

# Journal of the Proceedings of the Seattle City Council

Monday, September 22, 2014

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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 22, 2014, pursuant to the provisions of the City Charter. The meeting was called to order at 2:01 p.m., with Council President Burgess presiding.

## B. ROLL CALL

On roll call the following members were:

Present: Burgess, Clark, Godden, Harrell, Licata, O'Brien, Rasmussen - 7

Absent: Bagshaw (late arrival), Sawant (late arrival) - 2.

## 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. 118215**, Appropriating money to pay certain audited claims and ordering the payment thereof.

Referred to Full Council.

#### BY BAGSHAW:

**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.

Referred to Seattle Public Utilities and Neighborhoods Committee.

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## BY RASMUSSEN:

**Council Bill No. 118217**, Relating to the Seattle Department of Transportation; authorizing the Director of the Seattle Department of Transportation, on behalf of the City of Seattle, to execute an assignment, assumption, and consent agreement with the Seattle Steam Limited Partnership, Seattle Community Energy, LLC, and BIF II District Energy Holdings III LC regarding the transfer of the Seattle Steam Franchise authorized under Ordinance 121067, as amended by Ordinance 122260, to BIF II District Energy Holdings III LLC.

Referred to Transportation Committee.

**Council Bill No. 118218**, Relating to the Seattle Streetcar System; authorizing execution of an amendment to the funding and cooperative agreement for the First Hill Streetcar; establishing fare policy objectives for the Seattle Streetcar and authorizing the Director of Transportation to set streetcar fares and establish policies and procedures for fare inspection; and ratifying and confirming certain prior acts.

Referred to Transportation Committee.

**Council Bill No. 118219**, Relating to City-owned property under the jurisdiction of the Seattle Department of Transportation located at 1000 Mercer Street in D. T. Denny's First Addition to North Seattle; and extending, laying out, widening, establishing, and opening a portion of Mercer Street.

Referred to Transportation Committee.

**Council Bill No. 118220**, Authorizing the sale at fair market value of certain surplus property located at 1000 Mercer Street.

Referred to Transportation Committee.

## BY SAWANT:

**Council Bill No. 118221**, Relating to the City Light Department; authorizing the execution of a Metered Energy Efficiency Purchase Agreement with The Bullitt Foundation and the Cascadia Center for Sustainable Design and Construction for the purchase of energy from the Bullitt Center.

Referred to Energy Committee.

**Council Bill No. 118222**, Relating to the City Light Department; authorizing the execution and potential amendment of a Regional Energy Efficiency Initiative Agreement with the Northwest Energy Efficiency Alliance.

Referred to Energy Committee.

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## RESOLUTIONS:

### BY SAWANT:

**Resolution No. 31549**, Relating to the City Light Department; stating the intent of the Seattle City Council to review City Light's rate structure and examine the possibility of developing a rate design that merges residential and general service classes for City Light customers within the City of Seattle.

Referred to Energy Committee.

### CLERK FILES:

#### BY O'BRIEN:

**Clerk File No. 314065**, Appointment of Kara E. Martin as member, Seattle Planning Commission for a term of confirmation to April 15, 2017.

Referred to Planning, Land Use, and Sustainability Committee.

**Clerk File No. 314066**, Appointment of Patricia Wilma as member, Seattle Planning Commission for a term of confirmation to April 15, 2017.

Referred to Planning, Land Use, and Sustainability Committee.

#### BY HARRELL:

**Clerk File No. 314067**, August 2014 Report of the Police Intelligence Audit Pursuant to Ordinance 108333 (Seattle Municipal Code 14.12).

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

**Clerk File No. 314068**, Appointment of Joneil M. Custodio as member, Citizens' Telecommunications and Technology Advisory Board, for a term of confirmation to January 1, 2016.

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

**Clerk File No. 314069**, Appointment of Carmen A. Rahm 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.

**Clerk File No. 314070**, Appointment of Jose M. Vasquez as member, Citizens' Telecommunications and Technology Advisory Board, for a term of confirmation to January 1, 2017.

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

**Clerk File No. 314071**, Reappointment of NaaSira N. N. Adeeba as member, Seattle LGBT Commission, for a term from September 30, 2013 to April 30, 2015.

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

**Clerk File No. 314072**, Appointment of Lylia Allala as member, Seattle Women's Commission, for a term from September 30, 2013 to July 1, 2015.

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

**Clerk File No. 314073**, Appointment of Morgan R. Beach as member, Seattle Women's Commission, for a term from September 30, 2013 to July 1, 2015.

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

**Clerk File No. 314074**, Appointment of Clarissa Lord Brundage as member, Seattle Women's Commission, for a term from September 30, 2013 to July 1, 2015.

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

**Clerk File No. 314075**, Appointment of Jennifer Cobb as member, Seattle Women's Commission, for a term from September 30, 2013 to July 1, 2015.

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

**Clerk File No. 314076**, Appointment of Roslyn Kagy as member, Seattle Women's Commission, for a term from September 30, 2013 to July 1, 2015.

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

**Clerk File No. 314077**, Reappointment of Phyllis Lewis as member, Seattle Women's Commission, for a term of confirmation to July 1, 2016.

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

**Clerk File No. 314078**, Appointment of Tracey Whitten as member, Seattle Women's Commission, for a term from September 30, 2013 to July 1, 2015.

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

## **BY RASMUSSEN:**

**Clerk File No. 314079**, Appointment of Adam M. Bartz as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2016.

Referred to Transportation Committee.

**Clerk File No. 314080**, Appointment of Don Brubeck as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2016.

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Referred to Transportation Committee.

**Clerk File No. 314081**, Appointment of Leah Curtiss as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2016.

Referred to Transportation Committee.

**Clerk File No. 314082**, Appointment of Steven S. Kennedy as member, Seattle Bicycle Advisory Board, for a term of confirmation to August 31, 2016.

Referred to Transportation Committee.

## **BY HARRELL:**

**Clerk File No. 314083**, Response of the Police Chief to the August 2014 Report of the Intelligence Auditor, filed pursuant to Ordinance 108333 (Seattle Municipal Code 14.12).

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

## **D. APPROVAL OF AGENDA**

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

## **E. PRESENTATIONS**

*Councilmembers Bagshaw and Sawant entered the Council Chamber at 2:01 p.m.*

The Council was at ease at 2:01 p.m. while Councilmembers Harrell and Rasmussen escorted Mayor Murray to the Council Chamber.

The Council was called back to order at 2:05 p.m.

Mayor Murray presented his 2015-2016 Proposed Budget and 2015-2019 Proposed Capital Improvement Program.

The Mayor's Budget Address concluded at 2:35 p.m., and the Council was at ease.

The Council was called back to order at 2:40 p.m.

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## F. APPROVAL OF THE JOURNAL

The Journal of the Proceedings of the Seattle City Council meeting of September 2, 2014, was presented to the Chair for approval. By unanimous consent, the Journal was approved and signed.

## G. PUBLIC COMMENT

Susan P. Fiedler addressed the Council regarding Agenda item 14, **Resolution No. 31546.**

Megan Dunn addressed the Council regarding Agenda item 9, **Resolution No. 31548.**

David Della addressed the Council regarding Agenda item 4, **Council Bill No. 118195.**

Veldon Sorensen addressed the Council regarding Agenda item 9, **Resolution No. 31548.**

Mark Emrich addressed the Council regarding Agenda item 9, **Resolution No. 31548.**

Suellen Mele addressed the Council regarding Agenda item 4, **Council Bill No. 118195.**

Megan Pulkkinen addressed the Council regarding Agenda item 9, **Resolution No. 31548.**

Andrej Suske addressed the Council regarding Agenda item 9, **Resolution No. 31548.**

Breanne Chavez addressed the Council regarding Agenda item 9, **Resolution No. 31548.**

Christopher King addressed the Council regarding Introduction and Referral calendar item 12, **Resolution No. 314067.**

Heather Hansen addressed the Council regarding Agenda item 9, **Resolution No. 31548.**

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

**Council Bill No. 118215**, Appropriating money to pay certain audited claims and ordering the payment thereof.

Motion was made and duly seconded to pass **Council Bill No. 118215.**

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

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

Against: None.

The President signed the Bill.

## I. COMMITTEE REPORTS AND FINAL VOTE ON LEGISLATION

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

**Agenda Item No. 1. - Clerk File No. 313893**, Appointment and Oath of Office of Cuc T. Vu as Director, Office of Immigrant and Refugee Affairs.

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, Sawant - 9

Against: None.

The Oath of Office was administered to Ms. Vu by Monica Martinez Simmons, City Clerk, and Ms. Vu addressed the Council.

**Agenda Item No. 2. - Council Bill No. 118175**, Relating to the 2012 Seattle Fire Code; as adopted by Chapter 22.600.020 of the Seattle Municipal Code; amending and adding various provisions to that Fire Code all as regulated and allowed by the State Building Code Act, Chapter 19.27 of the Revised Code of Washington.

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, Sawant - 9

Against: None.

The President signed the Bill.

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## FULL COUNCIL:

**Agenda Item No. 3. - Council Bill No. 118212**, Relating to City employment; authorizing the execution of a memorandum of understanding between the City of Seattle and the Seattle Parking Enforcement Officers' Guild; providing payment therefor; and ratifying and confirming prior acts.

Motion was made and duly seconded to pass **Council Bill No. 118212**.

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

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

Against: None.

The President signed the Bill.

## SEATTLE PUBLIC UTILITIES AND NEIGHBORHOODS COMMITTEE:

**Agenda Item No. 4. - Council Bill No. 118195**, Relating to Seattle Public Utilities; prohibiting food waste and compostable paper from disposal as garbage; and amending Sections 21.36.082, 21.36.083 and 21.36.922 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, Sawant - 9

Against: None.

The President signed the Bill.

**Agenda Item No. 5. - Council Bill No. 118196**, Authorizing Seattle Public Utilities to enter into an Easement Agreement with the Port of Seattle for the construction, operation, maintenance and monitoring of City-owned stormwater drainage facilities including an outfall pipeline at the Terminal-117 cleanup site on the Lower Duwamish Waterway.

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, Sawant - 9

Against: None.

The President signed the Bill.

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**Agenda Item No. 6. - Council Bill No. 118197**, Relating to historic preservation, imposing controls upon the Northwest Rooms and International Fountain Pavilion, 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.

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, Sawant - 9

Against: None.

The President signed the Bill.

**Agenda Item No. 7. - Clerk File No. 313885**, Appointment of Robert Hale as member, Pike Place Market Historical Commission, for a term of confirmation to December 1, 2016.

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, Sawant - 9

Against: None.

**Agenda Item No. 8. - Clerk File No. 313959**, Appointment of Marie R. Wong as member, International Special Review District Board, for a term of confirmation to November 29, 2014.

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, Sawant - 9

Against: None.

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## PLANNING, LAND USE, AND SUSTAINABILITY COMMITTEE:

**Agenda Item No. 9. - Resolution No. 31548,** Concerning the use of neonicotinoid pesticides by the City of Seattle; supporting a national moratorium on neonicotinoids, urging the White House Task Force on Pollinator Health to recommend such a moratorium, urging the US Environmental Protection Agency to institute such a moratorium, and urging the US Congress to revive legislation to enact such a moratorium; and urging retailers operating within the City of Seattle to ensure that no plants, seeds or products containing neonicotinoids are offered for sale.

The Committee recommended that the Resolution be adopted.

The Resolution was adopted by the following voice vote:

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

Against: None.

The President signed the Resolution.

## PARKS, SEATTLE CENTER, LIBRARIES, AND GENDER PAY EQUITY COMMITTEE:

**Agenda Item No. 10. - Council Bill No. 118183,** Relating to Discovery Park; authorizing the execution of Lot Boundary Adjustment 3012031; authorizing the exchange of property and property interests in and adjacent to Discovery Park to complete the Lot Boundary Adjustment; finding, after a public hearing, that the exchange of property and property interests meets the requirements of Ordinance 118477, which adopted initiative 42; authorizing the Superintendent of Parks and Recreation to negotiate and enter into agreements to exchange restrictive use covenants from the property to be transferred by the City of Seattle to the property to be transferred to the City of Seattle; 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, Sawant - 8

Against: Rasmussen -1.

The President signed the Bill.

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**Agenda Item No. 11. - Clerk File No. 312943**, Council land use action to allow an urban farm with five greenhouses, a classroom building, and related farm and gardening structures to be developed on a former Department of Parks and Recreation nursery site in an Environmentally Critical Area (DPD Project No. 3014619, Type V).

The Committee recommended that the Request be approved.

The Request was approved by the following voice vote:

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

Against: None.

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

**Agenda Item No. 12. - Clerk File No. 313964**, Appointment of Sean V. O'Brien as member, Seattle Center Advisory Commission, for a term of confirmation to September 1, 2015.

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, Sawant - 9

Against: None.

## **EDUCATION AND GOVERNANCE COMMITTEE:**

**Agenda Item No. 13. - Council Bill No. 118214**, Relating to City employment commonly referred to as the Second Quarter 2014 Employment Ordinance; establishing a Magistrate Compensation Program for Magistrates in the Seattle Municipal Court, designating positions as exempt from Civil Service status, returning positions to 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 City Employees' Retirement System and the Professional and Technical Employees, Local 17, and ratifying and confirming prior acts; and 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, Godden, Harrell, Licata, O'Brien, Rasmussen, Sawant - 9

Against: None.

The President signed the Bill.

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## COMMITTEE ON HOUSING AFFORDABILITY, HUMAN SERVICES, AND ECONOMIC RESILIENCY:

**Agenda Item No. 14. - Resolution No. 31546**, Concerning the development of a Seattle Housing Affordability and Livability Agenda and calling for establishment of a Seattle Housing Affordability and Livability Agenda Advisory Committee to be jointly convened by the Mayor and Council.

The Committee recommended that the Resolution be adopted.

The Resolution was adopted by the following voice vote:

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

Against: None.

The President signed the Resolution.

**Agenda Item No. 15. - Clerk File No. 313956**, Reappointment of Dana Behar as member, Capitol Hill Housing Improvement Program Council, for a term of confirmation to April 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, Sawant - 9

Against: None.

**Agenda Item No. 16. - Clerk File No. 313957**, Reappointment of Michael J. Malone as member, Capitol Hill Housing Improvement Program Council, for a term of confirmation to April 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, Sawant - 9

Against: None.

**Agenda Item No. 17. - Clerk File No. 313958**, Appointment of Paul Breckenridge as member, Capitol Hill Housing Improvement Program Council, for a term of confirmation to April 1, 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, Godden, Harrell, Licata, O'Brien, Rasmussen, Sawant - 9

Against: None.

**Agenda Item No. 18. - Clerk File No. 314056, Reappointment of Elizabeth P. Dunn as member, Capitol Hill Housing Improvement Program Council, for a term of confirmation to April 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, Sawant - 9

Against: None.

**Agenda Item No. 19. - Clerk File No. 314057, Appointment of Heyward Watson as member, Capitol Hill Housing Improvement Program Council, for a term of confirmation to April 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, Sawant - 9

Against: None.

**Agenda Item No. 20. - Clerk File No. 314058, Reappointment of Oliver Little as member, Special Events Committee, for a term of confirmation to May 1, 2015.**

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, Sawant - 9

Against: None.

**Agenda Item No. 21. - Clerk File No. 314059, Reappointment of Thomas C. Anderson as member, Special Events Committee, for a term of confirmation to May 1, 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, Godden, Harrell, Licata, O'Brien, Rasmussen, Sawant - 9

Against: None.

**Agenda Item No. 22. - Clerk File No. 314060**, Reappointment of Philippa S. Hoshko as member, Special Events Committee, for a term of confirmation to May 1, 2015.

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, Sawant - 9

Against: None.

**Agenda Item No. 23. - Clerk File No. 314061**, Reappointment of Lisa M. Fraser as member, Special Events Committee, for a term of confirmation to May 1, 2015.

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, Sawant - 9

Against: None.

**Agenda Item No. 24. - Clerk File No. 314062**, Reappointment of Jonathan A. Grant as member, Housing Levy Oversight Committee, for a term of confirmation to December 31, 2016.

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, Sawant - 9

Against: None.

**Agenda Item No. 25. - Clerk File No. 314063**, Reappointment of Maiko K. Winkler-Chin as member, Housing Levy Oversight Committee, for a term of confirmation to December 31, 2016.

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, Godden, Harrell, Licata, O'Brien, Rasmussen, Sawant - 9

Against: None.

**Agenda Item No. 26. - Clerk File No. 314064**, Appointment of Leslie Brinson Price as member, Housing Levy Oversight Committee, for a term of confirmation to December 31, 2016.

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, Sawant - 9

Against: None.

## J. ADOPTION OF OTHER RESOLUTIONS

There were none.

## K. OTHER BUSINESS

There was none.

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## L. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 4:04 p.m.

  
LeeAnne Schirato, Deputy City Clerk

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

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Tim Burgess, President of the City Council

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Monica Martinez Simmons, City Clerk