

# Journal of the Proceedings of the Seattle City Council

Monday, December 1, 2014

## 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, December 1, 2014, pursuant to the provisions of the City Charter. The meeting was called to order at 2:00 p.m., with Council President Burgess presiding.

## B. ROLL CALL

On roll call the following members were:

Present: Bagshaw, Burgess, Clark, Godden, Harrell, Licata, O'Brien, Rasmussen - 8

Absent: Sawant (excused) - 1.

## C. INTRODUCTION AND REFERRAL CALENDAR

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

### COUNCIL BILLS:

#### BY LICATA:

**Council Bill No. 118271**, Appropriating money to pay certain audited claims and ordering the payment thereof.

Referred to Full Council.

#### BY BURGESS:

**Council Bill No. 118272**, Relating to City employment commonly referred to as the Fourth Quarter 2014 Employment Ordinance; designating positions as exempt from Civil Service status, amending Seattle Municipal Code Section 4.13.010, authorizing the Mayor to execute a Memorandum of Understanding between the City of Seattle/Seattle Public Utilities and the Plumbers and Pipefitters, Local 32, and ratifying and confirming prior acts; all by a 2/3 vote of the City Council.

Referred to Education and Governance Committee.

#### BY SAWANT:

**Council Bill No. 118273**, Related to the City Light Department and Seattle Public Utilities; transferring jurisdiction of the former Wabash Substation Property from the City Light Department to Seattle Public Utilities for water, drainage, and other utility purposes.

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Referred to Energy Committee.

**Council Bill No. 118274**, Relating to the City Light Department; accepting statutory warranty deeds to the Fullerton property in King County, Washington, and the Fontana, Learned's Little Houses, LLC., Morgan, Nihart, and Scheer properties in Skagit County, Washington, for salmonid habitat protection purposes; declaring certain real property rights surplus to utility needs; ratifying the grants of Deeds of Right to the State of Washington on the Fontana, Learned, and Scheer properties for salmon recovery and conservation purposes; placing said lands under the jurisdiction of the City Light Department; and ratifying and confirming certain prior acts.

Referred to Energy Committee.

**Council Bill No. 118275**, Relating to the City Light Department, authorizing the General Manager and Chief Executive Officer to purchase an easement from the Corporation of the Catholic Archbishop of Seattle for the relocation of the City Light Department's overhead electric lines within Northeast 195th Street in the City of Shoreline; and authorizing payment of fair market value to the Corporation of the Catholic Archbishop of Seattle for the easement.

Referred to Energy Committee.

**Council Bill No. 118276**, Relating to the City Light Department; authorizing the General Manager and Chief Executive Officer to execute an easement agreement for the purchase of a utility easement from E & L Investments, LLC; and ratifying and confirming certain prior acts.

Referred to Energy Committee.

## **BY BAGSHAW:**

**Council Bill No. 118277**, Relating to the Urban Forestry Commission, adding a new member and amending Sections 3.72.020 and 3.72.030 of the Seattle Municipal Code.

Referred to Seattle Public Utilities and Neighborhoods Committee.

**Council Bill No. 118278**, Relating to Seattle Public Utilities; accepting easements granted to the City of Seattle for installation, operation, and maintenance of water mains, fire and domestic water services, water service vaults, hydrants, water facilities, water supply pipelines, water meters, access and appurtenances necessary for water utility purposes at various locations in Seattle and unincorporated King County, Washington; placing the easements under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

Referred to Seattle Public Utilities and Neighborhoods Committee.

**Council Bill No. 118279**, Relating to Seattle Public Utilities; accepting easements situated in southeast Seattle granted to the City of Seattle for installation, operation and maintenance of

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sewer lines necessary for drainage and wastewater utility purposes; placing the easements under the jurisdiction of Seattle Public Utilities and ratifying and confirming certain prior acts. Referred to Seattle Public Utilities and Neighborhoods Committee.

## **BY GODDEN:**

**Council Bill No. 118280**, Relating to the Seattle Monorail; authorizing the Director of the Seattle Center to execute a concession agreement granting Seattle Monorail Services the right to operate and maintain the Monorail system for ten years, with an additional ten year extension by mutual agreement; authorizing the Director to enter into project agreements for Monorail capital improvements and major maintenance projects as provided for in the agreement; authorizing the Director to establish Monorail fares within the limitations provided in the agreement; and ratifying and confirming certain prior acts. Referred to Parks, Seattle Center, Libraries, and Gender Pay Equity Committee.

## **BY LICATA:**

**Council Bill No. 118281**, Relating to the Bell Harbor Marina; authorizing the Mayor to execute a Termination of Agreement and Release of the Memorandum of Understanding between the City and the Port of Seattle for the operation and maintenance of the marina; and ratifying and confirming prior acts. Referred to Finance and Culture Committee.

## **BY CLARK, LICATA, O'BRIEN:**

**Council Bill No. 118282**, Relating to City public works; providing findings regarding priority hire; establishing a policy to promote training and career opportunities for individuals in the construction trades; establishing priorities for the hiring of residents in economically distressed areas with particular priority for Seattle and King County; directing the Department of Finance and Administrative Services to execute a project labor agreement for public works projects estimated to cost \$5 million or more; directing that the program be evaluated and reported on annually; adding a new Chapter 20.37 to the Seattle Municipal Code, which includes Sections 20.37.010, 20.37.020, 20.37.030, 20.37.040, 20.37.050, 20.37.060, 20.37.070, and amending Seattle Municipal Code Sections 20.38.005 and 20.38.010 in connection thereto.

Referred to Housing Affordability, Human Services, and Economic Resiliency Committee.

## **BY LICATA:**

**Council Bill No. 118283**, Authorizing, in 2014, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Department of Information Technology, Department of Neighborhoods, Seattle Fire Department, Seattle Police Department, Seattle

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City Light and the Seattle Department of Transportation to accept specified grants and private funding and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

Referred to Finance and Culture Committee.

**Council Bill No. 118284**, Relating to the 2014 Budget; amending Ordinance 124349, which adopted the 2014 Budget, including the 2014- 2019 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; adding new projects; creating new appropriations; revising project allocations for certain projects in the 2014-2019 CIP; creating positions; modifying positions; abrogating positions; making cash transfers between various City funds; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Referred to Finance and Culture Committee.

## **BY BURGESS:**

**Council Bill No. 118285**, Relating to City employment; adding a new section to Seattle Municipal Code Chapter 4.20 to provide a wage supplement and insurance benefits for employees who are mobilized by the United States Armed Forces for active military service.

Referred to Education and Governance Committee.

## **BY HARRELL:**

**Council Bill No. 118286**, Relating to security from terrorism; authorizing the City to partner with the State of Washington and King County to receive financial assistance from the Department of Homeland Security, Office for State and Local Government Coordination and Preparedness under the Urban Areas Security Initiative Grant for Federal Fiscal Year 2013; authorizing an application for allocation of funds under that agreement; amending the 2014 Adopted Budget Ordinance 124349 by increasing appropriations to the Seattle Police Department and Seattle Fire Department and accepting revenues; and, ratifying and confirming prior acts, all by a three-fourths vote of the City Council.

Referred to Public Safety, Civil Rights, and Technology Committee.

## **CLERK FILES:**

### **BY BAGSHAW:**

**Clerk File No. 314176**, Appointment of Michael W. Stanley as member, Landmarks Preservation Board, for a term of confirmation to August 15, 2016.

Referred to Seattle Public Utilities and Neighborhoods Committee.

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**Clerk File No. 314177**, Reappointment of Brian van Stipdonk as member, Ballard Avenue Landmark District Board, for a term of confirmation to June 30, 2016.  
Referred to Seattle Public Utilities and Neighborhoods Committee.

**BY BURGESS:**

**Clerk File No. 314178**, Reappointment of Lucy M. Gaskill-Gaddis as member, Families and Education Oversight Committee, for a term of confirmation to December 31, 2017.  
Referred to Education and Governance Committee.

**Clerk File No. 314179**, Reappointment of Greg Wong as member, Families and Education Oversight Committee, for a term of confirmation to December 31, 2017.  
Referred to Education and Governance Committee.

**Clerk File No. 314180**, Reappointment of Bruce D. Carter as member, Seattle Ethics and Elections Commission, for a term of confirmation to December 31, 2017.  
Referred to Education and Governance Committee.

**BY CLARK:**

**Clerk File No. 314181**, Appointment of Claudia Kauffman as member, Seattle Indian Services Commission, for a term of confirmation to October 2, 2016.  
Referred to Housing Affordability, Human Services, and Economic Resiliency Committee.

**BY HARRELL:**

**Clerk File No. 314182**, Reappointment of Nourisha K. Wells as member, Citizens' Telecommunications and Technology Advisory Board, for a term of confirmation to January 1, 2017.  
Referred to Public Safety, Civil Rights, and Technology Committee.

**BY RASMUSSEN:**

**Clerk File No. 314183**, Appointment of Pat Cohn as member, Seattle Freight Advisory Board, for a term of confirmation to December 31, 2015.  
Referred to Transportation Committee.

**Clerk File No. 314184**, Appointment of Dan McKisson as member, Seattle Freight Advisory Board, for a term of confirmation to December 31, 2015.  
Referred to Transportation Committee.

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**Clerk File No. 314185**, Appointment of Frank Rose as member, Seattle Freight Advisory Board, for a term of confirmation to December 31, 2015.

Referred to Transportation Committee.

**Clerk File No. 314186**, Appointment of Hal B. H. Cooper, Jr. as member, Seattle Freight Advisory Board, for a term of confirmation to December 31, 2016.

Referred to Transportation Committee.

**Clerk File No. 314187**, Appointment of Paul Muldoon as member, Seattle Pedestrian Advisory Board, for a term of confirmation to April 1, 2015.

Referred to Transportation Committee.

## **BY SAWANT:**

**Clerk File No. 314188**, Reappointment of C. Thomas Lienesch as member, Seattle City Light Review Panel, for a term of confirmation to April 11, 2017.

Referred to Energy Committee.

## **D. APPROVAL OF AGENDA**

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

Motion was made by Councilmember Bagshaw, duly seconded and carried, to amend the proposed Agenda by referring Agenda Item No. 3, **Council Bill No. 118262**, to the Seattle Public Utilities and Neighborhoods Committee for further consideration.

**Agenda Item No. 3 - Council Bill No. 118262**, Relating to drainage, flood and habitat improvements being implemented through the Thornton Creek at 35th Ave NE project by Seattle Public Utilities along Thornton Creek on private and public lands; declaring easement rights related to Thornton Creek at 10706 35th Avenue Northeast surplus to the City's utility needs; authorizing relinquishment of the surplus easement; authorizing Seattle Department of Transportation to acquire, accept, and record, on behalf of the City of Seattle a permanent bridge maintenance easement from Seattle School District #1; placing such easement under the Seattle Department of Transportation's jurisdiction; transferring partial jurisdiction of a portion of property in the Southwest Quarter of Section 27, Township 26 North, Range 4 East, W.M., from Seattle Public Utilities to the Seattle Department of Transportation for bridge footings and maintenance; approving a five year Memorandum of Agreement between the Seattle School District and Seattle Public Utilities for activities on school lands; and ratifying and confirming certain prior acts.

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

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## E. PRESENTATIONS

There were none.

## F. APPROVAL OF THE JOURNAL

There were no minutes presented for approval.

## G. PUBLIC COMMENT

Queen Pearl addressed the Council regarding a non-Agenda item.

Michael Fuller addressed the Council regarding a non-Agenda item.

Paul W. Locke addressed the Council regarding a non-Agenda item.

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

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

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

**Council Bill No. 118271**, Appropriating money to pay certain audited claims and ordering the payment thereof.

Motion was made and duly seconded to pass **Council Bill No. 118271**.

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

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

Against: None.

The President signed the Bill.

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## I. COMMITTEE REPORTS AND FINAL VOTE ON LEGISLATION

### FULL COUNCIL:

**Agenda Item No. 1 - Resolution No. 31557**, Setting forth the City of Seattle's 2015 State Legislative Agenda.

### ACTION 1:

Motion was made by Councilmember Licata, duly seconded and carried, to amend **Resolution No. 31557**, Exhibit 1, "An Affordable City" section, second paragraph, as shown in the underlined language below:

We support continued and expanded funding for essential safety net programs, including: Maternity Support Services, public health, Community Health Clinics, mental health treatment services, Apple Health for Kids, Housing and Essential Needs, the Aged, Blind and Disabled program (ABD), the Senior Services Act programs, immigrant services, State Food Assistance, the WIC Farmer's Market Nutrition Program, Working Connections Childcare, family planning, Nurse Family Partnerships, and the Kinship Navigator Program.

### ACTION 2:

Motion was made by Councilmember Licata, duly seconded and carried, to amend **Resolution No. 31557**, Exhibit 1, "An Affordable City" section, last paragraph, as shown in the underlined language below:

We support changes to the Fair Tenant Screening Act and reducing the costs of tenant screening reports for prospective tenants and providing for fairness in eviction reporting. We also support expanding protections against discrimination based on a renter's source of income and aligning state and federal law to ensure housing access for disabled residents with service animals.

### ACTION 3:

Motion was made by Councilmember Licata, duly seconded and carried, to amend **Resolution No. 31557**, Exhibit 1, "A Safe City" section, tenth paragraph, as shown in the underlined language below:

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We support gender equity and family-friendly workplace policies, such as paycheck fairness, parental leave and affordable childcare, so that all people across gender lines thrive economically and are safe and healthy. We support local governments' ability to adopt standards to protect the health, safety, and well-being of their residents, to adopt tax measures that do not unfairly burden those in need, and oppose preemption of local regulations related to retaining housing affordability.

## ACTION 4:

Motion was made by Councilmember Burgess, duly seconded and carried, to amend **Resolution No. 31557**, Exhibit 1, "Interconnected City" section, last paragraph, as shown in the strikethrough language below:

We support clarifying regulations related to trucks and other commercial vehicles and additional resources for commercial vehicle safety enforcement; we also support policies that equitably share the burden of responsibility for safety violations between drivers and equipment owners. ~~((Finally, we support amendments to recreational immunity laws.))~~

## ACTION 5:

Motion was made and duly seconded to adopt **Resolution No. 31557** as amended.

The Motion carried and the Resolution was adopted as amended by the following voice vote:  
In favor: Bagshaw, Burgess, Clark, Godden, Harrell, Licata, O'Brien, Rasmussen - 8  
Against: None.

The President announced that **Resolution No. 31557** as amended was not available for presentation for his signature and that an announcement would be made once the Resolution as amended is presented.

## SEATTLE PUBLIC UTILITIES AND NEIGHBORHOODS COMMITTEE:

**Agenda Item No. 2. - Council Bill No. 118216**, Relating to Seattle Public Utilities; declaring certain real property rights relating to sewer facilities within property commonly known as 1620 Lake Washington Boulevard surplus to City utility needs; authorizing the Director of Seattle Public Utilities to relinquish such easement rights; authorizing the Director of Seattle Public Utilities to accept an easement from Julie Rose, Peter Rose and the Maple Leaf Revocable Trust for a City-owned sanitary sewer facility; and ratifying and confirming certain 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, Godden, Harrell, Licata, O'Brien, Rasmussen - 8

Against: None.

The President signed the Bill.

**Agenda Item No. 3 - Council Bill No. 118262**, Relating to drainage, flood and habitat improvements being implemented through the Thornton Creek at 35th Ave NE project by Seattle Public Utilities along Thornton Creek on private and public lands; declaring easement rights related to Thornton Creek at 10706 35th Avenue Northeast surplus to the City's utility needs; authorizing relinquishment of the surplus easement; authorizing Seattle Department of Transportation to acquire, accept, and record, on behalf of the City of Seattle a permanent bridge maintenance easement from Seattle School District #1; placing such easement under the Seattle Department of Transportation's jurisdiction; transferring partial jurisdiction of a portion of property in the Southwest Quarter of Section 27, Township 26 North, Range 4 East, W.M., from Seattle Public Utilities to the Seattle Department of Transportation for bridge footings and maintenance; approving a five year Memorandum of Agreement between the Seattle School District and Seattle Public Utilities for activities on school lands; and ratifying and confirming certain prior acts.

Referred to the Seattle Public Utilities and Neighborhoods Committee.

**Agenda Item No. 4. - Council Bill No. 118263**, Relating to Seattle Public Utilities; accepting easements granted to the City of Seattle for installation, operation, and maintenance of storm drainage facilities, sewer facilities, sanitary sewers, combined sanitary sewer facilities, drainage pipes, drain facilities, utilities, collection structures, culverts, outfall structures, fishways and streams, access and appurtenances necessary for drainage and wastewater utility purposes at various locations in Seattle and unincorporated King County, Washington; placing the easements under the jurisdiction of Seattle Public Utilities; 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, Godden, Harrell, Licata, O'Brien, Rasmussen - 8

Against: None.

The President signed the Bill.

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**Agenda Item No. 5. - Council Bill No. 118264**, Relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to accept specified grants from the King County Flood Control District and the Washington State Department of Ecology and to execute, deliver, and perform corresponding agreements; 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, Godden, Harrell, Licata, O'Brien, Rasmussen - 8

Against: None.

The President signed the Bill.

**Agenda Item No. 6. - Council Bill No. 118268**, Relating to the solid waste system of Seattle Public Utilities; revising rates and charges for solid waste services; revising credits to low income customers for solid waste services; and amending Chapters 21.40 and 21.76 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, Godden, Harrell, Licata, O'Brien, Rasmussen - 8

Against: None.

The President signed the Bill.

**Agenda Item No. 7. - Clerk File No. 314160**, Reappointment of Leif E. Fixen as member, Urban Forestry Commission, for a term of confirmation to December 1, 2017.

The Committee recommended that the Appointment be confirmed.

The Appointment was confirmed by the following voice vote:

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

Against: None.

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## FULL COUNCIL:

**Agenda Item No. 1. - Resolution No. 31557, Setting forth the City of Seattle's 2015 State Legislative Agenda.**

Council President Burgess announced that **Resolution No. 31557** as amended was available for presentation to the Council and ready to be signed. The President signed **Resolution No. 31557**.

## J. ADOPTION OF OTHER RESOLUTIONS

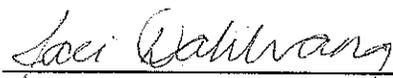
There were none.

## K. OTHER BUSINESS

Motion was made, duly seconded and carried, to excuse Councilmember Licata from the January 5, 2015 and March 9, 2015 Full Council meetings.

## L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 2:31 p.m.

  
\_\_\_\_\_  
Jaci Dahlvang, IS II, Office of the City Clerk

Signed by me in Open Session, upon approval of the Council, on January 5, 2015.

\_\_\_\_\_  
Tim Burgess, President of the City Council

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Monica Martinez Simmons, City Clerk