

# Journal of the Proceedings of the Seattle City Council

Monday, September 9, 2013

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## A. CALL TO ORDER

The City Council of The City of Seattle met in the Council Chamber in City Hall in Seattle, Washington, on Monday, September 9, 2013, pursuant to the provisions of the City Charter. The meeting was called to order at 2:04 p.m., with Council President Clark presiding.

## B. ROLL CALL

On roll call the following members were:

Present: Bagshaw, Burgess, Clark, Conlin, Godden, Harrell, Licata, O'Brien, Rasmussen - 9

Absent: None.

## C. APPROVAL OF AGENDA

Motion was made and duly seconded, to adopt the proposed Agenda.

Motion was made by Councilmember Licata, duly seconded and carried, to hold Agenda item 1, **Council Bill No. 117781**, until October 7, 2013.

**Agenda Item No. 1. - Council Bill No. 117781**, Relating to land use and zoning, creating a new Section 23.42.058 and amending Sections 23.50.012, 23.84A.012, 23.84A.018, and 23.84A.025 of the Seattle Municipal Code to establish locational restrictions on the production, processing, selling, or delivery of marijuana, to modify the definition of food processing, and to modify existing allowances for agricultural uses in certain industrial areas.

Motion was made, duly seconded and carried, to adopt the proposed Agenda as amended.

## D. APPROVAL OF THE JOURNAL

The Journal of the Proceedings of the Seattle City Council meeting of July 22, 2013, was presented to the Chair for approval. By unanimous consent, the Journal was approved and signed.

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## E. PRESENTATIONS

Councilmember Harrell and Councilmember Godden read a proclamation honoring Women's Equality Day. By unanimous consent, the Council Rules were suspended to allow Councilmember Godden to present the Proclamation, and to allow Janet Chung, of Legal Voice, to address the Council.

## F. PUBLIC COMMENT

Peter Krause addressed the Council regarding Agenda item 2, **Council Bill No. 117898.**

Shannon Hughes addressed the Council regarding Agenda item 2, **Council Bill No. 117898.**

Matt Roewe addressed the Council regarding Agenda item 3, **Council Bill No. 117901.**

Vince Lyons addressed the Council regarding Agenda item 3, **Council Bill No. 117901.**

Ben Schiendelman addressed the Council regarding Agenda item 3, **Council Bill No. 117901.**

Jeremy Eckert addressed the Council regarding Agenda item 3, **Council Bill No. 117901.**

Graham Klym addressed the Council regarding Agenda item 3, **Council Bill No. 117901.**

Sam Bellomio addressed the Council regarding a non-Agenda item.

Alex Zimmerman addressed the Council regarding a non-Agenda item.

Dennis Saxman addressed the Council regarding Agenda item 3, **Council Bill No. 117901.**

## G. REFERRAL CALENDAR

Motion was made, duly seconded and carried, to adopt the proposed Referral Calendar.

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## **COUNCIL BILLS:**

### **BY BURGESS:**

**Council Bill No. 117897**, Authorizing acceptance of donations from public and private sources in support of University District planning efforts, and increasing appropriation authority in the 2013 Adopted Budget contingent upon receipt of said donations; and ratifying and confirming certain prior acts.

Referred to Government Performance and Finance Committee.

### **BY CLARK:**

**Council Bill No. 117902**, Relating to historic preservation, imposing controls upon Old Norway Hall, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Referred to Economic Resiliency and Regional Relations Committee.

**Council Bill No. 117903**, Relating to historic preservation, imposing controls upon the Palladian Apartments, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Referred to Economic Resiliency and Regional Relations Committee.

### **BY LICATA:**

**Council Bill No. 117904**, Relating to housing for low-income households, adopting the Housing Levy Administrative and Financial Plan for Program Years 2014-2016 and Housing Funding Policies, and ratifying and confirming certain prior acts.

Referred to Housing, Human Services, Health, and Culture Committee.

**Council Bill No. 117905**, Relating to rental registration and inspection; amending the title of Chapter 22.214 and Sections 22.214.010, 22.214.020, 22.214.030, 22.214.040, 22.214.045, 22.214.050, 22.214.060, 22.214.080, and 22.214.085; amending previously non-codified section 16 of Ordinance 14011; and adding new sections 22.214.086 and 22.214.087.

Referred to Housing, Human Services, Health, and Culture Committee.

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## **BY GODDEN:**

**Council Bill No. 117906**, Relating to Seattle Public Utilities; prohibiting certain recyclable materials from disposal in commercial garbage; and amending subsections A and B of Section 21.36.082 of the Seattle Municipal Code.

Referred to Libraries, Utilities, and Center Committee.

## **BY BAGSHAW:**

**Council Bill No. 117907**, Relating to the 2008 Parks and Green Spaces Levy; authorizing the acquisition of real property commonly known as 8809 Fremont Avenue North; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; authorizing acquisition by condemnation; increasing appropriations to the Department of Parks and Recreation in the 2013 Adopted Budget and the 2013-2018 Capital Improvement Program; and ratifying and confirming certain prior acts; all by three--fourths vote of the City Council.

Referred to Parks and Neighborhoods Committee.

## **BY O'BRIEN:**

**Council Bill No. 117908**, Related to land use and zoning; amending Section 23.49.012 and 23.49.015 to change the contribution amounts for downtown affordable housing and childcare incentive programs and to establish automatic inflationary adjustments.

Referred to Energy and Environment Committee.

## **BY BURGESS:**

**Council Bill No. 117909**, Establishing a new Pioneer Square Parking and Business Improvement Area; levying special assessments upon operators of the business property, and mixed-use property (multi-family residential and commercial) within the area; providing for the deposit of revenues in a special account and expenditures therefrom; providing for collection of and penalties for delinquencies; providing for the establishment of a Ratepayers Advisory Board; providing for an implementation agreement with a Program Manager; disestablishing the current Pioneer Square Parking and Business Improvement Area that was established in 1983 by Ordinance 111244 ("1983 PSBIA") as amended by Ordinance 114396, Ordinance 115838 and Ordinance 122000; suspending the issuance of assessments and providing for the winding up of activities under the 1983 PSBIA; and providing for the distribution of remaining funds from and closing of the 1983 PSBIA Account.

Referred to Government Performance and Finance Committee.

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## **BY BAGSHAW:**

**Council Bill No. 117910**, Relating to the 2008 Parks and Green Spaces Levy; authorizing the acquisition of real property commonly known as 4723 40th Avenue Southwest; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; increasing appropriations to the Department of Parks and Recreation in the 2013 Adopted Budget; and amending the 2013-2018 Adopted Capital Improvement Program; all by a three-fourths vote of the City Council.

Referred to Parks and Neighborhoods Committee.

**Council Bill No. 117911**, Relating to the Department of Parks and Recreation; authorizing the Superintendent to enter into an agreement with EarthCorps, a Washington not-for-profit corporation, to occupy and use a portion of Building 30 at Magnuson Park; and ratifying and confirming certain prior acts.

Referred to Parks and Neighborhoods Committee.

## **BY CONLIN:**

**Council Bill No. 117912**, Relating to land use and zoning; amending the Official Land Use Map to rezone properties located at 525 Northeast Northgate Way from Neighborhood Commercial 3 with a 65 foot height limit (NC3-65) to NC3 with an 85 foot height limit (NC3-85) and accepting a Property Use and Development Agreement in connection with the rezone.

Referred to Planning, Land Use, and Sustainability Committee.

**Council Bill No. 117913**, Relating to environmentally critical areas, amending Sections 23.60A.156, 25.06.020, 25.06.030, 25.06.040, 25.06.050, 25.06.100, 25.06.110, 25.09.017, 25.09.020, 25.09.030, 25.09.040, 25.09.045, 25.09.055, 25.09.060, 25.09.120, 25.09.160, 25.09.180, 25.09.200, 25.09.260, 25.09.300, 25.09.320, and 25.09.520 of the Seattle Municipal Code to reconcile conflicts and discrepancies between regulations for development in floodplains in Chapter 25.06 and the regulations for flood-prone areas set forth in Chapter 25.09, and to clarify language and make minor amendments to the Regulations for Environmentally Critical Areas.

Referred to Planning, Land Use, and Sustainability Committee.

## **BY RASMUSSEN:**

**Council Bill No. 117914**, Authorizing the acceptance of a conditional gift of funds from the Mark and Susan Torrance Foundation and Rails to Trails Conservancy to be applied towards the purchase of automated bicycle and pedestrian counters, the installation of said counters, the posting of data collected by some of these counters on a public facing website, expressing the City's gratitude for the gift, and ratifying and confirming prior acts.

Referred to Transportation Committee.

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## **BY O'BRIEN:**

**Council Bill No. 117915**, Relating to the City Light Department; authorizing the General Manager and Chief Executive Officer to execute an amendment to an agreement with the Sacramento Municipal Utility District.

Referred to Energy and Environment Committee.

## **BY BURGESS:**

**Council Bill No. 117916**, Appropriating money to pay certain audited claims and ordering the payment thereof.

Referred to Full Council.

## **RESOLUTIONS:**

### **BY CLARK:**

**Resolution No. 31485**, Concerning the City of Seattle's interest in expanding access to economic opportunity by increasing construction employment and providing career ladders for those historically facing barriers to jobs in the construction industry, including women, people of color, and otherwise disadvantaged individuals, particularly those who are also Seattle residents; creating the ad hoc Construction Careers Advisory Committee to develop a report with recommendations to the Mayor and City Council on strategies to improve access to construction careers, including a targeted hire policy and pipeline and training programs; establishing membership criteria for the Committee; and setting forth a Committee process and schedule.

Referred to Economic Resiliency and Regional Relations Committee.

## **CLERK FILES:**

### **BY LICATA:**

**Clerk File No. 313164**, Appointment of Amber Rose Jimenez as member, Seattle Arts Commission, for a term of office to September 1, 2014.

Referred to Housing, Human Services and Culture Committee.

### **BY CLARK:**

**Clerk File No. 313261**, Landmarks Preservation Board Report Designation of Norway Hall, located at 2015 Boren Avenue.

Referred to Economic Resiliency and Regional Relations Committee.

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**Clerk File No. 313262**, Landmarks Preservation Board Report Designation of Palladian Apartments (formerly the Calhoun Hotel), located at 2000 Second Avenue.  
Referred to Economic Resiliency and Regional Relations Committee.

**BY LICATA:**

**Clerk File No. 313264**, Appointment of Cindy Pederson as member, Seattle Indian Services Commission Governing Council for a term of confirmation to August 31, 2017.  
Referred to Housing, Human Services, Health, and Culture Committee.

## **H. PAYMENT OF BILLS, CLAIMS, AND SALARIES**

**Council Bill No. 117916**, Appropriating money to pay certain audited claims and ordering the payment thereof.

Motion was made and duly seconded to pass **Council Bill No. 117916**.

The Motion carried and the Bill passed by the following roll call vote:

In favor: Bagshaw, Burgess, Clark, Conlin, Godden, Harrell, Licata, O'Brien, Rasmussen - 9

Against: None.

The President signed the Bill.

## **I. COMMITTEE REPORTS AND FINAL VOTE ON LEGISLATION**

**FULL COUNCIL:**

**Agenda Item No. 1. - Council Bill No. 117781**, Relating to land use and zoning, creating a new Section 23.42.058 and amending Sections 23.50.012, 23.84A.012, 23.84A.018, and 23.84A.025 of the Seattle Municipal Code to establish locational restrictions on the production, processing, selling, or delivery of marijuana, to modify the definition of food processing, and to modify existing allowances for agricultural uses in certain industrial areas.

Held until October 7, 2013

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**Agenda Item No. 2. - Council Bill No. 117898**, Relating to land use and zoning; extending by six months the effect of interim development regulations to prohibit incompatible buildings on undersized single-family-zoned lots; and declaring an emergency requiring a three-fourths vote of the City Council so that the ordinance may take effect immediately.

Motion was made and duly seconded to pass **Council Bill No. 117898**.

The Motion carried and the Bill passed by the following roll call vote:

In favor: Bagshaw, Burgess, Clark, Conlin, Godden, Harrell, Licata, O'Brien, Rasmussen - 9

Against: None.

The President signed the Bill.

**Agenda Item No. 3. - Council Bill No. 117901**, Relating to land use and zoning; amending Section 23.47A.013 of the Seattle Municipal Code to implement minimum floor area ratio requirements for lots with pedestrian designations in Neighborhood Commercial zones within Urban Centers, Urban Villages, and the Station Area Overlay District; and declaring an emergency requiring a three-fourths vote of the City Council so that the ordinance may take effect immediately.

Motion was made and duly seconded to pass **Council Bill No. 117901**.

The Motion carried and the Bill passed by the following roll call vote:

In favor: Bagshaw, Burgess, Clark, Conlin, Godden, Harrell, Licata, O'Brien, Rasmussen - 9

Against: None.

The President signed the Bill.

**Agenda Item No. 4. - Resolution No. 31484**, Supporting Washington State Initiative 522 (I-522) and expressing the support of the Seattle City Council for the mandatory labeling of genetically engineered food products so consumers can make informed choices.

In accordance with RCW 42.17A.555, Council President Clark opened the public hearing to provide an opportunity to speak in favor of or opposition to the ballot measure.

Councilmember Conlin spoke in support of the ballot measure.

Councilmember Godden spoke in opposition of the ballot measure.

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In accordance with RCW 42.17A.555, Council President Clark provided the public an opportunity to speak in favor of or opposition to the ballot measure, allowing up to two minutes for each speaker.

Trudy Bialic addressed the Council in favor of the ballot measure.

Paul W. Locke addressed the Council in opposition of the ballot measure.

Maris Abelson addressed the Council in favor of the ballot measure.

Joie Meissner addressed the Council in support of the ballot measure.

Les Berenson addressed the Council in support of the ballot measure.

Carin Chase addressed the Council in support of the ballot measure.

Meg Kennedy addressed the Council in support of the ballot measure.

Nell Abercrombie addressed the Council in support of the ballot measure.

Sam Bellomio addressed the Council in support of the ballot measure.

The Public Hearing was then closed.

Motion was made and duly seconded to adopt **Resolution No. 31484**.

The Motion carried and the Resolution was adopted by the following voice vote:

In favor: Bagshaw, Burgess, Clark, Conlin, Harrell, Licata, O'Brien, Rasmussen - 8

Against: Godden -1.

The President signed the Resolution.

## **ENERGY AND ENVIRONMENT COMMITTEE:**

**Agenda Item No. 5. - Council Bill No. 117867**, Relating to the Seattle Residential Code, amending Section 22.150.010, and adopting by reference Chapters 2 through 10, 12 through 24, Section P2904, 44, and Appendices F and G of the 2012 International Residential Code, and amending certain of those chapters; adopting a new Chapter 1 related to administration, permitting and enforcement; and repealing Sections 2-18 of Ordinance 123383.

The Committee recommended passage of the Bill.

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Motion was made by Councilmember O'Brien, duly seconded and carried, to refer **Council Bill No. 117867** to the Energy and Environment Committee for further consideration.

## G. REFERRAL CALENDAR

Motion was made, duly seconded and carried, to reconsider the Referral Calendar.

Motion was made by Councilmember Licata, duly seconded and carried, to amend the Introduction and Referral Calendar by introducing **Clerk File No. 313265**, and by referring it to the Housing, Human Services, and Health Committee.

**Clerk File No. 313265**, Appointment of Karen P. Thomas as member, Seattle Music Commission, for a term of confirmation to September 11, 2016.

Motion was made, duly seconded and carried, to adopt the Introduction and Referral Calendar as amended.

## J. ADOPTION OF OTHER RESOLUTIONS

There were none.

## K. OTHER BUSINESS

Motion was made, duly seconded and carried, to excuse Councilmember Clark from the October 14, 2013 Full Council meeting.

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## L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 3:09 p.m.

  
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LeeAnne Schirato, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on December 9, 2013.

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Sally J. Clark, President of the City Council

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Monica Martinez Simmons, City Clerk