

**CITY OF MILTON
ORDINANCE 1699-07**

AN ORDINANCE OF THE CITY OF MILTON, WASHINGTON, CALLING FOR A SPECIAL ELECTION TO BE HELD IN THE CITY ON AUGUST 21 2007, FOR THE PURPOSE OF AUTHORIZING A TEMPORARY ADDITIONAL REGULAR PROPERTY TAX LEVY FOR EMERGENCY MEDICAL CARE AND EMERGENCY MEDICAL SERVICES FOR COLLECTION IN THE YEARS 2008 - 2013 AT A RATE NOT TO EXCEED FIFTY CENTS PER ONE THOUSAND DOLLARS OF ASSESSED VALUATION; PROVIDING FOR THE ACTUAL AMOUNT OF SAID LEVY TO BE DETERMINED DURING THE ANNUAL BUDGET AND PROPERTY TAX LEVY PROCESS; LIMITING THE USE OF SUCH LEVY FUNDS TO EMERGENCY MEDICAL CARE AND EMERGENCY MEDICAL SERVICES; REQUIRING SPECIAL ACCOUNTING FOR SUCH FUNDS; APPOINTING COMMITTEES TO PREPARE ARGUMENTS ADVOCATING VOTERS' APPROVAL AND REJECTION OF THE BALLOT PROPOSITION; ESTABLISHING A REFERENDUM PROCEDURE AS REQUIRED BY RCW 84.52.069; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, RCW 84.52.069 authorizes cities to temporarily impose an additional regular property tax levy of up to fifty cents per one thousand dollars of assessed valuation in order to provide emergency medical care and emergency medical services, and

WHEREAS, assuring a stable source of funds in order to provide such emergency medical care and services will ensure that such services can be continuously provided and thus be in the best interest of the public health, safety and welfare, and

WHEREAS, in order for the City of Milton to impose a temporary levy, it must obtain approval of the voters of the City and the City Council has therefore determined to submit a proposition to the voters authorizing the levy at a rate not to exceed fifty cents per one thousand dollars of assessed valuation at a special election to be held on August 21, 2007 and

WHEREAS, RCW 29A.32.280 directs the City Council to appoint persons known to favor the proposition to serve on the committee advocating approval and shall, whenever possible, appoint persons known to oppose the proposition to serve on the committee advocating rejection; now, therefore,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MILTON, WASHINGTON, HEREBY DO ORDAIN AS FOLLOWS:

Section 1. Call for Election on August 21, 2007 The King County and Pierce County Auditors, as *ex officio* supervisors of elections, are hereby requested to call and conduct an election in the City of Milton on August 21, 2007 for the purpose of submitting to the qualified electors of the City for their approval or rejection the question of whether or not a temporary additional regular property tax levy shall be made in 2007, for collection in the years 2008 - 2013, in order to provide emergency medical care and emergency medical services within the City. Said question shall be in substantially the form set forth in Section 2 below and shall provide for a temporary regular property tax levy at a rate not to exceed fifty cents per one thousand dollars of assessed valuation and shall be in addition to the regular property tax levy of the City as provided by law. The actual amount of said levy shall be determined on an annual basis during the annual budget and annual tax levy process.

Section 2. Ballot Title and Proposition. The ballot title and proposition to be submitted to the voters shall be in substantially the following form:

**CITY OF MILTON PROPOSITION NO. _____
TEMPORARY LEVY FOR EMERGENCY MEDICAL CARE
AND SERVICES**

To continue to assist in the funding of emergency medical care and emergency medical services, shall the City of Milton be authorized to permanent/temporary levy additional regular property taxes at a rate of up to fifty cents per one thousand dollars of assessed valuation, for collection in the years 2008 - 2013?

_____ YES
_____ NO

The City Administrator and City Attorney are authorized to make such minor adjustments to the wording of such proposition as may be recommended by the King or Pierce County Auditor, as long as the intent of the proposition remains clear and as approved by the City Council.

Section 3. Committees Advocating Voter Approval and Disapproval.

A. The following people are hereby appointed to a committee to prepare arguments for the Voter's Pamphlet advocating voter approval of the proposition:

B. The following people are hereby appointed to a committee to prepare arguments for the Voter's Pamphlet advocating voter rejection of the proposition:

Section 4. Use of Funds. If the proposition set forth above is passed by the voters of the City, any and all funds generated as the result of the tax imposed shall be used only for the provision of emergency medical care or emergency medical services, including related personnel costs, training for such personnel, and related equipment, supplies, vehicles and structures needed for the provision of emergency medical care or emergency medical services.

Section 5. Accounting. If the proposition set forth above passes, the City shall separately account for expenditures of the revenues generated by the levy. The City shall maintain a statement of the accounting, which shall be updated at least every two years and shall be available to the public upon request at no charge.

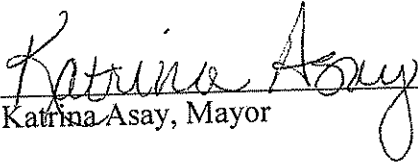
Section 6. Referendum Procedure. Pursuant to RCW 84.52.069, a referendum procedure is hereby established. If the proposition set forth above is passed by the voters, the tax shall be subject to reconsideration at any time through the referendum process established by this section. A referendum petition calling for an election on the continued imposition of the tax may be filed with the City Clerk at any time after the initial authorization of the tax by the voters. Within ten days after the filing of such a petition, the City Clerk shall confer with the petitioner concerning the form and style of the petition, issue the petition an identification number, and secure an accurate, concise, and positive ballot title from the City Attorney. The petitioner shall have thirty days thereafter in which to secure the signatures of not less than fifteen percent of the registered voters of the City, as of the last general election, upon petition forms which contain the ballot title and the full text of the measure to be referred. The signed petition must be filed with the City Clerk within the thirty days. The City Clerk shall verify the sufficiency of the signatures on the petition and, if sufficient valid signatures are properly submitted, shall certify the referendum measure to the next election within the City if one is to be held within one hundred eighty days from the date of filing of the referendum petition, or at a special election to be called for that purpose in accordance with RCW 29.13.020. The referendum procedure set forth in this section shall be exclusive with respect to the tax authorized in this ordinance and shall supersede the procedures provided under all other statutes or ordinances providing for initiative or referendum which might otherwise apply.

Section 8. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 9. Effective Date. This ordinance, being the exercise of a power specifically delegated to the legislative body, is not subject to referendum, and shall take effect and be in full force five (5) days after its passage and publication as provided by law, provided, that in the event the ballot proposition set forth in this ordinance passes, the temporary referendum procedure set forth in Section 6 above shall thereafter apply.


PASSED AND APPROVED at the regular meeting of the City Council of the City of Milton, this 21st day of May, 2007.

Approved:



Katrina Asay, Mayor

Attest/Authenticated:



Maria Pierce, City Clerk

Approved As To Form:

By: 

Phil A. Olbrechts, City Attorney

Published: May 24, 2007
Effective Date: May 29, 2007