission of a proposed initiative ordinance to a vote of the people.

MOTION: That Tim Eyman, Alex Rion, and Nick Sherwood are appointed to the Initiative 2 Pro Committee and that Joe Marine and Randy Lord are appointed to the Con Committee

BACKGROUND

- ❖ On 7/7/10 the Council voted to place Mukilteo Initiative No 2 on the November, 2010 ballot. Attached is the Resolution requesting County Elections place the measure on the ballot.

Election Procedures

- ❖ General Election ballot resolutions must be submitted to the County no later than **Tuesday, August 10, 2010**. The City submitting a resolution must also submit an explanatory statement and the pro and con committee appointment forms.
- ❖ The Snohomish County Auditor’s Office will produce a local voters’ pamphlet for the August 17 Primary. The pamphlet will be digital and online only.
- ❖ It is the City Council’s responsibility to identify and appoint individuals to both the pro and con committees. If the City fails to appoint anyone to either committee, the Auditor’s Office will make an effort to find and appoint people interested in preparing the voters’ pamphlet statements.
- ❖ The explanatory statement and pro and con committee appointment forms are due no later than **Tuesday, August 10, 2010**.
- ❖ Tim Eyman has proposed himself and two others (Alex Rion and Nick Sherwood) to be named to the pro Initiative 2 committee members for the voters’ pamphlet.

According to the campaign for Liberty website, Alex Rion is a real estate broker, resident of Kirkland and interim King County Coordinator of Campaign for Liberty. Nick Sherwood is affiliated with BanCams.com and a Puyallup resident.

Explanatory Statement:

A statement (no longer than 200 words) must be crafted by the City Attorney addressing the anticipated effect of the measure if passed into law. The City Attorney's explanatory statement is attached.

Pro/Con Statement:

A statement crafted by the members of each committee. The statement can not be any longer than 250 words with limitations to formatting based on space available. Once submitted the statement can not be withdrawn or changed in any way.

Rebuttal Statement:

A statement crafted by the members of each committee which can only address the issues raised in the opposing committee's statement and can not introduce any new issues not previously addressed in either statement. The statement can not be any longer than 75 words. Once submitted the statement can not be withdrawn or changed in any way.

**City of Mukilteo
RESOLUTION NO. 2010-22**

A RESOLUTION OF THE CITY OF MUKILTEO, WASHINGTON, PURSUANT TO RCW 35.17.260 CALLING AN ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER GENERAL ELECTION FOR SUBMISSION OF A PROPOSED INITIATIVE ORDINANCE TO A VOTE OF THE PEOPLE, AND INSTRUCTING THE CITY CLERK REGARDING PRESENTATION AND PUBLICATION.

WHEREAS, the City Council of the City of Mukilteo has been presented with an Initiative Petition requesting enactment of an ordinance to prohibit use of automated traffic safety cameras to detect stoplight infractions and school speed zone violations without a two-thirds vote of the City Council and a majority vote of the electorate, establishing a maximum fine for infractions, repealing chapter 10.05 of the Mukilteo Municipal Code relating to use of automated traffic safety cameras to detect stoplight infractions and school speed zone violations, and calling for an advisory vote of the people for any ordinance that authorizes the use of such systems; and

WHEREAS, the City Council desires to hear from the qualified electorate on the issues addressed in the Initiative Petition, regardless of whether the subject matter is subject to the initiative process; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF MUKILTEO, WASHINGTON,
RESOLVES AS FOLLOWS:

Section 1. Call for Election. Pursuant to RCW 35.17.260, the Mukilteo City Council requests the Snohomish County Auditor to place upon the general election ballot in the City of Mukilteo, Snohomish County, on November 2, 2010, a proposition for the purpose of

submitting to the qualified electors of the City whether or not to enact an initiative ordinance, a copy of which is attached hereto as Exhibit A and incorporated herein.

Section 2. Ballot Proposition. The ballot title for the aforementioned proposition shall read as follows:

Initiative Measure

Mukilteo Initiative No. 2 concerns automatic ticketing machines. This measure would prohibit Mukilteo from using camera surveillance to impose fines unless two-thirds of the Council and voters approve, limit fines, repeal Ordinance 1246 allowing the machines, and mandate an advisory vote.

Should this measure be enacted into law?

Yes.....[]

No.....[]

Section 3. Duties of City Clerk. The City Clerk is hereby authorized and directed to furnish promptly to the Snohomish County Auditor a certified copy of this Resolution. The City Clerk is further directed and authorized to publish the proposed Initiative Ordinance in the official newspaper of the City not less than five (5) nor more than twenty (20) days prior to the November election date.

Section 4. Local Voters' Pamphlet. The City Attorney is directed to prepare and submit the explanatory statement for the ballot proposition as required by the administrative rules of the Snohomish County Auditor. The arguments for and against the ballot proposition shall be prepared by the committees appointed by the Council pursuant to RCW 29A.32.280.

RESOLVED by the City Council and APPROVED by the Mayor this ____ day of _____, 2010.

APPROVED:

MAYOR JOE MARINE

ATTEST/AUTHENTICATED:

CHRISTINA J. BOUGHMAN, CITY CLERK

FILED WITH THE CITY CLERK: 7-19-10
PASSED BY THE CITY COUNCIL: 7-19-10
RESOLUTION NO. 2010-022

CITY OF MUKILTEO
INITIATIVE NO. 2

AUTOMATED TRAFFIC SAFETY CAMERAS

EXPLANATORY STATEMENT

Chapter 10.05 of the Mukilteo Municipal Code authorizes use of automated traffic safety cameras to detect stoplight violations and school speed zone violations. That chapter also sets forth standards and restrictions regarding use of the cameras, and sets a fine of \$112 for each violation.

If approved, this measure would repeal chapter 10.05 of the Mukilteo Municipal Code and require an advisory vote of the people at a general election prior to adoption of any ordinance that authorizes use of automated traffic safety cameras. In addition, the measure would prohibit the City and any contractor from installing or using automated traffic safety cameras unless the system is approved by a two-thirds vote of the City Council and a majority vote of the people at an election. The fine for infractions would be no more than the least expensive parking ticket imposed within the city limits of Mukilteo.