

D6.

Journal of the Proceedings of the Seattle City Council *Minutes*

Monday, September 10, 2012

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 10, 2012, pursuant to the provisions of the City Charter. The meeting was called to order at 2:07 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, duly seconded and carried, to adopt the proposed Agenda.

D. APPROVAL OF THE JOURNAL

There were no minutes presented for approval.

E. PRESENTATIONS

Councilmember Clark recognized an international delegation from 18 countries observing Accountability in Government.

Councilmember Godden presented a Proclamation in remembrance and honor of Kathi Goertzen.

By unanimous consent, the Council Rules were suspended to allow Councilmember Godden to present the Proclamation to Ira and Don Goertzen, family members of the late Ms. Goertzen, and to allow them to address the City Council.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

F. PUBLIC COMMENT

Motion was made, duly seconded and carried, to extend the public comment period from 15 to 30 minutes.

Dustin Van Wyck addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Myra Tanita addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Brian Rulifson addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Peter Krause addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Leslie Brougham addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Erin Miller addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Sue Donaldson addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Jon Drezner addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Robert S. Schuck addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Ruth A. Vega addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Vince Lyons addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

John Wilson addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Andrew Engel addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Mary Lamb addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Linda Green-Baskett addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Shannon Hughes addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

John Taylor addressed the Council regarding Agenda item 1, **Council Bill No. 117572.**

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

G. REFERRAL CALENDAR

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

COUNCIL BILLS:

BY BURGESS:

Council Bill No. 117573, Appropriating money to pay certain audited claims and ordering the payment thereof.

Referred to Full Council.

BY O'BRIEN:

Council Bill No. 117574, Relating to the City Light Department, declaring the former Chelsea, Hawthorne, Hill, Sand Point, View Ridge, and Wedgwood Substation properties as surplus to the City's needs and no longer required for providing public utility service or other municipal purpose; authorizing the sale of said properties for fair market value through negotiated sale or an open and competitive process; and authorizing the Superintendent of the City Light Department to execute all necessary documents to accomplish such property sales.

Referred to Energy and Environment Committee.

Council Bill No. 117575, Relating to energy use benchmarking in buildings; modifying the penalty system, administrative review and appeal process for failure to timely submit energy benchmarking reports and performance ratings; authorizing the establishment of grace periods; creating an exemption for buildings used in industrial manufacturing; authorizing the delegation of enforcement authority; amending Sections 22.920.010, 22.920.020, 22.920.030, 22.920.040, 22.920.060, 22.920.100, 22.920.110, 22.920.120, 22.920.130, 22.920.150, 22.920.160, 22.920.170, 22.920.180, and 22.920.190 of the Seattle Municipal Code; adding new Sections 22.920.125, 22.920.155 and 22.920.195; and repealing Section 22.920.140.

Referred to Energy and Environment Committee.

BY RASMUSSEN:

Council Bill No. 117576, Relating to tree and vegetation management in public places; adding a new Chapter 15.43 to Subtitle I of Title 15 of the Seattle Municipal Code to provide for the regulation of planting, maintenance, and removal of trees and shrubs in all public places; amending Sections 15.02.042, 15.02.044, 15.02.046, 15.04.012, 15.18.010, 15.90.018, and 15.91.002; repealing Chapter 15.42 of the Seattle Municipal Code; and amending the current Seattle Department of Transportation Street Use fee schedule by adding new tree-related Street Use permit codes.

Referred to Transportation Committee.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

BY CONLIN:

Council Bill No. 117577, Relating to shoreline land use regulations; amending the Seattle Shoreline Master Program; Chapter 23.60 of the Seattle Municipal Code to allow certain utility uses for treating and storing stormwater and/or combined sewage in a CR Environment area. Referred to Planning, Land Use, and Sustainability Committee.

BY LICATA:

Council Bill No. 117578, Relating to housing for low-income households, amending housing policies in the 2012-2013 Administrative and Financial Plan for 2009 Housing Levy Programs, which also apply to other funds used for housing, and in the 2009-2012 Consolidated Plan for Housing and Community Development, and ratifying and confirming certain prior acts. Referred to Housing, Human Services, Health, and Culture Committee.

BY BAGSHAW:

Council Bill No. 117579, Relating to the Department of Parks and Recreation and Seattle Public Utilities; transferring partial jurisdiction of a portion of the property formerly known as the Sound Way Property, in the West Duwamish Greenbelt, from the Department of Parks and Recreation to Seattle Public Utilities for maintenance, repair and operation of existing drainage facilities. Referred to Parks and Neighborhoods Committee.

BY GODDEN:

Council Bill No. 117580, Relating to Seattle Public Utilities; declaring property interests that may have been acquired by Seattle Public Utilities surplus to utility needs; and authorizing the exchange of quitclaim deeds between the City of Seattle and King County to clarify the northern boundary line of a portion of Seattle Public Utilities' Lake Youngs Supplyline right-of-way in the Southwest Quarter of Section 5, Township 22 North, Range 6 East, W.M., and in the Southeast Quarter of Section 6, Township 22 North, Range 6 East, W.M., in King County, Washington. Referred to Libraries, Utilities, and Center Committee.

Council Bill No. 117581, Relating to Seattle Public Utilities' property on the northeast corner of North 140th Street and Lenora Place North, Seattle, Washington; declaring fee ownership of this property to be surplus to the City of Seattle's utility needs; authorizing Seattle Public Utilities to sell the surplus property and to execute documents and agreements necessary to complete the sale; and ratifying and confirming certain prior acts. Referred to Libraries, Utilities, and Center Committee.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

Council Bill No. 117582, Relating to Seattle Public Utilities; authorizing the sale of certain real property at the North Transfer Station and ratifying and confirming certain prior acts.
Referred to Libraries, Utilities, and Center Committee.

RESOLUTIONS:

BY LICATA:

Resolution No. 31408, Relating to the Seattle Indian Services Commission; making findings regarding the need for City intervention into the Commission's affairs; and authorizing the Mayor to undertake such intervention, all following a public hearing held with notice to the Commission.

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

BY RASMUSSEN:

Resolution No. 31409, Granting conceptual approval to construct, maintain, and operate a greywater infiltration system in the east side planting strip area of 15th Avenue, between East Madison Street and East Pike Street, as part of the construction of the new Bullitt Center at 1501 East Madison Street, as proposed by CCSDC, LLC.

Referred to Transportation Committee.

CLERK FILES:

BY RASMUSSEN:

Clerk File No. 312518, Appointment of Alfonso Lopez as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2014.

Referred to Transportation Committee.

Clerk File No. 312519, Appointment of Dylan S. Ahearn as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2014.

Referred to Transportation Committee.

Clerk File No. 312520, Appointment of Kristi Rennebohm Franz as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2014.

Referred to Transportation Committee.

Clerk File No. 312521, Appointment of Jessica Szlag as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2014.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

Referred to Transportation Committee.

Clerk File No. 312522, Reappointment of Jodi M. Connolly as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2014.

Referred to Transportation Committee.

Clerk File No. 312523, Appointment of David B. Mendoza as member, Seattle Freight Advisory Board, for a term of confirmation to December 13, 2012.

Referred to Transportation Committee.

BY LICATA:

Clerk File No. 312524, Reappointment of Molly Holmes as member, Seattle-King County Aging and Disability Services Advisory Council, for a term of confirmation to December 31, 2014.

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

Clerk File No. 312525, Reappointment of Claire Brannan as member, Seattle-King County Aging and Disability Services Advisory Council, for a term of confirmation to December 31, 2014.

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

Clerk File No. 312526, Reappointment of Nick Licata as member, Seattle-King County Aging and Disability Services Advisory Council, for a term of confirmation to December 31, 2014.

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

Clerk File No. 312527, Appointment of Kathe Matrone as member, Seattle-King County Aging and Disability Services Advisory Council, for a term of confirmation to December 31, 2014.

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

Clerk File No. 312528, Reappointment of Robert Strong as member, Museum Development Authority Council, for a term of confirmation to July 12, 2015.

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

Clerk File No. 312529, Reappointment of Douglas A. Raff as member, Museum Development Authority Council, for a term of confirmation to July 12, 2015.

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

Clerk File No. 312530, Appointment of Nate Dreon as member, Pacific Hospital Preservation and Development Authority Governing Council, for a term of confirmation to December 31, 2012.

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

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

Clerk File No. 312531, Reappointment of Nate Dreon as member, Pacific Hospital Preservation and Development Authority Governing Council, for a term of confirmation to December 31, 2015.

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

BY HARRELL:

Clerk File No. 312532, Appointment of Jonathan Porter as member, Seattle Commission for People with Disabilities, for a term of confirmation to April 30, 2014.

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

Clerk File No. 312533, Reappointment of Hope S. Drummond as member, Seattle Commission for People with Disabilities, for a term of confirmation to April 30, 2014.

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

BY GODDEN:

Clerk File No. 312534, Appointment of Kristi England as member, Seattle Public Library Board of Trustees, for a term of confirmation to April 1, 2017.

Referred to Libraries, Utilities, and Center Committee.

NO SPONSOR REQUIRED:

Clerk File No. 312535, Petition of Seattle Public Utilities to vacate a portion of Carr Place North between North 34th Street and North 35th Street.

Referred to Transportation Committee.

BY O'BRIEN:

Clerk File No. 312536, Appointment of Leo Bodensteiner as member, Skagit Environmental Endowment Commission, for a term of confirmation to August 9, 2016.

Referred to Energy and Environment Committee.

Clerk File No. 312537, Appointment of Gary Cook as member, Skagit Environmental Endowment Commission, for a term of confirmation to August 9, 2016.

Referred to Energy and Environment Committee.

Clerk File No. 312538, Reappointment of Michelle Connor as member, Skagit Environmental Endowment Commission, for a term of confirmation to August 9, 2016.

Referred to Energy and Environment Committee.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

Clerk File No. 312539, Reappointment of Jennifer Watkins as member, Skagit Environmental Endowment Commission, for a term of confirmation to August 9, 2016.
Referred to Energy and Environment Committee.

Clerk File No. 312541, Reappointment of Mark L. Adreon as member, Seattle Commission for People with Disabilities, for a term of confirmation to April 30, 2014.
Referred to Public Safety, Civil Rights, and Technology Committee.

RE-REFERRAL:

BY HARRELL:

Clerk File No. 312426, Report of the Office of Professional Accountability Review Board (OPARB) on recommendations regarding civilian oversight of the Seattle Police Department.
Referred to Full Council.

H. PAYMENT OF BILLS, CLAIMS AND SALARIES

Council Bill No. 117573, Appropriating money to pay certain audited claims and ordering the payment thereof.

Motion was made and duly seconded to pass **Council Bill No. 117573**.

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. 117572, Relating to land use and zoning; amending Sections 23.44.010 and 23.44.012 of the Seattle Municipal Code to adopt 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. 117572**.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

ACTION 1:

Motion was made, duly seconded and carried, to amend **Council Bill No. 117572** by substituting version 11 for version 6.

ACTION 2:

Motion was made and duly seconded to pass **Council Bill No. 117572** 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.

GOVERNMENT PERFORMANCE AND FINANCE COMMITTEE:

Agenda Item No. 2 - Resolution No. 31404, Relating to the City of Seattle's budget planning, establishing general standards for the measurement of program performance and program evaluation, and stating the Council's intent to begin applying these standards in its review of the 2013 Proposed Budget.

The Committee recommended that the Resolution be adopted.

The Resolution was adopted by the following voice vote:

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

Against: None.

The President signed the Resolution.

Agenda Item No. 3 - Resolution No. 31406, Approving interest rates set by the Seattle City Employees' Retirement System (SCERS) Board of Administration for 2013.

The Committee recommended that the Resolution be adopted.

The Resolution was adopted by the following voice vote:

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

Against: None.

The President signed the Resolution.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

PUBLIC SAFETY, CIVIL RIGHTS, AND TECHNOLOGY COMMITTEE:

Agenda Item No. 4 - Clerk File No. 312450, 2012 Second Quarter Progress Report of the Chief of Police.

The Committee recommended that the File be placed on file.

The File was placed on file by the following voice vote:

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

Against: None.

Agenda Item No. 5 - Clerk File No. 312507, Appointment of Paloma Andazola-Reza as member, Seattle Commission for People with Disabilities, for a term of confirmation to April 30, 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. 6 - Clerk File No. 312508, Appointment of Steve Ferreira as member, Seattle Commission for People with Disabilities, for a term of confirmation to April 30, 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. 7 - Clerk File No. 312509, Reappointment of Deborah Witmer as member, Seattle Commission for People with Disabilities, for a term of confirmation to April 30, 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.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

Agenda Item No. 8 - Clerk File No. 312510, Reappointment of Vickie Foster as member, Seattle Commission for People with Disabilities, for a term of confirmation to April 30, 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. 9 - Clerk File No. 312503, Appointment of Katherine Beckett as member, Seattle Human Rights Commission, for a term of confirmation to July 22, 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. 10 - Clerk File No. 312504, Appointment of Isabel Bussarakum as member, Seattle Human Rights Commission, for a term of confirmation to July 22, 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. 11 - Clerk File No. 312505, Appointment of Catherine Moore as member, Seattle Human Rights Commission, for a term of confirmation to July 22, 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.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

Agenda Item No. 12 - Clerk File No. 312506, Appointment of Christina M. Ygonas as member, Seattle Human Rights Commission, for a term of confirmation to July 22, 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. 13 - Clerk File No. 312512, Appointment of Alejandra Gonza as member, Seattle Human Rights Commission, for a term of confirmation to July 22, 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.

LIBRARIES, UTILITIES, AND CENTER COMMITTEE:

Agenda Item No. 14 - Resolution No. 31407, Providing an honorary designation of 1499 SW Spokane Street as "Tribal Elder Bernice White Place."

The Committee recommended that the Resolution be adopted.

The Resolution was adopted by the following voice vote:

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

Against: None.

The President signed the Bill.

J. ADOPTION OF OTHER RESOLUTIONS

There were none.

K. OTHER BUSINESS

Motion was made, duly seconded and carried, to excuse Councilmember Rasmussen from the September 24 and October 1, 2012 Full Council meetings.

Journal of the Proceedings of the Seattle City Council

Monday, September 10, 2012

L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 3:13 p.m.

Emilia M. Sanchez, Council Clerk

Signed by me in Open Session, upon approval of the Council, on Monday, October 1, 2012.

Sally J. Clark, President of the City Council

Monica Martinez Simmons, City Clerk