

# Journal of the Proceedings of the Seattle City Council

Monday, September 30, 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, 30, 2013, pursuant to the provisions of the City Charter. The meeting was called to order at 2:03 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 Clark, duly seconded and carried, to amend the proposed Agenda by considering items 2 and 13, **Clerk File No. 313254** and **Clerk File No. 313091**, during the Presentations portion of the meeting.

**Agenda Item No. 2. - Clerk File No. 313254**, Reappointment and Oath of Office of David G. Jones as City Auditor, for a term from December 14, 2013 to December 13, 2017.

**Agenda Item No. 13. - Clerk File No. 313091**, Reappointment and Oath of Office of Judge Anne Levinson (Ret.) as Auditor, Office of Professional Accountability, to a term from July 1, 2013 to July 1, 2016.

## D. APPROVAL OF THE JOURNAL

The Journal of the Proceedings of the Seattle City Council meeting of July 1, 2013, was presented to the Chair for approval. By unanimous consent, the Journal was approved and signed.

## E. PRESENTATIONS

**Agenda Item No. 2. - Clerk File No. 313254**, Reappointment and Oath of Office of David G. Jones as City Auditor, for a term from December 14, 2013 to December 13, 2017.

The Committee recommended that the Appointment be confirmed.

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The Appointment was confirmed by the following voice vote:

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

Against: None.

The Oath of Office was administered to Mr. Jones by Emilia M. Sanchez, Deputy City Clerk, and then Mr. Jones addressed the Council.

**Agenda Item No. 13. - Clerk File No. 313091**, Reappointment and Oath of Office of Judge Anne Levinson (Ret.) as Auditor, Office of Professional Accountability, to a term from July 1, 2013 to July 1, 2016.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

The Oath of Office was administered to Anne Levinson by Emilia M. Sanchez, Deputy City Clerk, and then Ms. Levinson addressed the Council.

## **F. PUBLIC COMMENT**

Marshall Walton addressed the Council regarding Agenda item 3, **Council Bill No. 117875**.

Jodi Opitz addressed the Council regarding Agenda item 3, **Council Bill No. 117875**.

Jeffrey Long addressed the Council regarding Agenda item 3, **Council Bill No. 117875**.

Dave Gering addressed the Council regarding Agenda item 3, **Council Bill No. 117875**.

Mike Merritt addressed the Council regarding Agenda item 3, **Council Bill No. 117875**.

Adam Rosen addressed the Council regarding Agenda item 3, **Council Bill No. 117875**.

Robb Stack addressed the Council regarding Agenda item 3, **Council Bill No. 117875**.

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

Ms. Richard addressed the Council regarding Agenda item 13, **Clerk File No. 313091**.

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Paula Revere addressed the Council regarding a non-Agenda item.

Vince O'Halloran addressed the Council regarding Agenda item 3, **Council Bill No. 117875**.

## **G. REFERRAL CALENDAR**

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

### **COUNCIL BILLS:**

#### **BY GODDEN:**

**Council Bill No. 117933**, relating to the Alaskan Way Viaduct and Seawall Replacement Program; authorizing the acquisition of real property located at 1101 Western Avenue through negotiation or condemnation; and authorizing recording and acceptance of a deed for general municipal purposes, including parking.

Referred to Central Waterfront, Seawall, and Alaskan Way Viaduct Replacement Program.

#### **BY BURGESS:**

**Council Bill No. 117934**, appropriating money to pay certain audited claims and ordering the full payment thereof.

Referred to Full Council.

### **RESOLUTION:**

#### **BY CONLIN:**

Motion was made by Councilmember Conlin, duly seconded and carried, to amend the proposed Referral Calendar by introducing **Resolution No. 31486**, and referring it to the Full Council.

**Resolution No. 31486**, Concerning recommendations for the Lynnwood Link extension by the Central Puget Sound Regional Transit Agency (SoundTransit) Board; stating that the City of Seattle recommends that the A1 alignment (through Seattle) be designated as the Preferred Alternative; recommending that the 130th St station be carried forward for full analysis in the Final Environmental Impact Statement; and stating that the City of Seattle recommends inclusion of the 130th and 145th Street stations, in Segment A of the Lynnwood Link extension in the Preferred Alternative.

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## **CLERK FILES:**

### **BY BURGESS:**

**Clerk File No. 313293**, 2014 Proposed Budget.

Referred to Budget Committee.

**Clerk File No. 313294**, 2014 -2019 Proposed Capital Improvement Program.

Referred to Budget Committee.

**Clerk File No. 313295**, City Council changes to the 2014 Proposed Budget and the 2014 -2019 Proposed Capital Improvement Program.

Referred to the Budget Committee.

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

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

**Council Bill No. 117934**, Appropriating money to pay certain audited claims and ordering the payment thereof.

Motion was made and duly seconded to pass **Council Bill No. 117934**.

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**

### **LIBRARIES, UTILITIES, AND CENTER COMMITTEE:**

**Agenda Item No. 1. - 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.

The Committee recommended that the Bill pass as amended.

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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. 2. - Clerk File No. 313254, Reappointment and Oath of Office of David G. Jones as City Auditor, for a term from December 14, 2013 to December 13, 2017.**

Considered under Presentations.

## **GOVERNMENT PERFORMANCE AND FINANCE COMMITTEE:**

**Agenda Item No. 3. - Council Bill No. 117875, Establishing a five-year SoDo (South of Downtown) Parking and Business Improvement Area; levying special assessments upon owners of property 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; and ratifying and confirming certain acts related thereto.**

The Committee recommended that the Bill pass as amended.

## **ACTION 1:**

Motion was made by Councilmember Burgess and duly seconded, to amend **Council Bill No. 117875**, fifth recital and Section 2, as shown in the double underlined and double stricken through language below:

### **Fifth Recital Amendment:**

"WHEREAS, the purpose of the SoDo BIA is to enhance transportation, safety, and cleanliness for the benefit ~~conditions for the operation of these businesses, their patrons and employees and mixed-use properties~~ by performing activities that go beyond the basic services provided by The City of Seattle; and"

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## Section 2 Amendment:

"Section 2. Programs. Special Assessment revenues shall be used for the following component programs:

1. ~~Transportation Advocacy~~
2. Security
3. Cleaning
4. Advocacy, marketing, communications, and networking for business development within existing zoning ~~Transportation~~
5. ~~Marketing~~
6. ~~Business Development~~
7. ~~Communication and Networking~~

~~The listing of services is illustrative and not exclusive.~~ All such services are supplemental to street maintenance and law enforcement provided by the City and are not intended to displace any services regularly provided by the City. "

## **ACTION 2:**

Motion was made by Councilmember Bagshaw and duly seconded, to further amend Section 2 by deleting item 4, entitled "4. Advocacy, marketing, communications, and networking for business development within existing zoning."

The Motion failed by the following voice vote:

In favor: Bagshaw-1

Against: Burgess, Clark, Conlin, Godden, Harrell, Licata, O'Brien, Rasmussen -8.

## **ACTION 3:**

Motion was made, duly seconded and carried, to adopt the amendments as proposed in Action 1.

## **ACTION 4:**

Motion was made by Councilmember Burgess, duly seconded and carried, to suspend Council Rule IV.A.5., Business Brought before the Full Council, to consider an amendment to **Council Bill No. 117875.**

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## ACTION 5:

Motion was made by Councilmember Burgess, duly seconded and carried, to amend **Council Bill No. 117875** , Section 12, as shown in the underlined language below:

"Section 12. Ratepayers Advisory Board. The Director shall appoint an interim Ratepayers Advisory Board comprised of Ratepayers from the SoDo BIA, business tenants from within the SoDo BIA as voting members, and, as a non-voting member, a representative of the Port of Seattle, within 30 days of the effective date of this ordinance. At least 20 percent (and no fewer than two) of the voting members of the interim board shall be business tenants from within the SoDo BIA. The Director shall solicit recommendations from the Ratepayers, and shall appoint the interim board from that list. The interim board shall include Ratepayers who are also members of the Manufacturing Industrial Council of Seattle. The interim Ratepayers Advisory Board will recommend a permanent Ratepayers Advisory Board (the "Board") within 90 days of the effective date of this ordinance. The composition of the Board shall be representative of the varying sizes, locations, and types of property owners and businesses within the geographic area of the SoDo BIA, including manufacturing and industrial property owners and businesses. As part of the process of creating the permanent Board, the Director shall mail a letter to each Ratepayer and business tenant describing the newly-established SoDo BIA and the Ratepayers Advisory Board, and soliciting interest in serving on the Board. The Director shall provide all responses to this letter to the interim Ratepayers Advisory Board, which shall consider the responses as it recommends the membership of the permanent Board. The Director shall appoint the permanent Board members from the list recommended by the interim Ratepayers Advisory Board. The Director may appoint additional members to the Board beyond those recommended by the interim Ratepayers Advisory Board to ensure a broad representation of Ratepayers, provided that the additional voting members so appointed do not exceed one-third of the entire voting membership of the Board. The permanent Board shall include business tenants from within the SoDo BIA as voting members, and a representative of the Port of Seattle as a non-voting member. At least 20 percent (and no fewer than two) of the voting members of the permanent Board shall be business tenants from within the SoDo BIA. At least 30 percent (and no fewer than three) of the voting members of the permanent Board shall be Ratepayers who are also members of the Manufacturing Industrial Council of Seattle. "

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## **ACTION 6:**

Motion was made and duly seconded to pass **Council Bill No. 117875** as amended.

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

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

Against: None.

**Agenda Item No. 4. - Council Bill No. 117891**, Authorizing, in 2013, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Seattle Police Department, Human Services Department, Department of Planning and Development, Department of Parks and Recreation, Department of Finance and Administrative Services, Department of Transportation, Seattle City Light, and Seattle Public Utilities to accept specified grants and private funding and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts

The Committee recommended that the Bill pass as amended.

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. 5. - Council Bill No. 117890**, Related to the 2013 Budget; amending Ordinance 124058, which adopted the 2013 Budget, including the 2013-2018 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; adding new projects; revising project allocations for certain projects in the 2013-2018 CIP; creating positions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

The Committee recommended that the Bill pass as amended.

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.

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**Agenda Item No. 6. - 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.

The Committee recommended passage of the Bill.

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. 7. - Council Bill No. 117920**, Authorizing the Director of Finance and Administrative Services to enter into a lease agreement with the Port of Seattle, a Washington municipal corporation, for yard space to store jet grout spoils from the Elliott Bay Seawall Project, and ratifying and confirming certain prior acts.

The Committee recommended passage of the Bill.

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. 8. - Council Bill No. 117921**, Relating to the Department of Finance and Administrative Services; authorizing the Director of the Department of Finance and Administrative Services to execute an amendment to a lease last authorized by Ordinance 122662, extending the City's lease of office space at 220 Third Avenue South in Seattle from PTL Property LP; and ratifying and confirming certain prior acts.

The Committee recommended passage of the Bill.

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.

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**Agenda Item No. 9. - Council Bill No. 117922**, Authorizing the Director of Finance and Administrative Services to enter into a lease agreement with Block 24 Seattle, LTD, L.P. for office space in the Bank of America Fifth Avenue Plaza, for office use by various City Departments.

The Committee recommended passage of the Bill.

## **ACTION 1:**

Motion was made by Councilmember Burgess, duly seconded and carried, to amend **Council Bill No. 117922** by substituting version 4 for version 2.

## **ACTION 2:**

Motion was made and duly seconded to pass **Council Bill No. 117922** as amended.

The Motion carried and the Bill passed as amended 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. 10. - Council Bill No. 117923**, Relating to City employment; authorizing the execution of a memorandum of understanding between the City of Seattle, City Light Department and the International Brotherhood of Electrical Workers, Local 77; and ratifying and confirming prior acts.

The Committee recommended passage of the Bill.

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. 11. - Council Bill No. 117924**, Relating to City employment; authorizing execution of a collective bargaining agreement between the City of Seattle and the Seattle Police Dispatchers' Guild to be effective January 1, 2012 through December 31, 2013; providing payment therefor; and ratifying and confirming prior acts.

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The Committee recommended passage of the Bill.

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. 12. - Council Bill No. 117925**, Relating to City employment commonly referred to as the Second Quarter 2013 Employment Ordinance; designating positions as exempt from Civil Service status, amending Seattle Municipal Code Section 4.13.010, renaming a discretionary pay program, and ratifying and confirming prior acts; all by a 2/3 vote of the City Council.

The Committee recommended passage of the Bill.

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.

## **PUBLIC SAFETY, CIVIL RIGHTS, AND TECHNOLOGY COMMITTEE:**

**Agenda Item No. 13. - Clerk File No. 313091**, Reappointment and Oath of Office of Judge Anne Levinson (Ret.) as Auditor, Office of Professional Accountability, to a term from July 1, 2013 to July 1, 2016.

Considered under Presentations.

**Agenda Item No. 14. - Clerk File No. 313227**, Appointment of Jaron E. Reed as member, Seattle Women's Commission, for a term of confirmation to July 1, 2015

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

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**Agenda Item No. 15. - Clerk File No. 313228**, Appointment of Nicki E. Oliver as member, Seattle Women's Commission, for a term of confirmation to August 31, 2014.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 16. - Clerk File No. 313229**, Appointment of S. Iyabo Tinbu-Karch as member, Seattle Women's Commission, for a term of confirmation to July 1, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 17. - Clerk File No. 313230**, Appointment of Susana Tat as member, Seattle Women's Commission, for a term of confirmation to July 1, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 18. - Clerk File No. 313284**, Appointment of Phyllis Lewis as member, Seattle Women's Commission, for a term of confirmation to July 1, 2014.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 19. - Clerk File No. 313290**, Appointment of Liz Kellogg as member, Seattle Women's Commission, for a term of confirmation to July 1, 2015.

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The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 20. - Clerk File No. 313291, Appointment of Elsa Batres-Boni as member, Seattle Women's Commission, for a term of confirmation to July 1, 2015.**

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 21. - Clerk File No. 313232, Appointment of Joey Hunzinker as member, Seattle LGBT Commission for a term of confirmation to September 1, 2014.**

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 22. - Clerk File No. 313233, Reappointment of Nani Brockett as member, Seattle LGBT Commission for a term of confirmation to April 30, 2013**

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 23. - Clerk File No. 313234, Reappointment of Mac Scotty McGregor as member, Seattle LGBT Commission, for a term of confirmation to April 30, 2015.**

The Committee recommended that the Appointment be confirmed.

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The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 24. - Clerk File No. 313235**, Appointment of Luzviminda Uzri Carpenter as member, Seattle LGBT Commission for a term of confirmation to April 30, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 25. - Clerk File No. 313236**, Appointment of Dana M. Lewis as member, Citizens' Telecommunications and Technology Advisory Board for a term of confirmation to October 1, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 26. - Clerk File No. 313237**, Appointment of Phillip D. Duggan as member, Citizens' Telecommunications and Technology Advisory Board, for a term of confirmation to September 1, 2014

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 27. - Clerk File No. 313238**, Appointment of Kevin C. Eggers as member, Seattle Commission for People with Disabilities, for a term of confirmation to September 1, 2014.

The Committee recommended that the Appointment be confirmed.

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The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 28. - Clerk File No. 313273**, Appointment of Naomi M. McMillen as member, Seattle Human Rights Commission for a term of confirmation to August 31, 2014.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 29. - Clerk File No. 313283**, Appointment of Ethel Billie Branch as member, Seattle Human Rights Commission, for a term of confirmation to July 22, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 30. - Clerk File No. 313285**, Appointment of Noory Lee as member, Seattle LGBT Commission, for a term of confirmation to April 30, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

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**Agenda Item No. 31. - Clerk File No. 313286,** Reappointment of Mitchell C. Hunter as member, Seattle LGBT Commission, for a term of confirmation to April 30, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 32. - Clerk File No. 313287,** Appointment of Francis Julian Gaspay as member, Seattle LGBT Commission, for a term of confirmation to April 30, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

**Agenda Item No. 33. - Clerk File No. 313288,** Appointment of Bridge Charles Joyce as member, Seattle LGBT Commission, for a term of confirmation to April 30, 2015.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

## **PLANNING, LAND USE, AND SUSTAINABILITY COMMITTEE:**

**Agenda Item No. 34. - Council Bill No. 117854,** Relating to land use and zoning; amending Sections 23.49.178 and 23.66.140 of the Seattle Municipal Code to allow development in Pioneer Square meeting certain requirements to attain a maximum height of 130 feet if a freestanding manufactured public restroom structure is acquired and installed and amending provisions for green building performance and rooftop features.

The Committee recommended that the Bill pass as amended.

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## ACTION 1:

Motion was made by Councilmember Licata and duly seconded, to amend **Council Bill No. 117854**, Section 1, as shown the double underlined and double stricken through language below:

### **Section 1:**

"Section 1. Section 23.49.178 of the Seattle Municipal Code, last amended by Ordinance 123589, is amended as follows: 23.49.178 Pioneer Square Mixed, structure height

C. In the PSM 100/100-120 zone, a structure within which a streetcar maintenance base has been established by a Master Use Permit (MUP) decision issued before May 31, 2013, may attain a maximum height of 130 feet ~~((if the structure has, in residential or hotel use, gross floor area equal to the gross floor area in the structure above 100 feet.))~~ and the space identified for the streetcar maintenance base in the MUP decision may be changed to other uses permitted in the zone if the following conditions are met:

1. The structure has in residential use, gross floor area equal to the greater of: the gross floor area in the structure above 100 feet, or three times the average gross floor area per story of all stories in the structure;
2. Within the time period specified in the ordinance introduced as Council Bill 117854, the MUP holder acquires and installs a new free-standing manufactured public restroom in the Pioneer Square Preservation District, as shown on Map A for 23.66.100, that meets ADA requirements and City- approved standards, and that, upon installation, will be owned by the City and operated and maintained by the City in a manner and to a standard deemed adequate by the City.
3. The public restroom is connected to City water and sewer mains; ~~and~~
4. The public restroom complies with all applicable permitting requirements including a Certificate of Approval issued by the Pioneer Square Preservation Board; and
5. The MUP holder provides to the Director, concurrent with installation of the new free-standing manufactured public restroom, a declaration in a form acceptable to the Director, executed by all owners to the property that is the subject of the MUP and recorded with the King County Recorder's office, obligating the owners of that property, at their sole expense, to pay the City for the cost of the City's operation and maintenance of the restroom for a period of 50 years after installation of the restroom.

The Motion failed by the following voice vote:

In favor: Clark, Licata - 2

Against: Bagshaw, Burgess, Conlin, Godden, Harrell, O'Brien, Rasmussen - 7.

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## **ACTION 2:**

Motion was made and duly seconded to pass **Council Bill No. 117854**.

The Bill passed by the following roll call vote:

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

Against: Clark - 1.

The President signed the Bill.

**Agenda Item No. 35. - Council Bill No. 117877**, Relating to land use and zoning, amending Section 23.45.516 of the Seattle Municipal Code to modify the criteria for lots eligible for additional height in Midrise zones.

The Committee recommended passage of the Bill.

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. 36. - Clerk File No. 312839**, Council Conditional Use application of King County Department of Natural Resources and Parks, Wastewater Treatment Division, to install 1,200 square feet of tanks and equipment to upgrade a bio-gas fuel treatment system, located at 1400 Discovery Park Boulevard (Project No. 3014631, Type IV).

The Committee recommended that the Petition be granted.

The Petition was granted by the following voice vote:

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

Against: None.

The President signed the Findings, Conclusions and Decisions of the Council.

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## ENERGY AND ENVIRONMENT COMMITTEE:

**Agenda Item No. 37. - Council Bill No. 117889**, Relating to City real property; authorizing the transfer of jurisdiction of certain property in Block 1, Wenzel Addition to the City of Seattle, commonly referred to as 1125 North 98th Street, from the Department of Information Technology to the City Light Department for electric system purposes; and authorizing the payment of true and full value by the City Light Department to the Department of Information Technology for this transfer.

The Committee recommended passage of the Bill.

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. 38. - Council Bill No. 117852**, Repealing Chapter 6.255, relating to the distribution of yellow pages phone books, and amending Section 6.202.280 of the Seattle Municipal Code.

The Committee recommended passage of the Bill.

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.

## HOUSING, HUMAN SERVICES, HEALTH, AND CULTURE COMMITTEE:

**Agenda Item No. 39. - 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 124011; and adding new sections 22.214.086 and 22.214.087.

The Committee recommended passage of the Bill.

Councilmembers Harrell, O'Brien, and Rasmussen announced that they were disqualifying themselves from voting on **Council Bill No. 117905** pursuant to the Seattle Ethics Code.

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The Bill passed by the following roll call vote:

In favor: Bagshaw, Burgess, Clark, Conlin, Godden, Licata - 6

Against: None

Disqualified: Harrell, O'Brien, Rasmussen -3.

The President signed the Bill.

## J. ADOPTION OF OTHER RESOLUTIONS

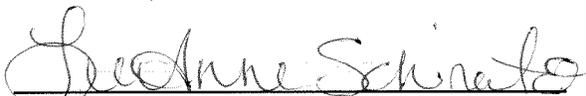
There were none.

## K. OTHER BUSINESS

There was none.

## L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 3:56 p.m.



LeeAnne Schirato, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on January 13, 2014.

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Sally J. Clark, 2012-2013 President of the City Council

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Monica Martinez Simmons, City Clerk